

RESOLUTION 2003-7

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE UKIAH VALLEY FIRE DISTRICT, COUNTY OF MENDOCINO, STATE OF CALIFORNIA, PROPOSING THE IMPOSITION OF A SPECIAL TAX AND ORDERING A SPECIAL TAX ELECTION TO BE CONSOLIDATED WITH THE GENERAL ELECTION OF NOVEMBER 4, 2003, FOR THE PURPOSE OF SUBMITTING TO THE VOTERS OF THE DISTRICT THE QUESTION OF WHETHER OR NOT SUCH A TAX SHOULD BE LEVIED

WHEREAS, the Ukiah Valley Fire District, pursuant to Government Code Section 50077, published notice that a public hearing would be held on Wednesday, June 11, 2003 regarding whether or not a resolution should be adopted calling for a special tax on November 4, 2003; and,

WHEREAS, such duly noticed public hearing was held on June 11, 2003, at which time all interested persons were given the opportunity to address this Board; and,

WHEREAS, as a result of the testimony at said public hearings, this Board has concluded that solely due to the combination of the continued transfer of local property tax dollars to the State of California and the need to replace an aging emergency vehicle fleet, emergency equipment, and personnel safety equipment and training, additional tax revenues are needed if the District is to continue to provide an adequate level of fire protection; and,

WHEREAS, to secure the necessary authority to raise additional needed revenue, this Board has concluded to submit to the voters the question of whether or not to impose a special tax for the purpose of purchasing replacement fire suppression vehicles, emergency equipment, and personnel safety equipment and training.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Ukiah Valley Fire District that:

1. A special tax election is hereby called to be held on November 4, 2003, in conjunction with the general election to approve or disapprove the levy of the hereinafter described special tax. Upon approval of two-thirds of the voters cast by the voters voting upon the proposition, the District may levy the tax.
 2. The tax to be imposed, if approved by the voters, will be effective July 1, 2004, as authorized by Health and Safety Code Section 13911 and Government Code Section 500075 and is to be used for the specific purpose of replacing fire suppression vehicles, emergency equipment, and personnel safety equipment and training.
 3. A special account shall be created into which the proceeds shall be deposited.
 4. The Fire Chief shall file an annual report with the Board of Directors in January of each year indicating both of the following:
 - (a) The amount of funds collected and expended.
 - (b) The status of any project authorized to be funded.
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5. The rate of tax to be imposed shall be \$10.00 per unit using the uniform schedules and rates found in Section 7 of Ordinance 97-1, as passed and adopted by the voters of the Ukiah Valley Fire District at the Special Consolidated Election held on March 4, 1997.
6. The special tax shall be collected in the same manner and subject to the same penalty as, or with, other charges and taxes fixed and collected by the agreement with the county on behalf of the District and the county may deduct its reasonable costs incurred for such service before remittal of the balance to the District.
7. This tax shall be in addition to any other tax that the District is authorized by law to collect and receive including the \$50.00 per unit of special tax authorized by Ordinance 97-1.
8. If any section, subsection, sentence, phrase or clause of this Resolution is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Resolution. The Board of Directors of the Ukiah Valley Fire District here declare that they would have adopted the Resolution and each section despite the fact that one or more sections, subsections, phrases or clauses be declared invalid.
9. Each property owner in the District shall, within thirty (30) days after mailing of the notice of the special tax bill for that fiscal year, have the right to file a written appeal with the District protesting the levy of such special tax. The filing of an appeal is not grounds for failing to timely pay the entire amount of taxes specified as due of the tax bill. If the special tax is either reduced or increased as a result of the decision by the Board of Directors, the special tax shall either be refunded or the increased amount collected. The property owner, or their designated representative, may be present at the protest hearing concerning the application of the special tax.

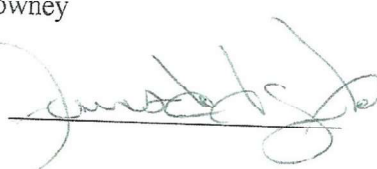
BE IT FURTHER RESOLVED, that the question placed before the voters reads substantially as follows:

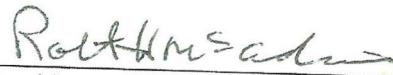
"Shall the Ukiah Valley Fire District impose an annual tax, as proposed in Resolution 2003-7, which will be used specifically for the replacement of fire suppression vehicles, emergency equipment, and personnel safety equipment and training at a rate of \$10 per unit (\$20 per single family dwelling), using the uniform schedules and rates found in Section 7 of Ordinance 97-1 which was passed and adopted by the voters on March 4, 1997? [] YES [] NO"

PASSED, APPROVED AND ADOPTED, by the Board of Directors of the Ukiah Valley Fire District, County of Mendocino, State of California, at their regular meeting held on June 11, 2003, by the following vote:

AYES: Carpenter, Gattenburger, McAdoo, Taglio
 NOES:
 ABSENT: Rowney

ATTEST:




 President

