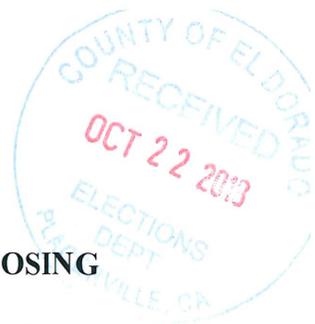


RESOLUTION 18-05



RESOLUTION OF THE MOSQUITO FIRE PROTECTION DISTRICT PROPOSING A BALLOT MEASURE TO CREATE A SPECIAL TAX TO MAINTAIN AND ENHANCE THE EMERGENCY AND FIRE PROTECTION SERVICES OF THE MOSQUITO FIRE PROTECTION DISTRICT

WHEREAS, the Board of Directors of the Mosquito Fire Protection District has determined that it is in the best interest of the District's citizens to prevent significant service cutbacks to fire protection and emergency services, we submit to the voters of the District a proposal to increase funding to maintain the Mosquito Fire Protection District and enhance the service level; and

WHEREAS, Health and Safety Code § 13911 and Government Code §50075 *et seq.*, provides authority for fire protection districts to impose special taxes; and

WHEREAS, the Board has determined that creating a special tax rate of \$266 per parcel per year is necessary in order to adequately maintain and enhance the service of the Mosquito Fire Protection District; and

WHEREAS, the Board has determined that the electors within the District should have the opportunity to decide whether the level of funding for maintaining and enhancing, the Mosquito Fire Protection District; and

WHEREAS, Government Code §53722 provides that a special tax must be submitted to the electorate of the District and approved by a two-thirds vote of the voters voting on the issue.

NOW THEREFORE, BE IT HEREBY RESOLVED by the Board of Directors of the Mosquito Fire Protection District as follows:

1. The Board shall submit to the voters the question of whether to create the special tax of \$266, within the District for the purpose of maintaining and enhancing the service of Mosquito Fire Protection District.
2. The special tax may be reduced or adjusted at the beginning of each fiscal year, commencing July 1, 2019, following a public hearing, by an amount not to exceed the cost of living as determined by the Consumer Price Index (CPI) prepared by the United States Bureau of Labor Statistics or similar indicator of inflation that may come into common and widespread use.
3. The Mosquito Fire Protection District requests that the El Dorado County Registrar of Voters place the proposed measure before the voters of the Mosquito Fire Protection District on March 5, 2019 election by all mail in ballot.
4. The title of the measure shall be "Mosquito Fire Protection District Special Funding Initiative".
5. The measure shall appear on the ballot in substantially the following form: Shall the measure maintain and enhance rapid local emergency services and fire protection in Mosquito Fire Protection District, enhancing staffing so firefighters are available to

- respond to emergencies. Shall a special property tax of \$266 per year per parcel, raising approximately \$245,784 annually, be imposed by the District, with an annual adjustment equal to the increase in the CPI-West Region, to remain until ended by the voters, with all funds staying in our community be adopted?
6. A certified copy of this Resolution shall be delivered to the Office of the El Dorado County Clerk and County Clerk shall be directed to conduct said election pursuant to applicable laws of the State of California.
 7. If approved by the electorates set forth above, said special tax shall be levied and collected in accordance with this resolution and shall be collected in the same manner and subject to the same penalty as, or with, other charges and taxes fixed and collected by the District or by the County of El Dorado.
 8. If approved by the electorate as set forth above the special tax set forth above shall augment existing sources of revenue to the Mosquito Fire Protection District and shall not apply to parcels owned by a federal or state governmental agency.
 9. In accordance with applicable laws, the Mosquito Fire Protection District shall reimburse the County of El Dorado for the cost of such election.
 10. Pursuant to Government Code §50075.1 the specific purposes of the special taxes are hereby identified as providing fire protection, both prevention and suppression, and emergency response services within the Mosquito Fire Protection District and for any responses outside the District under automatic/mutual aid agreements with other fire suppression or emergency service agencies, and for any incidental expenses related to the collection of the tax.
 11. The proceeds of the special tax shall only be applied to the specific purposes.
 12. The District shall prepare an annual report pursuant to Government Code §50075.3 to determine the amount of funds collected and expended and to identify the purposes for which the special tax funds have been expended.
 13. In the event of any ambiguity, uncertainty or conflict regarding the application of the special tax to a particular parcel of land such ambiguity shall be resolved by formal motion of the Board of Directors of the Mosquito Fire Protection District.
 14. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this measure, or any part thereof, is held invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this chapter or part thereof. The Board hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this measure irrespective of the fact that anyone or more sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.
 15. This measure shall take effect immediately upon its adoption.

The foregoing Resolution 18-05 was duly passed at an official meeting of the Mosquito Fire Protection District on October 11, 2018 by the following roll call vote:

Ayes: Directors; William Buhnerkempe, Ralph Hern, Barbara Mikel and Karryn Morris

Noes: 0

Abstain: 0

Absent: 0

Attest:



MFPD Board Clerk

Teresa Wren



MFPD Board President

Ralph Hern

TEXT OF THE BALLOT MEASURE

The question submitted to the voters shall read substantially as follows:

Shall the measure maintain and enhance rapid local emergency services and fire protection in Mosquito Fire Protection District, enhancing staffing so firefighters are available to respond to emergencies. Shall a special property tax of \$266 per year per parcel, raising approximately \$245,784 annually, be imposed by the District, with an annual adjustment equal to the increase in the CPI-West Region, to remain until ended by the voters, with all funds staying in our community be adopted?