

I AM **OPPOSED** TO THE BOARD OF DIRECTORS OF THE
SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT
PROPOSED EXPANSION OF SERVICE ZONE FP-5.

☒

PRINT LEGIBLY or TYPE ALL INFORMATION BELOW THEN SIGN & DATE AT THE BOTTOM

(STREET ADDRESS)

(CITY, STATE, and ZIP CODE)



PRINT LEGIBLY or TYPE ALL INFORMATION BELOW THEN SIGN & DATE AT THE BOTTOM

(NAME)

(STREET ADDRESS or DESIGNATION SUFFICIENT TO READILY IDENTIFY THE PROPERTY)

(CITY, STATE, and ZIP CODE)

(ASSESSOR'S PARCEL NUMBER(S))

Signature

Date:

Return Protests in person:
San Bernardino County Fire Protection District
157 W 5th Street, 2nd Floor
San Bernardino, CA 92415 - 0451

WRITTEN PROTEST FORM

I AM **OPPOSED** TO THE BOARD OF DIRECTORS OF THE
SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT
PROPOSED EXPANSION OF SERVICE ZONE FP-5.

CHECK ALL THAT APPLY:



I am a **LANDOWNER** of the following property within the boundary of the proposed expansion of Service Zone FP-5

PRINT LEGIBLY or TYPE ALL INFORMATION BELOW THEN SIGN & DATE AT THE BOTTOM

Araceli Zavalwa

(NAME)

(STREET ADDRESS)

(CITY, STATE, and ZIP CODE)

(ASSESSOR's PARCEL NUMBER(s))



I am an **AGENT** authorized to protest on behalf of the landowner, with respect to the following property within the boundary of the proposed expansion of Service Zone FP-5
(ATTACH REQUIRED AUTHORIZATION)

PRINT LEGIBLY or TYPE ALL INFORMATION BELOW THEN SIGN & DATE AT THE BOTTOM

(NAME)

(STREET ADDRESS or DESIGNATION SUFFICIENT TO READILY IDENTIFY THE PROPERTY)

(CITY, STATE, and ZIP CODE)

(ASSESSOR's PARCEL NUMBER(s))

Signature

[Handwritten Signature]

Date:

10/4/2018

Mail Protests to:

Service Zone FP-5 Expansion Protest
157 W 5th Street, 2nd Floor
San Bernardino, CA 92415 - 0451

Return Protests in person:

San Bernardino County Fire Protection District
157 W 5th Street, 2nd Floor
San Bernardino, CA 92415 - 0451

(ATTACHMENT F)

Page 3 of 3

September 28, 2018

To Whom it May Concern,

The San Bernardino County Board of Supervisors have sunk to a new low of sleaziness with the misguided FP-5 expansion fee. I am offended by the excise tax of \$157 per year per parcel and I am even more offended by the way this has been orchestrated. The letters were sent out in what appears to be a junk mail envelope causing many recipients to throw the letters in the trash. Then we have this alleged means to protest where the protest letters are not voluntarily provided and people without a computer or internet access are left out and unable to protest. The county should be ashamed of themselves for perpetrating this scam on the citizens.

It is obvious that my Supervisor, James Ramos, feels that it is more advantageous to cozy up to the Firemen's labor Union than it is to represent his constituent's needs and opinions.

Having followed the workings of the San Bernardino County government the last 15 years, some things have become very apparent to me.

San Bernardino County is two very different places. We have the low lands of Yucaipa, Highland, Redlands, Ontario and the City of San Bernardino. Our elected representatives reside there.

Then we have the mountain and desert communities of Big Bear, Lake Arrowhead, Victorville, Apple Valley, Barstow, Needles, Joshua Tree, Yucca Valley and Twentynine Palms. Supervisor Lovingood is the only Supervisor that resides in one of these areas.

The residents of the low lands and the desert really have nothing in common. The lowlander's can't understand why anyone would want to live in the desert and the desert dwellers can't understand why anyone would want to live in the city congestion.

San Bernardino County is the largest county in the lower 48 states and the rural areas of the county have no representation. Proof of that – this latest FP-5 sham being perpetrated on the citizens. My elected representative, Mr. James Ramos, did not consult with his constituents about this.

According to the website, TransparentCalifornia.com, Fire Chief Mark Hartwig had compensation package of \$362,249.19 in 2017. Not quite as high as San Bernardino County Sheriff John McMahon, the highest-paid elected official in the State of California with a compensation package of \$503,975.01 in 2017.

On the TransparentCalifornia.com website I counted 980 San Bernardino County employees with compensation packages in excess of \$200,000 per year. Average citizens cannot feel much sympathy for people who make more money in one year than they make in five or six years.

For those of you who are not aware. The Firemen have a good ole boy network set up to pad their pensions and the way it works is that a Fireman's pension is based on the last couple years of his wages before retirement, so when a Fireman is approaching retirement age he magically gets to work massive overtime so his income for the few years previous to their retirement are drastically inflated and the person ends up with a pension in excess of \$100,000 per year.

