

BEFORE THE BOARD OF DIRECTORS
OF THE AMADOR FIRE PROTECTION DISTRICT

RESOLUTION NO. 24-05

A RESOLUTION APPROVING THE ENGINEER'S REPORT,
CONFIRMING THE ASSESSMENT AND ORDERING THE
CONTINUATION OF THE LEVY OF ASSESSMENTS
FOR FISCAL YEAR 2024-25 FOR THE AMADOR
FIRE PROTECTION DISTRICT, FIRE PROTECTION AND
EMERGENCY RESPONSE SERVICES ASSESSMENT

WHEREAS, on August 8, 2023 by Resolution No. 23-11, the Amador Fire Protection District (the "District") Board of Fire Commissioners (the "Board") authorized the levy of assessments for the formation of a fire protection and emergency response services assessment district pursuant to Health and Safety Code section 13914, Government Code sections 50078—50078.20 and Cal. Const. art. XIID to provide improved fire suppression (also referred to as fire protection) services, as further described herein, for all the properties within the boundaries of the District; and

WHEREAS, such fire protection and emergency response services provide life and property protection and other special benefits to the public and properties within the areas of such services; and

WHEREAS, an assessment for Fire Protection and Emergency Response Services has been given the distinctive designation of the "Fire Protection and Emergency Response Services Assessment" (the "Assessment"), and is primarily described as encompassing the boundaries of the Amador Fire Protection District; and

WHEREAS, the Assessment was authorized by an assessment ballot proceeding conducted in 2023 and approved by 55.83% of the weighted ballots returned by property owners, and such assessments were levied by the Board by Resolution No. 23-11, passed on August 8, 2023; and

WHEREAS, SCI Consulting Group, the Engineer of Work, prepared an engineer's report in accordance with Article XIID of the California Constitution and Section 50078, et seq., of the Government Code for the Assessment (the "Report"). The Report has been made, filed with the District and duly considered by the Board and is hereby deemed sufficient and approved. The Report shall stand as the Engineer's Report for all subsequent proceedings under and pursuant to the foregoing resolution.

WHEREAS, on May 21, 2024, this Board adopted Resolution No. 24-04 to continue to levy and collect Assessments for fiscal year 2024-25, preliminarily approving the Engineer's Report, and providing for notice of hearing on June 18, 2024, at the hour of

10:30 a.m. at Amador County Board of Supervisors, located at 810 Court Street, Jackson, CA 95642.

WHEREAS, at the appointed time and place the hearing was duly and regularly held, and all persons interested and desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to the continuation of Assessments were fully heard and considered by this Board, and all oral statements and all written protests or communications were duly heard, considered and overruled, and this Board there by acquired jurisdiction to order the continuation of assessments prepared by and made a part of the Engineer's Report to pay the costs and expenses thereof.

NOW, THEREFORE, BE IT RESOLVED by the BOARD OF DIRECTORS OF THE AMADOR FIRE PROTECTION DISTRICT AS FOLLOWS:

SECTION 1. The above recitals are true and correct.

SECTION 2. The public interest, convenience and necessity require that the assessments continue to be approved and collected.

SECTION 3. The Engineer's Report for the Assessment together with the proposed assessment roll for fiscal year 2024-25 is hereby confirmed and approved.

SECTION 4. That based on the oral and documentary evidence, including the Engineer's Report offered and received at the public hearing, the Board expressly finds and determines that: (a) each of the several lots and parcels of land subject to the Assessment will be specially benefited by the services to be financed by the assessment proceeds in at least the amount of the assessment apportioned against such lots and parcels of land, respectively; and (b) that there is substantial evidence to support , and the weight of the evidence preponderates in favor of, said finding and determination as to special benefit to property from the Fire Protection and Emergency Response Services to be financed with assessment proceeds.

SECTION 5. That assessments for fiscal year 2024-25 shall be levied at the rate of SIXTY SIX DOLLARS AND TWENTY ONE CENTS (\$66.21) per single-family equivalent benefit unit, as specified in the Engineer's Report for fiscal year 2024-25 with estimated total annual assessment revenues as set forth in the Engineer's Report; and

SECTION 6. That the Fire Protection and Emergency Response Services to be financed with assessment proceeds described in the Engineer's Report are hereby ordered.

SECTION 7. Immediately upon the adoption of this resolution, but in no event later than August 10th following such adoption, the Board shall file a certified copy of the Diagram and Assessment and a certified copy of this resolution with the Auditor of Amador County ("County Auditor"). Upon such filing, the County Auditor shall enter on the County assessment roll opposite each lot or parcel of land the amount of assessment thereupon as shown in the Assessment. The assessments shall be collected at the same time and in the same manner as County taxes are collected and all laws providing for the collection and enforcement of County taxes shall apply to the collection and enforcement of the assessments. After collection by the County, the net amount of the assessments, after deduction of any compensation due the County for collection, shall be paid to the Amador Fire Protection District.

SECTION 8. All revenues from Assessments shall be deposited in a separate fund established under the distinctive designation of the Amador Fire Protection District Fire Protection and Emergency Response Services Assessment.

SECTION 9. The Assessment, as it applies to any parcel, may be corrected, cancelled or a refund granted as appropriate, by order of the Board of Commissioners of the District. Any such corrections, cancellations or refunds shall be limited to the current fiscal year.

PASSED and ADOPTED by the Board of Directors of the Amador Fire Protection District, this 18th day of June 2024, by the following vote:

AYES: Patrick Crew, Frank Axe, Jeff Brown and Richard Forster

NOES: None

ABSENT: Brian Oneto



Chair or Vice Chair of the Board

ATTEST:


Clerk of the Board