

# BEFORE THE BOARD OF SUPERVISORS SITTING AS THE GOVERNING BOARD FOR THE TERRA BELLA SEWER MAINTENANCE DISTRICT COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF PLACEMENT OF	)	
DELINQUENT SEWER SERVICE FEES	)	Resolution No. TBS 2018-02
ON THE 2018/2019 TAX ROLL FOR THE	)	
TERRA BELLA SEWER MAINTENANCE	)	
DISTRICT	)	

UPON MOTION OF SUPERVISOR SHUKLIAN, SECONDED BY SUPERVISOR CROCKER, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD JULY 24, 2018, BY THE FOLLOWING VOTE:

AYES: SUPERVISORS CROCKER, VANDER POEL, SHUKLIAN, WORTHLEY, AND ENNIS  
 NOES: NONE  
 ABSTAIN: NONE  
 ABSENT: NONE



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

BY: Mary Ruello  
 Deputy Clerk

\* \* \* \* \*

1. Conducted a Public Hearing on July 24, 2018, at 9:30 a.m. or as soon thereafter as can be heard in the Board Chambers, Administration Building, 2800 West Burrel, Visalia, California, to consider placement of delinquent sewer service fees, delinquent penalties, and Auditor's collection charges for the Terra Bella Sewer Maintenance District on the 2018/2019 tax roll; and
2. Directed the Auditor/Tax Collector to place delinquent sewer service fees, delinquent penalties, and the Auditor's collection charges of Terra Bella Sewer Maintenance District customers (as identified in Attachment A) on the 2018/2019 tax roll if still delinquent after July 31, 2018.

RMA

HAR  
 07/24/2018



# RESOURCE MANAGEMENT AGENCY COUNTY OF TULARE AGENDA ITEM

## BOARD OF SUPERVISORS

KUYLER CROCKER  
District One

PETE VANDER POEL  
District Two

AMY SHUKLIAN  
District Three

J. STEVEN WORTHLEY  
District Four

MIKE ENNIS  
District Five

**AGENDA DATE:** July 24, 2018 – REVISED

Public Hearing Required	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Published Notice Required	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Advertised Published Notice	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
County Counsel Sign-Off	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:** Placement of Delinquent Sewer Service Fees on the 2018/2019 Tax Roll for the Terra Bella Sewer Maintenance District

**REQUEST(S):**

That the Board of Supervisors,

Sitting as the Governing Board for the Terra Bella Sewer Maintenance District:

1. Conduct a Public Hearing on July 24, 2018, at 9:30 a.m. or as soon thereafter as can be heard in the Board Chambers, Administration Building, 2800 West Burrel, Visalia, California, to consider placement of delinquent sewer service fees, delinquent penalties, and Auditor's collection charges for the Terra Bella Sewer Maintenance District on the 2018/2019 tax roll; and
2. Direct the Assessor to place delinquent sewer service fees, delinquent penalties, and the Auditor's collection charges of Terra Bella Sewer Maintenance District customers (as identified in Attachment A) on the 2018/2019 tax roll if still delinquent after July 31, 2018.

**SUMMARY:**

Terra Bella Sewer Maintenance District (TBSMD) was created in 1942. To cover the annual operation and maintenance costs, the County bills and collects monthly fees from each service user. Some property owners fail to pay for the services they receive.

Ordinance No. TBSMD-3 (uncodified) allows the Board of Supervisors sitting as the Governing Board for the District, to place delinquent fees on property tax roll, in accordance with the provisions of Health and Safety Code Sections 5473 through 5474.10 and Government Code Section 6063. The process requires the Board of Supervisors to set the matter for public hearing, provide mailed and published

**SUBJECT:** Placement of Delinquent Sewer Service Fees on the 2018/2019 Tax Roll  
for the Terra Bella Sewer Maintenance District

**DATE:** July 24, 2018

notice of the public hearing and provide property owners the 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 27, 2018, or the County will begin the process of placing the delinquent fees on the property tax rolls by publishing their delinquency in the newspaper. Further, the delinquent property owners have until July 31, 2018 at 4:30 p.m. to pay before their delinquencies will be placed on the tax rolls. Attachment A, identifies the property owners who received delinquent notices but have failed to pay their account in full.

