

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works		(2) MEETING DATE May 16, 2006		(3) CONTACT/PHONE Straith Smith-Zanartu, Accountant	
(4) SUBJECT Submittal of a Resolution Establishing the 2006-07 Special Tax Rate and Confirming the Per Parcel Special Tax Amount in Nipomo Lighting, Zone E (Tract 1700, Los Pinos Estates)					
(5) SUMMARY OF REQUEST Establishing the 2006-07 Special Tax Rate and confirming the Per Parcel Special Tax Amount to be placed on the 2006-07 tax roll in Nipomo Lighting District, Zone E (Tract 1700, Los Pinos Estates)					
(6) RECOMMENDED ACTION Our recommendations are that your Honorable Board: 1. Approve the resolution confirming the 2006-07 Nipomo Lighting, Zone E special tax rate of \$45.02 per Assessor Parcel Number. 2. Direct the Clerk to file the approved copy of the Resolution with the County Auditor no later than August 10, 2006.					
(7) FUNDING SOURCE(S) N/A		(8) CURRENT YEAR COST N/A		(9) ANNUAL COST N/A	
(10) BUDGETED? <input type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A					
(11) OTHER AGENCY/ADVISORY GROUP INVOLVEMENT (LIST): County Counsel, Auditor-Controller and Treasurer/Tax Collector					
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, How Many? _____ <input type="checkbox"/> Permanent <input type="checkbox"/> Limited Term <input type="checkbox"/> Contract <input type="checkbox"/> Temporary Help					
(13) SUPERVISOR DISTRICT(S) <input type="checkbox"/> 1st, <input type="checkbox"/> 2nd, <input type="checkbox"/> 3rd, <input checked="" type="checkbox"/> 4th, <input type="checkbox"/> 5th, <input type="checkbox"/> All			(14) LOCATION MAP <input checked="" type="checkbox"/> Attached <input type="checkbox"/> N/A		(15) Maddy Act Appointments Signed-off by Clerk of the Board <input checked="" type="checkbox"/> N/A
(16) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Presentation <input type="checkbox"/> Board Business (Time Est. _____)			(17) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions (Orig + 4 copies) <input type="checkbox"/> Contracts (Orig + 4 copies) <input type="checkbox"/> Ordinances (Orig + 4 copies) <input type="checkbox"/> N/A		
(18) NEED EXTRA EXECUTED COPIES? <input type="checkbox"/> Number: _____ <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A			(19) APPROPRIATION TRANSFER REQUIRED? <input type="checkbox"/> Submitted <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A		
(20) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A			(21) W-9 <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		(22) Agenda Item History <input type="checkbox"/> N/A Date <u>5-24-05</u>
(23) ADMINISTRATIVE OFFICE REVIEW <div style="text-align: center; font-size: 2em; font-family: cursive;">OK Leslie Brown</div>					

Reference: 06MAY16-C-2

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SAN LUIS OBISPO COUNTY DEPARTMENT OF PUBLIC WORKS

Noel King, Director

County Government Center, Room 207 • San Luis Obispo CA 93408 • (805) 781-5252

Fax (805) 781-1229

email address: pwd@co.slo.ca.us

TO: Board of Supervisors

FROM: Straith Smith-Zanartu, Accountant *sz*

VIA: Will Clemens, Department Administrator *WC*

DATE: May 16, 2006

SUBJECT: Submittal of a Resolution Establishing the 2006-07 Special Tax Rate and Confirming the Per Parcel Special Tax Amount in Nipomo Lighting, Zone E (Tract 1700, Los Pinos Estates)

Recommendations

It is our recommendation that your Honorable Board:

1. Approve the resolution confirming the 2006-07 Nipomo Lighting, Zone E special tax rate of \$45.02 per Assessor Parcel Number.
2. Direct the Clerk to file the approved copy of the Resolution with the County Auditor no later than August 10, 2006.

Discussion

On August 3, 1999 the electorate in Nipomo Lighting, Zone E voted for approval of a special tax with a maximum annual rate of \$40 and a 2% per year increase per Assessor's Parcel Number. Fiscal Year 2006-07 will be the eighth year that the tax is levied. No further consideration due to Proposition 218 is required.

In order to levy the tax during the 2006-07 fiscal year, your Honorable Board must pass a Resolution establishing the 2006-07 rate, and confirming the amount of the special tax levied on each parcel of real property. The special tax is authorized per Section 53978 of the Government Code.

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Other Agency Involvement/Impact

County Counsel has reviewed the subject Resolution and approved it as to legal form and effect. The Offices of the Auditor-Controller and Treasurer/Tax Collector are involved in the process of collecting special taxes on the property tax bills.

