



**Contra
Costa
County**

To: Board of Supervisors
From: John Kopchik, Director, Conservation & Development Department
Date: April 26, 2016

Subject: HEARING TO CONSIDER THE PROPOSED FORMATION OF ZONE 212 IN THE COUNTY SERVICE AREA OF P-6 IN THE BAY POINT AREA OF THE COUNTY (DISTRICT V)

RECOMMENDATION(S):

1. OPEN the hearing on the proposed formation of Zone 212 within County Service Area P-6; CONSIDER all oral and written comments; and CLOSE the hearing.
2. DETERMINE whether a majority protest of the voters residing within the boundaries of proposed Zone 212 exists pursuant to Government Code Section 25217.1(b)(1). In the event that the Board determines a majority protest exists, TERMINATE the proceedings.
3. If the Board determines a majority protest does not exist, ADOPT Resolution No. 2016/320, attached hereto, establishing Zone 212 of County Service Area P-6 subject to voter approval of a special tax to fund police protection services within the zone.

FISCAL IMPACT:

The cost of establishing the Police Service District and the election is paid for by the subdivider.

BACKGROUND:

Per the conditions of approval for Subdivision #9352 (County File #SD13-9352), prior to recording the final map for the subdivision, the subdivider is required to establish a special police services tax district for the subdivision in order to provide additional funding to

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **04/26/2016** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: April 26, 2016

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Jennifer Cruz, (925)
674-7790

cc: Rosa Mena

augment police services in the area of the subdivision. The property to be placed within the special tax district consists of three parcels, which total approximately 7.52 acres located at East of Driftwood Drive between Port Chicago Highway and Pacifica Avenue in the Bay Point area of the County.

BACKGROUND: (CONT'D)

On March 29, 2016, the Board granted conceptual approval for a June 28, 2016, ballot measure seeking approval of a special tax to fund an increase in the level of police protection services that is provided in the Bay Point area of the County.

On March 29, 2016, the Board approved Resolution No. 2016/129, as required by Government Code Section 25217, subdivision (b), as the first step in forming a new zone within County Service Area (CSA) P-6. The proposed zone would serve as the vehicle to collect special taxes within the proposed zone if a special tax measure is approved by voters on June 28, 2016.

Pursuant to Government Code Section 25217.1, subdivision (a), at the public hearing, the Board is required to hear and consider any protests to the formation of the zone. Pursuant to Government Code Section 25217.1, subdivision (b)(1), in the case of inhabited territory, if at the conclusion of the public hearing, the Board determines that more than 50 percent of the total number of voters residing within the proposed zone have filed written objections to the formation, then the Board shall determine that a majority protest exists and terminate the proceedings.

If there is no majority protest, the Board may continue the proceedings to form the zone by adopting Resolution No. 2016/320, which would establish Zone 212 subject to voter approval of the special tax. A separate hearing is also scheduled for April 26, 2016, to consider the adoption of an ordinance authorizing the levy of the tax.

CONSEQUENCE OF NEGATIVE ACTION:

Zone 212 would not be formed and the subdivider would be unable to comply with the conditions of approval of the project. The subdivider would be unable to record the final map for the subdivision.

CLERK'S ADDENDUM

Speakers: Eli D., resident of Martinez.

CLOSED the hearing; DETERMINED no majority protest exists; and ADOPTED Resolution No. 2016/320 establishing Zone 212 of County Service Area P-6 subject to voter approval of a special tax to fund police protection services within the zone.

ATTACHMENTS

Resolution No. 2016/320

Exhibit A - Legal Description

Exhibit B - Map

Exhibit C - Resolution No. 2016/129