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 2018/2019 tax rolls. State law requires that the final list of delinquent property owners be submitted to the Auditor by August 10, 2018.

**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 for the District, a \$1 fee per assessor's parcel number and a ten percent (10%) penalty fee, which are assessed to the delinquent customers and applied to the tax rolls. These costs are included in the budget. There is no net County cost to the General Fund as the District has adequate revenue to cover expenditures.


**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

The proposed action links with the Safety And Security Strategic Initiative through the goals of providing adequate facilities for the protection of the public and promoting personal accountability for public safety by helping to maintain the budgets for the sewer system.

**ADMINISTRATIVE SIGN-OFF:**



Sherman Dix, CPA  
Assistant Director Fiscal Services



Reed Schenke, P.E.  
Director

Cc: County Administrative Office

Attachment A – Terra Bella Sewer Maintenance District Delinquent Accounts

# **Attachment “A”**

## **Terra Bella Sewer Maintenance District Delinquent Accounts**

761 TERRA BELLA SEWER MAINTENANCE DISTRICT - EXHIBIT A

Client No.	Balance Due as of 7/16/18	Name
320141020	\$904.00	CAL VALLEY INVESTMENT LLC
320141027	\$78.00	VALENCIA ELIAS J & ROSA E
320142006	\$244.00	VALDEZ MANUEL Z & ROSA E
320142009	\$252.00	RODRIGUEZ JOSE L & AUDELIA C
320143014	\$252.00	SEVILLA SERVANDO & ROSALBA
320152007	\$252.00	MARRERO ELEAZER
320152008	\$252.00	FLOYD BILLIE W (TR) (DISCLAIMER TR)
320152010	\$252.00	EVERHART JOANN
320152016	\$252.00	THALMAN JOHN L & MARTHA L
320152017	\$252.00	ANDRADE ERACLIO R & EFIGENIA
320152019	\$252.00	RUIZ MARIA FE
320154002	\$261.00	MENA CRESCENCIO
320154011	\$252.00	QUEZADA HERLINDO & EMILIA
320154012	\$42.00	WALLEN AIDA CAVAZOS
320161004	\$702.00	CRUZ JUANITA (TR)
320161008	\$256.80	A & L PARTIDA LLC
320161015	\$42.00	HERNANDEZ LUCIO JR & ADRIANA
320161024	\$156.00	CAVALOS LUIS & ROSA M
320161025	\$117.00	AVALOS LUIS C & ROSA M
320162005	\$504.00	ALVAREZ GREGORIO
320162015	\$468.00	HERNANDEZ JOSE & YOLANDA
320162016	\$120.00	OCHOA ROBERTO S & ABIGAIL P (TRS)
320163002	\$480.00	U S A FHLMC
320163004	\$252.00	LOPEZ MARIO M
320163006	\$304.00	VALENCIA GERARDO CHAVEZ
320163008	\$252.00	SEVILLA ROSENDO & SOCORRO
320163015	\$252.00	SERVIN JUAN
320164009	\$252.00	HERNANDEZ-OZUNA JOSEFINA
320164023	\$100.00	HERNANDEZ ARTURO LOPEZ
320171003	\$432.00	HASSAN ABDULLA A (EST OF)
320172013	\$252.00	ROMAN GUADALUPE
320172015	\$252.00	ROMAN GUADALUPE
320173005	\$84.00	MEJIA CONSUELO
320173012	\$59.00	ALFAREH MOHAMED ALI MOHSEN
320173013	\$252.00	SALINAS NORA
320174009	\$43.50	AVALOS LUIS & ROSA
320180018	\$202.00	DEANS VIVIAN
320180027	\$42.00	ALFAREH QUAIS A



