

RESOLUTION NO. 74-2670

A RESOLUTION ORDERING REORGANIZATION OF THE GREENVILLE SANITARY DISTRICT, THE GREENVILLE LIGHTING DISTRICT AND THE GREENVILLE FIRE PROTECTION DISTRICT INTO A SINGLE COMMUNITY SERVICES DISTRICT AND THE FORMATION OF CERTAIN IMPROVEMENT DISTRICTS WITHIN SAID COMMUNITY SERVICES DISTRICT, GIVING NAMES TO SAID DISTRICT AND IMPROVEMENT DISTRICTS ESTABLISHING PURPOSES FOR SAID DISTRICT, DESCRIBING DISTRICT AND IMPROVEMENT DISTRICT BOUNDARIES AND DIRECTING THAT CERTAIN FILINGS BE MADE

RESOLVED, by the Board of Supervisors of the County of Plumas, California, that

WHEREAS, the legislative bodies of the Greenville Sanitary District, the Greenville Lighting District and the Greenville Fire Protection District did, by a unanimous vote of all of the members of each thereof, adopt and file with the Executive Officer of the Local Agency Formation Commission of Plumas County substantially similar resolutions of application making a proposal for reorganization of all of such districts into a new community services district to be known as the Greenville Community Services District;

WHEREAS, on the 28th day of August, 1974, said Commission did by resolution approve said proposal for reorganization and did authorize this Board, pursuant to Government Code Section 56261.1 to order said reorganization without notice, hearing or election;

WHEREAS, pursuant to Government Code Section 56272, the executive officer of said commission did file a certified copy of said resolution of the commission with the Clerk of this County and, said Clerk did present said resolution to this Board;

WHEREAS, said resolution of said commission authorizes said reorganization subject to certain conditions including, among others, the formation of certain improvement districts within the community services district;

WHEREAS, it has been determined that such reorganization would not have a significant effect upon the environment, and

WHEREAS, said reorganization is for the purpose of unifying governmental services in the area described, eliminating duplication of functions of governmental entities in such areas and assuring the provision of water service to residents within the area who are in need of such service and said reorganization will serve the public interest and convenience.

NOW, THEREFORE, it is hereby DETERMINED and ORDERED as follows:

1. The reorganization of the Greenville Sanitary District, the Greenville Lighting District and the Greenville Fire Protection District into a new community services district is hereby ordered.

2. The name of said community services district shall be the Greenville Community Services District and its boundaries shall be as set forth in Exhibit "A" attached hereto and by reference incorporated herein.

3. The Greenville Community Services District shall operate under and pursuant to the Community Services District Law being, Division 3 (commencing with Section 61000) of Title 6 of the Government Code of the State of California.

4. The Greenville Community Services District shall have among its purposes the following:

(a) To supply the inhabitants of the district with water for domestic use, irrigation, sanitation, industrial use, fire protection, and recreation.

(b) The collection, treatment or disposal of sewage, waste and storm water of the district and its inhabitants.

(c) The collection or disposal of garbage or refuse matter.

(d) Protection against fire.

(e) Public recreation by means of parks, including but

not limited to aquatic parks and recreational harbors, playgrounds, golf courses, swimming pools or recreation buildings.

(f) Street lighting.

(g) Mosquito abatement.

(h) The equipment and maintenance of a police department or other police protection to protect and safeguard life and property.

(i) To acquire sites for, construct, and maintain library buildings, and to cooperate with other governmental agencies for library service.

(j) The opening, widening, extending, straightening, and surfacing, in whole or part of any street in such district, subject to the consent of the governing body of the county or city in which said improvement is to be made.

(k) The construction and improvement of bridges, culverts, curbs, gutters, drains, and works incidental to the purpose specified in subdivision (j), subject to the consent of the governing body of the county or city in which said improvement is to be made.

(l) The conversion of existing overhead electric and communication facilities to underground locations, which facilities are owned and operated by either a 'public agency' or a 'public utility' as defined in Section 5896.2 of the Streets and Highways Code, and to take proceedings for and to finance the cost of such conversion in accordance with the provisions of Chapter 28 (commencing with Section 5896.1) of Part 3 of Division 7 of the Streets and Highways Code, subject to the consent of the public agency or public utility responsible for the owning, operation and maintenance of such facilities.

(m) To contract for ambulance service to serve the residents of the district as convenience requires, if a majority of the voters in the district, voting in an election thereon, approve.

(n) To provide and maintain public airports and landing places for aerial traffic.

5. The territory heretofore comprising the Greenville Sanitary District, the exterior boundaries of which are more particularly described in Exhibit "B" attached hereto and by reference incorporated herein, is hereby formed as Improvement District No. 1 of the Greenville Community Services District; the assets, moneys, funds and properties, both real and personal, of the Greenville Sanitary District are hereby vested in Improvement District No. 1 of the Greenville Community Services District; and Improvement District No. 1 of the Greenville Community Services District is hereby designated as successor to the Greenville Sanitary District for the purpose of succeeding to all of the rights, duties and obligations of the Greenville Sanitary District with respect to enforcement, performance and payment of all outstanding bonds, contracts and obligations of said Greenville Sanitary District.

6. The territory heretofore comprising Greenville Lighting District, the exterior boundaries of which are described in Exhibit "C" attached hereto and by reference incorporated herein, is hereby formed as Improvement District No. 2 of the Greenville Community Services District; the assets, moneys, funds and properties, both real and personal, of the Greenville Lighting District are hereby vested in Improvement District No. 2 of the Greenville Community Services District; and Improvement District No. 2 of the Greenville Community Services District is hereby designated as successor to the Greenville Lighting District for the purpose of succeeding to all of the rights, duties and obligations of the Greenville Lighting District with respect to enforcement, performance and payment of all outstanding bonds, contracts and obligations of said Greenville Lighting District.

