

RESOLUTION NO. 2009-01

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE MOSQUITO AND VECTOR  
MANAGEMENT DISTRICT OF SANTA BARBARA COUNTY DECLARING INTENTION  
TO LEVY ASSESSMENTS, ESTABLISHING A COST OF LIVING INCREASE,  
PRELIMINARILY APPROVING THE ENGINEER'S REPORT,  
AND PROVIDING NOTICE OF A PUBLIC HEARING  
FOR FISCAL YEAR 2009-2010  
FOR SERVICE ZONE NO. 1

**WHEREAS:** In the reorganization of this District and the Carpinteria Mosquito Abatement District (CMAD), it was ordered by the Santa Barbara County Local Agency Formation Commission and Board of Supervisors that CMAD be dissolved and its territory be annexed to this District, that this District then create two separate zones for purposes of levying assessments consisting of the territory of CMAD and of this District before the reorganization, respectively, and that the assessments of the said two prior districts continue in the reorganized district; and

**WHEREAS:** By Resolution 99-03 this District created Service Zone No. 1, consisting of the territory of this District prior to reorganization, and Service Zone No. 2, consisting of the territory of CMAD prior to its dissolution, and adopted the assessments levied by resolutions of the prior districts; and

**WHEREAS:** By Resolution 04-04 this District extended Service Zone No. 1 by adding territory, including the area of the City of Santa Barbara not previously a part of Service Zone No. 1 and certain unincorporated areas of south Santa Barbara County, to Service Zone No. 1 thereby making property in the extension area subject to the annual levy of said assessment; and

**WHEREAS:** By Resolution 96-02, which is incorporated herein by this reference, this District adopted a vector surveillance and control project for a zone of benefit encompassing the entire territory of the District as it then existed; and

**WHEREAS:** Said Resolution established an assessment of \$6.17 per benefit unit for the 1996-1997 fiscal year, as defined in the Staff Report on the Need for Implementing the Benefit Assessment Funding Mechanism Based on Land Use (the "Staff Report"), which is on file at the office of the District, and further established a schedule of assessments for various land uses within the District as it then existed for the 1996-1997 fiscal year; and

**WHEREAS:** Resolution 96-02 provides for an annual evaluation of the amount of the benefit unit assessment, the schedule of assessments by land use derived therefrom, and an annual increase in the

maximum assessment amounts based on the change in the Consumer Price Index not to exceed \$20.00 per benefit unit; and

**WHEREAS:** The District finds that it is necessary for the proper administration of the District to levy the maximum allowable assessment for the 2009-2010 fiscal year, after adjustment for the increase in the Consumer Price Index;

**WHEREAS,** an Engineer's Report ("Engineer's Report") has been prepared by SCI Consulting Group ("Assessment Engineer") and submitted to the Mosquito and Vector Management District of Santa Barbara County Board of Trustees ("Board"). The Report, which is available for public review at the District's office (2450 Lillie Avenue, Summerland, CA 93067), is hereby incorporated by reference. This Engineer's Report includes: (1) a description of the mosquito abatement and vector control Services to be funded with assessment proceeds; (2) an estimate of the annual cost of such Services; (3) a description of the assessable parcels of land within the District and proposed to be subject to the new assessment; (4) a description of the proportionate special and general benefits conferred on property by the proposed assessment; (5) a description of the boundaries of the District, and (6) a specification of the amount to be assessed upon various types of assessable land to fund the cost of the mosquito abatement and vector control services. This assessment shall be described as the "Service Zone 1 Assessment" (hereinafter the "Assessment") of the Mosquito and Vector Management District of Santa Barbara County.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Mosquito and Vector Management District of Santa Barbara County as follows:

1. An Engineer's Report by a registered professional engineer (the Engineer of Work) has been prepared in accordance with Article XIID of the California Constitution and the California Government and Health and Safety Codes. The Engineer's Report has been made, filed with the Board and duly considered by the Board and is hereby deemed sufficient and preliminarily approved. The Engineer's Report shall stand as the Engineer's Report for all subsequent proceedings under and pursuant to the foregoing resolution.
2. This Board intends to levy and collect annual assessments within the District to fund the cost of providing mosquito, vector and disease control services and the proposed projects and services set forth in the Engineer's Report. Within the District, the proposed projects, services and programs are generally described as surveillance, disease prevention, abatement, and control of vectors within the District boundaries. Such mosquito abatement, vector control and disease prevention projects and programs include, but are not limited to, source reduction, biological control, larvicide applications, adulticide applications, disease monitoring, public education, reporting, accountability, research and interagency cooperative activities, as well as capital costs, maintenance, and

operation expenses and incidental expenses (collectively "Services"). The cost of these Services also includes capital costs comprised of equipment, capital improvements and facilities necessary and incidental to the District's mosquito and vector control program.

