

**THE BOARD OF SUPERVISORS OF THE
COUNTY OF ALAMEDA, STATE OF CALIFORNIA**

RESOLUTION NO. _____

**RESOLUTION SETTING PUBLIC HEARING, DIRECTING NOTICE OF THE PUBLIC
HEARING, AND APPROVING GUIDELINES FOR THE SUBMISSION AND TABULATION OF
PROTESTS IN CONNECTION WITH THE PUBLIC HEARING FOR THE PROPOSED
SUPPLEMENTAL SERVICE CHARGE FOR WATER MAINTENANCE SERVICES FOR
CASTLEWOOD COUNTY SERVICE AREA (CSA R-1967-1) BEGINNING IN FISCAL YEAR
25-26**

WHEREAS, the Castlewood CSA (“CSA”) was established in 1967 to provide road maintenance services; and

WHEREAS, in 1979, the Board of Supervisors approved an amendment to include water and sewer services; and

WHEREAS, there are five service charges provided for the CSA to fund the five program areas—Water Capital; Water Maintenance; Sewer Capital; Sewer Maintenance; and Road Maintenance; and

WHEREAS, service cost increases and unforeseen expenses for unanticipated emergency repairs have led to significant expenditures in water maintenance during fiscal year 2023 through fiscal year 2024, resulting in a substantial funding shortfall in the Water Maintenance Program; and

WHEREAS, in October 2024, the Board of Supervisors authorized a disbursement from the County Service Area Revolving Fund (“Revolving Fund”) to the CSA in the amount of \$1.4 million to address the funding shortfall in the CSA’s Water Maintenance Program; and

WHEREAS, the supplemental service charge is needed to repay the disbursement from the Revolving Fund to cover expenses for water maintenance services rendered and planned critical repairs in the Water Maintenance Program; and

WHEREAS, based on the Engineer’s Report, the funding shortfall in the Water Maintenance Program is determined to be \$1.4 million due to unplanned water system failures and rising maintenance costs; and

WHEREAS, General Ordinance Code Section 13.20.070 and Article XIID, Section 6 of the California Constitution require the County Board of Supervisors to consider written protests to the proposed CSA water maintenance supplemental service charge; and

WHEREAS, Article XIID, Section 6 of the California Constitution, subdivision (c) excepts water service charges from an additional voter approval process; and

WHEREAS, the constitutional provisions do not offer specific guidance as to who may submit protests, how written protests are to be submitted, or how the County is to tabulate protests; and

WHEREAS, the County wishes to set a public hearing for submission and tabulation of protests for the supplemental service charge described herein and establish guidelines for the submission and tabulation of protests in connection with that hearing; and

NOW, THEREFORE, BE IT RESOLVED that pursuant to Section 13.20.070, the Clerk of the Board shall set a hearing for the supplemental service charge at which protests shall be considered; and

BE IT FURTHER RESOLVED, that the proposed supplemental service charge for the Water Maintenance Program of the CSA, commencing for Fiscal Year 2025/26, and to be heard at the public hearing, will utilize a 10-year payment at the estimated 4% amortization as the recommended repayment strategy to determine the supplemental service charge payments. The actual interest rate will be based on the county's pooled rate at the time of disbursement:

Supplemental Service Charge

Payment Schedule	Payment per Connection/year	Total Payment (205 Total Connections)	Interest Cost (@ 4% Interest Rate)
10-Year Payment	\$ 829.72	\$ 1,700,918.31	\$ 300,918.31
5-Year Payment	\$ 1509.26	\$ 1,546,987.86	\$ 146,987.86
3-Year Payment	\$ 2419.53	\$ 1,488,008.83	\$ 88,008.83
Single Payment	\$ 6829.27	\$ 1,400,000.00	\$ -

BE IT FURTHER RESOLVED, that revenues derived from the supplemental service charge are necessary to continue to fund the maintenance and operations of the water system; and

BE IT FURTHER RESOLVED, that, not less than forty-five (45) days before the date of the public hearing, the Clerk of the Board is hereby directed to cause notice of the hearing ordered hereof ("Notice") to be given in accordance with Section 13.20.070 of the General Ordinance Code, substantially in the form as attached hereto. The Notice shall be mailed to all record owners, according to the last equalized assessment roll if that address is different than the billing address; and

BE IT FURTHER RESOLVED, that, if written protests against the proposed supplemental service charge are presented to the Board by a majority of the identified parcels before the end of the public hearing, then the supplemental service charge will not be imposed; and

BE IT FURTHER RESOLVED, that all revenues received from the proposed supplemental service charge shall be spent only to fund the services for which the service charge is imposed; and

BE IT FURTHER RESOLVED, that when notice of a public hearing with respect to the adoption of the supplemental service charge has been given by the County, the attached guidelines for protest tabulation shall apply.

The foregoing Resolution was passed and adopted by the Board of Supervisors of the County of Alameda on _____ 2025 by the following vote:

Ayes:

Noes:

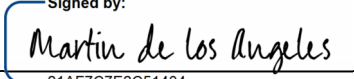
Excused:

David Haubert
PRESIDENT, BOARD OF SUPERVISORS

ATTEST:
CLERK OF THE BOARD OF SUPERVISORS

By: _____
Deputy

APPROVED AS TO FORM:
DONNA R. ZIEGLER, COUNTY COUNSEL

By: 

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Martil de los Angeles, Deputy County Counsel