

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

121



FROM: Economic Development Agency

SUBMITTAL DATE:
April 12, 2004

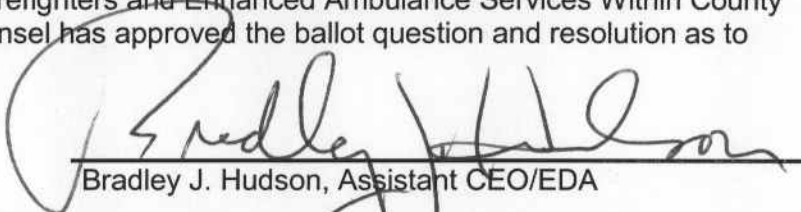
SUBJECT: Actions necessary to conduct an election in County Service Area 38 (Pine Cove) to levy a special tax for extended fire protection and ambulance services.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the attached ballot question to be used in the election;
- 2) Approve the attached boundary map for County Service Area 38;
- 3) Direct the Registrar of Voters to conduct the election on August 31, 2004; and
- 4) If approved by 2/3 of voters on August 31, 2004 adopt Resolution #2004-129, Levying a Special Tax to Finance Equipment for Voluntary Firefighters and Enhanced Ambulance Services Within County Service Area 38 (Pine Cove).

BACKGROUND: The Board of Supervisors established County Service Area (CSA) 38 to provide extended fire protection and enhanced ambulance service. The CSA has been able to provide these extended services with the use of limited ad valorem apportionments and fund reserves; however, a special tax is now needed to continue its operations. The CSA 38 Advisory Board has requested an election be conducted to establish a new special tax for these services. Attached for your approval is the proposed ballot question, the boundary map for CSA 38, and Resolution #2004-129 Levying a Special Tax to Finance Equipment for Voluntary Firefighters and Enhanced Ambulance Services Within County Service Area 38 (Pine Cove). County Counsel has approved the ballot question and resolution as to form.

Departmental Concurrence


Bradley J. Hudson, Assistant CEO/EDA

F:\Shared\CSA\CSA 38\F11 Special Tax 2004.doc

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	YES
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	NO
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2004-05

SOURCE OF FUNDS: NA	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: **APPROVE** FORM APPROVED
COUNTY COUNSEL

County Executive Office Signature Bhonda King APR 06 2004
BY Gordon V. Ubo

Policy
 Consent
 Dept't Recomm.:
 Policy
 Consent
 Per Exec. Ofc.:

Prev. Agn. Ref.: NA | **District: 3** | **Agenda Number:**

Exhibit "A"

Measure Submitted to the Voters

YES ()

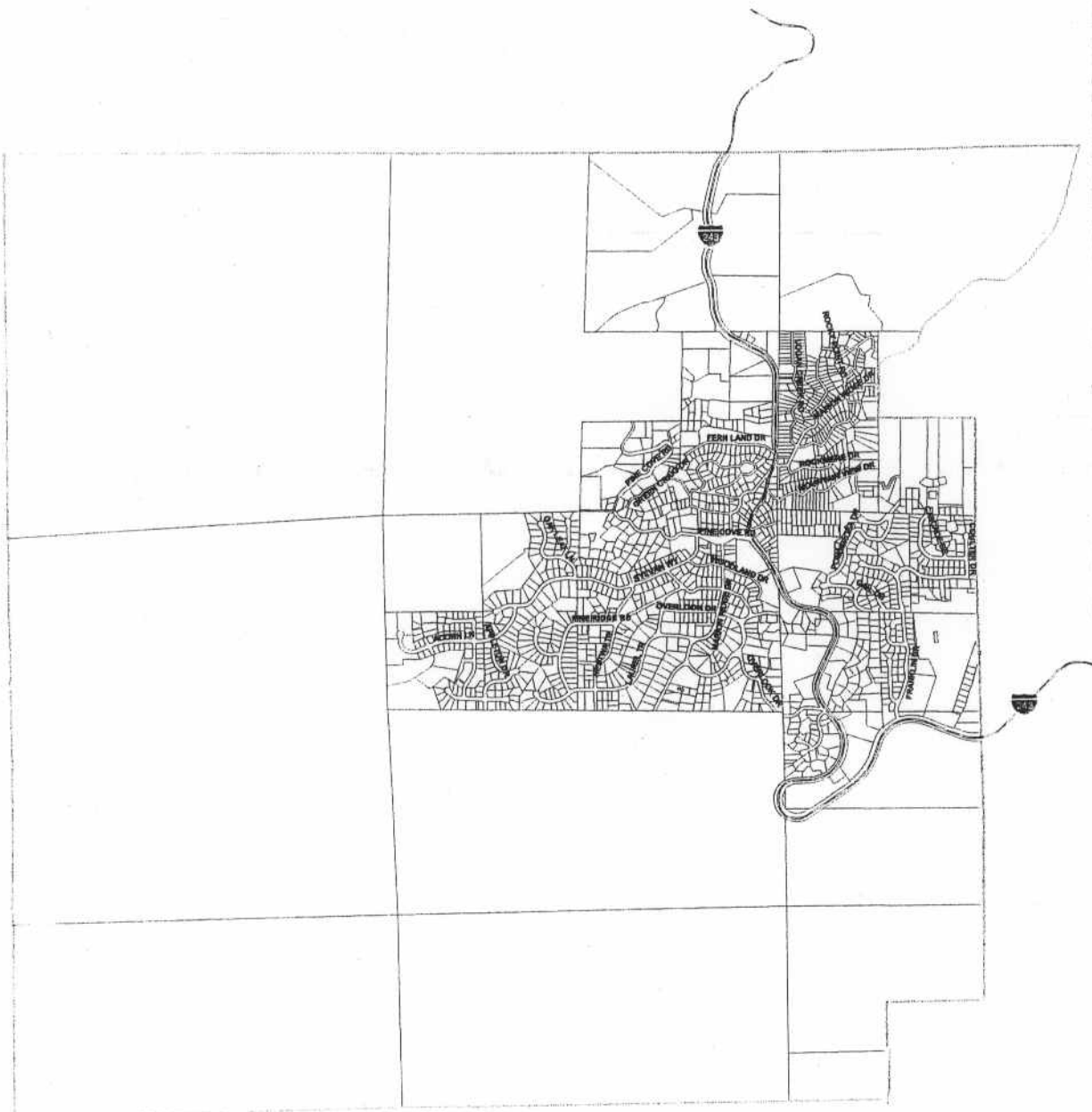
COUNTY SERVICE AREA 38 (PINE COVE)




