



BOARD OF SUPERVISORS  
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

Department Name: CEO  
Department No.: 012  
For Agenda Of: July 12, 2016  
Placement: Administrative  
Estimated Tme: NA  
Continued Item:  
If Yes, date from:  
Vote Required: Majority

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**TO:** Board of Supervisors

**FROM:** Department Director(s) Mona Miyasato, County Executive Officer, 568-3400  
Contact Info: Joseph Toney, Interim Deputy CEO, 568-3400

**SUBJECT:** Election Consolidation, Assembly Bill 3 - Isla Vista Community Services District

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Recommended Actions:**

- a) Adopt a Resolution calling an election and providing notice of election for the purposes of determining whether the Isla Vista Community Services District shall be formed, and whether a Utility User Tax to be imposed by the District at the rate of 8% shall be approved, and consolidating the election with the November 8, 2016 General Election, and directing County officials to conduct the necessary elections on behalf of the proposed District and place the items on the ballot; and
- b) Find that these actions are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15378(b)(4) and 15378(b)(5), because they consist of the creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment, or they consist of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

**Summary Text:**

At its meeting on April 7, 2016, the Santa Barbara Local Agency Formation Commission (LAFCO) adopted resolutions pursuant to Government Code Section 61250 that provide for the following: 1) ordering the formation of the Isla Vista Community Services District and directing the Board of Supervisors to direct County Elections to conduct the necessary formation and confirmation elections,

including a proposed Utility User Tax, and 2) setting the Utility User Tax Rate that the Isla Vista Community Services District may levy. This matter is before your Board to act upon the direction from LAFCO and to consolidate the election with the November 8, 2016 election.

### **Background:**

Assembly Bill 3 (AB 3) was first introduced to the Legislature in December of 2014. AB 3 proposed an alternative CSD through State Legislation with certain powers and restrictions for Isla Vista specifically. Governor Brown signed AB 3 on October 7, 2015. The bill became effective on January 1, 2016, as Chapter 548. The amendments to the Government Code set a very specific procedure and a timeline for formation of the Isla Vista Community Services District (District). As required by Government Code section 61250(b)(1), your Board filed a resolution of application with LAFCO, pursuant to Government Code section 56654, to initiate a comprehensive review and recommendation of the formation of the District by LAFCO. LAFCO reviewed the formation of the District and to comply with the provisions of AB 3, on April 7, 2016, LAFCO adopted resolutions ordering the formation of the District subject to a vote of the registered voters residing within the boundaries of the District, and directing the Board of Supervisors to direct County Elections to conduct the necessary formation and confirmation elections, including a proposed Utility User Tax. The LAFCO resolutions also set the Utility User Tax Rate that the Isla Vista Community Services District may levy. LAFCO set the provisional appropriations limit of the District at \$640,000.

The resolution before your Board acts upon LAFCO's direction pursuant to Government Code section 61250(c)(4). The Board resolution calls an election and provides notice of an election for the purposes of determining whether the District shall be formed, and whether a utility user tax to be imposed by the District at the rate of 8% shall be approved. The resolution also consolidates the election with the November 8, 2016 general election and directs County officials to conduct the necessary elections on behalf of the proposed District and place the items on the ballot.

### **Fiscal and Facilities Impacts:**

Budgeted: Yes

The shared cost of placing the measures on the November 2016 ballot is estimated to be between \$30,000-\$40,000. The shared election cost is included in the Clerk-Recorder-Assessor's Fiscal Year 2016-17 Adopted Budget.

However, the incremental unbudgeted cost of printing the measure text in the sample ballot is estimated to be between \$10,000 and \$20,000, and a future Budget Revision with an identified funding source may be necessary.

### **Attachments:**

Attachment 1: Resolution calling an election and providing notice of election for the purposes of determining whether the Isla Vista Community Services District shall be formed, and whether a utility user tax to be imposed by the District at the rate of 8% shall be approved, and consolidating the election with the November 8, 2016 general election, and directing county officials to conduct the necessary elections on behalf of the proposed District and place the items on the ballot.

**Special Instructions:**

The Clerk of the Board is requested send a signed, certified copy of the Resolution to County Elections.

**Authored by:**

Joseph D. Toney, Interim Deputy County Executive Officer

**cc:**

Theo Fallati, Auditor-Controller  
Renee Bischof, County Elections