

# IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

Tuesday, January 28, 2014

PRESENT: Supervisors Frank R. Mecham, Adam Hill, Caren Ray, Debbie Arnold and Chairperson  
Bruce S. Gibson

ABSENT: None

## RESOLUTION NO. 2014-23

### MAIL-BALLOT ELECTION - COUNTY SERVICE AREA NO. 21, ROAD IMPROVEMENT ZONE – LEONARD PLACE

#### A RESOLUTION CALLING FOR A SPECIAL ELECTION IN THE ROAD IMPROVEMENT ZONE – LEONARD PLACE OF COUNTY SERVICE AREA NO. 21 OF SAN LUIS OBISPO COUNTY FOR THE PURPOSE OF SUBMITTING TO THE VOTERS OF THE ZONE A MEASURE FOR IMPOSITION OF A SPECIAL TAX FOR ROAD IMPROVEMENT SERVICES

#### RECITALS:

The following resolution is now offered and read:

**WHEREAS**, Section 25215.2 of the Government Code authorizes the Board of Supervisors to levy and collect a special tax within a zone of a county service area; and

**WHEREAS**, the Road Improvement Zone – Leonard Place of County Service Area No. 21 (hereafter, also “Zone”) has been duly established by resolution of the Board of Supervisors; and

**WHEREAS**, this Resolution is pursuant to the authority of Section 50077 of the California Government Code and is in accordance with the procedures for the adoption of a special tax by a County under Article XIII A of the California Constitution; and

**WHEREAS**, Section 2 of Article XIII C of the California Constitution requires the voters within the Road Improvement Zone – Leonard Place of County Service Area No. 21, of San Luis Obispo County to approve by a two-thirds vote any special tax before the special tax may be imposed, extended or increased within said Zone; and

**WHEREAS**, Section 4000 of the California Elections Code provides that any local, special, or consolidated election authorized by Article XIII C of the California Constitution may be conducted wholly by mail; and

**WHEREAS**, the Board of Supervisors desires to submit to the voters of Road Improvement Zone – Leonard Place of County Service Area No. 21, the question of whether a special tax for road improvements shall be imposed and approved within said Zone; and

**WHEREAS**, the Board of Supervisors intends to impose the special taxes authorized by this ballot measure only in the event that two-thirds (2/3) of the qualified voters within the Road Improvement Zone – Leonard Place, voting on said special tax ballot measure for road improvements, approve said measure.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. The recitals set forth herein above are true, correct and valid.
2. An election to be conducted wholly by mail is hereby called and ordered and will be held in the Road Improvement Zone – Leonard Place of County Service Area No. 21, of San Luis Obispo County on May 6, 2014, at which election there shall be submitted to the registered voters of said Zone the following question:

**BALLOT MEASURE:** Shall the County of San Luis Obispo, commencing Fiscal Year 2014/2015, and annually thereafter, impose, levy and collect a special tax on real property within Road Improvement Zone – Leonard Place of County Service Area No. 21, to provide road improvements within said Zone, with the special tax to be at an initial rate not exceeding \$1,434 per parcel having a separate County Assessor’s Parcel Number and increasing not more than two percent per year thereafter.

3. Said election will be conducted by the office of the County Clerk-Recorder. Said office will be reimbursed for all costs associated with conducting said election.

Upon motion of Supervisor Gibson, seconded by Supervisor Hill, and on the following roll call vote, to wit:

AYES: Supervisors Chairperson Gibson, Hill, Mecham, Ray and Arnold

NOES: None

ABSENT: None

ABSTAINING: None

the foregoing Resolution is hereby adopted.

Bruce S. Gibson  
Chairperson of the Board of Supervisors

ATTEST:

Julie L. Rodewald  
Clerk of the Board of Supervisors  
By: /s/Sandy Currens  
Deputy Clerk

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL  
County Counsel

By: /s/Patrick J. Foran  
Deputy County Counsel

Dated: January 8, 2014

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STATE OF CALIFORNIA,        }  
County of San Luis Obispo,        }        ss.

I, Julie L. Rodewald, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this 5th day of February, 2014.

Julie L. Rodewald  
County Clerk and Ex-Officio Clerk of the Board  
of Supervisors

(SEAL)

By Sandy Currens  
Deputy Clerk.