Before any tax increases are requested, the pensions and compensation packages of the firemen need to be renegotiated.

Firemen are paid to sleep. The firehouses have weight rooms plus kitchens. I have been in line behind firemen at the grocery store and can tell you that they eat better than I do.

It is just plain wrong to expect the low-income residents of the desert, many who live below the poverty level, to pay for the extravagant benefits and wages for firemen and other county employees.

I suggest that an across-the-board 10% reduction in all firemen wage packages be implemented.

Why is our representatives' and politicians' answer to every problem, "Raise Taxes and Fees?" Why is cutting the budget and reducing expenses never considered? Your constituents tighten their belts and reduce expenses to balance their budgets. Why is the county incapable of doing this ?

According to the statistics only 20% of the fire department calls are fire-related with the remaining 80% of calls for medical response. So in actuality our Firemen are Emergency Medical Technicians. Has the possibility of contracting out a large portion of the fire department responsibilities to a private ambulance vendor ever been explored? For some reason private industry always seems to be able to accomplish more with less money than a government agency.

I also suspect that monies from the FP-5 fire tax will be diverted to help pay for the tremendous multi-million dollar lawsuits now pending against the county.

Last year the citizens of the Morongo Basin suffered too many tax/fee increases:

1. 20 cents a gallon on gasoline; that is \$240 per year for me.
2. An increase of 50% on DMV fees; that was \$90 for me.
3. Where we shop, in the Town of Yucca Valley the sales tax there went up 1/2%

Now the proposed \$157 per year per parcel tax will cost me an additional \$1,413 per year . And on top of this the Fire Chief tells us that after this multi-million dollar inflow into the Fire Department budget, our services will be deteriorating and the fire station by my home on Yucca Mesa will be closed down causing my home owners insurance to be increased, costing me even more money. Now the Morongo Unified School District wants to add an additional \$50 per \$100,000 of property value to our taxes. Which will cost me another several hundred additional dollars per year.

Will there never be an end to the constant gouging of the taxpayers? People are leaving California in droves to Arizona, Nevada and other states that are more affordable to escape this perpetual rip-off.

The United States seceded from England because of taxation without representation and that is exactly what is happening here. We, the citizens have elected officials that do not care about our desires or opinions.

In the 1980's there was a movement for the desert and mountain areas to secede from San Bernardino County and become Mojave County, which was on the ballot in 1988. I believe it is time to re-visit Mojave County.

Sincerely,



Richard R Sayers II
Property Owner/Tax Payer





NEWS RELEASE

FOR IMMEDIATE RELEASE

Mark A. Hartwig
Fire Chief / Fire Warden

DATE: August 31, 2018

CONTACT: Steven Tracy, Public Information Officer
(909) 665-0763, E-Mail @ FP5expansion@sbcfire.org

FIRE CHIEF TO SPEAK REGARDING SERVICE ZONE FP5-EXPANSION

The Fire Chief of the San Bernardino County Fire Protection District (Mark Hartwig), is scheduled to present information at several community town hall meetings this week regarding the importance of expanding Service Zone FP-5.

The County Board of Supervisors, acting as the County Fire Protection District's Board of Directors, recently voted 3 to 2 to expand Service Zone FP-5. As stated in the resolution, the FP-5 Service Zone expansion would include all territories within the jurisdiction of the Fire District that are not currently included. As of today, FP-5 encompasses Helendale, City of San Bernardino, Needles, Twentynine Palms, Upland, and San Antonio Heights. The extension of the boundaries of FP-5 will result in needed revenues to maintain current fire protection and emergency medical services within the District's territories.

The following are the scheduled meetings for the week of September 3, 2018:

1. September 4th-7:00pm, Bloomington, Ayala Park Community Center-18313 Valley Blvd. Bloomington, CA 92316
2. September 5th-6:00pm, Spring Valley Lake, SVL Association Community Center-12975 Rolling Ridge Dr. Victorville, CA 92392
3. September 6th-6:00pm, Mt Baldy, Mt. Baldy Elementary School-1 Mt. Baldy Road Mt. Baldy, CA 91759

The Fire Chief will highlight the facts and benefits of the Service Zone FP-5 expansion during his presentation. After the presentation, the Fire Chief and his staff will be available to answer questions from the attending public. All Community members are encouraged to attend these open meetings. For additional information regarding the Service Zone FP-5 expansion please visit www.sbcfire.org.

