

RESOLUTION NO. 2019-67

**RESOLUTION OF THE BOARD OF SUPERVISORS OF NAPA COUNTY,
STATE OF CALIFORNIA, ACCEPTING THE FILING OF THE
ENGINEER'S REPORT AND SETTING A PUBLIC HEARING ON THE
ENGINEER'S REPORT AND THE PROPOSED LEVY OF
ASSESSMENTS FOR COUNTY SERVICE AREA NO. 4 FOR FISCAL
YEAR 2019-2020**

WHEREAS, in 2002, the Board of Supervisors of Napa County ("Board"), formed County Service Area No. 4 ("CSA No. 4") pursuant to the County Service Area Law, Government Code section 25210.1 et seq. ("County Service Area law"), as a mechanism for providing certain miscellaneous extended services pertaining to farmworker housing in Napa County; and

WHEREAS, the miscellaneous extended services (collectively "Services") which may be provided by CSA No. 4 include any or all of the following:

- (1) Acquiring farmworker housing;
- (2) Building farmworker housing;
- (3) Leasing farmworker housing; and/or
- (4) Providing maintenance or operations for farmworker housing owned or leased by a public agency whose principal purpose is to develop or facilitate the development of farmworker housing in Napa County; and

WHEREAS, the Board proposes to finance these Services through the imposition of assessments ("Assessments") on the parcels of real property in CSA No. 4 containing one or more planted vineyard acres that will receive special benefits from the Services; and

WHEREAS, the Assessments, which the Board herein indicates its intention to adopt, constitute assessments which do not exceed the range of assessments previously specified in a notice given to the public pursuant to Government Code section 54954.6(c)(2)(G) and approved in an election held in 2017 by the owners of the parcels of real property in CSA No. 4 containing one or more acres of planted vineyard, pursuant to the requirements of Article XIII D (4) of the California Constitution; and

WHEREAS, the Board has caused to be prepared, and on this date has received for filing with the Clerk of the Board ("Clerk"), a written Engineer's Report ("Report") with respect to the Assessments prepared by a professional engineer certified by the State of California and which Report is referred to and incorporated herein by reference; and

WHEREAS, pursuant to County Service Area law and Chapter 3.12 of the Napa County Code, the Report includes a description of each parcel of real property receiving any of the Services and the amount of assessment for such parcel computed in conformity with County Service Area law and Napa County Code sections 3.12.030 and 3.12.040; and

WHEREAS, after considering the Report, the Board wishes to declare its intention to adopt the levy of the Assessments for the 2019-2020 fiscal year in accordance with the Report, and to that end to set a public hearing on the Report and the level of Assessments proposed in the Report,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Board of Supervisors of Napa County, State of California, hereby declares its intention, pursuant to the provisions of County Service Area law and Chapter 3.12 of the Napa County Code, to adopt the Assessments upon real property containing one or more planted vineyard acres in CSA No. 4 for the 2019-2020 fiscal year, all as set forth in the Report. The Report proposes the rate of Assessments for fiscal year 2019-2020 as \$11.00 per planted acre.

2. The Report prepared by Kristin Lowell, Inc., dated May 8, 2019, entitled "County of Napa Farmworker Housing, CSA No. 4 Assessment District" has been filed with the Clerk of the Board of Supervisors and is hereby accepted for filing with this Board by this Resolution. A copy of this Report shall be maintained on file with the Clerk of the Board of Supervisors at 1195 Third Street, Suite 310, Napa, California, and shall be available for public inspection at that location during regular County business hours.

3. With respect to the Assessments proposed to be levied for the 2019-2020 fiscal year, the designated rates are based on the special benefit to be derived by each identified parcel from provision of the Services as further set forth in the Report, and no individual assessment exceeds the reasonable cost of the proportional special benefit conferred on the parcel to which it relates.

4. On June 11, 2019, at 9:30 a.m., or as soon thereafter as circumstances allow, in the chambers of the Napa County Board of Supervisors, 1195 Third Street, Suite 305, Napa, California, the Board shall hold a public hearing ("public hearing") with respect to the enactment of the Assessments. At the public hearing, any interested person shall be permitted to present written or oral testimony regarding the content and accuracy of the Report and of the proposed Assessments. The Board shall consider any protests with respect to the Report and the Assessments, and shall determine whether, and to what extent, to adopt the proposed Assessments.

5. The Board designates Cathy Kisler Caravantes of the Napa County Counsel's Office, 1195 Third Street, Suite 301, Napa, California 94559, telephone number (707) 251-1090, as the person to answer questions regarding the Assessments.

6. Pursuant to County Service Area law and Napa County Code section 3.12.040(B), the Clerk shall publish notice of the public hearing at least once per week for two successive weeks, as provided by Government Code section 6066, in a newspaper of general circulation published in Napa County, which noticing shall be completed prior to the date set for the public hearing.

7. Upon conclusion of the public hearing, the Board may adopt, revise, change, reduce, or modify any Assessment to be charged, and shall make its determination upon each Assessment as described in the Report, all as authorized by Napa County Code section 3.12.040(C). The Board shall then confirm the Report as so modified and order the Assessments to be levied and collected in conformity therewith.

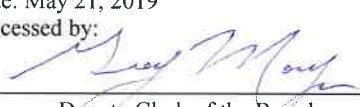
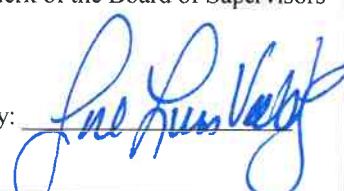
8. In accordance with Napa County Code section 3.12.050, each of the Assessments imposed by the Board at the conclusion of the public hearing shall be collected on the tax bill at the same time and in the same manner as ordinary County ad valorem property taxes are collected and shall be subject to the same penalties and the same procedure and sale in the case of delinquency as provided for such taxes.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED at a regular meeting of the Board of Supervisors of Napa County, State of California, held on the 21st day of May, 2019, by the following vote:

AYES:	SUPERVISORS	WAGENKNECHT, PEDROZA, DILLON, RAMOS and GREGORY
NOES:	SUPERVISORS	NONE
ABSTAIN:	SUPERVISORS	NONE
ABSENT:	SUPERVISORS	NONE

NAPA COUNTY, a political subdivision of
the State of California

By: 
RYAN GREGORY, Chair of the
Board of Supervisors

<p>APPROVED AS TO FORM Office of County Counsel</p> <p>By: <u>Jeffrey M. Richard</u> (via e-signature) Chief Deputy County Counsel</p> <p>Date: <u>April 30, 2019</u></p>	<p>APPROVED BY THE NAPA COUNTY BOARD OF SUPERVISORS</p> <p>Date: May 21, 2019 Processed by:  Deputy Clerk of the Board</p>	<p>ATTEST: JOSE LUIS VALDEZ Clerk of the Board of Supervisors</p> <p>By: </p>
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