

CONCURRENT RESOLUTIONS

**Russian River Fire Protection District RESOLUTION No. 19/20-03
Sonoma County Fire District RESOLUTION No. 2019-12**

**Dated: August 14, 2019 (RRFPD)
August 20, 2019 (SCFD)**

A CONCURRENT RESOLUTION OF THE BOARD OF DIRECTORS OF THE SONOMA COUNTY FIRE DISTRICT AND THE BOARD OF DIRECTORS OF THE RUSSIAN RIVER FIRE PROTECTION DISTRICT; CONSTITUTING THE DISTRICTS' RESOLUTION OF APPLICATION TO THE LOCAL AGENCY FORMATION COMMISSION OF SONOMA COUNTY FOR AMENDMENT OF DISTRICTS' SPHERES OF INFLUENCE AND THE ANNEXATION OF THE RUSSIAN RIVER FIRE PROTECTION DISTRICT INTO THE SONOMA COUNTY FIRE DISTRICT

WHEREAS, the Boards of Directors of Sonoma County Fire District ("SCFD") and the Russia River Fire Protection District ("RRFPD", both located in Sonoma County, California (collectively "the Parties"), desire to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with section 56000 of the California Government Code ("Cortese-Knox-Hertzberg Act"), with the Local Agency Formation Commission of the County of Sonoma ("Sonoma LAFCO") for the reorganization of the Parties as specified herein; and

WHEREAS, the Parties have agreed to initiate proceedings with Sonoma LAFCO by adoption of this Concurrent Resolution for reorganization consisting of the dissolution of RRFPD and annexation of the territory in the dissolved District into the SCFD ("the Proposed Reorganization") resulting in a reorganized fire protection district which shall continue to be called the Sonoma County Fire District ("the Reorganized District"); and

WHEREAS, California Government Code section 56853 provides in part that, in the case of a concurrent resolution for reorganization, Sonoma LAFCO shall approve or conditionally approve, the Proposed Reorganization; and

WHEREAS, notice of intent to adopt this Concurrent Resolution has not been given to Sonoma LAFCO, or to any interested agency or subject agency; and

WHEREAS, the boundaries of the territory included in the Reorganized District will be the combined territories of SCFD and RRFPD, as described in Exhibit "A", attached hereto and incorporated herein by this reference; and

WHEREAS, the Proposed Reorganization requires the amendment of the Districts' spheres of influence by Sonoma LAFCO to include the boundaries of the territory included in the Reorganized District ; and

WHEREAS, the territory included in the Reorganized District is inhabited, as defined in the Cortese-Knox- Hertzberg Act; and

WHEREAS, the Parties desire that the Proposed Reorganization be subject to the following terms and conditions as set forth herein:

- a. The name of the Reorganized District shall continue to be the “Sonoma County Fire District”.
- b. The Reorganized District is intended to achieve greater economy and efficiency in providing fire protection and emergency services. The Parties have determined that the Proposed Reorganization is in the best interest of the Parties in order to protect better services to the residents of the Reorganized District.
- c. Pursuant to the provisions of California Health and Safety Code section 13842, the Board of Directors of the Reorganized District shall remain seven members.
- d. All assets, unrestricted, restricted or fiduciary, held by the Parties shall be transferred to and become assets of the Reorganized District. The Reorganized District shall be the successor agency to RRFPD.
- e. The Parties request a determination by LAFCO that no property tax allocation agreement is required for the transfer of the taxes, assets and equipment of RRFPD to the Reorganized District.
- f. The Parties request a determination by Sonoma LAFCO that the initial appropriation limit for the Reorganized District shall be the total of the combined existing appropriation limits of SCFD and RRFPD, as well as the anticipated increased tax collections projected from the extension of the SCFD’s special tax throughout the Reorganized District.
- g. All liabilities of RRFPD shall be transferred to and become liabilities of the Reorganized District.
- h. The effective date of the Proposed Reorganization shall be the date of recordation of the certificate of completion of reorganization as provided by Government Code section 57200 et seq.
- i. Distribution of Services: The Board of Directors of the Reorganized District will authorize an annual work plan for services throughout the Reorganized District.

WHEREAS, the Parties hereby consent to the Proposed Reorganization without election by the registered voters within the respective Districts; and

WHEREAS, the Parties' find that the Proposed Reorganization appears to be categorically exempt on the California Environmental Quality Act ("CEQA") by virtue of section 15320 of the State CEQA Guidelines ("Class 20 Exemption") because the Proposed Reorganization is a reorganization of a local government agencies where the changes do not change the geographical area in which previously existing powers are exercised.