###

Total Budgeted Expenses for Wrightwood Fire Station FY 2018/19

	Total
Salaries/Benefits	\$ 2,180,390
Services/Supplies	\$ 400,151
CIP	\$ 306,519
Total Current Expenses	\$ 2,887,060

Total Budgeted Revenue for Wrightwood Fire Station FY 2018/19

Ad Valorem Property Tax Collections	\$ 970,179
Ambulance Collections	\$ 520,957
Other	\$ 43,000
Total Current Revenue	\$ 1,534,136

Total Estimated FP5 Revenue based on 3,321 parcels @ \$157.26 ea \$ 522,260



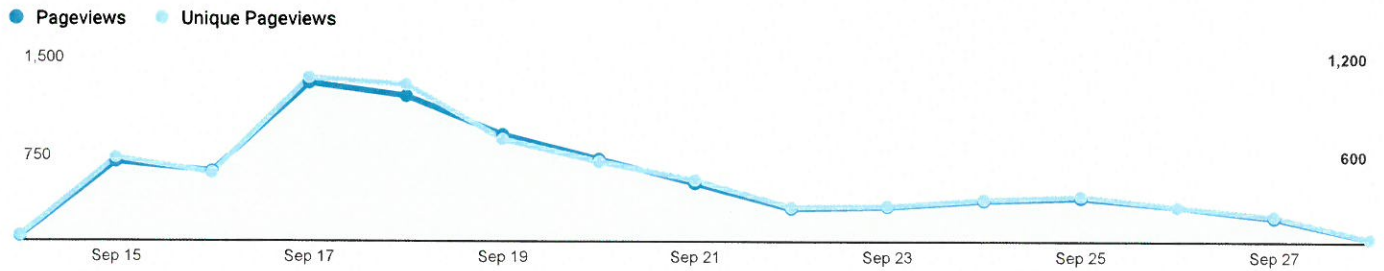
FP-5 Report

ALL » PAGE: /ServiceZoneFP-5.aspx

Sep 14, 2018 - Sep 28, 2018

All Users
24.51% Pageviews

Explorer



Page	Pageviews	Unique Pageviews	Avg. Time on Page	Entrances	Bounce Rate	% Exit	Page Value
	7,053 % of Total: 24.51% (28,774)	5,779 % of Total: 25.28% (22,861)	00:06:51 Avg for View: 00:02:05 (229.66%)	2,139 % of Total: 17.01% (12,578)	82.56% Avg for View: 48.26% (71.08%)	75.53% Avg for View: 43.71% (72.78%)	\$0.00 % of Total: 0.00% (\$0.00)
1. /ServiceZoneFP-5.aspx	7,053 (100.00%)	5,779 (100.00%)	00:06:51	2,139 (100.00%)	82.56%	75.53%	\$0.00 (0.00%)

Rows 1 - 1 of 1

Silver Valley Realty

Fred Stearn, Broker

October 6, 2018

Ms. Carol Greene, Deputy County Counsel
San Bernardino County
385 North Arrowhead Ave, 4th Floor
San Bernardino, CA 92415-0140

SUBJECT: SECOND REQUEST FOR PUBLIC RECORDS

Dear Ms. Greene:

I have received your earlier letter of October 2nd, wherein you refuse to comply with my September 22, 2018 request for Fire Chief Hartwig's financial disclosure forms for the past five years, for which I offered to pay up to \$25.00.

My further comments are as follows, Ms. Greene:

1--RE my September 28th, 2018 letter to Chief Hartwig, and County Counsel Michelle Blakemore, you reference my Item #2 request for the staff determination re the CEQA exemption for the 2006-77 San Bernardino County Resolution No. 2006-77, which I requested under authority of the California Public Records Act, along with my stated willingness to pay up to \$15.00 for it.

You reply in your October 5, 2018 letter to me, in your second paragraph:

"The Board action is the record of the staff determination that the action is CEQA exempt. You indicated you already have that document."

My dear Ms. Greene, please don't tell me what documents I already have. I do not have any such document. You are perhaps confused as to what a Staff review determining that a project is exempt from CEQA looks like.

This my second request for said document under the California Public Records Act. If you don't produce it, I will file a complaint with responsible authorities.

2--Are you claiming the now presently proposed fire tax, in re CEQA compliance, is somehow categorically exempt? If so, please cite the statutes you are relying upon? Any case law would also be appreciated.

3--I would like to again remind you that the proposed County fire tax is targeting economically disadvantaged populations and communities, and that if you have any statute or case law that said fire tax is exempt from California Constitution Article X III, this is my Public Records Act request for all of your legal documentation. I will pay up to \$100 to have said public records mailed to my above address.

October 6, 2018

Ms. Carol Greene, Deputy County Counsel

4--Your October 5, 2018 letter says the fire tax protest ballots will be "tabulated and validated" by a third-party vendor, SCI."

Can you reply to questions below on that subject?

4a--Can you defend the "chain-of-evidence" in which protest ballots are mailed or delivered to the County Fire Department, but are then to be validated by a third-party vendor?

Who exactly is that vendor, which you refer to as SCI? Can you provide some background on SCI?

Is someone going to testify under oath that no County Fire Department personnel has touched any protest ballot forms or envelopes?

5--Don't suppose you care to comment on attorney Cory J. Briggs lawsuit filed on behalf of the San Antonio Heights Association (CIVDS 1715504) in re a similar County Fire Tax abuse. Haven't read the entire case myself. Am wondering if he brings out an environmental racism issue as is involved in this more recent fire tax assault on economically disadvantaged communities in the desert area.

6--In re your third paragraph, in your October 5th letter: I have not requested copies of protest forms per se, under the Public Records Act, in my September 28th letter to Ms. Blakemore and Chief Hartwig:

My top paragraph on page 3 says that I am requesting "...all fire protest letters or emails and his responses to those protests....This does NOT refer to protest ballots. Specifically: letters and emails." Emphasis added.

