



Legislation Text

File #: RES 2024-239, **Version:** 1

To: Board of Supervisors

From: Warren Lai, Public Works Director/Chief Engineer

Report Title: HEARING on Fiscal Year 2024-2025 Tentative Annual Report for County Service Area M-28; ADOPT resolution confirming the report and levying charges

Recommendation of the County Administrator Recommendation of Board Committee

RECOMMENDATIONS:

1. RECEIVE from staff the Fiscal Year 2024-2025 Tentative Annual Report on service charges in County Service Area (CSA) M-28, a copy of which is attached.
2. OPEN the public hearing on the Tentative Annual Report; RECEIVE and CONSIDER all written and oral objections or protests to the Tentative Annual Report; and CLOSE the public hearing.
3. CONSIDER whether to adopt, revise, change, reduce, increase, or modify any estimated service charges set forth in the Tentative Annual Report.
4. APPROVE the estimated service charges set forth in the Tentative Annual Report.
5. ADOPT a Resolution confirming the Tentative Annual Report and levying the charges set forth in the report.
6. DIRECT the Public Works Director or his/her designee to prepare a Fiscal Year 2024-2025 Final Annual Report for CSA M-28 that conforms to the County's official service charge roll for Fiscal Year 2024-2025. (County Service Area M-28 Funds) (District III) Project No. 7473-6X9E70.

FISCAL IMPACT:

The levy of the annual service charges in CSA M-28 will provide revenues for the continued operation and maintenance of a water supply system. The CSA M-28 annual service charge was \$124,686.00 for Fiscal Year 2023-2024 and is projected to be \$127,636.25 in Fiscal Year 2024-2025. This increase is based on the change in the Consumers Price Index (CPI) for the San Francisco Bay Area (All Urban Consumers). The annual service charges for CSA M-28 will be levied on one parcel in Fiscal Year 2024-2025.

BACKGROUND:

As directed by Article 1012-2.602 of the Contra Costa County Ordinance Code, the Public Works Director prepared a Fiscal Year 2024-2025 Tentative Annual Report on service charges in CSA M-28 and filed it with the Clerk of the Board of Supervisors. CSA M-28 provides continued operation and maintenance of a water supply system. The Tentative Annual Report contains a description of each parcel of real property receiving services, the basic service charge for CSA M-28, and the estimated amount of the service charge for each parcel for the fiscal year.

Upon the filing of the Tentative Annual Report, the Clerk of the Board of Supervisors fixed a time, date, and place for a Board hearing on the Tentative Annual Report and for filing objections or protests thereto and published a notice of the hearing as provided in Government Code section 6066.

Following the public hearing, the Board may adopt, revise, change, reduce, increase, or modify any estimated service charge, and shall make its determination upon each estimated service charge as described in the Tentative Annual Report. The service charges in the Tentative Annual Report were computed and apportioned according to a formula that fairly distributes the service charge among all subject parcels in proportion to the estimated benefits conferred on each property from the services provided. Staff recommend approval of the rates and service charges in the Tentative Annual Report without modification.

The service charges in the Tentative Annual Report are higher than the charges levied in Fiscal Year 2023-2024 because they incorporate an automatic adjustment approved by the parcel owners in CSA M-28 in 2007. The annual adjustment provision allows for an increase each year based upon the change in the Consumers Price Index (CPI) for the San Francisco Bay Area (All Urban Consumers). For Fiscal Year 2024-2025 the increase is 2.37% over the Fiscal Year 2023-2024 service charge rates. The Board approved this provision on August 7, 2007.

Adoption of Resolution confirms the Tentative Annual Report and assesses the charges set forth therein but does not levy the charges. The levy of the service charges occurs after the preparation of a Final Annual Report that conforms to the official assessor's roll for Fiscal Year 2024-2025. The official assessor roll will be issued by the County Assessor on or about July 1, 2024.

CONSEQUENCE OF NEGATIVE ACTION:

If the Fiscal Year 2024-2025 Tentative Annual Report for CSA M-28 is not confirmed, either as filed or as modified, the service charges set forth in the Tentative Annual Report may not be levied for Fiscal Year 2024-2025. Therefore, the District would be unable to provide continued operation and maintenance of a water supply system, or an alternate source of funding would have to be identified.

C: Laura Strobel - County Administrator- CAO, Robert Campbell - Auditor Controller, Thomas L. Geiger- County Counsel, Gus Kramer- County Assessor, Brian Brown - Francisco & Associates, Inc., Diana Oyler - Finance, Jocelyn LaRocque - Engineering Services, Rochelle Johnson - Special Districts, Jessi Duffy - Special Districts

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

IN THE MATTER OF: Confirmation of the Fiscal Year 2024-2025 Tentative Annual Report for County Service Area M-28 (Willow Mobile Home Park);

WHEREAS, the Public Works Director has prepared a Fiscal Year 2024-2025 Tentative Annual Report for County Service Area (CSA) M-28 and filed it with the Clerk of the Board pursuant to Article 1012-2.6 of the Contra Costa County Ordinance Code;

WHEREAS, the Clerk of the Board has fixed a time, date, and place for a public hearing on the Tentative Annual Report and published notice of the hearing as provided in Government Code section 6066;

WHEREAS, the Board conducted the public hearing on July 9, 2024, and considered all written and oral testimony, including any and all objections or protests to the Tentative Annual Report;

WHEREAS, the Tentative Annual Report contains a description of each parcel of real property receiving water services within CSA M-28, the basic service charge for CSA M-28, and the estimated service charge amount for each parcel in Fiscal Year 2024-2025;

WHEREAS, the service charges in the Tentative Annual Report were computed and apportioned by a formula that fairly distributes the service charge among all subject parcels in proportion to the estimated benefits conferred on each property from the water services provided within CSA M-28; and

WHEREAS, the Board finds no cause to revise, change, reduce, increase, or modify any estimated service charge contained in the Tentative Annual Report;

NOW, THEREFORE, BE IT RESOLVED: The Board hereby CONFIRMS the Fiscal Year 2024-2025 Tentative Annual Report for CSA M-28 and levies the charges set forth in the report.