

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceeding, Meeting on December 13, 2022

RESOLUTION NO. 22-172

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT, MAKING GOVERNMENT CODE SECTION 66001 FINDINGS, AND ACCEPTING ANNUAL REPORT WITH RESPECT TO DRAINAGE FEES IN THE MCKINLEYVILLE DRAINAGE AREA FOR THE FISCAL YEAR 2021/2022

WHEREAS, the County has undertaken studies and produced a report analyzing the storm water conveyance infrastructure in the unincorporated area of the county known as McKinleyville; and

WHEREAS, on 11/12/1986, the Board of Supervisors adopted Ordinance No. 1758 regarding drainage facility improvements and drainage fees in the McKinleyville drainage area "Drainage Fee"; and

WHEREAS, Ordinance No. 1758 sets forth the purposes of the fee and demonstrates a reasonable relationship between the fee and the purpose for which it is charged; and

WHEREAS, the County has adopted the McKinleyville Drainage Plan that indicates the approximate location, size, and estimates of costs for new facilities; and

WHEREAS, Government Code Section 66006 requires that the Board of Supervisors make available certain information to the public and hold a public meeting within 180 days of the close of the fiscal year detailing the fiscal year collection and expenditures of the Drainage Fee; and

WHEREAS, the Annual Report has been available to the public for at least 15 days as required; and

WHEREAS, the Board has received and reviewed the information required by Government Code Section 66006 with respect to fiscal year 2021/2022 as pertains to the Drainage Fee; and

WHEREAS, pursuant to Government Code Section 66001(d) the use of all existing fee balances are identified in the McKinleyville Drainage Plan and there are no balances in the funds five years or more that are unexpended or uncommitted; and

WHEREAS, there are improvements identified in the McKinleyville Drainage Plan that have not been constructed; and

WHEREAS, no improvements are scheduled for construction at this time; and

WHEREAS, the fees collected are necessary in order to fund the construction of the remaining improvements.

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NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That all of the recitations contained herein above are true and correct.
2. The County of Humboldt hereby accepts the Annual Report for Fiscal Year 2021/2022 regarding drainage facility improvements and drainage fees in the McKinleyville drainage area (attached hereto as Exhibit A and incorporated herein by reference) as being in accordance with applicable State Law.
3. Regarding five-year reporting, the County of Humboldt adopts the findings proposed in Section A of the Annual Report.
4. The County of Humboldt finds that no improvements are scheduled for construction at this time.
5. The County of Humboldt finds that fees collected are necessary in order to fund the construction of the remaining improvements.

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Virginia Bass, Chair
Humboldt County Board of Supervisors

Adopted on motion by Supervisor Wilson, seconded by Supervisor Bushnell and the following vote:

AYES: Supervisors: Bass, Madrone, Wilson, Bushnell, Bohn
NOES: Supervisors:
ABSENT: Supervisors:
ABSTAIN: Supervisors:

STATE OF CALIFORNIA)
) ss.
County of Humboldt)

I, Kathy Hayes, Clerk of the Board of Supervisors, County of Humboldt, State of California do hereby certify the foregoing to be a full, true and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my office.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.

KATHY HAYES

Clerk of the Board of Supervisors of the County of Humboldt, State of California

By _____

Nikki Turner, Deputy Clerk
Humboldt County Board of Supervisors