NO ()

Shall the County of Riverside be authorized to establish a Special Tax of \$50.00 per parcel, per year on all parcels within CSA 38 (Pine Cove) to finance the extended service of voluntary firefighters and enhanced ambulance service? This Special Tax will be subject to an annual adjustment that is ^{the} greater of two percent (2%) or the cumulative percentage increase, if any in the Consumer Price Index for all Urban Consumers ("CPI-U") for the Los Angeles-Riverside-Orange County California Standard Metropolitan Statistical area ("Index") published by the Bureau of Land Statistics of the United States Department of Labor.

FORM APPROVED
COUNTY COUNSEL

APR 06 2004
BY Gordon V. Ubo



-  CSA 38 Boundary
-  Parcels in CSA 38
-  Parcels in 3rd District



County Service Area 38 Pine Cove

RESOLUTION NO. 2004-129

LEVYING A SPECIAL TAX TO FINANCE
EQUIPMENT FOR VOLUNTARY FIREFIGHTERS
AND
ENHANCED AMBULANCE SERVICE
WITHIN COUNTY SERVICE AREA NO. 38 (PINE COVE)

WHEREAS, pursuant to the Authority of Government Code Section 25210.1 et seq., County Service Area Law, the County of Riverside levies various charges for extended governmental services;

WHEREAS, pursuant to Riverside County Ordinance No. 573, a procedure for the levy and collection of charges was established, allowing the annual setting of such charges, assessments, and fees;

WHEREAS, in November, 1996, a constitutional initiative, Proposition 218, was approved by the voters of the State of California, with the express purpose of ensuring that all taxes and most charges on property owners were subject to voter approval; and

WHEREAS, it has been determined that certain services currently rendered under County Service Area Law, not otherwise identified as assessments or property related fees and charges, may only be levied as a special tax under the provisions of Proposition 218; and

WHEREAS, Government Code Section 53724 requires a special tax to be proposed by an ordinance or resolution of the governing local agency.

NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on August 31, 2004, that if approved by two-thirds (2/3) of the voters voting on the special tax identified in Exhibit "A", attached hereto and incorporated by reference herein, a special tax will be imposed and collected in the same manner, on the same dates, and shall be subject to the same penalties and interest as other charges and taxes fixed and collected by the County of Riverside.

1 BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the Registrar of
2 Voters is directed to conduct the election on August 31, 2004.

3 BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the special tax
4 imposed by this resolution shall be retained in the County Service Area 38 fund, to be used only
5 for the purpose of providing equipment and supplies for voluntary firefighter services and
6 enhanced ambulance service, as approved by the voters.

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FORM APPROVED
COUNTY COUNSEL

APR 06 2004
BY Gordon V. Ubo

IMPARTIAL ANALYSIS BY COUNTY COUNSEL

CSA 38 (PINE COVE) SPECIAL ELECTION

FIRE PROTECTION & AMBULANCE SERVICE SPECIAL TAX

In 1976 the Board of Supervisors established County Service Area No. 38 (CSA 38) to provide extended fire protection services in the Pine Cove area. In 1997 ambulance service was added to CSA 38.

Historically an annual charge from each parcel in CSA 38 and a portion of the countywide ad valorem property tax provided funding to pay for CSA 38 extended services.

In 1996 under Proposition 218, County Service Areas had to obtain voter approval for existing assessments, but CSA 38 did not participate in the countywide election. Consequently, no assessments have been collected since 1996.

CSA 38 has been providing its extended services by using the existing fund reserve balance and ongoing accumulation of ad valorem apportionments.

A yes vote will result in a **\$50.00** per parcel per year special tax to pay for equipment and supplies for the Pine Cove Volunteer Firefighting Company and to maintain enhanced ambulance service. The special tax may be increased by approximately 2% each year.

A no vote will result in no special tax to pay for firefighting equipment or to maintain the current ambulance service.

FORM APPROVED
COUNTY COUNSEL

APR 06 2004

BY

Arden V. Ubo