320194037	\$252.00	ELMS CHARLES & BETTY LOU
320194039	\$84.00	NOLAND BILLIE P(SCSR TR)
320380007	\$252.00	RAYA ELSA
320380008	\$252.00	CORDOVA SUSIE
320380015	\$168.00	RUIZ GILBERTO & ROSA LEON
320400008	\$42.00	ETRATA LEONIDA & BENJAMIN
320400014	\$288.00	SUAREZ MARGARITA



# **Terra Bella Sewer Maintenance District Delinquency Tax Roll**

Presented by the  
Tulare County Resource Management Agency  
July 24, 2018



# Presentation Outline

1. BACKGROUND
2. TIMELINE
3. SUMMARY OF DELINQUENT CHARGES
4. HISTORY OF DELINQUENCIES AND COLLECTIONS
5. ADDITIONAL SERVICE CHARGES FOR DELINQUENCIES
6. REQUEST
7. DISCUSSION





# Background

- Terra Bella Sewer Maintenance District (TBSMD) is administered by Tulare County and billed directly to service users.
- The County collects service fees to cover maintenance and operation costs.
- Some customers have failed to pay their service fees.
- The TBSMD Ordinance Number 3 (uncodified) allows the Board of Supervisors sitting as the Governing Board for the District, to place delinquent fees on property tax roll in accordance with the provisions of the Health and Safety Code, Sections 5470 through 5474.10 and Government Code Section 6063.



# Timeline

- May 18, 2018 – Customers with Balance were mailed notices
- June 18, 2018 – Customers with Outstanding Balance were mailed notices (2<sup>nd</sup> notice)
- July 3, 2018 – First publication of notice of Delinquent Accounts published
- July 10, 2018 – Second publication of notice of Delinquent Accounts published
- July 17, 2018 – Third publication of notice of Delinquent Accounts published
- July 24, 2018 – Board of Supervisors conducts Public Hearing
- July 31, 2018 – Payment deadline is at 4:30 P.M.
- August 10, 2018 – Delinquent customer list due to Auditor's Office for placement on Tax Roll



# Summary of Delinquent Charges

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CSA	Zone of Benefit	Delinquent Customers	Total Customers	Percent of Customers Delinquent	Delinquent Charges	Expected Revenue from Service Charges	Percent of Revenue Delinquent
1	Z10 – Delft Colony Sewer	28	113	24.8%	\$7,285	\$63,255	11.5%
1	Z11 – Delft Colony Water	28	113	24.8%	\$6,641	\$56,580	11.7%
1	Z50 – Seville Sewer	30	129	23.3%	\$10,529	\$76,155	13.8%
1	Z60 – Tonyville Sewer	9	82	11.0%	\$4,781	\$45,684	10.5%
1	Z70 – Tooleville Sewer	15	79	19.0%	\$5,906	\$50,199	11.8%
1	Z80 – Traver Sewer	27	213	12.7%	\$5,346	\$85,155	6.3%
1	Z90 – Yettem Sewer	4	69	5.8%	\$6,321	\$79,305	8.0%
1	Z91 – Yettem Water	4	69	5.8%	\$3,649	\$43,596	8.4%
2	Z95 – Wells Tract Water	11	66	16.7%	\$1,637	\$21,636	7.6%
2	Z96 – Wells Tract Sewer	11	66	16.7%	\$3,228	\$43,281	7.5%
	<b>761 – TBSMD</b>	<b>44</b>	<b>517</b>	<b>8.5%</b>	<b>\$10,809</b>	<b>\$143,031</b>	<b>7.6%</b>
	798 – Seville Water	19	75	25.3%	\$8,712	\$54,000	16.1%
	<b>Total:</b>	<b>230</b>	<b>1591</b>	<b>14.46%</b>	<b>\$74,843</b>	<b>\$761,877</b>	<b>9.8%</b>



