RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes X No)

1. Adopt the attached Resolution approving the creation of the Midpines Fire Equipment Zone of Benefit, subject to the conditions contained in the Administrative Procedures attached thereto, as Exhibit "C"; and

2. Direct the Chairman of the Board of Supervisors to sign the Statement of Zone Creation; and

3. Adopt the attached Resolution Establishing Assessment Fees for the Midpines Fire Equipment Zone of Benefit; and

4. Direct the Chairman of the Board of Supervisors to sign the attached Notice of Zone Formation and cause same to be recorded in the official records of Mariposa County; and

5. Direct staff to file the Resolution of Formation and Statement of Zone Creation with the State Board of Equalization and perform any other necessary action to implement this Zone of Benefit; and

6. Direct the Planning Department to provide a yearly update of any changes to the parcels and their categories within the Zone of Benefit for review by the County Fire Chief, in sufficient time to place the parcel charges on the County tax collection rolls; and

7. Direct the Auditor to immediately issue a check to the order of the State Board of Equalization in the amount of $2,200, drawn on the General Fund Reserve for Contingencies, in order to meet the calendar year filing deadline; direct the Auditor to pay, from the General Fund Reserve for Contingencies, any outstanding invoices, estimated at a maximum of $2,000., from the Public Works Roads Division, in excess of the initial $5,000 appropriation for preparation of the zone formation legal description; and

8. Direct the Auditor that their normal $5.00 per parcel annual fees not be charged for this Zone of Benefit, and that the Assessor fund the impact of mapping the zone from their normal annual budget.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On September 7, 1993 the County Fire Chief presented the concept of the Zone and estimates of cost to the Board. On October 26, 1993, the Board adopted a Resolution of Intention to form the Midpines Fire Equipment Zone of Benefit associated with the Midpines Fire Company’s Primary Response Area. For additional details, see attached Staff Report dated December 1, 1993.
LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
1. Adopt an alternate resolution providing the funds to purchase the necessary fire equipment from the County General Fund.
2. Do not adopt this resolution; and require the community to find another way to purchase the additional fire equipment needed by the Midpines Volunteers.
3. No Action: The needed fire equipment replacement could not occur.

COSTS:
- A. Budgeted current FY: $5,000.00
- B. Total anticipated costs: $120,323.00 *
- C. Required additional funding: $4,200.00 **
- D. Internal transfers: $0

SOURCE:
- A. Unanticipated revenues: $0
- B. Reserve for contingencies: $0 **
- C. Source description: * Costs will be paid by owners within Zone
Balance in Reserve Contingencies, if approved: $0

**See Staff Report

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:
1. Resolution approving zone/Statement of Zone Creation
   (a) Exhibit A, Map
   (b) Exhibit B, Legal Description
   (c) Exhibit C, Administrative Procedures
2. Resolution establishing fees
   (a) Exhibit A, Map
   (b) Exhibit B, Legal Description
3. Notice of Zone Formation
   (a) Exhibit A, Map
   (b) Exhibit B, Legal Description
4. Staff Report
5. Vicinity Map, Exhibit D
6. Original Estimate of Fees
7. Property Listing, Exhibit E
8. Letters from Parcel Owners, Exhibit F

CLERK'S USE ONLY
Res. No.: Ord. No.
Vote - Ayes: Noes:
Absent:
( ) Approved ( ) Denied
☑ Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: ATTEST: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:
☑ Recommended
☐ Not Recommended
☐ For Policy Determination
☐ Submitted with Comment
☐ Returned for Further Action

Comment:

A.O. Initials: Action Form Revised 5/92
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: DAN TINNEL, FIRE CHIEF
    MIKE EDWARDS, PUBLIC WORKS DIRECTOR

FROM: MARGIE WILLIAMS, CLERK OF THE BOARD

SUBJECT: MIDPINES FIRE EQUIPMENT ZONE OF BENEFIT

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on December 7, 1993

ACTION AND VOTE:

