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OUR FILE NUMBER

12611.58

A-33

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January 24, 2002

Mr. Michael F. Brown
Clerk of the Board of Supervisors

Mr. Michael Allen
Deputy Clerk of the Board of Supervisors

County of Santa Barbara
105 East Anapamu Street, Fourth Floor
Santa Barbara, California 93101

2002 JAN 25 PM 12:32
COUNTY OF SANTA BARBARA
CLERK OF THE
BOARD OF SUPERVISORS

Re: Our client: Montecito Fire Protection District;
Proposed Proposition 4 Override Special Election by
All-Mailed Ballot, July 16, 2002

Gentlemen:

Enclosed herewith are one certified original and 12 copies of each of Montecito Fire Protection District Resolutions 2002-2, 2002-3 and 2002-4, whereby the District calls for a Proposition 4 Override Special Election for Tuesday, July 16, 2002, by all-mailed ballots as authorized by California's Elections Code.

The resolutions are submitted for adoption by the Board of Supervisors, provide for an election, and set forth the wording of the proposal to be voted upon. Resolution 2002-4 requests your Board authorize the Clerk-Recorder-Assessor's office, through the County Election's Official, to render specified services and the conduct of the election, as it has done on several previous occasions in 1987, 1990, 1994 and 1998.

These matters have been reviewed by Mr. Robert Smith of the Election's Office and attorney Clare MacDonald of the County Counsel's Office.

Please set these matters on the Board of Supervisors' agenda and advise me of the date the Board will consider the matter.

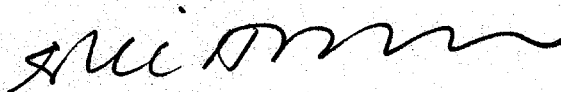
Mr. Michael F. Brown
Mr. Michael Allen
January 24, 2002
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After your Board's action, please forward to me a copy of the Resolution(s) or minute order(s) of the Board of Supervisors.

If you require additional information, please call me at 962-0011.

Thank you in advance for anticipated courtesy and cooperation. We look forward to working with you.

Very truly yours,



Eric P. Hvolbøll
for PRICE, POSTEL & PARMA LLP

EPH/sym
By hand delivery
Enclosures

cc/encs: Montecito Fire Protection District
(Attn: Ron McClain, Fire Chief)
Mr. Robert Smith, Elections Division
Ms. Clare MacDonald, Office of County Counsel

RESOLUTION NO. 2002-2

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE MONTECITO FIRE PROTECTION DISTRICT
PURSUANT TO SECTION 12001 OF THE ELECTIONS CODE ORDERING,
CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL ELECTION
TO BE HELD IN THE MONTECITO FIRE PROTECTION DISTRICT ON JULY
16, 2002 FOR THE PURPOSE OF SUBMITTING TO THE VOTERS OF SAID
DISTRICT A PROPOSITION PURSUANT TO ARTICLE XIII B OF THE
CONSTITUTION OF THE STATE OF CALIFORNIA TO RETAIN THE
DISTRICT'S INCREASED LIMITS OF APPROPRIATIONS**

WHEREAS, this Board of Directors deems and determines it is necessary and hereby proposes that the Montecito Fire Protection District be authorized to retain its increased limits of appropriations pursuant to Article XIII B of the Constitution of the State of California;

NOW, THEREFORE, the Board of Directors of the Montecito Fire Protection District does hereby resolve, determine and order as follows:

Section 1. Pursuant to Article XIII B of the Constitution of the State of California and the laws of the State of California, a special election shall be held in the Montecito Fire Protection District on the 16th day of July 2002, for the purpose of submitting to the qualified voters of said District a proposition which, if approved by a majority of the voters voting at said election, will authorize and allow this District to retain its increased limits of appropriations.

