NAPA COUNTY BOARD OF SUPERVISORS
Board Agenda Letter

TO: Board of Supervisors
FROM: Lawrance Florin for Westmeyer, Robert - County Counsel
COUNTY COUNSEL
REPORT BY: CHRIS APALLAS, Deputy County Counsel - 259-8248
SUBJECT: Acceptance of proposed FY10-11 Budget for County Service Area No. 4 and adoption of a resolution implementing actions necessary for the imposition of assessments.

RECOMMENDATION
County Counsel requests the following actions concerning County Service Area No. 4:

1. Acceptance of the Fiscal Year 2010-2011 proposed budget with a total appropriation of $463,900; and
2. Adoption of a resolution providing for the following:
   a. Accepting the filing of the Engineers Report relating to the assessments for County Service Area No. 4 to provide funding for the farmworker housing centers;
   b. Setting a public hearing for August 3, 2010 at 9:00 a.m. to hear protests to the proposed assessment;
   c. Directing the Clerk of the Board to comply with applicable notice requirements with respect to the proposed assessment; and
   d. Designating Sora O'Doherty of the County Counsel's office as the person to answer questions regarding the assessments and protest proceedings.

EXECUTIVE SUMMARY
The recommended action commences the process necessary for County Service Area No. 4 to impose assessments on qualifying property owners which provides funding for the three farmworker housing centers (Calistoga, Mondavi, and River Ranch). The action accepts the filing of the required Engineers Report, which sets forth the proposed assessment, and sets a public hearing to hear protests to the proposed assessment.

Additionally, the Board has historically accepted the proposed budgets for special districts in June and subsequently held budget hearings and adopted final budgets for special districts in August. Acceptance of the Fiscal Year 2010-2011 proposed budget for County Service Area No. 4 will enable this special district to continue
operations until adoption of its final budget in August.

**PROCEDURAL REQUIREMENTS**

1. Staff reports.
2. Public comments.
3. Motion, second, discussion and vote on the item

**FISCAL IMPACT**

- Is there a Fiscal Impact? Yes
- Is it currently budgeted? Yes
- Where is it budgeted? County Service Area No. 4
- Is it Mandatory or Discretionary? Mandatory
- Is the general fund affected? No
- Future fiscal impact: None, as this request is for Fiscal Year 2010-2011 only.
- Consequences if not approved: County Service Area No. 4 would not have spending authority no assessment revenue raising authority to provide the specified services for Fiscal Year 2010-2011.

**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**

In 2002, the Board of Supervisors established County Service Area No. 4 (CSA 4) to provide funding for farmworker housing programs. Subsequently, in 2007, owners of parcels of real property containing one or more acres of planted vineyards reauthorized an annual assessment not to exceed ten dollars ($10.00) per acre per year to provide such funding. The duration of the approval of that assessment was for five years as allowed pursuant to Government Code section 25213.2.

Adoption of the resolution will implement the actions necessary to levy an assessment on qualifying property owners for Fiscal Year 2010-2011 in accordance with County Service Area law and Napa County Code sections 3.12.030 and 3.12.040. As required, an Engineers Report is submitted for acceptance and filed with the Clerk of the Board. The Report calls for a per acre levy of $10.00. Currently, within CSA 4, there are 46,390 planted vineyard acres. The funds collected under the CSA 4 assessment program are utilized to provide funding to assist the Napa County Housing Authority in its operation of the three farmworker housing centers known as River Ranch, Calistoga, and Mondavi.
Finally, the Board has historically accepted the proposed budgets for special districts in June, and subsequently held budget hearings and adopted final budgets for special districts in August. The proposed budget for Fiscal Year 2010-2011 has been submitted as a "rollover" budget for the purposes of continuing operations until adoption of its final budget in August.

**SUPPORTING DOCUMENTS**

CEO Recommendation: Approve
Reviewed By: Maiko Klieman