DEPARTMENT: Public Works

RECOMMENDED ACTION AND JUSTIFICATION:

Approve conformed copies of resolutions relative to the Proposition 218 process and the Yosemite West Wastewater Facilities Project for Resolution Nos. 04-88/Proposition 218 process; No. 04-89/intent to form Assessment District 01-1 – Yosemite West Wastewater Facilities Project; and No. 04-90/preliminarily approving the Engineers' report, to incorporate final changes in the documents.

Subsequent to the Board's actions on March 9, 2004, it was brought to our attention that there were minor changes that needed to be incorporated in the final version of the resolutions that amend the Proposition 218 process and for the Yosemite West Wastewater Facilities Project. These changes are non-substantive and were intended for inclusion in the March 9th package.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has taken a number of actions regarding the Yosemite West Wastewater Facilities Project.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Financial Impact? ( ) Yes (X) No
Budgeted In Current FY? ( ) Yes ( ) No ( ) Partially Funded
Amount in Budget: $
Additional Funding Needed: $

Source:
Internal Transfer
Unanticipated Revenue 4/5's vote
Transfer Between Funds 4/5's vote
Contingency 4/5's vote
( ) General ( ) Other

Annual Recurring Cost: $

List Attachments, number pages consecutively
Conformed copy - Res. 04-88/Proposition 218 process
Conformed copy Res. 04-89/Intent to Form Assessment District 01-1
Conformed copy Res. 04-90/preliminarily approving Engineers' report

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

COUNTY ADMINISTRATIVE OFFICER:
Requested Action Recommended
No Opinion
Comments:

Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: Deputy

Revised Dec. 2002
Resolution Amending Resolution No. 00-332
Adopting Proposition 218 Procedures and Resolution No. 01-225 Amending
Resolution No. 00-332

WHEREAS, this Board of Supervisors has heretofore adopted Resolution No. 00-332, a
Resolution Adopting Proposition 218 Procedures which was subsequently amended by
Resolution No. 01-255, which Resolutions are called the “218 Resolutions”; and

WHEREAS, in order to more efficiently and responsively comply with the requirements
of Proposition 218, this Board wishes to make certain amendments to the 218 Resolutions;

NOW, THEREFORE, the Board of Supervisors of Mariposa County does hereby resolve
as follows:

SECTION 1. Sections D 2 of the 218 Resolutions are hereby amended to read as
follows: “The form of notice shall be as attached hereto as Exhibit “A” or as otherwise
prescribed by the Board of Supervisors.”

SECTION 2. Sections E 2 of the 218 Resolutions are hereby amended to read as
follows: “The form of ballot shall be as attached hereto as Exhibit “B” or as otherwise prescribed
by the Board of Supervisors.”

SECTION 3. Sections E 4 of the 218 Resolutions are hereby amended to delete “under
penalty of perjury” and substitute “by the record owner of the property.”

SECTION 4. Sections F of the 218 Resolutions are amended to add as a new
subsection 2.: “2. The Board of Supervisors shall designate an impartial person to mail and/or
tabulate the ballots, which person may, but need not be the County Clerk and may be the
engineer of work for the assessments. Any references in this resolution to the County Clerk
with respect to the mailing of ballots and/or to the ballot tabulation shall be deemed to refer to
such other person designated by the Board of Supervisors.”

SECTION 5. This resolution shall take effect upon its adoption.
PASSED AND ADOPTED this 6th day of April, 2004 by the following vote:

AYES: STETSON, BALMAIN, BIBBY, PARKER, PICKARD
NOES: NONE
ABSENT: NONE
ABSTAINED: NONE

COUNTY OF MARIPOSA

GARRY R. PARKER, Chairman

ATTEST:

MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

THOMAS P. GUARINO, County Counsel