3. The Assessment consists of the lots and parcels shown on the assessment diagram of the Assessment, on file with the District Manager, and reference is hereby made to such diagram for further particulars.

4. Reference is hereby made to the Engineer's Report for a full and detailed description of the proposed projects and services, the boundaries of the Assessment and the proposed assessments upon assessable lots and parcels of land within the Assessment.

5. The District hereby estimates that the amount of assessments necessary to provide vector surveillance and control in Service Zone No. 1 during the fiscal year 2009-2010 is \$411,733, which is the estimated amount that will be raised by the foregoing assessments.

6. The District hereby proposes to levy assessments for Service Zone No. 1 for fiscal year 2009-2010 in the amounts set forth below, which are computed by the methods established in the Staff Report. They are based on the assessment of \$7.99 per benefit unit, which is the proposed benefit unit assessment for fiscal year 2009-2010. The assessments which are to be levied on all parcels of land within Service Zone No. 1 for the 2009-2010 fiscal year, except land owned by governmental agencies or public utilities, are as follows:

<b>LAND USE</b>	<b>PROPOSED ASSESSMENT</b>
	<b>FY 2009-10</b>
VACANT	\$5.99
FARMLAND	\$5.99
SINGLE FAMILY RESIDENCE	\$7.99
APARTMENTS, 1-4 Units	\$9.99
APARTMENTS, 5 or More Units	\$11.99
COMMERCIAL	\$13.98
INDUSTRIAL	\$15.98
INSTITUTIONAL, RECREATIONAL	\$15.98

7. The assessments are proposed to be levied annually. In each subsequent year in which the assessments will be levied, an updated Engineer's Report, including a proposed budget and assessment rate, shall be prepared. The updated Engineer's Report shall be considered by the Board at a noticed public hearing. The updated Engineer's Report shall serve as the basis for the continuation of the assessments.

8. If the proposed assessments are approved and confirmed by the Board, the assessments may increase in future years by an amount equal to the annual change in the Consumer Price Index (All Urban Consumers-All Items, 1982-84 = 100) for Los Angeles-Riverside-Orange County CA. The District has computed the maximum allowable assessments for the 2009-2010 fiscal year including the cost of living adjustment using the index for March, 2008 and March, 2009 which is a -0.99% decrease during the one year period. Including the authorized annual adjustment, the maximum authorized assessment rate for fiscal year 2009-10 is \$8.77 for Service Zone No. 1. The estimate of cost and budget in the Engineer's Report proposes assessments for fiscal year 2009-10 at the rate of \$7.99 per single family equivalent benefit unit, which is less than the maximum authorized assessment rate.

9. A public hearing shall be held before this Board at the Hope School District Board Room, 3970 La Colina Road, Santa Barbara, CA 93110 as follows: on July 9, 2009 at the hour of 2:00 p.m. for the purpose of conducting a hearing and to consider all protests of property owners regarding the proposed Assessment and this Board's determination whether the public interest, convenience and necessity require the Services and this Board's final action upon the Engineer's Report and the assessments therein.

10. The Secretary of the Board shall cause a notice of the hearing to be given by publishing a notice once, at least ten (10) days prior to the date of the hearing above specified, in the Santa Barbara Independent, which is a newspaper of general circulation in the Mosquito and Vector Management District of Santa Barbara County.

**THE FOREGOING RESOLUTION WAS ADOPTED** by the Board of Trustees of the Mosquito and Vector Management District of Santa Barbara County at a regular meeting thereof held on May 20, 2009, by the following vote:

Ayes:

Noes:

Abstain:

Absent:

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David Pritchett, President, Board of Trustees  
Mosquito and Vector Management District of Santa Barbara County

Attest

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Ron Hurd, Secretary to the Board of Trustees