

Before the Board of Supervisors in and for the
County of Monterey, State of California

Resolution No.

Adopt Resolution clarifying the Intent of Board of Supervisors Resolution 2015-12 Approving a property tax transfer agreement between the County of Monterey and the South Monterey County Fire Protection District for the “South Monterey County Annexations” to the Fire District

Whereas, Revenue and Taxation Code Section 99 provides for the Monterey County Board of Supervisors to determine an appropriate property tax transfer for all jurisdictional changes of organization occurring within Monterey County, and

Whereas, in 2014, the South Monterey County Fire Protection District applied to the LAFCO of Monterey County for an annexation of territory to the District, and

Whereas, the District application originally included an area planned for a major solar energy collection facility, and

Whereas, the County sought to limit a revenue windfall to the District which could result from the development of a solar energy collection facility located within the District, and

Whereas, the District ultimately revised its application prior to LAFCO approval to exclude the proposed solar energy production facility, and

Whereas, the Board of Supervisors adopted property tax transfer resolution no. 2015-12 which inadvertently included language excluding revenue from “energy production sources” which had been part of the initial District application to LAFCO but was ultimately excluded, and

Whereas, the intent of the Board of Supervisors was not to exclude revenue from the oil extraction facilities which were part of the annexation proposal, were included in the LAFCO approval and which do receive fire and emergency services response from the District

Now, therefore be it resolved, that the Board of Supervisors does hereby clarify the intent of Resolution No. 2015-12 , adopted by the Board on December 8, 2015, to the effect that language excluding revenue from energy production sources was intended to apply to the initial application for District annexation which was ultimately revised and that the exclusionary language regarding energy production revenue does not apply to revenue generated by oil production facilities ultimately included in the LAFCO approved annexation.

PASSED AND ADOPTED this _____ day of _____, 2022, by the following vote, to wit:

AYES:

NOES:

ABSENT:

I, Valeria Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book _____ for the meeting on _____, 2022. Dated:

Honorable Chair/Supervisor Mary Adams

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California.

By _____

Deputy