7--My suggestion, once again, is that you take a look at US Code Title 42, Section 1983 et seq.

8--Please enter or consider all my previous comments to the County Fire Chief and/or Ms. Blakemore as part of the administrative record.

Sincerely,

Fred Stearn

cc: howard jarvis taxpayer's association
cc: joe nelson, san bernardino sun
cc: steve hunt, daily press
cc: mark gutlueck, san bernardino sentinel
cc: louis sahagun, los angeles times
cc: samuel martinez, executive director, lafco

October 6, 2018

Ms. Carol Greene, Deputy County Counsel

Page 3

cc: san bernardino county planning commission
cc: robert shaw, director, newberry springs community services district
cc: vickie paulsen, director, newberry springs community services district
cc: robert berkman, president, ceqa-now, newberry springs chapter
cc: chuck bell, lucerne valley economic development association
cc: lorrie steely, president, mojave communities conservation cooperative
cc: robert vasseur, president, newberry springs property owners assn.
cc: patricia flanagan, morongo basin municipal advisory council
cc: ted stimpfel, newberry springs community alliance
cc: gavin erasmus, phd, attorney
cc: steve brown, mojave watch
cc: ken alex, california office of planning & research
cc: gary mcbride, ceo, san bernardino county
cc: jack unger, candidate, newberry springs community services district
cc: liana aker, newberry springs
cc: rick sayers, joshua tree
cc: supervisor robert lovingood, 1st district, san bernardino county

Opliger, Kathleen

From: Scanner, Admin
Sent: Tuesday, September 25, 2018 3:17 PM
To: Hauducoeur, Kyle
Subject: FP5 Expansion_Envelope 1
Attachments: FP5 Expansion_Envelope 1 .pdf

Opliger, Kathleen

From: Scanner, Admin
Sent: Tuesday, September 25, 2018 3:16 PM
To: Hauducœur, Kyle
Subject: FP5 Expansion_Envelope 2
Attachments: FP5 Expansion_Envelope 2.pdf

Opliger, Kathleen

From: Scanner, Admin
Sent: Tuesday, September 25, 2018 3:14 PM
To: Hauducœur, Kyle
Subject: FP5 Expansion_Envelope 3
Attachments: FP5 Expansion_Envelope 3.pdf



Overview

Jul 1, 2018 - Sep 28, 2018

All Users
100.00% Pageviews

Overview

Pageviews

5,000

2,500

August 2018

September 2018

Pageviews

105,899

Unique Pageviews

84,933

Avg. Time on Page

00:01:57

Bounce Rate

61.11%

% Exit

50.31%

Page	Pageviews	% Pageviews
1. /	33,683	31.81%
2. /ServiceZoneFP-5.aspx	11,146	10.53%
3. /FireStations.aspx	4,942	4.67%
4. /about/Contact.aspx	4,632	4.37%
5. /Home/JoinOurTeam.aspx	3,229	3.05%
6. /ofm/hhw/CollectionFacilities.aspx	3,023	2.85%
7. /Services/hr/CurrentJobOpenings.aspx	2,390	2.26%
8. /ofm/hhw/HouseholdHazardousWaste.aspx	2,018	1.91%
9. /ofm/Hazmat/CUPA.aspx	1,872	1.77%
10. /ofm/ofm/forms.aspx	1,801	1.70%

**THE BOARD OF DIRECTORS OF THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT
ANNOUNCES A PUBLIC HEARING ON A RESOLUTION TO EXPAND THE BOUNDARIES OF
SERVICE ZONE FP-5**

10:00 AM OCTOBER 16, 2018
SAN BERNARDINO COUNTY GOVERNMENT CENTER
1ST FLOOR COVINGTON CHAMBER
385 NORTH ARROWHEAD AVENUE
SAN BERNARDINO, CA 92415

Pursuant to Health & Safety Code 13950-13951 (Fire Protection District Law of 1987) and Government Code Section 6061; the District Board is acting in the public's interest by proposing the expanding of Service Zone FP-5 to raise additional revenue for maintenance of existing services. Service Zone FP-5 will be expanded to include all territory within the jurisdiction of the District that is not currently included in Service Zone FP-5. Although the city of Upland and the area of San Antonio Heights were previously annexed into Service Zone FP-5, they are included in this proposal to address concerns raised by a taxpayer's group. A description of the boundaries to be added and those areas which are statutorily exempt are listed in Attachment A of the proposed Resolution (June 12, 2018).

Service Zone FP-5 will result in the levy of an annual amount of \$157.26, with a maximum 3% inflationary factor, on each parcel, for annual revenue of ~\$26.9 million. The levy is intended to replace any San Bernardino County Fire Protection District existing tax or fee to include FP-1,2,3,4 & 6 and PM 1,2,3 & 4. Anticipated revenue will enable the continuance of existing service levels and provide for future capital needs.

