

**Sierra County
Board of Supervisors'
Agenda Transmittal &
Record of Proceedings**

MEETING DATE: December 4, 2018	TYPE OF AGENDA ITEM: <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Timed <input type="checkbox"/> Consent
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DEPARTMENT: Sierra County CSA Board of Directors, CSA 5 APPROVING PARTY: Heather Foster, Clerk of the Board PHONE NUMBER: 530-289-3295

AGENDA ITEM: Resolution calling a public hearing on proposed water rates for the Sierra Brooks Water System.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other
Resolution

BACKGROUND INFORMATION: This is the Proposition 218 process necessary to implement the proposed water rates for the Sierra Brooks Water System to provide the revenues necessary to pay maintenance and operation costs of the water system as improved by the new distribution facilities that are to be constructed and to provide funding for physical plant replacement. The public hearing must be held at least 45 days from the date the notice of hearing is mailed to each water system customer.

FUNDING SOURCE: GENERAL FUND
GENERAL FUND IMPACT: No General Fund Impact
OTHER FUND:
AMOUNT: \$ N/A

ARE ADDITIONAL PERSONNEL REQUIRED?

Yes, -- --
No

IS THIS ITEM ALLOCATED IN THE BUDGET? Yes No

IS A BUDGET TRANSFER REQUIRED? Yes No

SPACE BELOW FOR CLERK'S USE

<p>BOARD ACTION:</p> <input type="checkbox"/> Approved <input type="checkbox"/> Approved as amended <input type="checkbox"/> Adopted <input type="checkbox"/> Adopted as amended <input type="checkbox"/> Denied <input type="checkbox"/> Other <input type="checkbox"/> No Action Taken	<input type="checkbox"/> Set public hearing For: _____ <input type="checkbox"/> Direction to: _____ <input type="checkbox"/> Referred to: _____ <input type="checkbox"/> Continued to: _____ <input type="checkbox"/> Authorization given to: _____	Resolution 2018- _____ Agreement 2018- _____ Ordinance _____ Vote: Ayes: Noes: Abstain: Absent: <input type="checkbox"/> By Consensus
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COMMENTS:

CLERK TO THE BOARD

DATE

**COUNTY SERVICE AREA 5
COUNTY OF SIERRA**

**RESOLUTION
CALLING A PUBLIC HEARING ON PROPOSED WATER RATES
FOR THE SIERRA BROOKS WATER SYSTEM**

RESOLUTION NO. 2018-__ CSA

WHEREAS, the Board of Supervisors of the County of Sierra acting as the governing authority of County Service Area 5 (the “Board”) has reviewed the rate study prepared by Sauers Engineering recommending water rates for the Sierra Brooks Water System to provide the revenues necessary to pay maintenance and operation costs of the water system as improved by the new distribution facilities that are to be constructed and to provide funding for physical plant replacement;

WHEREAS, on the basis of that analysis, the Board has determined that the amount of revenue available to County Service Area 5 is inadequate to meet the costs of operating and maintaining the services and facilities that County Service Area 5 provides through the Sierra Brooks Water System and has concluded that the recommended rates should be implemented;

WHEREAS, Section 6(a)(2) of Article XIII D of the California Constitution provides that a local agency must conduct a public hearing on any new property-related fee or charge, such as the proposed water rates, not sooner than 45 days after mailing a notice to the owners of the parcels upon which the fee or charge will be imposed;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Sierra acting as the governing authority of County Service Area 5 as follows:

Section 1. Recitals. The foregoing recitals are true and correct and this Board so finds and determines.

Section 2. Public Hearing. The Board hereby fixes [time], or as soon thereafter as practicable, on Tuesday, [date], 2019, at the [name and address of location], California, as the time and place for a public hearing on proposed water rates for the Sierra Brooks Water System.

Section 3. Notice of Hearing. The Board directs the Clerk of the Board of Supervisors to mail a notice of the hearing, in substantially the form attached hereto as Exhibit A, which describes the proposed rates, to each record owner of property served by the Sierra Brooks Water System and, in accordance with Government Code section 53755, also to each water service customer (to the extent such customer is not also the record owner). The mailing shall be completed not later than [day], [date], which date is at least 45 days before the date of the public hearing.

Section 4. Effective Date. This resolution shall take effect from and after the date of its passage.

PASSED AND ADOPTED on December 4, 2018 by the following vote:

AYES:

NOES:

ABSENT:

Scott A. Schlefstein
Chairman of the Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Heather Foster, Clerk of the Board

David Prentice, County Counsel

EXHIBIT A

**COUNTY SERVICE AREA 5
COUNTY OF SIERRA**

Notice of Proposed Water Rates for the Sierra Brooks Water System

County Service Area 5 of the County of Sierra (“CSA 5”) proposes to charge monthly water rates for properties served by the Sierra Brooks Water System. The rates are being proposed in order to provide sufficient revenue to pay maintenance and operation costs of the water system as improved by the new distribution facilities that are to be constructed and to provide funding for physical plant replacement.

CSA 5 proposes to charge \$19.58 per month for each equivalent dwelling unit (“EDU”) and to charge \$2.27 per 1,000 gallons of water consumed above 50,288 gallons per month. Each single family residence is assigned one EDU. The Sierra Brooks Lodge is assigned two EDUs. The Sierra Brooks Campground and the volunteer fire station are each assigned one-half EDU. The rates would take effect beginning [date, 2019].

The proposed basic monthly rate per EDU was determined by the estimated cost of providing water service of 50,288 gallons per month (which represents average demand). The rate for consumption above that amount was determined by the estimated cost of producing water in excess of the average demand.

The Board of Supervisors of the County of Sierra acting as the governing authority of CSA 5 will hold a public hearing on the proposed rates on Tuesday, [date], 2019, at [time], or as soon thereafter as the matter may be heard, at the [name and address of location], California.

Property owners may file a written protest against the proposed rates with the Clerk of the Board of Supervisors at or before the close of the public hearing. A protest must contain a description of the property owned sufficient to identify the property. If the name on the written protest is not shown on the last equalized assessment roll of Sierra County as the owner of the property, the signer of the protest must also submit written evidence of ownership.

Written protests may be
mailed to:

Clerk of the Board of Supervisors
County of Sierra
P.O. Box D
Downieville, CA 95936

Written protests may also be delivered in person to the Clerk of the Board of Supervisors at 100 Courthouse Square, Room 11, Downieville, California, or at the public hearing.

If written protests against the proposed rates are filed by a majority of the affected property owners, the rates will not be implemented.

If you have any questions about this notice, please call [telephone number] between _____ .m. and _____ .m., Monday through Friday.

Dated: [date]

Clerk of the Board of Supervisors
County of Sierra