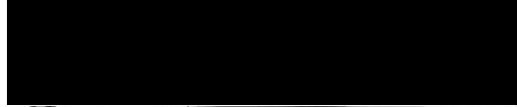
NOW, THEREFORE, the Boards of Directors of Sonoma County Fire District and the Russian River Fire Protection District hereby find, determine, declare, resolve and order as follows:

1. The foregoing recitals are true and correct and are adopted as herein for above-set forth.
2. Sonoma LAFCO is requested to undertake proceedings for the Proposed Reorganization according to the terms and conditions stated above and in the manner provided in the Cortese-Knox- Hertzberg Act.
3. The President of the Board of Directors of each Party is authorized and directed to execute this Concurrent Resolution and any other documents as Sonoma LAFCO may reasonably request to accomplish the Proposed Reorganization initiated by this Concurrent Resolution.
4. The Fire Chief of the Sonoma County Fire District, and/or his designee, shall be, and is hereby, authorized and directed to perform any and all acts required to complete the Proposed Reorganization initiated by this Concurrent Resolution, including, but not limited to, preparation and coordination of the application to Sonoma LAFCO, and preparation and filing of Notice of Exemption with the County Clerk in accordance with the provisions of CEQA and the State CEQA guidelines.

This Concurrent Resolution is effective from the latest date of execution shown below.

SONOMA COUNTY FIRE DISTRICT:

Passed, approved and adopted at a regular meeting of the Board of Directors of the Sonoma County Fire District by the following votes. Passed and adopted this 20th day of Augst, 2019.



President, Board of Directors

Ayes: 7

Noes: 0

Absent: 0

CERTIFICATION:



Clerk of the Board of Directors

RUSSIAN RIVER FIRE PROTECTION DISTRICT:

Passed, approved and adopted at a regular meeting of the Board of Directors of the Russian River Fire Protection District by the following votes. Passed and adopted this 14th day of August, 2019.



President, Board of Directors

Ayes: 5

Noes: 0

Absent: 0

CERTIFICATION:



Clerk of the Board of Directors

Dated: December 4, 2019

A CONCURRENT RESOLUTION OF THE BOARD OF DIRECTORS OF THE SONOMA COUNTY FIRE DISTRICT AND THE BOARD OF DIRECTORS OF THE BODEGA BAY FIRE PROTECTION DISTRICT: CONSTITUTING THE DISTRICTS' RESOLUTION OF APPLICATION TO THE LOCAL AGENCY FORMATION COMMISSION OF SONOMA COUNTY FOR AMENDMENT OF DISTRICTS' SPHERES OF INFLUENCE AND THE ANNEXATION OF THE BODEGA BAY FIRE PROTECTION DISTRICT INTO THE SONOMA COUNTY FIRE DISTRICT

WHEREAS, the Boards of Directors of Sonoma County Fire District ("SCFD"), the Bodega Bay Fire Protection District ("BBFPD"), and the Russian River Fire Protection District ("RRFPD") all located in Sonoma County, California (collectively "the Parties"), desire to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with section 56000 of the California Government Code ("Cortese-Knox-Hertzberg Act"), with the Local Agency Formation Commission of the County of Sonoma ("Sonoma LAFCO") for the reorganization of the Parties as specified herein; and

WHEREAS, the Parties have agreed to initiate proceedings with Sonoma LAFCO for reorganization consisting of the dissolution of BBFPD and RRFPD, and annexation of the territory in the dissolved Districts into the SCFD ("the Proposed Reorganization") resulting in a reorganized fire protection district which shall continue to be called the Sonoma County Fire District ("the Reorganized District"); and

WHEREAS, the Board of Directors of RRFPD will execute similar Concurrent Resolutions with the SCFD which will also be submitted to Sonoma LAFCO in support of an application for reorganization; and

WHEREAS, California Government Code section 56853 provides in part that, in the case of a concurrent resolution for reorganization, Sonoma LAFCO shall approve or conditionally approve, the Proposed Reorganization; and

WHEREAS, notice of intent to adopt this Concurrent Resolution has not been given to Sonoma LAFCO, or to any interested agency or subject agency; and

WHEREAS, the boundaries of the territory included in the Reorganized District will be the combined territories of SCFD, BBFPD, and RRFPD, as described in Exhibit "A", attached hereto and incorporated herein by this reference; and

WHEREAS, the Proposed Reorganization is consistent with the amended spheres of influence of the Parties, based on specific determinations in Sonoma LAFCO Resolution No. 2719, adopted on December 4, 2019; and