After the publication of this notice and prior to the conclusion of the public hearing, but not thereafter, any owner of land within the territory of the aforementioned expansion of the service zone may file a written protest against the change in boundaries of the service zone. All written protests shall be considered public records.

The public hearing may be continued from time to time but not to exceed sixty (60) days from the above date. At the hearing, the District Board shall hear and receive any oral or written protests, objections, or evidence that is made, presented, or filed. Any person who has filed a written protest may withdraw that protest at any time prior to the conclusion of the hearing.

The district is not responsible for any delays caused by the Postal Service for any protest submitted by regular mail. Allow sufficient time for the mail to be delivered prior to the protest hearing.

Visit www.sbcfire.org to view:

- Protest Form and Instructions
- Frequently Asked Questions
- Map of the territory impacted
- District Board Proposed Resolutions
- Attachment A

To obtain a protest form:

- Visit www.sbcfire.org
- Contact "211"

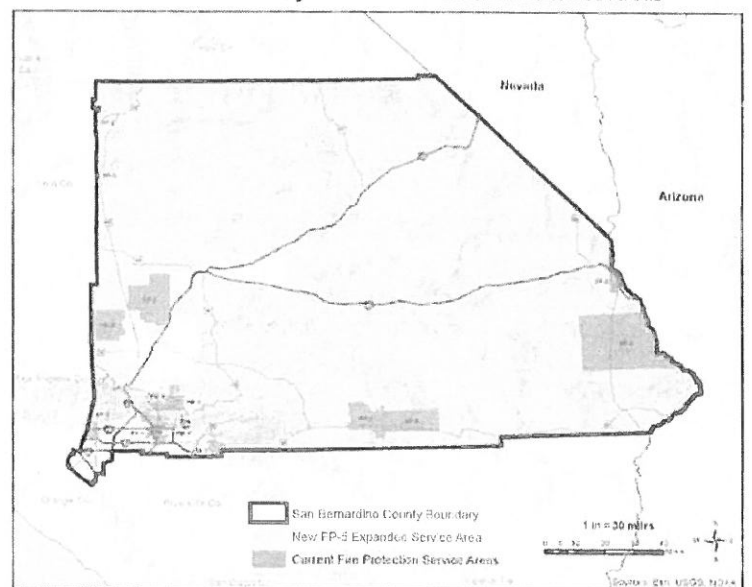
Mail Protests to:

Service Zone FP-5 Expansion Protest
157 W 5th Street 2nd Floor
San Bernardino, CA 92415 - 0451

Return Protests in person:

San Bernardino County Fire Protection District
157 W 5th Street 2nd Floor
San Bernardino, CA 92415

San Bernardino County Fire Protection District Service Areas



SEP 18 2018

WRITTEN PROTEST FORM

I AM **OPPOSED** TO THE BOARD OF DIRECTORS OF THE
SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT
PROPOSED EXPANSION OF SERVICE ZONE FP-5.

CHECK ALL THAT APPLY:

☐

I am a **LANDOWNER** of the following property within the boundary of the proposed expansion of Service Zone FP-5

PRINT LEGIBLY or TYPE ALL INFORMATION BELOW THEN SIGN & DATE AT THE BOTTOM

(NAME)

(STREET ADDRESS)

(CITY, STATE, and ZIP CODE)

(ASSESSOR's PARCEL NUMBER(s))

☐

I am an **AGENT** authorized to protest on behalf of the landowner, with respect to the following property within the boundary of the proposed expansion of Service Zone FP-5
(ATTACH REQUIRED AUTHORIZATION)

PRINT LEGIBLY or TYPE ALL INFORMATION BELOW THEN SIGN & DATE AT THE BOTTOM

(NAME)

(STREET ADDRESS or DESIGNATION SUFFICIENT TO READILY IDENTIFY THE PROPERTY)

(CITY, STATE, and ZIP CODE)

(ASSESSOR's PARCEL NUMBER(s))

Signature _____

Date: _____

Mail Protests to:
Service Zone FP-5 Expansion Protest
157 W 5th Street, 2nd Floor
San Bernardino, CA 92415 - 0451

Return Protests in person:
San Bernardino County Fire Protection District
157 W 5th Street, 2nd Floor
San Bernardino, CA 92415 - 0451

Written Protest Instructions

Protests cannot be accepted by fax or email

Each written protest shall be dated no earlier than September 14, but no later than the conclusion of the protest hearing on October 16, 2018. Each written protest must state whether it is made by a landowner OR agent of the landowner(s). **Only original signatures** will be considered in determining the value of a protest.

Valid written protest by a landowner must be printed legibly or typed on the Protest Form (ATTACHMENT F); include name, street address, city, state, zip code, APN (assessor's parcel number) of the property owned by the landowner, original signature and date signed.

Protests may be made on behalf of a corporation/trust/partnership/etc. Agent of the landowner(s) must attach required authorization to sign the protest form. Agents submitting a protest on behalf of landowners must attach proper authorization. This may include written consent of the landowner, majority shareholder consent of a corporation or LLC, or other suitable documentation. Valid written protest by an agent must be printed legibly or typed; include name of the agent, street address or designation sufficient to readily identify the property, city, state, zip code, APN(s) (assessor's parcel number) of the property(s) owned by the landowner, original signature of the agent and date signed.

