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June 22, 2020

Board of Directors
Triunfo Water & Sanitation District
Ventura County, California

PUBLIC HEARING TO PLACE SEWER SERVICE CHARGES ON THE VENTURA COUNTY SECURED PROPERTY TAX ROLLS FOR FISCAL YEAR 2020-21

Summary

On May 18, 2020, the Triunfo Water & Sanitation District (TWSD) Board directed staff to schedule a public hearing on June 22, 2020, regarding collection of sewer service charges via the tax rolls. The District has collected sewer service charges via the General Ventura County Secured Property Tax Roll for many years. This is a very economical method, costing only one-quarter of one percent of the amount billed.

The District has traditionally done a small amount of manual billing in addition to those parcels on the tax rolls. In the past, this has included service to residences connected after the cutoff date for tax roll inclusion, commercial/industrial facilities, non-tax parcels, etcetera. The commercial/industrial parcels have been adjusted based on actual flows and placed on the tax rolls. This practice is within TWSD Ordinance procedures. Below is a summary of the Equivalent Residential Units (ERUs) charged by the District on the tax rolls for the past 3 years and proposed for FY20-21 (there are an additional 276 ERUs collected through manual billing) :

TAX ROLL YEAR	SINGLE FAMILY	MULTIPLE FAMILY	APTS.	COMM.	SHOPPING CENTERS	RESTAURANTS /MARKETS	WATER FLOW COMMERCIAL	WATER FLOW RESTAURANTS	TOTAL ERUs
FY17-18	8122.12	2453.00	1216.75	655.38	107.00	212.00	405.50	7.50	13179.25
FY18-19	8166.19	2425.38	1216.75	669.38	103.00	212.00	481.34	8.66	13282.70
FY19-20	8175.47	2425.38	1216.75	666.38	102.00	212.00	375.51	8.49	13181.98
FY20-21	8187.99	2425.38	1216.75	666.86	102.00	210.00	398.84	8.16	13215.98

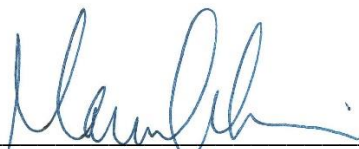
Procedures required for the proposed collection of sewer service charges on the tax rolls are set forth in California Health & Safety Code Section 5473.1. The public hearing required for placing sewer service charges on the tax rolls was scheduled for, June 22, 2020, and legal notices were published in the Ventura County Star. Additionally, the notice was mailed to property owners listed on Exhibit B (available at the meeting).

Please contact me at 805-658-4621 or email marknorris@trionfowsd.com if you have any questions or need additional information.

Recommendation

- A. Conduct a public hearing to receive written and oral comments on the proposal to collect sewer service charges via the property tax statement;
 - 1) Call to order and open the public hearing.
 - 2) Receive staff report and recommendations.
 - 3) Report of written communications by Clerk of the Board.
 - 4) Public comment.
 - 5) Close public hearing.
 - 6) Discussion by Board of Directors
- B. Unless there is a majority protest, adopt the reports (Exhibits A & B) which have the assessor's parcel numbers and amount of charges proposed for collection on the tax rolls;
- C. Adopt TWSD Resolution No. TWSD 2020-003 Regarding Collection of Sewer Service Charges by the County of Ventura;
- D. Direct staff to file a certified copy of the adopted reports and resolution with the Ventura County Auditor-Controller; and
- E. Direct staff to coordinate collection of sewer service charges on the General Ventura County Secured Property Tax Roll with the County Auditor-Controller, Assessor, and Tax Collector.

REVIEWED AND APPROVED _____


Mark Norris - General Manager

Attachments: 1. TWSD Resolution No. TWSD 2020-003
2. Exhibits "A" & "B" Parcel Listings will be available at the Board meeting

cc: Jeff Burgh, Auditor-Controller's Office, County of Ventura

TRIUNFO WATER & SANITATION DISTRICT

RESOLUTION NO. TWSD 2020-003

**A RESOLUTION OF THE TRIUNFO WATER & SANITATION DISTRICT
BOARD OF DIRECTORS REGARDING COLLECTION OF SEWER
SERVICE CHARGES BY THE COUNTY OF VENTURA**

WHEREAS, the Triunfo Water & Sanitation District (TWSD) has duly adopted Ordinance No. TWSD-200 which provides for the establishment of sewer service charges; and

WHEREAS, California Health & Safety Code Section 5473 provides that TWSD may elect to have such sewer service charges collected on the County property tax roll; and

WHEREAS, a written report entitled “Sewer Service Charges for Collection on Tax Rolls for Fiscal Year 2020-21” was presented to the TWSD Board of Directors at its regular meeting of May 18, 2020; and

WHEREAS, assessments are in conformance with Proposition 218 which affects fee assessments placed on or added to the fiscal year 2020-21 secured tax bills; and

WHEREAS, pursuant to Health & Safety Code Section 5473.1, on May 18, 2020, the TWSD Board of Directors set a public hearing on said report at its regular meeting of June 22, 2020 ; and

WHEREAS, a hearing on said report has been held, and at said hearing the TWSD Board of Directors heard and considered all objections or protests to said report, and protests from a majority of owners of separate parcels (as construed in accordance with Health & Safety Code Section 5473.2) was not received; and

WHEREAS, the Auditor-Controller for the County of Ventura (County) has established procedures which require TWSD to defend, indemnify and hold harmless the County from any challenge to TWSD’s utilization of the procedure established in Health & Safety Code Section 5473 for the collection of sewer service charges on the County tax roll.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED, THAT:

1. All recitals contained above are true and incorporated by reference herein.
2. The written report described above is hereby adopted and it is determined that each charge as set forth in the report is proper.
3. The Clerk of the TWSD Board of Directors shall timely file or cause to be filed with the County Auditor-Controller a certified copy of said report stating that the report has been adopted by the TWSD Board of Directors.

4. The collection of TWSD sewer service charges for Fiscal Year 2020-21, as specified in Section 6 of Ordinance No. TWSD-200, shall be made on the assessor's tax roll for the County of Ventura pursuant to the provisions of California Health & Safety Code Section 5473 et. seq., and pursuant to Section 5473.4 the Auditor-Controller shall enter the amounts of charges against the respective parcels or lots of land as they appear on the current assessment roll.
5. The amount of the charges shall constitute a lien against the parcel or lot of land against which the charge has been imposed as of noon on the first Monday in March immediately preceding the date of levy.
6. The Triunfo Water & Sanitation District shall defend, indemnify and hold harmless the County of Ventura and the Ventura County Auditor-Controller from any action arising from the use by TWSD of the procedure established in the California Health & Safety Code Section 5473 to collect sewer service charges.

PASSED, APPROVED, AND ADOPTED this 22nd day of June, 2020 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

James Wall, Chair
Triunfo Water & Sanitation District
Board of Directors

Attest:

Juliet Rodriguez
Clerk of the Board