



**RESOURCE
MANAGEMENT AGENCY
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One
PETE VANDER POEL
District Two
AMY SHUKLAN
District Three
J. STEVEN WORTHLEY
District Four
MIKE ENNIS
District Five

AGENDA DATE: June 27, 2017

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
CONTACT PERSON: Celeste Perez PHONE: (559) 624-7010				

SUBJECT: Set a Public Hearing to Place Delinquent Water Service Fees on the 2017/2018 Tax Roll for the Seville Water Company

REQUEST(S):
That the Board of Supervisors:

1. Set a Public Hearing for August 1, 2017, at 9:30 a.m. in the Board Chambers, Administration Building, 2800 West Burrell, Visalia, California, to place delinquent water service fees, delinquent penalties and Auditor's collection charges for the Seville Water Company, on the 2017/2018 Tax Roll; and
2. Approve the Notice of Public Hearing.

SUMMARY:
Seville Water Company is a small water company servicing the domestic water needs of the community of Seville. The water system serves approximately 75 homes, or 400 residents, as well as 140 students and staff of Stone Corral School.

On June 11, 2009, the Superior Court for Tulare County granted temporary receivership of the Seville Water Company to the County of Tulare. The temporary receivership period expired on June 10, 2011. Receivership has been extended in two-year increments through Resolution No.'s 2011-0232, 2013-0315, 2015-0355 and most recently through Resolution 2017-0388 that expires on June 30, 2019.

On June 28, 2011, the Board adopted Resolution 2011-0487, uncodified Ordinance No. 3428, allowing the Board to place delinquent fees for Seville Water Company on the property tax roll, in accordance with the provisions of Health and Safety Code Sections 5473 to 5474.10, particularly Section 5474(a) and Government Code 6063. The process requires the Board to set the matter for public hearing, provide mailed and published notices of the public hearing and provide property owners the

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opportunity to speak to the matter. Resource Management Agency staff will provide the published and mailed notices, as required.

A notice has been mailed to every delinquent property owner advising them that their bill must be paid in full by June 29, 2017, or the County will begin the process of placing the delinquent fees on the property tax rolls. Exhibit A identifies the property owners who received this notice. An updated delinquency list will be provided at the time of the public hearing.

The purpose of the Public Hearing is to allow the Board to hear and consider all objections or protests from the affected property owners, prior to adopting the resolution to place delinquent charges and penalties on the 2017/2018 tax rolls. If full payment is received by 4:30 P.M., Monday, July 31, 2017, the name of the delinquent property owner will be removed from the final delinquency list filed with the Auditor. State law requires that the final list of delinquent property owners be submitted to the Auditor by August 10, 2017.

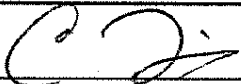
FISCAL IMPACT/FINANCING:

The costs to the County are those associated with noticing and conducting the Public Hearing, as well as an Auditor's administrative charge of \$200 per Zone of Benefit, a \$1 fee per assessor's parcel number and a ten percent (10%) penalty fee assessed. These costs are included in the proposed budget. There is a net County cost associated with the County Service Area program. Any shortfall in revenue within the Seville Water Company is covered by a loan from the revolving fund.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The proposed action will assist the County in its efforts to provide safe and secure essential services to the public by insuring an adequate revenue source to fund the sewer and water systems.

ADMINISTRATIVE SIGN-OFF:



Sherman Dix
Assistant Director – Fiscal Services



Reed Schenke, P.E.
Director

Cc: Auditor-Controller
County Counsel
County Administrative Office (2)

Attachment(s) Attachment A – Exhibit A, Seville Water Delinquent Accounts
Attachment B – Exhibit B, Notice of Public Hearing

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF SETTING A PUBLIC)
HEARING TO PLACE DELINQUENT) Resolution No. _____
WATER SERVICE FEES ON THE)
2017/2018 TAX ROLL FOR SEVILLE)
WATER COMPANY)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD JUNE 27, 2017, BY
THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: MICHAEL C. SPATA
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

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2. Approved the Notice of Public Hearing.

Attachment “A”

