

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION CALLING AN ELECTION IN THAT CERTAIN PORTION OF THE COUNTY CONSISTING OF COUNTY SERVICE AREA NO. 1 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF SAID AREA A PROPOSITION FOR THE ADOPTION OF A SPECIAL TAX FOR STRUCTURAL FIRE PROTECTION AND EXTENDED POLICE SERVICE

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, this Board did, on _____, adopt a resolution proposing to impose a special tax for fire protection and extended police services pursuant to the provisions of California Government Code Section 50075 et seq., and;

WHEREAS, Government Code Section 50075 et seq., requires that a proposition for approval of said special tax shall be submitted to the voters of the affected area, and;

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED, as follows:

1. An election shall be and is hereby ordered to be held on March 2, 2004, at which election there shall be submitted to the qualified electors of the area the question of imposition of a special tax for fire protection and extended police services, said proposition to read as follows:

MEASURE ___: Shall Resolution No. _____ of the County
Special Tax for Fire of San Mateo imposing an annual special
Protection and Prevention tax for fire protection and extended police services
And Extended Police Services according to the schedule therein be approved?

2. The Board of Supervisors does hereby submit to the qualified electors of the above described area at said election said measure as set forth in paragraph 1 of this resolution and designates and refers to said measure as the measure to be set forth on the ballots for use at said election. The full text of the measure is as contained in Resolution No. _____, adopted by this Board and incorporated by this reference.

Pursuant to Election Code Section 9160, the resolution need not be included in the voter information pamphlet but shall be mailed promptly and at no charge to voters so requesting.

3. The County Clerk shall publish a notice of this election in accordance with the Elections Code and give any other required notices.

4.

(a) The Election shall be held and conducted, the returns canvassed, and the result declared in the same manner as provided by law for general elections.

(b) The Election will be held on March 2, 2004, from the hour of 7:00 a.m. to the hour of 8:00 p.m., during which period of time the polls will remain continuously open. At 8:00 p.m., the polls will be closed, except as provided in section 14401 of the Elections Code.

(c) The County Clerk shall prepare and mail to each eligible voter in the County a sample ballot and a voter's pamphlet containing the text of the measure as indicated in paragraph 1 above, and a statement pursuant to Elections Code Section 9160 that provides "If you desire a copy of the entire measure as contained in Resolution No. _____ please contact the election official's office at (650) 312-5222 and a copy will be mailed to you at no cost to you."

(d) The County Clerk shall establish election precincts, designate the polling places, and provide election officers for each precinct at the March 2, 2004, election in accordance with the election laws of the State of California.

(e) The election on the proposed measure shall be consolidated with any and all other elections to be held on March 2, 2004.

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RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION ADOPTING A SPECIAL TAX TO BE IMPOSED UPON VOTER
APPROVAL FOR STRUCTURAL FIRE PROTECTION AND EXTENDED POLICE
SERVICE IN COUNTY SERVICE AREA NO. 1

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, the Board does hereby determine that in order to maintain present levels of fire protection and extended police services in County Service Area No. 1, it is necessary to impose a special tax pursuant to the provisions of California Government Code Section 50075 et seq.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED as follows:

Section 1: For the next four fiscal years, commencing with FY 2004-05 and concluding with FY 2008-09, an annual special tax is hereby imposed on property within the boundaries of County Service Area No. 1 as identified in Exhibit B, and per the tax schedule in Exhibit A, attached hereto and incorporated herein by reference. Pursuant to Section 50075.1(a) of the Government Code, the proceeds of the special tax shall be spent only on fire protection and extended police services in County Service Area No. 1. Pursuant to Section 50075.1(b) of the Government Code, proceeds of the special tax shall be used for no other purpose.

Pursuant to Section 50075.1(c) of the Government Code, the County shall

create an account into which the proceeds of this tax shall be deposited.

Pursuant to Sections 50075.1(d) and 50075.3 of the Government Code, the chief fiscal officer of the County shall file an annual report with the Board of Supervisors each year following imposition of the tax which report shall contain a description of the amount of funds collected and expended and the status of any project required or authorized to be funded as identified in this measure, if any.

Section 2: Prior to levying a special tax in any fiscal year, the Board of Supervisors shall conduct a public hearing on the proposed tax. Notice of the time, date and place of hearing shall be published pursuant to Government Code 6061, published once in a newspaper of general circulation in the County Service Area No. 1. Following said hearing, the Board shall adopt a resolution fixing the amount of tax to be raised and the rate for the property, up to the maximum rate of \$65 per parcel. Any tax levied shall become a lien upon the properties against which taxes are assessed and collectible as herein provided.

Section 3: At the time of adoption of its annual budget, the Board shall determine the precise amount of the special tax, if any, to be imposed during the ensuing fiscal year.

Section 4: The special tax herein shall be imposed commencing July 1, 2004, and shall be collected by the San Mateo County Tax Collector at the same time along with, and shall be subject to the same penalties as general and valorem property taxes collected by said Tax Collector. The tax and penalties shall bear interest at the same

rate for unpaid ad valorem property taxes until paid.

Section 5: The Board may from time to time adopt regulations necessary for the enforcement and administration of the special tax provided for herein. Such regulations shall be consistent with the purpose and intent of this resolution.

Section 6: If any section of this resolution is held invalid or unenforceable by the final judgement of any court, then that section may be amended by the Board by a majority vote to conform with the judgement of such court, provided such amendment is consistent with the purpose and intent of this resolution.

Section 7: If any section, subsection, sentence, phrase or clause of this resolution is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of this resolution.

Section 8: This resolution shall be submitted to the voters of County Service Area No. 1 at an election to be conducted on March 2, 2004 within said Area, and shall take effect immediately upon its confirmation by two-thirds (2/3rds) of the voters voting upon the proposition at said election.

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