



Agenda Date: 1/29/2008
Agenda Placement: 6T

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Britt Ferguson for Nancy Watt - County Executive Officer
Clerk of the Board
REPORT BY: Gladys Coil, Administrative Manager-Clerk of the Board - 253-4196
SUBJECT: Circle Oaks County Water District Assessment District No. 2008-1

RECOMMENDATION

Clerk of the Board requests consideration and adoption of a Resolution of Intention to Make Acquisitions and Improvements, and a Boundary Map pursuant to Section 10104 of the Streets and Highways Code of California for the Circle Oaks County Water District's proposed Assessment District No. 2008-1.

EXECUTIVE SUMMARY

The Circle Oaks County Water District is at the beginning of a process to form an assessment district under the Municipal Improvement Act of 1913 in order to finance the construction of new water system and sewer system improvements. Because the Water District is a special district proposing to form an assessment district within an unincorporated area of Napa County, Streets and Highways Code section 10104 requires the Water District to first obtain the consent of the Board of Supervisors before the Water District Board adopts its resolution initiating the assessment district formation process. The attached resolution would give such approval.

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

The Circle Oaks County Water District is an independent special district which provides water and sewer service to residential parcels located in the Circle Oaks subdivision in the eastern portion of the unincorporated area of Napa County. The Water District is beginning the process of forming an assessment district under the Municipal Improvement Act of 1913 in order to finance construction of new water system and sewer system improvements. Because the Water District is a special district proposing to form an assessment district within an unincorporated area of Napa County, the Water District is required by Section 10104 of the Municipal Improvement Act of 1913 to first obtain the consent of the County before adopting its resolution initiating the assessment district formation process. The Clerk of the Board of Supervisors has received a letter from the Water District's bond counsel and a certified copy of a resolution of the Water District board requesting the Board of Supervisors to give such consent.

Approval of the attached resolution by the Board of Supervisors will give consent for the Water District to move forward with the assessment district formation process, which will require among other steps that a landowner voter protest ballot election be held pursuant to Proposition 218. The proposed Board of Supervisors Resolution approves the form of the Water District's draft Resolution of Intention to Make Acquisitions and Improvements and the Boundary Map, what are attached to the proposed Resolution. The requested approval does not subject the County to any liability for the costs of the proposed acquisitions and improvements, the assessments to be levied on the property within the proposed assessment district, nor any of the bonds or other evidences of indebtedness to be issued by the Water District for the assessment district.

SUPPORTING DOCUMENTS

- A . Resolution Approving the Proposed Resolution of Intention and Boundary Map
- B . Boundary Map
- C . Draft Resolution of Intention to Make Acquisitions and Improvements

CEO Recommendation: Approve

Reviewed By: Maiko Klieman