WHEREAS, the territory included in the Reorganized District is inhabited, as defined in the Cortese-Knox- Hertzberg Act; and

WHEREAS, the Parties desire that the Proposed Reorganization be subject to the following terms and conditions as set forth herein:

- a. The name of the Reorganized District shall continue to be the “Sonoma County Fire District”.
- b. The Reorganized District is intended to achieve greater economy and efficiency in providing fire protection and emergency services. The Parties have determined that the Proposed Reorganization is in the best interest of the Parties in order to provide better services to the residents of the Reorganized District.
- c. Pursuant to the provisions of California Health and Safety Code section 13842, the Board of Directors of the Reorganized District shall remain seven members. Commencing with the election of Directors in November 2020, the Reorganized District shall transition to election by divisions pursuant to California Health and Safety Code section 13846 et seq.
- d. All assets, unrestricted, restricted or fiduciary, held by the Parties shall be transferred to and become assets of the Reorganized District. The Reorganized District shall be the successor agency to BBFPD and RRFPD.
- e. The Parties request a determination by Sonoma LAFCO that there is a sufficient property tax allocation agreement or other agreements with the County of Sonoma, not later than February 11, 2020, for the transfer of the taxes, assets and equipment of BBFPD and RRFPD to the Reorganized District, that ensures that no District or territory brings a financial deficit to the Reorganized District.
- f. The Parties request a determination by Sonoma LAFCO that the initial appropriation limit for the Reorganized District shall be the total of the combined existing appropriation limits of SCFD, BBFPD and RRFPD, as well as the anticipated increased tax collections projected from the extension of the SCFD’s special tax throughout the Reorganized District and the potential County-wide sales tax measure on the ballot on March 3, 2020.
- g. All liabilities of BBFPD and RRFPD shall be transferred to and become liabilities of the Reorganized District.

- h. The effective date of the Proposed Reorganization shall be the date of recordation of the certificate of completion of reorganization as provided by Government Code section 57200 et seq.
- i. Distribution of Services: The Board of Directors of the Reorganized District will authorize an annual work plan for services throughout the Reorganized District.

WHEREAS, the Parties hereby consent to the Proposed Reorganization without election by the registered voters within the respective Districts; and

WHEREAS, the Parties' find that the Proposed Reorganization appears to be categorically exempt on the California Environmental Quality Act ("CEQA") by virtue of section 15320 of the State CEQA Guidelines ("Class 20 Exemption") because the Proposed Reorganization is a reorganization of a local government agencies where the changes do not change the geographical area in which previously existing powers are exercised.

NOW, THEREFORE, the Boards of Directors of Sonoma County Fire District and the Bodega Bay Fire Protection District hereby find, determine, declare, resolve and order as follows:

1. The foregoing recitals are true and correct and are adopted as set forth herein.
2. Sonoma LAFCO is requested to undertake proceedings for the Proposed Reorganization according to the terms and conditions stated above and in the manner provided in the Cortese-Knox- Hertzberg Act.
3. The President of the Board of Directors of each Party is authorized and directed to execute this Concurrent Resolution and any other documents as Sonoma LAFCO may reasonably request to accomplish the Proposed Reorganization initiated by this Concurrent Resolution.
4. The Fire Chief of the Sonoma County Fire District, and/or his designee, shall be, and is hereby, authorized and directed to perform any and all acts required to complete the Proposed Reorganization initiated by this Concurrent Resolution, including, but not limited to, preparation and coordination of the application to Sonoma LAFCO, and preparation and filing of Notice of Exemption with the County Clerk in accordance with the provisions of CEQA and the State CEQA guidelines.

This Concurrent Resolution can be executed in counterpart and is effective from the latest date of execution shown below.

SONOMA COUNTY FIRE DISTRICT:

Passed, approved and adopted at a regular meeting of the Board of Directors of the Sonoma County Fire District by the following votes. Passed and adopted this December 4, 2019.

[Redacted Signature]

President, Board of Directors

Ayes: 7
Noes: 0
Absent: 0

CERTIFICATION:

[Redacted Signature]

Clerk of the Board of Directors

BODEGA BAY FIRE PROTECTION DISTRICT:

Passed, approved and adopted at a regular meeting of the Board of Directors of the Bodega Bay Fire Protection District by the following votes. Passed and adopted this December 19, 2019.

[Redacted Signature]

President, Board of Directors

Ayes: 4
Noes: 0
Absent: 1

CERTIFICATION:

[Redacted Signature]

Clerk of the Board of Directors