

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting of October 17, 2023

RESOLUTION NO. 23-140

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 2022/2023

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 2022/2023 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, the fees collected are necessary in order to fund the construction of the remaining improvements.

WHEREAS, no improvements are scheduled for construction during 2023/24 fiscal year; and

NOW, THEREFORE, BE IT RESOLVED that the County of Humboldt Board of Supervisors

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 2022/2023 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 fees collected are necessary in order to fund the construction of the remaining improvements.
5. The County of Humboldt finds that no improvements are scheduled for construction during 2023/24 fiscal year.

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Dated: October 17, 2023

Steve Madrone
STEVE MADRONE, Chair
Humboldt County Board of Supervisors

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

AYES: Supervisors Bohn, Bushnell, Wilson, Arroyo, Madrone
NAYS: Supervisors --
ABSENT: Supervisors --
ABSTAIN: Supervisors --

STATE OF CALIFORNIA)
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 an original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.

Nikki Turner
By NIKKI TURNER
Deputy Clerk of the Board of Supervisors of the
County of Humboldt, State of California