The APN is printed on the envelope from the public hearing notice or can be obtained from <http://www.sbcounty.gov/assessor/pims>.

Each written protest shall show the date that each signature was affixed to the protest form. All signatures without a date or bearing a date prior to the date of publication of the notice or filed after closure of protest hearing; shall be disregarded for purposes of ascertaining the validity of any written protest.

Written protests may be hand-delivered during regular business hours in advance of the hearing, to the headquarters of the San Bernardino County Fire Protection District, 157 W. 5th Street, 2nd Floor, San Bernardino, CA 92415-0451. Mailed written protests must be received before 5:00 PM October 15. Please allow sufficient time for the mail to be delivered. Postmarks will not be counted and the fire district is not responsible for any delays caused by the Postal Service. Written protests will be accepted at the hearing 10:00 AM October 16, 2018, San Bernardino County Government Center, 1ST Floor, Covington Chamber, 385 North Arrowhead Avenue, San Bernardino, CA 92415.

At the conclusion of the protest hearing, the Board of Directors will determine the value of all written protests filed and not withdrawn. If at least 25% of the number of landowners within the affected territory who own at least 25% of the assessed value of the land within the territory

affected, submit a valid protest, then the Fire District Board shall order by resolution that the expansion of Service Zone FP-5 boundaries be submitted for confirmation by the voters

If protests constituting greater than 50% of the number of landowners within the affected territory who own at least 50% of the assessed value of land within the territory affected, submit valid protests, then the expansion of Service Zone FP-5 will be withdrawn by the Fire District Board.

In the event that protests of less than 25% of the number of landowners of at least 25% of the assessed value of the affected territory are received, then the Fire District Board may, by adoption of the final resolution, expand Service Zone FP-5.

For questions or concerns email: FP5expansion@sbcfire.org

CAMPAIGN DISCLOSURE REQUIREMENTS:

Disclosure of contributions on support of or in opposition to the proceedings for expansion of Service Zone FP-5 is required by Government Code Section 57009. The Fair Political Practices Commission (FPPC) is responsible for the enforcement of these disclosure requirements. Questions may be directed to the FPPC: by mail at Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, CA 95814, by phone at 1-866ASK-FPPC (1-866-275-3722) or electronically at www.fppc.gov.

RESOLUTION NO. 2018- 99

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT TO INITIATE PROCEEDINGS TO EXPAND THE BOUNDARIES OF SERVICE ZONE FP-5

On Tuesday, June 12, 2018, on motion of Director Ramos, duly seconded by Director Hagman and carried, the following resolution is adopted by the Board of Directors of San Bernardino County Fire Protection District.

WHEREAS, the San Bernardino County Fire Protection District was formed on June 20, 2008 by the Local Agency Formation Commission in Action 3000. Said creation also included Service Zone FP-5.

WHEREAS, pursuant to Health and Safety Code sections 13950-13951, the governing Board of the San Bernardino County Fire Protection District may initiate proceedings for the formation of a new service zone or the change in boundaries of an existing zone by adoption of a resolution.

WHEREAS, the District Board desires to initiate proceedings for the expansion of Service Zone FP-5 by adopting a resolution as required by Health and Safety Code section 13950.

WHEREAS, the District Board desires to expand Service Zone FP-5 to include all territory within the jurisdiction of the District that is not currently included in Service Zone FP-5, which currently includes the area of Helendale and the cities of San Bernardino, Needles, Twentynine Palms and Upland. There is current litigation regarding the expansion of Service Zone FP-5 into Upland and San Antonio Heights and said area is included in the proposed expansion.

WHEREAS, the territory proposed for inclusion in the expanded Service Zone FP-5 is as set forth above and a legal description of the boundaries of the territory proposed to be added is set forth in Attachment A, and by this reference incorporated herein.

WHEREAS, such expansion of the boundaries of Service Zone FP-5 will provide additional revenues in the amount of \$ 26.9 million with which to maintain current fire protection and emergency response services.

WHEREAS, the extension boundaries of Service Zone FP-5 will result in the levy an annual amount of \$157.26, with a maximum 3% annual cost of living increase, on each parcel as defined in Attachment A, except those parcels which are statutorily exempt.

WHEREAS, the revenue projections for San Bernardino County Fire Protection District indicate that anticipated existing revenues are insufficient to continue the current level of service provided within San Bernardino County Fire Protection District.

WHEREAS, the expansion of Service Zone FP-5 and the resulting revenues will enable the continuance of existing service levels within the expanded Service Zone FP-5 and provide for the future capital needs of Service Zone FP-5.

THEREFORE, the Board of Directors of the San Bernardino County Protection District hereby affixes the following date, time, and place for the public hearing on the expansion of the boundaries of Service Zone FP-5:

Date: October 16, 2018
Time: 10:00 a.m.

