RESOLUTION NO. 2021-92

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA 70, CONFIRMING THE REQUIRED LEVY OF AN ASSESSMENT SURCHARGE FOR EXPENSES INCURRED IN THE COLLECTION OF ASSESSMENTS IN ASSESSMENT DISTRICT NO. 2001-01 WITHIN COUNTY SERVICE AREA 70, ZONE S-7 (LENWOOD), FOR FISCAL YEAR 2021-22, AND REPEALING RESOLUTION NO. 2020-87

On Tuesday, June 8, 2021, on motion of Supervisor Rutherford, duly seconded by Supervisor Baca and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

SECTION 1. The Board of Supervisors of the County of San Bernardino, acting in its capacity as the governing body of County Service Area 70, Zone S-7, hereby finds and determines:

(a) That this Board has heretofore undertaken proceedings pursuant to the Municipal Improvement Act of 1913 (Division 12 of the Streets and Highways Code), and has confirmed assessments upon land within various special assessment districts ("Assessment Districts");

(b) That said proceedings provided for the issuance of bonds and the County did subsequently issue bonds pursuant to the Improvement Bond Act of 1915 (Division 10 of the Streets and Highways Code), said bonds representing unpaid assessments within Assessment District No. 2001-01 of County Service Area 70, Zone S-7 (on file in the Department of Public Works - Special Districts);

(c) That the County, by and through its Department of Public Works - Special Districts, does incur necessary administrative expenses in the collection of the annual installments of the assessments within said Assessment District;

(d) That Streets and Highways Code Section 8682(b) requires the County to levy an assessment to allow the County to recover its expenses of collection of said assessments.

SECTION 2. The Board of Supervisors of the County of San Bernardino, acting in its capacity as the governing body of County Service Area 70, Zone S-7, therefore, hereby resolves and orders:

(a) That the County Auditor-Controller/Treasurer/Tax Collector is hereby directed to add to the annual installment of assessments within Assessment District No. 2001-01 of County Service Area 70, Zone S-7 (Lenwood) a maximum of five percent (5%) of the amount of the installments and of the interest thereon, not to exceed the estimate of the expenses of collection, and in any case not to exceed $16.00 per lot or parcel. Said expenses of collection shall include the necessary administrative expenses of the County incurred in providing the County Auditor-Controller/Treasurer/Tax Collector with current information regarding the ownership or division of the affected lots or parcels of land within Assessment District No. 2001-01 to ensure the proper entry by the County Auditor-Controller/Treasurer/Tax Collector in his assessment roll and the timely collection of the assessment installments.

(b) That the above assessments, when collected, shall belong to the County and shall be used to cover the expenses of the Special Districts Department incurred in the collection of the assessments and of the interest and penalties added on to the assessments for Fiscal Year 2021-22.

(c) That Resolution No. 2020-87 is hereby repealed in its entirety upon July 1, 2021.

(d) That the Clerk of the Board of Supervisors is hereby directed to certify to the passage of this resolution and to provide copies of same to the County Auditor-Controller/Treasurer/Tax Collector and the Special Districts Department.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe Curt Hagman, Joe Baca, Jr.

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN BERNARDINO)

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of the County of San Bernardino, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of June 8, 2021. Item #97 JLL

LYNNA MONELL
Clerk of the Board of Supervisors

By _____
Deputy

COUNTY OF SAN BERNARDINO BOARD GOVERNED COUNTY SERVICE AREAS