7. The territory heretofore comprising Greenville Fire Protection District, the exterior boundaries of which are described in Exhibit "D" attached hereto and by reference incorporated herein, is hereby formed as Improvement District No. 3 of the Greenville Community Services District; the assets, moneys, funds and properties,

both real and personal, of the Greenville Fire Protection District are hereby vested in Improvement District No. 3 of the Greenville Community Services District; and Improvement District No. 3 of the Greenville Community Services District is hereby designated as successor to the Greenville Fire Protection District for the purpose of succeeding to all the rights, duties and obligations of the Greenville Fire Protection District with respect to the enforcement, performance and payment of all outstanding bonds, contracts and obligations of said Greenville Fire Protection District.

8. The taxing powers of the Greenville Sanitary District, the Greenville Lighting District and the Greenville Fire Protection District are recognized and reserved, within their maximum respective limits heretofore established, for the purpose of the levying of taxes and assessments until such time as the electorate establishes a new tax or assessment rate for the Greenville Community Services District and for Improvement District Nos. 1, 2 and 3 thereof, and pursuant to Section 2263.2 of the Revenue and Taxation Code, the formation of the Greenville Community Services District and of Improvement District Nos. 1, 2 and 3 thereof, shall not be effective for property tax purposes unless the maximum property tax rate of said Greenville Community Services District has been established by the electorate.

9. The Greenville Community Services District shall be governed by this Board until such time as the electorate selects a separate board of directors pursuant to the provisions of Section 61102.5 of the Government Code of the State of California. ✓

10. In furtherance of paragraphs 7 through 9 of this resolution the employees of the Greenville Sanitary District, Greenville Lighting District and Greenville Fire Protection District shall be employees of the Greenville Community Services Districts with compensation to be paid from the funds of the Improvement Districts representing the successors to the respective former districts.

11. The County Clerk is hereby authorized and directed to prepare and execute in duplicate original, a certificate of com-

pletion pertaining to said reorganization, including the formation of the community services district and improvement districts therein, which certificate shall contain the matters specified in Government Code Section 56451, to file a copy of said certificate with the Secretary of State and, upon receipt from the Secretary of State of his certificate of filing, to record with the County Recorder a copy of the certificate of completion together with the certificate of filing of the Secretary of State.

12. Upon recordation of the aforesaid certificates with the County Recorder, the County Clerk is authorized and directed to file a statement of creation of the Greenville Community Services District and improvement districts therein, which statement shall include and contain the matters specified in Government Code Section 54901, with the County Assessor and with the State Board of Equalization in Sacramento.

13. The Plumas County Planning Director is hereby authorized and directed to prepare and file in the office of the County Clerk a notice of determination, which notice shall have attached to it the negative declaration prepared with regard to the reorganization and shall include the decision of this Board to order the reorganization as aforesaid, and a statement that no environmental impact report has been prepared pursuant to the provisions of the California Environmental Quality Act.

* * * * *

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Plumas, State of California, at an adjourned regular meeting of said Board held on the 26th day of November, 1974, by the following vote:

AYES: Supervisors: Dean, Papenhausen, Crivello, and Ross

NOES: Supervisors: None

ABSENT: Supervisors: Jeskey

/s/ Leonard Ross

Vice-Chairman, Board of Supervisors

ATTEST:

/s/ Raynelle Slaten

County Clerk and ex-officio Clerk
of said Board of Supervisors

CERTIFICATE OF COUNTY CLERK

I, RAYNELLE SLATEN, County Clerk of Plumas County, California, hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by the Board of Supervisors of said county at an adjourned regular meeting of said Board duly and regularly held at the regular meeting place thereof on November 26, 1974, at which meeting all of the members of said Board had due notice and at which a majority thereof were present.

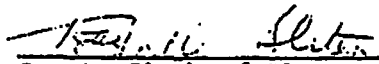
At said meeting said resolution was read in full and was thereupon, upon the motion of Supervisor Dean, seconded by Supervisor Papenhausen, adopted by the following vote:

AYES: Dean, Papenhausen, Crivello, and
Ross
NOES: None
ABSENT: Jeskey

I have carefully compared the same with the original minutes of said meeting and the Book of Resolutions on file in my office and said resolution is a full, true, and correct copy of the original resolution adopted at said meeting and entered in said Book of Resolutions.

The original resolution has not been amended, modified, or rescinded since the date of its adoption, and the same is now in full force and effect.

Witness my hand and the seal of Plumas County this 26th day of November, 1974.


County Clerk of Plumas County

CERTIFICATE OF COUNTY CLERK

I, RAYNELLE SLATEN, County Clerk of Plumas County, California, hereby certify as follows:

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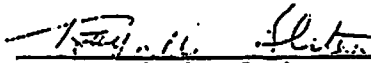
NOES: None

ABSENT: Jeskey

I have carefully compared the same with the original minutes of said meeting and the Book of Resolutions on file in my office and said resolution is a full, true, and correct copy of the original resolution adopted at said meeting and entered in said Book of Resolutions.

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County Clerk of Plumas County

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AYES: Supervisors: Dean, Papenhausen, Crivello, and Ross

NOES: Supervisors: None

ABSENT: Supervisors: Jeskey

/s/ Leonard Ross

Vice-Chairman, Board of Supervisors

ATTEST:

/s/ Raynelle Slaten
County Clerk and ex-officio Clerk
of said Board of Supervisors