Place: San Bernardino County Government Center, 1st Floor, Covington Chamber, 385 North Arrowhead Ave., San Bernardino, CA 92415

SECTION 1. The Board of Directors of the San Bernardino County Fire Protection District hereby directs the Secretary of the Board of Directors to publish notice of the hearing, including the information required by Health and Safety Code 13950 (b), pursuant to Government Code section 6061 in one or more newspapers of general circulation in the District. The District shall mail the notice to all owners of property within the area proposed to be included within the expanded boundaries of Service Zone FP-5. In addition, the District Board shall post the notice in at least three public places within the territory of the proposed expanded zone.

SECTION 2. At the date, time and place of the public hearing as set forth above, the District Board shall hear and consider any protest to the expansion of the boundaries of Service Zone FP-5. The hearing shall be conducted in accordance with the protest procedures adopted by the District Board. At the conclusion of the hearing, the District Board may adopt a resolution in accordance with the protest procedures.

NOW THEREFORE, be it resolved by the Board of Directors of San Bernardino County Fire Protection District as follows:

SECTION 1. This resolution is hereby adopted and approved by Board of Directors of San Bernardino County Fire Protection District. The Secretary of the Board of Directors is hereby requested to take all action necessary to publish the notice of hearing as set forth in the resolution.

PASSED AND ADOPTED by the Board of Directors of the San Bernardino County Fire Protection District, by the following vote:

AYES: DIRECTORS: James Ramos, Curt Hagman, Josie Gonzales

NOES: DIRECTORS: Robert A. Lovingood, Janice Rutherford

ABSENT: DIRECTORS: None

STATE OF CALIFORNIA)
)
COUNTY OF SAN BERNARDINO) ss.

I, LAURA H. WELCH, Secretary of Board of Directors of the San Bernardino County Fire Protection District, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Directors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of Tuesday, June 12, 2018. Item #124 jll

LAURA H. WELCH
Secretary

By

Deputy



RESOLUTION NO. 2018- 100

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT ADOPTING PROTEST PROCEDURES FOR THE FORMATION OR CHANGING OF BOUNDARIES FOR SERVICE ZONES PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 13950.

On Tuesday, June 12, 2018, on motion of Director Ramos, duly seconded by Director Hagman and carried, the following resolution is adopted by the Board of Directors of San Bernardino County Fire Protection District.

WHEREAS, the Local Agency Formation Commission took action on June 20, 2008 in LAFCO 3000, creating the San Bernardino County Fire Protection District, which included the creation of various service zones.

WHEREAS, Health and Safety Code section 13950 provides a procedure for the formation of service zones that requires the Board of Directors of the San Bernardino County Fire Protection District to hear and consider any protests to the formation or change in boundaries of the zone.

WHEREAS, the Board of Directors of the San Bernardino County Fire Protection District desires to adopt procedures to govern protests as set forth in Health and Safety Code section 13950.

WHEREAS, the Board of Directors of the San Bernardino County Fire Protection District finds that current revenues are insufficient to maintain the current level of services and the capital needs of the District and an expansion of Service Zone FP-5 will raise additional revenues to maintain existing services.

NOW THEREFORE, be it resolved by the Board of Directors of the San Bernardino County Fire Protection District as follows:

SECTION 1. Pursuant to Health and Safety Code Section 13950, the Board of Directors of the San Bernardino County Fire Protection District may form one or more service zones or change the boundaries of existing service zones if it determines that it is in the public's interest to provide different services, to provide different levels of service, or to raise additional revenues within specific areas of the District.

SECTION 2. In response to a resolution forming or changing the boundaries of an existing service zone, the District Board, by resolution, will fix the date, time, and place for the public hearing on the formation or changing boundary of the zone, at which time all protests will be heard.

SECTION 3. Following publication and service as required by Health and Safety Code section 13950 (c), a public hearing will be conducted by the District Board to hear and consider any protests to the formation or change in boundaries of the service zones.

SECTION 4. After publication of notice and prior to the conclusion of the protest hearing, but not thereafter, any owner of land within the territory that is the subject of the proposed formation or change of boundaries for the service zone may file a written protest against the formation or change in boundaries of the service zone. Each written protest shall be dated and state whether it is made by a landowner and so include the address of the property owned by the landowner. Protests may be made on behalf of an owner of land by an agent authorized in writing by the owner to act as agent with respect to that land, but proof of agency must be submitted with the protest and include the address of the property represented by the agent. Protests may be made on behalf of a private

corporation which is an owner of land by any officer or employee of the corporation without written authorization by the corporation to act as agent in making that protest.

SECTION 5. Each written protest shall show the date that each signature was affixed to the protest. All signatures without a date or bearing a date prior to the date of publication of the notice shall be disregarded for purposes of the ascertaining the value of any written protest.

SECTION 6. The protest hearing on the proposed formation or changing boundaries of an existing service zone on the date and time specified on the notice given by the District Board shall be held on the date and time specified in the notice published. Such protest hearing may be continued from time to time but not to exceed sixty (60) days from the date specified for the hearing in the notice.