Financial Considerations

The recommended action will generate approximately \$1,750 in revenue which, other than interest, will be the sole source of 2006-07 revenue in Nipomo Lighting, Zone E.

Results

The recommended action will result in the continuation of the County's past practice of collecting certain special district's special assessments on the property tax bills. The revenue funds the cost of the health and safety issues that help to maintain the quality of life in these communities.

Attachments: Vicinity Map
 Resolution and Exhibit

File: CF 320.60.01 Districts/Lighting-Nipomo (Zone E)

Reference: 06MAY16-C-2

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IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

_____ day _____, 20__

PRESENT: Supervisors

ABSENT:

RESOLUTION NO.

**RESOLUTION TO ESTABLISH 2006-07 SPECIAL TAX
IN NIPOMO LIGHTING, ZONE E
(TRACT 1700, LOS PINOS ESTATES)**

The following Resolution is hereby offered and read:

Resolution to set special taxes for lighting services in Nipomo Lighting, Zone E.

WHEREAS, Nipomo Lighting, Zone E, has need to have special taxes levied therein for the 2006-07 fiscal year to cover the costs of providing lighting services within said district; and

WHEREAS, Section 53978 of the California Government Code provides for such special taxes to be levied upon each parcel of real property within said district for such purposes, provided that an election is first held in said district upon the question of whether such special tax should be levied; and

WHEREAS, Resolution No. 99-180, adopted April 27, 1999, called for a special election in Nipomo Lighting, Zone E, for the purpose of submitting to the qualified voters of the zone the proposition for adoption of a special tax for lighting services, provided such tax does not exceed \$40 plus a 2% increase annually per County Assessor Parcel Number.

WHEREAS, the voters of said district, on August 3, 1999 by a 2/3rds majority vote of those voting on the issue approved the levying of a special tax within said district for the Fiscal Year 1999-00 and continuously thereafter for said purposes, providing said special tax does not exceed Forty Dollars (\$40.00) per parcel having a separate County Assessor's Parcel Number and increasing not more than two percent per year thereafter.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED the Board of Supervisors of San Luis Obispo, State of California, sitting as the Governing Board of Nipomo Lighting, Zone E, as follows:

1. That the recitals set forth hereinabove are true, correct and valid.
2. That the special tax rate for 2006-07 is hereby set within said Zone E at \$45.02 per Assessor Parcel Number.

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3. That the special tax on the parcels of real property in Nipomo Lighting, Zone E, shall be and are hereby established imposed and levied in the amounts set forth on Exhibit "A" which is hereby attached hereto and incorporated herein by reference as though here fully set forth.
4. That said special taxes shall be collected at the same time and in the same manner as the general taxes levied for County purposes.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing Resolution is hereby adopted.

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM
AND LEGAL EFFECT:

JAMES B. LINDHOLM, JR.
County Counsel

By: *Robert J. [Signature]*
Deputy County Counsel

Dated: 4/27/08

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STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____ day of _____, 20 _____.

(SEAL)

County Clerk and Ex-Officio Clerk of the Board of Supervisors
By: *[Signature]*
Deputy Clerk.

Service Charge - 2006-07 Nipomo Lighting, Zone E
(Tract 1700, Los Pinos Estates)

Exhibit A

10-Apr-06

<u>APN</u>	<u>AMOUNT</u>
092-129-002	\$45.02
092-129-003	\$45.02
092-129-004	\$45.02
092-129-005	\$45.02
092-129-006	\$45.02
092-129-007	\$45.02
092-129-008	\$45.02
092-129-009	\$45.02
092-129-010	\$45.02
092-129-011	\$45.02
092-129-012	\$45.02
092-129-013	\$45.02
092-129-014	\$45.02
092-129-015	\$45.02
092-129-016	\$45.02
092-129-017	\$45.02
092-129-018	\$45.02
092-129-019	\$45.02
092-129-020	\$45.02
092-129-021	\$45.02
092-129-022	\$45.02
092-129-023	\$45.02
092-129-024	\$45.02
092-129-025	\$45.02
092-129-026	\$45.02
092-129-027	\$45.02
092-129-028	\$45.02
092-129-029	\$45.02
092-129-030	\$45.02
092-129-031	\$45.02
092-129-032	\$45.02
092-129-033	\$45.02
092-129-034	\$45.02
092-129-035	\$45.02

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<u>APN</u>	<u>AMOUNT</u>
092-129-036	\$45.02
092-129-037	\$45.02
092-129-038	\$45.02
092-129-039	\$45.02
092-129-040	\$45.02
<u>Grand Total:</u>	\$1,755.78
<u>Tax Fund:</u> 1887	<u>No of APNs:</u> <input type="text" value="39"/>

2085