Section 2. That on the ballots to be used in said election in addition to any other matters required by law, there shall be printed substantially the following:

**RETENTION OF INCREASED LIMITS OF APPROPRIATION
FOR PURPOSES OF FURNISHING FIRE PROTECTION,
RESCUE AND EMERGENCY MEDICAL SERVICES**

Shall the limits of appropriations for the Montecito Fire Protection District be established pursuant to Article XIII B of the Constitution of the State of California (Proposition 4 and Proposition 111) at an amount the total of which equals the combined total of all of the following: (1) the amount of all ad valorem taxes on property to which the District is entitled as limited by Article XIII A of the Constitution of the State of California (Proposition 13) and any legislation supplemental thereto; (2) the amount of any fire suppression services assessment, capital improvement assessments, or other benefit assessments which may be authorized by the District pursuant to and in conformance with the procedures and authority set forth in State law and which would otherwise be considered "proceeds of taxes" pursuant to Article XIII B of the Constitution of the State of California; (3) the amount of the proceeds from any special taxes which may be authorized by more than two-thirds of the District voters at any election that may be called by the District for that purpose; (4) any interest received by the District; and (5) any subventions or other aid received from the State of California, the County of Santa Barbara or other governmental agency?

If said limit is approved by the voters, it shall be effective for the District's 2002-2003 fiscal year and remain in effect for a period of four years from and after the date of this election unless changed by the voters at a subsequent election or elections.

Section 3. Pursuant to Election Code Section 13247, the abbreviated statement of the proposition (measure) shall be as follows:

Shall the Montecito Fire Protection District retain its increased limits on appropriations to assure continued fire protection, rescue and emergency medical services?

Yes _____ No _____

Section 4. That the Secretary of the District is hereby directed to file a certified copy of this Resolution with the County Board of Supervisors.

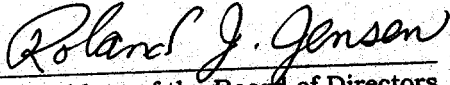
Section 5. That the Board of Supervisors is hereby requested to give, or cause to be given, all such notices of the election as may be required by law.

PASSED AND ADOPTED by the Governing Board of Montecito Fire Protection District this 22nd day of January, 2002, by the following vote, to wit:

AYES: R.J.Jensen, D. Eidelson


NOES: None

ABSENT: T. Gannon



President of the Board of Directors
MONTECITO FIRE PROTECTION DISTRICT

ATTEST:

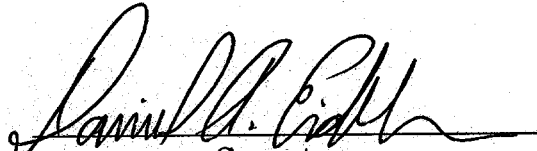


Secretary

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA BARBARA)

I, DAN EIDELSON, Secretary of the Board of Directors of
MONTECITO FIRE PROTECTION DISTRICT, do hereby certify that the
above and foregoing is a full, true and correct copy of Resolution No.
2002-2 of said Board, and that the same has not been amended or
repealed.

DATED: 1/22 _____, 2002


Secretary

RESOLUTION NO. 2002-4

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE MONTECITO FIRE PROTECTION DISTRICT REQUESTING THE
BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA TO
AUTHORIZE THE ELECTIONS OFFICIAL OF THE COUNTY CLERK-
RECORDER-ASSESSOR'S OFFICE OF SAID COUNTY TO RENDER
SPECIFIED SERVICES TO THE DISTRICT RELATING TO THE CONDUCT
OF A SPECIAL ELECTION OF SAID DISTRICT TO BE HELD ON JULY 16,
2002, PURSUANT TO SECTION 10002 OF THE ELECTIONS CODE**

WHEREAS, this Board of Directors has commenced proceedings for the calling of a special election in the Montecito Fire Protection District to be held on July 16, 2002; and

WHEREAS, it is desirable that the Board of Supervisors of the County of Santa Barbara permits the Elections Official of County Clerk-Recorder-Assessor's Office of said County to render specified services to the Montecito Fire Protection District relating to the conduct of said special election as authorized by Section 10002 of the California Elections Code;

NOW, THEREFORE, the Board of Directors of the Montecito Fire Protection District does hereby resolve, determine and order as follows:

Section 1. That the Board of Supervisors of the County of Santa Barbara be and it is hereby requested to permit Elections Official of the County Clerk-Recorder-Assessor's Office of said County to render services to the Montecito Fire Protection District in connection with the special election to be held on July 16, 2002, including, but not limited to, the following:

1. Publish notice of election in a form approved by this Board if required by State law.
2. Prepare a list of qualified voters in the Montecito Fire Protection District.
3. Cause the election to be conducted by all-mailed ballot pursuant to Section 4108 of the Elections Code.
4. Publish date for submission of direct arguments for and against the Measure.
5. Receive direct arguments for and against the Measure and select the arguments.
6. Transmit the direct argument in favor to the author(s) of the direct argument in opposition and transmit the direct argument in opposition to the author(s) of the direct argument in favor.
7. Receive rebuttal arguments.
8. Provide 10-day period of public examination.
9. Cause to be printed the requisite number of ballots, rosters, tally sheets, and other necessary forms and/or information.
10. Furnish and address the envelopes necessary to mail the ballots and other election material to the voters of the Montecito Fire Protection District, including return postage.