SECTION 7. At the protest hearing, prior to consideration of protests, the District Board's resolution making determinations regarding the formation or change in boundaries of service zones shall be summarized. At that hearing, the District Board shall hear and receive any oral or written protests, objections, or evidence that is made, presented, or filed. Any person who has filed a written protest may withdraw that protest at any time prior to the conclusion of the hearing.

SECTION 8. Upon conclusion of the protest hearing, the District Board shall determine the value of written protests filed and not withdrawn. If at least 25% of the number of landowners within the affected territory who own at least 25% of the assessed value of land within the territory affected submit a protest, then the District Board shall order by resolution that the formation or change in boundaries of the service zone be submitted for confirmation by the voters.

SECTION 9. If protests constituting greater than 50% of the number of landowners within the affected territory who own at least 50% of the assessed value of land within the territory affected, submit protests, then the action to form or change the boundaries of a service zone will be withdrawn by the District Board.

SECTION 10. In the event that protests of less than 25% of the number of landowners of at least 25% of the assessed value of the affected area are received, then the District Board may, by adoption of the final resolution, form the new service zone or change the boundaries of an existing service zone.

PASSED AND ADOPTED by the Board of Directors of the San Bernardino County Fire Protection District, by the following vote:

AYES:	DIRECTORS: James Ramos, Curt Hagman, Josie Gonzales
NOES:	DIRECTORS: Robert A. Lovingood, Janice Rutherford
ABSENT:	DIRECTORS: None

* * * * *

STATE OF CALIFORNIA	)	
	)	ss.
COUNTY OF SAN BERNARDINO	)	

I, LAURA H. WELCH, Secretary of Board of Directors of the San Bernardino County Fire Protection District, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Directors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of Tuesday, June 12, 2018. Item #124 jll

LAURA H. WELCH
Secretary

By

Deputy



EXPANSION OF BOUNDARY FOR SERVICE ZONE FP-5 OF THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT

All of the unincorporated territory in the County of San Bernardino, State of California, together with those portions of lands lying within the incorporated boundaries of the following Cities:

City of Grand Terrace (as described in LAFCO Action 3000);
Town of Yucca Valley(as described in LAFCO Action 3000);
City of San Bernardino (as described in LAFCO Action 3198);
City of Needles (as described in LAFCO Action 3206);
City of Upland including the unincorporated portions of San Antonio Heights (as described in LAFCO Action 3216);

Also together with those portions of lands lying within the boundaries of the following Districts:

Helendale Community Services District (as described in LAFCO Action 3175);
City of Twentynine Palms Walter District (as described in LAFCO Action 3200);

Also together with the **Annexation Area** known as the Crest Forest Fire Protection District (as described in LAFCO Action 3186). Said annexation area containing 11,215Acres more or less.

Excepting therefrom those portions of lands lying within the incorporated boundaries of the following Cities:

City of Chino;
City of Chino Hills;
City of Montclair including its Unincorporated Sphere of influence;
City of Ontario;
City of Rancho Cucamonga;
City of Rialto;
City of Colton;
City Loma Linda;
City of Highland;
City of Redlands;
City of Yucaipa;
City of Big Bear Lake;
City of Adelanto;
City of Hesperia;
City of Victorville;
Town of Apple Valley; and,
City of Barstow;

Also excepting therefrom those portions of lands lying within the boundaries of the following Districts:

Fontana Fire Protection District (as modified, per detachments through LAFCO 3000);
Chino Valley Independent Fire Protection District;
Apple Valley Fire Protection District;
Victorville Fire Protection District;
Running Springs Water District;
Morongo Valley Community Services District;
Yermo Community Services District;
Newberry Springs Community Services District;
Rancho Cucamonga Fire Protection District;

Big Bear Lake Fire Protection District;
Hesperia Fire Protection District;
Barstow Fire Protection District;
Arrowbear Park County Water District;
Big Bear City Community Services District;
Baker Community Services District;
Daggett Community Services District; and,
Rubidoux Community Services District.

The total expansion area of the Service Zone FP-5 of the San Bernardino County Fire Protection District contains 12,207,306 acres (19,073 Square Miles) more or less.



This legal description was prepared by me or under my direction.

by:  08/14/2018
Ryan Hunsicker, PLS 8302
Deputy County Surveyor

MAILED PROTEST FORM LOG

[illegible]

NOTES:

PRINT DESIGNEE NAME	SIGNATURE	DATE	PRINT DESIGNEE NAME	SIGNATURE	DATE
CHAIN OF CUSTODY					

(ATTACHMENT C)

[illegible]

PRINT DESIGNEE NAME	SIGNATURE	DATE	PRINT DESIGNEE NAME	SIGNATURE	DATE

[illegible]

[illegible]

Ops Directive 1007

D. Secure Collection Box (ATTACHMENT D)

1. The district will provide an opaque secure receptacle for the public to deposit protest forms
2. The receptacle will be sealed with a uniquely numbered tag (*i.e.* department narcotics inventory tag)
3. The Fire Chief Designee will ensure there is a seal on the collection box and record that seal number on the Daily Collection Log.