

Minutes For February 27, 2001, Rural North Vacaville Water District

1

RURAL NORTH VACAVILLE WATER DISTRICT

February 27, 2001

Solano County Board of Director's met in its ex-officio capacity as the Rural North Vacaville Water District on this day in regular session. Present were Directors Carroll, Kromm, Silva, and President Thomson; Director Kondylis was excused.

(Item 24) RESOLUTION NO. 03-2001 CONFIRMING SUPPLEMENTAL ASSESSMENTS, ORDERING PROPOSED IMPROVEMENTS TO BE MADE, ORDERING A CREDIT UPON CERTAIN PARCELS, AND DESIGNATING THE SOLANO COUNTY TREASURER/TAX COLLECTOR TO COLLECT AND RECEIVE MONEY, ADOPTED

The Board was provided with an Agenda Submittal from the Department of Environmental Management dated February 27, 2001, incorporated herein by reference, outlining the supplemental assessment process.

County Counsel Dennis Bunting read a list of requirements and steps to be followed in compiling the votes for the proposed assessment, incorporated herein by reference.

Harry Englebright, Environmental Management, noted this is a supplement to the original assessment that was approved by the property owners October 1999. President Thomson opened the public hearing. Eric Nelson, Vacaville, noted a quote from Citizens Advisory Committee (CAC) Member Clif Poole from March 9, 1999, "Unless this cost comes down in some fashion, I will be the first one opposing this entire system. At \$22,000 per parcel, excluding finance charges, I can not, in good conscience, go to my neighbors out there, who have fought for this for years, and say yes, I'll recommend it because I can not do it myself. I will ask the Board to send it back to the committee to pull some money out

and

reevaluate this assessment." Mr. Nelson voiced concern relative to flaws in the Benefits

Assessment Engineers Report resulting in substantial overcharges to the fire protection

service, zone 2, and reviewed issues that still remain to be resolved between the charges

for fire protection and drinking water. The rules and regulations of the Water District

favors the development of parcels through subdivision, and Mr. Nelson feels the rules

should be amended to allow purchase of reserve water connections for non-district

members.

Don Lyon, Not About Water Committee, read a prepared statement dated February 27, 2001, incorporated herein by reference, noting the many problems and the

potential for future lawsuits. Mr. Lyon noted what he feels are the most flagrant

problems, and strongly urged the Board to put aside the "weighted" ballot and count and

accept all votes on a majority basis.

Robert Smith, Vacaville, voiced concern on the fairness of this district and the actions by the Board.

Geraldine Morrison, Not About Water Committee, noted her opposition and voiced concern with the weighted ballot, that the majority of the voters are against this

water district, that her vote does not count, and that the English Hills area can not support

further development.

Jim Heaton, Vacaville, noted his anger with the water district, with the weighted

ballot, noted opposition to further development in the area, with the proposed 1,000 feet

of hose length for fire protection, with the proposed low-pressure hydrants, and requested

the Board vote no on the water system.

Clif Poole, Vacaville, noted the earlier quote from him was directed at CalWater,

his endorsement for people to vote how they feel about the district, noted he did vote for

the water system, the recalculation and reduction in charges for the fire protection, the

mandatory charges for water protection by the State, and noted the General Plan

designations for potential development has been in effect since 1980.

Chairman Thomson requested any and all-outstanding ballots be submitted.

As there was no one further who wished to speak on this matter, the public hearing was closed.

The ballot box was then taken to the Registrar of Voters to commence tabulation.

The Board moved into Closed Session during the tabulation period.

Registrar of Voters Laura Winslow noted the total value of all assessment ballots

submitted and not withdrawn was 3,043,141; the total value of all assessment ballots

submitted and not withdrawn and in favor of proposed supplemental assessment

2,164,718; the total value of all assessment ballots submitted and not withdrawn and in

opposition of proposed supplemental assessment 878,423.

Mr. Bunting noted the proposed assessment passed.

On motion of Director Silva and seconded by Director Carroll, the Board acted to

adopt Resolution No. 03-2001 Confirming Supplemental Assessments, Ordering Proposed Improvements to be Made, Ordering a Credit upon Certain Parcels, and

Designating the Solano County Treasurer/Tax Collector to Collect and Receive Money.

So ordered by a vote of 3-1; Director Kromm voted no, Director Kondylis excused.

Responding to questions posed by Director Carroll relative to counting the ballots

again, Mr. Englebright noted it would take about forty-five minutes to have staff to

recount the ballots.

On motion of Director Carroll and seconded by Director Silva, the Board directed

the ballots also be counted on a one ballot one vote basis, and that the results be made

available to Mr. Lyon and the Not About Water Committee. So ordered by a vote of 4-0;

Director Kondylis excused.

Jerry Martin, English Hills Homeowners Association, noted the law requires this be a weighted vote and should be noted on the tally of the second vote.

SKIP THOMSON, President

MICHAEL D. JOHNSON, Secretary

By _____
Maggie Jimenez, Deputy Secretary