



# San Bernardino County

## Legislation Text

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**File #: 6163, Agenda Item #: 91**

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### **REPORT/RECOMMENDATION TO THE BOARD OF DIRECTORS OF SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT AND RECORD OF ACTION**

**June 14, 2022**

#### **FROM**

**DAN MUNSEY, Fire Chief/Fire Warden, San Bernardino County Fire Protection District**

#### **SUBJECT**

Resolution of Intention to Annex Property into Community Facilities District 94-01 (City of Hesperia) for Fire Suppression Services (Annexation No. 202)

#### **RECOMMENDATION(S)**

Acting as the governing body of the San Bernardino County Fire Protection District, adopt resolution that declares the Board of Directors' intention to annex Assessor Parcel Numbers 0405-261-15-0000 through 0405-261-18-0000 and 0405-261-27-0000 through 0405-261-30-0000 into Community Facilities District 94-01 - City of Hesperia and sets July 26, 2022, as the date of the public hearing, on the Discussion Calendar, for the proposed annexation.

(Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

#### **COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES**

**Operate in a Fiscally-Responsible and Business-Like Manner.**

**Ensure Development of a Well-Planned, Balanced, and Sustainable County.**

**Provide for the Safety, Health and Social Service Needs of County Residents.**

#### **FINANCIAL IMPACT**

Approval of the recommended action will not result in the use of additional Discretionary General Funding (Net County Cost) as NV Hesperia Investors, LLC for Assessor Parcel Numbers (APNs) 0405-261-15-0000 through 0405-261-16-0000 and 0405-261-30-0000 and Dayco Funding, Corporation for APNs 0405-261-17-0000 through 0405-261-18-0000, and 0405-261-27-0000 through 0405-261-29-0000 (collectively referred to as "Developers") are paying for all costs related to this annexation.

The parcels proposed for annexation into Community Facilities District (CFD) 94-01 (City of Hesperia) would be subject to a special tax in accordance with the rate and method of apportionment of special tax previously approved for CFD 94-01. Upon annexation, and once the City of Hesperia has confirmed the issuance of building permits, the special tax will be assessed and collected through the property tax roll. The projected annual revenue from the special tax on the aforementioned parcels is \$24,659. This revenue will be used to help fund fire suppression services provided by the San Bernardino County Fire Protection District (SBCFPD).

#### **BACKGROUND INFORMATION**

CFD 94-01 was established by the Hesperia Fire Protection District in 1994 to fund expenses associated with providing fire suppression and emergency medical services for the City of Hesperia. An annual levy of special

taxes assessed on parcels within CFD 94-01 is used to fund these expenses.

On August 21, 2018 (Item No. 66), the Board of Directors (Board) of SBCFPD approved annexation of the Hesperia Fire Protection District into SBCFPD. As part of the recommendations for that item, the Board approved a contract between the City of Hesperia, the Hesperia Fire Protection District, and SBCFPD that directed the transfer of authority for CFD 94-01 to SBCFPD and the requirement for implementation of the terms of Hesperia Fire Protection District. Through this agreement, the North Desert Service Zone of SBCFPD provides the fire suppression services for CFD 94-01. Administration of CFD 94-01 transferred from the City of Hesperia to SBCFPD by the issuance of the Certificate of Completion for Local Agency Formation Commission for San Bernardino County (LAFCO) No. 3218 effective November 1, 2018.

As part of a development project, the City of Hesperia conditioned the Developers to annex the following parcels into CFD 94-01: APNs 0405-261-15-0000 through 0405-261-18-0000 and 0405-261-27-0000 through 0405-261-30-0000. The recommended Resolution of Intention is required by Government Code section 53339.2 and declares the Board's intention to annex these parcels into CFD 94-01, with the purpose of subjecting these parcels to the special tax of CFD 94-01 for the cost of providing fire suppression services. These parcels contain 37.13 net acres and will be developed into 177 residential properties. The Resolution of Intention also sets a public hearing date of July 26, 2022, on the Board's Discussion Calendar, to consider the proposed annexation in accordance with Government Code section 53339.5 et seq.

The Developers are the sole owners of the parcels and have requested that the properties be annexed into CFD 94-01. The Developers have each executed a petition, as well as a waiver and consent form, that request annexation and waive various time periods and mailed ballot voting/election related requirements in order to expedite approval of this annexation.

#### **PROCUREMENT**

N/A

#### **REVIEW BY OTHERS**

This item has been reviewed by Auditor-Controller/Treasurer/Tax Collector (Linda Santillano, Property Tax Division Chief, 382-3189) on May 20, 2022; County Counsel (Scott Runyan, Principal Assistant County Counsel, 387-5455) on May 17, 2022; Finance (Tom Forster, Administrative Analyst, 387-4635) on May 26, 2022; and County Finance and Administration (Diana Atkeson, Deputy Executive Officer, 387-5423) on May 26, 2022.