



RESOURCE MANAGEMENT AGENCY COUNTY OF TULARE AGENDA ITEM

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

EDDIE VALERO
District Four

DENNIS TOWNSEND
District Five

AGENDA DATE: July 23, 2019

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 Water Service Fees on the 2019/2020 Tax Roll for the Seville Water Company

REQUEST(S):

That the Board of Supervisors:

1. Conduct a Public Hearing on July 23, 2019, 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 water service fees, delinquent penalties, and Auditor's collection charges for the Seville Water Company, on the 2019/2020 tax roll; and
2. Direct the Tax Collector to place delinquent water service fees, delinquent penalties, and the Auditor's collection charges of the Seville Water Company customers (as identified in Attachment A, Exhibit A) on the 2019/2020 tax roll if still delinquent after July 31, 2019.

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

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two-year increments through Resolution No.'s 2011-0232, 2013-0315, 2015-0355, 2017-0388 and most recently through Resolution 2019-0465 that expires on June 30, 2021.

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 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 28, 2019, 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, 2019 at 4:30 p.m. to pay before their delinquencies will be placed on the tax rolls. Attachment A, Exhibit 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 2019/2020 tax rolls. State law requires that the final list of delinquent property owners be submitted to the Auditor by August 12, 2019.

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.

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ADMINISTRATIVE SIGN-OFF:



Sherman Dix, CPA
Assistant Director Fiscal Services



Reed Schenke, P.E.
Director

Cc: County Administrative Office

Attachment(s) Attachment A– Exhibit A, Seville Water Delinquent Accounts

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

IN THE MATTER OF PLACEMENT OF)
DELINQUENT WATER SERVICE FEES) Resolution No. _____
ON THE 2019/2020 TAX ROLL FOR)
THE SEVILLE WATER COMPANY)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD JULY 23, 2019, BY
THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Conducted a Public Hearing on July 23, 2019, 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 water service fees, delinquent penalties, and Auditor's collection charges for Seville Water Company on the 2019/2020 tax roll; and
2. Directed the Tax Collector to place delinquent water service fees, delinquent penalties, and the Auditor's collection charges of the Seville Water Company customers (as identified in Attachment A, Exhibit A) on the 2019/2020 tax roll if still delinquent after July 31, 2019.

798 SEVILLE WATER - EXHIBIT A

Water

Client No.	Balance Due as of 6/1/19	Name
050053005	\$60.00	LOPEZ CESAR A
050053020	\$281.00	TOVAR EVELYN
050053023	\$60.00	ROSALES JUAN C & LAURA P
050070007	\$720.00	* SANDOVAL TONY
050070009	\$120.00	VENEGAS JUAN
050070021	\$720.00	* SANTANA GILBERT
050070029	\$540.00	HOLGUIN ISIDRO Q & YOLANDA G
050070032	\$720.00	* VELASQUEZ ALEJANDRO
050161015	\$720.00	* RODRIGUEZ VIRGINIA
050165007	\$114.25	GARCIA MARTIN REYNOSO
050171015	\$60.00	MARTINEZ ENRIQUE
050172007	\$144.75	GUERRERO ALEJANDRO
050172015	\$197.50	GUERRERO ALEJANDRO
050172022	\$720.00	* KIMBLE WILSON & SALLY
050174003	\$720.00	* MEDINA ALLEN
050174011	\$720.00	* AVILA CIPRIANO & MARIA E
050174013	\$720.00	* SANTANA GILBERT
050182002	\$720.00	* VERGARA BRISARELI MARQUEZ
050182006	\$60.00	MINJARES JUAN
050182008	\$720.00	* GONZALEZ-RUIZ OCTAVIO
050183008	\$720.00	* NIETO LORIE
050192002	\$720.00	* TAVAREZ RUBEN JR & MARY
050192003	\$60.00	MARTINEZ ENRIQUE
TOTAL	\$10,337.50	

* NO PAYMENT RECEIVED IN FISCAL YEAR 2018/19