Exhibit A, Seville Water Delinquent Accounts

798 SEVILLE WATER - EXHIBIT A

Client No.	Balance due as of 06/01/2017 Water	Name
050053002	\$60.00	JIMENEZ JOSE A & BALTASAR
050053004	\$60.00	MARTINEZ GLORIA
050053019	\$60.00	GONZALEZ JOSE
050053020	\$180.00	TOVAR EVELYN
050053023	\$60.00	ROSALES JUAN C & LAURA P
050070005	\$240.00	MENDOZA ELEVI & ISABEL VELASQUEZ
050070007	\$720.00	* SANDOVAL TONY
050070008	\$120.00	GOMEZ FELICIANA
050070009	\$720.00	* VENEGAS JUAN
050070010	\$60.00	LUNA JOHN R
050070016	\$720.00	* LEAL ALBERT DANIEL
050070017	\$120.00	PIMENTEL ALBERTO
050070019	\$60.00	FRIAS GREGORIO
050070029	\$60.00	HOLGUIN ISIDRO Q & YOLANDA G
050070031	\$120.00	FLORES JUANITA R
050070032	\$720.00	* VELASQUEZ ALEJANDRO
050070035	\$180.00	ALVARADO RENE
050161008	\$60.00	VIDES SANTIAGO & DIANA
050161014	\$60.00	VALERO MARIA
050161015	\$720.00	* RODRIGUEZ VIRGINIA
050165005	\$60.00	JIMENEZ JACINTO M & MARINA
050165007	\$1,440.00	* GARCIA MARTIN REYNOSO
050171002	\$60.00	MARTINEZ ENRIQUE & MANUELA
050171007	\$60.00	FRIAS GREGORIO
050171009	\$120.00	ORTIZ MARY
050171010	\$240.00	MOLINA MATIAS VISCARRA
050171011	\$480.25	NUNEZ LEONARD JR & CRUZ
050171013	\$60.00	JIMINEZ JOSE ALFREDO
050171014	\$60.00	JCH FAMILY LIMITED PTNSHP
050171015	\$180.00	MARTINEZ ENRIQUE
050171019	\$60.00	JCH FAMILY LIMITED PTNSHP
050172006	\$60.00	GALLO MIKE & MARY
050172008	\$120.00	CASTILLO LISA M
050172011	\$60.00	ESPINOZA JAIRO
050172012	\$60.00	JIMENEZ JOSE ALFREDO & TERESA
050172013	\$60.00	MORENO RAY R JR II & ANGELITA
050172014	\$60.00	VIVERO ROGELIA & JAVIER B SR
050172019	\$120.00	MORENO RAY
050172022	\$60.00	KIMBLE WILSON & SALLY
050172023	\$60.00	GONZALES JUAN

050172024	\$60.00	GONZALEZ PEDRO
050174003	\$720.00 *	MEDINA ALLEN
050174007	\$120.00	GONZALES JOHNNY V & NELLIE L
050174008	\$60.00	CHAVEZ CARLOS
050174011	\$720.00 *	AVILA CIPRIANO & MARIA E
050174013	\$720.00 *	SANTANA GILBERT
050174018	\$60.00	FRIAS GREGORIO
050174019	\$60.00	TORRES JOSE & ELVA E
050182002	\$420.00	HOLMES ROBERT D (TR)
050182006	\$60.00	MINJARES JUAN
050182008	\$720.00 *	GONZALEZ-RUIZ OCTAVIO
050182015	\$60.00	FRIAS GREGORIO
050182016	\$120.00	FRIAS GREGORIO
050182017	\$60.00	CASTRO GARY D & CARYLON M
050182018	\$60.00	CASTRO GARY D & CARYLON M
050183002	\$120.00	CENDEJAS, ELISEO & JESSICA J
050183008	\$519.00	NIETO LORIE
050183009	\$60.00	MUNIZ ARTURO F
050183010	\$120.00	GUZMAN FELIX
050183011	\$60.00	GALLEGOS REFUJIO
050192002	\$720.00 *	TAVAREZ RUBEN JR & MARY
050192003	\$180.00	MARTINEZ ENRIQUE
050192006	\$60.00	CLEAVER DANNY
050193005	\$480.00	SALGADO THOMAS MIRANDA
050193006	\$60.00	SERRANO JOSE GUADALUPE

Total \$14,979.25

*Has not made a payment all year

Attachment “B”

Exhibit B, Notice of Public Hearing

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Tulare County Board of Supervisors, sitting as the Governing Board of Seville Water Company, will hold a Public Hearing on Tuesday, August 1, 2017, at 9:30 a.m. in the Chambers of the Board of Supervisors, Administration Building, 2800 West Burrel, Visalia, California.

The hearing will pertain to the collection and establishment on the Tax Rolls of the delinquent service fee charges for the use of the water facilities of the Seville Water Company.

SEE EXHIBIT "A"

In addition to the individual delinquent service charge assessments, the Board of Supervisors will consider and may impose an additional collection charge, per each delinquent service charge assessment placed on the tax roll, to cover the cost of the County Auditor's Service.

All interested persons may appear and be heard at said time and place.

By order of the Board of Supervisors, sitting as the Governing Board of Seville Water Company.

If you challenge the decision of the Board of Supervisors on the foregoing matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors of the County of Tulare at, or prior to, the public hearing. Judicial review of this Board of Supervisors decision is appealable pursuant to Code of Civil Procedure section 1094.6

Michael C. Spata, County Administrative Officer/Clerk, Board of Supervisors

TO BE PUBLISHED THREE TIMES

BY: July 7, July 14 & July 21, 2017

Send to: Visalia Times Delta

SEND BILL AND TEAR SHEET TO:

Tulare County Resource Management
Agency – Public Works Branch
5961 South Mooney Blvd.
Visalia, CA 93277-9394