# History of Delinquent Charges

CSA	Zone of Benefit	FY 2016		FY 2017		FY 2018	
		Delinquent Customers	Delinquent Amount	Delinquent Customers	Delinquent Amount	Delinquent Customers	Delinquent Amount
1	Z10 – Delft Colony Sewer	8	\$3,189	14	\$1,809	28	\$7,285
1	Z11 – Delft Colony Water	8	\$2,929	14	\$1,674	28	\$6,641
1	Z50 – Seville Sewer	23	\$10,689	24	\$7,821	30	\$10,529
1	Z60 – Tonyville Sewer	8	\$4,949	7	\$4,329	9	\$4,781
1	Z70 – Tooleville Sewer	6	\$2,440	10	\$3,686	15	\$5,906
1	Z80 – Traver Sewer	17	\$6,468	27	\$6,637	27	\$5,346
1	Z90 – Yettem Sewer	3	\$5,686	4	\$6,283	4	\$6,321
1	Z91 – Yettem Water	3	\$3,507	4	\$3,701	4	\$3,649
2	Z95 – Wells Tract Water	4	\$1,294	10	\$1,593	11	\$1,637
2	Z96 – Wells Tract Sewer	4	\$2,027	8	\$1,028	11	\$3,228
	<b>761 – TBSMD</b>	<b>36</b>	<b>\$11,207</b>	<b>40</b>	<b>\$11,101</b>	<b>44</b>	<b>\$10,809</b>
	798 – Seville Water	13	\$7,961	16	\$7,360	19	\$8,712
<b>Total:</b>		<b>133</b>	<b>\$62,345</b>	<b>178</b>	<b>\$57,023</b>	<b>230</b>	<b>\$74,843</b>



# Collection History

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CSA	Zone of Benefit	FY 2016		FY 2017		FY 2018	
		Collection Customers	Collection Amount	Collection Customers	Collection Amount	Collection Customers	Collection Amount
1	Z10 – Delft Colony Sewer	7	\$1,474	3	\$968	5	\$1,113
1	Z11 – Delft Colony Water	7	\$1,306	3	\$922	5	\$1,113
1	Z50 – Seville Sewer	16	\$12,737	18	\$11,442	13	\$6,583
1	Z60 – Tonyville Sewer	8	\$4,823	5	\$2,563	7	\$4,764
1	Z70 – Tooleville Sewer	8	\$6,016	6	\$1,966	8	\$2,268
1	Z80 – Traver Sewer	25	\$8,433	16	\$7,302	16	\$5,697
1	Z90 – Yettem Sewer	0	\$0	2	\$1,338	2	\$451
1	Z91 – Yettem Water	0	\$0	2	\$940	2	\$366
2	Z95 – Wells Tract Water	6	\$873	2	\$410	4	\$271
2	Z96 – Wells Tract Sewer	5	\$1,099	2	\$278	2	\$323
	<b>761 – TBSMD</b>	<b>37</b>	<b>\$34,118</b>	<b>33</b>	<b>\$12,818</b>	<b>28</b>	<b>\$11,443</b>
	798 – Seville Water	11	\$7,224	12	\$6,613	13	\$7,311
<b>Total:</b>		<b>132</b>	<b>\$78,108</b>	<b>104</b>	<b>\$47,559</b>	<b>105</b>	<b>\$41,703</b>



# Additional Service Charges for Delinquencies

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- Amount rolled includes:
  - Auditor Fees
    - \$200 per Zone of Benefit
    - \$1 per assessor parcel number
  - Penalty
    - 10%





# Requests

1. Conduct a Public Hearing on July 24, 2018, at 9:30 a.m. or as soon thereafter as can be heard in the Board Chambers, Administration Building, 2800 West Burrel, Visalia, California, to consider placement of delinquent sewer service fees, delinquent penalties, and Auditor's collection charges for the Terra Bella Sewer Maintenance District on the 2018/2019 tax roll; and
2. Direct the Tax Collector to place delinquent sewer service fees, delinquent penalties, and the Auditor's collection charges of Terra Bella Sewer Maintenance District customers (as identified in Attachment A) on the 2018/2019 tax roll if still delinquent after July 31, 2018.



# Questions, Comments, and Discussion