

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES, ALSO ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, CALLING AND GIVING NOTICE OF AN ELECTION TO IMPOSE A SPECIAL TAX UPON PARCELS LOCATED WITHIN THE FLOOD CONTROL DISTRICT TO IMPLEMENT THE SAFE, CLEAN WATER PROGRAM, TO BE HELD IN THE DISTRICT ON NOVEMBER 6, 2018, AND CONSOLIDATING THE SPECIAL TAX ELECTION WITH OTHER ELECTIONS TO BE HELD WITHIN THE COUNTY ON NOVEMBER 6, 2018

WHEREAS, the Board of Supervisors of the County of Los Angeles, also acting as the governing body of the Los Angeles County Flood Control District ("District") (the "Board"), has determined that it is in the best interests of the District to implement the Safe, Clean Water Program; and

WHEREAS, the Safe, Clean Water Program will provide for increased stormwater capture to prepare for future droughts, reduced stormwater runoff pollution to protect public health, marine life and County waterways, increased water supply, improved water quality and community enhancements such as greening of schools, parks and wetlands, and increased public access to rivers, lakes and streams; and

WHEREAS, pursuant to all applicable State law, including the Los Angeles County Flood Control Act, as amended, and Government Code section 50075 et seq., and in compliance with California Constitution articles XIII A and XIII C, the Board is authorized to adopt this resolution to establish and impose (subject to voter approval) a special parcel tax upon taxable real property, except as exempted, located within the District; and

WHEREAS, the specific intended purposes of the special parcel tax are to fund projects and programs to increase stormwater capture and reduce stormwater and urban runoff pollution in the District so as to increase water supply, improve water quality, and, where appropriate, provide community enhancements such as the greening of schools, parks, and wetlands, and increased public access to rivers, lakes, and streams, and the revenue from this special parcel tax may only be used for these specific purposes; and

WHEREAS, the Board calls for an election to impose a special parcel tax in the amount of two and one-half cents per square foot of impermeable area, except as exempted, beginning with fiscal year 2019-20; and

WHEREAS, the Board deems it necessary and essential to submit the question of a special parcel tax to the qualified voters within the District at a special election to be held November 6, 2018, and to consolidate such election with the other elections to be held on that date; and

WHEREAS, the Board conducted a public hearing on this matter on July 17, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles, also acting as the governing body of the Los Angeles County Flood Control District, as follows:

1. **Call of the Election and Purpose.** A special election shall be held and the same is hereby called and ordered to be held in the District on the 6th day of November, 2018, for the purpose of submitting to the voters of the District the question of a special parcel tax to be levied by the District in the amount of two and one-half cents per square foot of impermeable area, except as exempted for the purposes specified in the proposed ordinance. The special election called for by this resolution shall be consolidated with the elections conducted by the Registrar-Recorder/County Clerk to be held in the County of Los Angeles on November 6, 2018, and the measure shall be placed on the same ballot to the extent the elections are concurrent, and the same precincts, polling places, election officers, and facilities shall be used for the elections.

2. **Ballot Measure.** The Measure for the Los Angeles County Flood Control District to levy the special parcel tax pursuant to this resolution shall appear on the ballot substantially as follows:

Los Angeles Region's Public Health; Safe, Clean Water Program

Shall an ordinance improving/protecting water quality; capturing rain/stormwater to increase safe drinking water supplies and prepare for future drought; protecting public health/marine life by reducing pollution, trash, toxins/plastics entering Los Angeles County waterways/beaches; establishing a parcel tax of 2.5¢ per square foot of impermeable area, exempting low-income seniors, raising approximately \$300,000,000 annually until ended by voters, with audits, oversight and local control be adopted? YES_____ NO_____

3. **Ordinance.** The attached ordinance, Exhibit A, imposing the special parcel tax and setting forth the specific purposes for which the special parcel tax will be collected, is incorporated herein by reference ("Ordinance").

4. **Tax Collection.** Upon passage of this measure, the Treasurer and Tax Collector of the County of Los Angeles shall collect the special parcel tax for the initial Fiscal Year 2019-20, and for subsequent fiscal years, on the tax roll at the same time and in the same manner, and subject to the same penalties as the ad valorem property taxes fixed and collected by or on behalf of the County of Los Angeles.

5. **Tax Account.** Upon passage of this measure, the Auditor-Controller of the County of Los Angeles shall create a new account into which the revenues from the special parcel tax authorized by this resolution shall be deposited.

6. **Accountability Measures.** The Auditor-Controller of the County of Los Angeles shall file a report with the Board, by no later than January 1, 2021, and by January 1 of each year thereafter, stating the amount of funds collected pursuant to the Ordinance. The report may relate to the calendar year, fiscal year, or other appropriate

annual period, as the Auditor-Controller shall determine, and may be incorporated into or filed with the annual budget, audit, or other appropriate routine report to the Board.

7. **California Environmental Quality Act.** Based upon all of the facts before it on this matter, the Board finds that the submission of this question of a special parcel tax to the voters is not subject to, or is exempt from, the California Environmental Quality Act ("CEQA") because it is not a project as defined by State CEQA Guidelines section 15378(b)(4) relating to the creation of government funding mechanisms that do not involve commitment to any specific project that may result in a potentially significant physical impact on the environment.

8. **Proclamation.** Pursuant to section 12001 of the Elections Code, the Board hereby PROCLAIMS that an election shall be held in the District on Tuesday, November 6, 2018, to vote upon the proposed Ordinance. The polls shall be open from 7:00 a.m. to 8:00 p.m.

9. **Election Procedure.** All qualified voters residing within the District shall be permitted to vote in the election and in all particulars not recited in this resolution, the elections shall be held as nearly as practicable in conformity with the Elections Code of the State of California. The votes cast for and against the measure shall be separately counted and if the measure receives the required number of votes, two-thirds (2/3) of the votes cast by the qualified electors voting on the measure, the special parcel tax in the amounts stated in the Ordinance shall be effective and ratified.

10. **Sample Ballot.** The Registrar-Recorder/County Clerk is instructed to print the entire proposed Ordinance in the sample ballot.

11. **Consolidation.** The election called by this resolution shall be consolidated with the other elections conducted by the Registrar-Recorder/County Clerk to be held in the County of Los Angeles on November 6, 2018, and the measure shall be placed on the same ballot.

12. **Authority.** This resolution is adopted pursuant to section 12001 of the Elections Code and section 25201 of the Government Code. The Executive Officer-Clerk of the Board of Supervisors is ordered to file a copy of this resolution with the Registrar-Recorder/County Clerk at least eighty-eight (88) days prior to the day of the election. The Registrar-Recorder/County Clerk is authorized, instructed and directed to prepare any documents and take any additional actions that may be necessary in order to properly and lawfully conduct the election.

The foregoing resolution was on the ____ day of July 2018, adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts.

CELIA ZAVALA, Acting Executive
Officer-Clerk of the Board of
Supervisors of the County of
Los Angeles

By: _____

APPROVED AS TO FORM:

MARY C. WICKHAM
County Counsel

By:  _____
Principal Deputy
County Counsel