RESOLUTION NO. 2002-3

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MONTECITO FIRE PROTECTION DISTRICT
DECLARING THAT THE SPECIAL ELECTION TO BE
HELD IN THE DISTRICT ON JULY 16, 2002 SHALL BE
CONDUCTED BY ALL-MAILED BALLOTS PURSUANT
TO SECTION 4108 OF THE ELECTIONS CODE**

WHEREAS, this Board of Directors has commenced proceedings providing for a special election to be held in the MONTECITO FIRE PROTECTION DISTRICT on July 16, 2002, for the purpose of submitting to the voters of the District a proposition pursuant to Article XIII B of the Constitution of the State of California to retain the District's increased limits of appropriations; and

WHEREAS, this Board of Directors has determined that to achieve optimum participation by qualified voters, said special election should be conducted by all-mailed ballots pursuant to Section 4108 of the Elections Code;

NOW, THEREFORE, the Board of Directors of the Montecito Fire Protection District does hereby resolve, determine and order as follows:

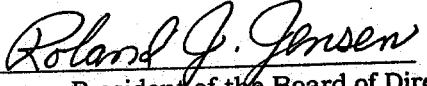
The special election to be held in the Montecito Fire Protection District on July 16, 2002, shall be conducted by all-mailed ballots pursuant to Section 4108 of the Elections Code.

PASSED AND ADOPTED by the Governing Board of MONTECITO FIRE PROTECTION DISTRICT this 22nd day of January, 2002, by the following vote,
to wit:


AYES: R.J.Jensen, D. Eidelson

NOES: None

ABSENT: T. Gannon


President of the Board of Directors
MONTECITO FIRE PROTECTION DISTRICT

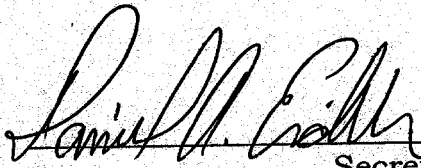
ATTEST:


Secretary

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA BARBARA)

I, DAN EIDELSON, Secretary of the Board of Directors of MONTECITO FIRE PROTECTION DISTRICT, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No. 2002-4 of said Board, and that the same has not been amended or repealed.


DATED: 1/22 _____, 2002


Secretary

STATE OF CALIFORNIA)
)
COUNTY OF SANTA BARBARA) ss.

I, DAN EIDELSON, Secretary of the Board of Directors of MONTECITO FIRE PROTECTION DISTRICT, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No. 2002-3 of said Board, and that the same has not been amended or repealed.

DATED: 1/22, 2002


Secretary

11. Insert the ballots and other printed matter into envelopes for mailing, and cause the same to be mailed, as required by law.
12. Receive the returns of the election.
13. Sort and assemble the election material and supplies in preparation for the canvassing of the returns of the election.
14. Canvass the returns and declare the results of the election and deliver the same to the Secretary or President of this Board.
15. Make all arrangements and take the necessary steps to pay all costs of the election incurred as the result of services performed for the Montecito Fire Protection District for said special election.
16. Render such other services as the Secretary of the District may request from time to time.

Section 2. That the Montecito Fire Protection District shall reimburse said County for services performed when the work is completed and upon presentation to the District of a properly approved bill.

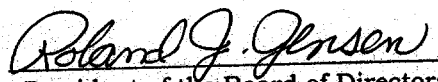
Section 3. That the Secretary of the Montecito Fire Protection District is hereby directed to file a certified copy of this resolution and the resolution calling the special election for the Montecito Fire Protection District with the Board of Supervisors and with the County Clerk-Recorder-Assessor of said County.

PASSED AND ADOPTED by the Governing Board of Montecito Fire Protection District this 22nd day of January, 2002, by the following vote, to wit:


AYES: R.J.Jensen, D. Eidelson

NOES: None

ABSENT: T. Gannon


President of the Board of Directors
MONTECITO FIRE PROTECTION DISTRICT

ATTEST:


Secretary