



COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
DEPARTMENT OF PUBLIC WORKS
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Sean Powers
Community Development Agency Director

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Director of Public Works

NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: April 9, 2019

TO: Board of Supervisors

FROM: Jessica Hankins, Public Works Project Manager

SUBJECT: **Annexation of the Retherford Road Area into the Darkhorse Permanent Road Division and Authorization of Collection of Special Taxes for Road Maintenance Services – District 2**

RECOMMENDATION:

1. Conduct a public hearing to hold a Proposition 218 election on a proposal to annex the Retherford Road area into the Darkhorse Permanent Road Division (PRD).
2. Determine if a majority protest of property owners exists regarding the PRD annexation.
3. In the absence of a majority protest, direct staff to count the mail-out election ballots received by the Clerk of the Board regarding the PRD formation.
4. In the event that a majority of the votes received support the PRD annexation, then adopt the attached Resolution authorizing the annexation of the Retherford Road area into the Darkhorse PRD and collection of the special taxes beginning in Fiscal Year 2019/20 and each year thereafter.

FUNDING: Funds will be collected annually from special taxes assessed on all parcels within the Permanent Road Division. There is no impact on the General Fund and no budget amendment is needed.

BACKGROUND: Eleven of 15 parcel owners in the Retherford Road area north of the Darkhorse subdivision signed a petition requesting annexation of the Retherford Road area into the Darkhorse PRD. Retherford Road is a private road that provides a connection from Darkhorse Drive to Magnolia Road.

There are currently 214 single-family residential lots within the Darkhorse PRD. The annual road maintenance assessment for the annexed lots is proposed to be the same as the current Darkhorse PRD residential special tax of \$298.

On February 12, 2019, the Board of Supervisors approved Resolution 19-059 to annex the Retherford Road area into the Darkhorse PRD and conduct an assessment ballot proceeding. Public hearing notices were mailed to the affected owners on or before February 22, 2019, per requirements of the Government Code. Notices were also posted per requirements of the Streets and Highways Code.

This hearing requires that the Board determine if a majority of property owners protest the annexation of the Retherford Road area into the Darkhorse PRD. If a simple majority of property owners do not protest, the Board will direct the Clerk of the Board to open and count the ballots. If at least two-thirds of the assessment ballots submitted are in favor of the special tax, then the Board may annex the Retherford Road area into the Darkhorse PRD.

Item Initiated by: Jessica Hankins, Public Works Project Manager
Approved by: Trisha Tillotson, Director of Public Works

Submittal Date: March 22, 2019