2:08 p.m. Board Reconvened at Mariposa Masonic Hall (4994 Sixth Street)
Dan Tinnel, Fire Chief; and
Mike Edwards, Public Works Director;
PUBLIC HEARING, Intent to Form Midpines Fire Equipment Zone
of Benefit, Associated with Midpines Volunteer Fire
Company's Area of Response
BOARD ACTION: Dan Tinnel and Mike Edwards presented staff
report, reviewing what has occurred to this date, proposed
boundaries, status of current equipment and proposed fees.
Bruce Atkinson/PWD-Special Projects Coordinator, responded
to questions from the Board concerning notification process.
The following persons spoke in support of the zone: John
Campbell/Midpines Advisory Committee, stated this process
was started and came about because of the people in
Midpines, and referred to the survey results. Richard Clark
supports the zone. Nancy Jones supports the zone and
inclusion of medical response. Ernie Correa supports the
zone. Jim Baker supports the zone. Ernie Tasista supports
the zone, but feels it should be countywide. Orin
Crosby/member of Midpines Advisory Committee, supports the
zone and suggested consideration be given to countywide
effort in the future. Mary Jane Brown supports the zone and
feels it would be good to continue with a countywide system,
and questioned why government agencies were exempt from the
assessment fees. Herb Davis supports the zone and stated he
feels the medical response is just as important as the fire
response. Jim Wilson/El Portal Fire Company and President
of County Chief's Association, supports the zone and
referred to the number of medical aid calls and the need for
good equipment. Mary Atkinson supports the zone and
suggested leaving the option to extend the zone after the
initial six years. Persons speaking in opposition to the zone: Doyle Correia, speaking on behalf of his mother-in-law, questioned notification process and response time and why the engine that was purchased used in 1990 now needs to be replaced, and stated he objects to zones of benefit. Luke Murphy questioned assessment process and suggested that assessments be done on a tax value basis. Persons providing input of a general nature: Grace Hedergott referred to notification process of the original survey, and stated she thought a vote of the people should be required. Ed Freitas stated he felt the fee structure was improper for small parcels versus large parcels, the assessment should be based on tax valuations, but he supports having a zone. Lennie Richardson stated they are willing to pay the fee assessment, but does not want it included on the tax roll. Doyle Correia stated he feels the whole county should be included in this project. Mary Jane Brown questioned the notification process. Jim Wilson stated the County Fire Ad Hoc Committee is reviewing a countywide process. Public portion of the hearing was closed. Board recessed at 3:42 p.m. and reconvened at 3:55 p.m. Staff responded to the issues raised and Board commenced with deliberations.

(M)Baggett, (S)Balmain, the following actions were taken: 1) Res. 93-605 adopted approving the creation of the Midpines Fire Equipment Zone of Benefit with the deletion of the Whiskey Flat and surrounding government land from the boundary and with the change in the sunset language; 2) Chairman authorized to sign Statement of Zone Creation; 3) Res. 93-606 adopted establishing assessment fees for the Zone; 4) Chairman authorized to sign Notice of Zone Formation for recordation; 5) direction to staff relative to filing the documents and implementation of the zone; 6) direction to Planning Department to provide updates for tax collection rolls; 7) Res. 93-607 adopted appropriating funds ($4,200) from Reserve for Contingencies for the Zone creation process, with direction to the Auditor to issue warrant to the State Board of Equalization; and 8) direction to the Auditor for waiver of the $5.00 per parcel annual fee and to the Assessor to fund the impact of mapping the zone from their budget/Ayes: Unanimous.

cc: Jeff Green, County Counsel
    Evelyn Billings, Auditor
    Gary Estep, Assessor
    Tony Lashbrook, Planning Director
    Don Z. Phillips, Treasurer/Tax Collector
    File
COUNTY OF MARIPOSA

BUDGET ACTION FORM

DEPT/DIV: Public Works  CONTACT: Michael D. Edwards
DATE: December 2, 1993  PHONE: 966-5356

ACTION REQUESTED: (Check All That Apply)

(x) Budget appropriation by Board of Supervisors (4/5ths Vote Required): Amending the total amount available in the County Budget, or in any one fund of the budget, or appropriating Reserve for Contingencies;

() Transfer by Board of Supervisors (3/5ths Vote Required): Moving existing appropriation from one budget to another, or between categories within a budget unit;

() Transfer by Administrator: Moving existing appropriations within a single budget category between line items (i.e. services and supplies, etc.);

() Transfer by Auditor: Moving salaries between line items to accommodate variances internal to salaries; OR transfers within the County budget under $50.00 to accommodate minor variations from the budget.

<table>
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<th>FUND/DEPT/ACCT NO.</th>
<th>LINE ITEM DESCRIPTION</th>
<th>AMOUNT (FROM)/TO</th>
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<tr>
<td>001-0304-583-0434</td>
<td>Midpines Fire ZOB</td>
<td>$4,200</td>
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</tbody>
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Justification: As per Agenda Action Form.

Department Head Signature: [Signature]  Date: 12/2/93
Approved By: Res. No. 93-602  Clerk: [Signature]  Date: 12-7-93
Administrator: [Signature]  Date: 1
Auditor: [Signature]  Date: 12/2/93

AUDITOR'S USE ONLY:
Description:  Transfer No.:  B.R. No.:  

Budget Action Form Revised 5/92