



**Wyandotte Creek
Groundwater Sustainability Agency
Agenda Transmittal**

Agenda Item: 7

Subject: Consideration of a Resolution Certifying the Legal Process to Place the Wyandotte Creek GSA Operations Fee on the Tax Roll.

Contact: Kamie Loeser

Phone: 552-3595

Meeting Date: 7/27/2023

Regular Agenda

Department Summary:

The Wyandotte Creek Groundwater Sustainability Agency (Wyandotte Creek GSA) is establishing a fee to fund the ongoing GSA administration, GSP implementation activities, and SGMA compliance and reporting requirements. The Wyandotte Creek GSA Board has met the Proposition 218 and State Water Code requirements associated with approving a property-based fee to be implemented for the FY23-24 period. The proposed fee would be implemented through the Butte County Assessor's Office which requires the Wyandotte Creek GSA to approve the attached resolution.

The attached resolution would authorize the Program Manager for the Wyandotte Creek GSA to serve as the authorized representative to implement the required documentation and information to the County Assessor's Office in a timely manner upon approval of a VGSA long term fee for FY23-24. The County Assessor's Office requires an application and associated submittals (including approval of the attached resolution) be submitted to their Office by the August 10, 2023, assessor fee roll deadline. All new fees must complete the necessary documentation to establish new fees that are collecting revenues through the County property fee assessment process. Once fees are established, they may be amended at any time based on actions by the Wyandotte Creek GSA Board. The Program Manager is authorized to facilitate implementation of the approved Wyandotte Creek GSA fees for FY23-24 only.

Attachments:

Exhibit A: Resolution Certifying the Legal Process To Place the Wyandotte Creek GSA Operations Fee on the Tax Roll

Recommendation: That the Wyandotte Creek GSA Board consider approving the resolution to certify the legal process to place the Wyandotte Creek GSA operations fee on the Tax Roll.

Attachment: Resolution certifying the legal process to place the WCGSA Operations Fee on the Tax Roll.

Fiscal Impact: None

Staff Recommendation: Approve the attached resolution certifying the legal process to place the Wyandotte Creek GSA operations fee on the Tax Roll.

WYANDOTTE CREEK GROUNDWATER SUSTAINABILITY AGENCY

RESOLUTION NO. 23-04

CONSIDERATION OF A RESOLUTION CERTIFYING THE LEGAL PROCESS TO PLACE THE WYANDOTTE CREEK GSA OPERATIONS FEE ON THE TAX ROLL.

WHEREAS, the notices and election for special assessment fees for the purpose of achieving compliance with the Sustainable Groundwater Management Act of 2014 requirements to be included on the regular County property tax bill for property owners of the Wyandotte Creek Groundwater Sustainability Agency (WCGSA) was completed on July 27, 2023; and

WHEREAS, the WCGSA is placing the special assessments on the Butte County secured property tax roll for collection; and

WHEREAS, the WCGSA has complied with all laws pertaining to the levy of the special Assessments, including Proposition 218, to be collected per State Code 10730; and

WHEREAS, the assessment is being levied without regard to property valuation of the properties involved; and

WHEREAS, the WCGSA agrees that it shall be solely liable and responsible, and will defend and hold the County of Butte harmless from any liability as a result of claims or claims for refunds and related interest due filed by taxpayers against any assessments, fees, charges or taxes placed on the roll for the WCGSA by the County; and

NOW THEREFORE BE IT RESOLVED by the Wyandotte Creek Groundwater Sustainability Agency that the list submitted with parcel numbers and amount are certified as being correct, the Wyandotte Creek Groundwater Sustainability Program Manager is hereby authorized to sign any documents required and directed to give the list to the Butte County Auditor on behalf of the WCGSA for placement on the secured tax roll for collection:

1. Prop 218 or Compliance Certification and Hold Harmless Statement
2. Property Tax Data Bill Form
3. Authority to Approve Direct Assessment Charges
4. Parcel Listing

UPON MOTION OF THE WYANDOTTE CREEK GROUNDWATER SUSTAINABILITY BOARD MEMBER _____, SECONDED BY BOARD MEMBER _____, THE FOLLOWING WAS ADOPTED BY THE BOARD OF THE WYANDOTTE CREEK GROUNDWATER SUSTAINABILITY AGENCY, AT AN OFFICIAL MEETING HELD ON JULY 27, 2023, BY THE FOLLOWING VOTE:

AYES:

NOS:

ABSTAIN:

ABSENT:

ATTEST: _____
SECRETARY OF THE BOARD