
MEASURE F

**PROPOSAL TO AUTHORIZE SOUTH PLACER FIRE PROTECTION DISTRICT
TO EXCEED APPROPRIATIONS LIMITATION**

Shall Ordinance No. 2007/2008 - 4 which authorized the South Placer Fire Protection District to exceed the appropriations limitation imposed by Article XIII B of the California Constitution, if necessary, for four years beginning with the July 1, 2008, to June 30, 2009, fiscal year, be approved?

YES _____ NO _____

IMPARTIAL ANALYSIS BY PLACER COUNTY COUNSEL

The South Placer Fire Protection District currently receives revenue from property taxes and a special tax. If the special tax previously approved by the voters continues to be collected, then the district will collect proceeds of taxes in excess of the constitutionally authorized spending limitation for the four-year period beginning fiscal year 2008-2009.

Article 13A of the California Constitution, passed by the electorate in 1978 as Proposition 13, requires approval by the electorate to levy special taxes. The district has obtained such approval and currently levies a special tax. If such taxes are collected, Article 13B requires a majority vote by the electorate to spend any such revenues in excess of the district appropriations limit. This raising of the appropriations limitation on spending is limited to a maximum of four years. Since the special tax being collected will cause the level of revenue to exceed the appropriations limit, this voter approval is necessary to spend such excess revenue.

A "Yes" vote is a vote to authorize an increase in the appropriations limit for the four (4) year period commencing fiscal year 2008-2009, in order that the district may spend revenue raised in excess of its appropriations limit.

A "No" vote will prohibit the District from spending revenues that exceed its appropriations limit.

This analysis is submitted by the Office of the County Counsel of Placer County, pursuant to the requirements of Section 9313 of the Elections Code of the State of California.

Anthony J. La Bouff
County Counsel

By: Sabrina M. Thompson
Deputy County Counsel

ARGUMENT IN FAVOR OF MEASURE F

Measure "F" will not increase your property taxes. It simply allows your fire district to spend funds it has collected. This measure requires a YES vote to keep you fire taxes in your district, otherwise they will be distributed to other areas of the county.

Approval of Measure "F" allows the South Placer Fire District to exceed its appropriation limit and use all the revenues presently allocated to the district from existing property taxes and the South Placer Fire District special tax.

Approval of Measure "F" will keep the fire district from significantly reducing services. Passage of this measure is necessary to maintain the outstanding level of service we currently offer.

Jeffrey Moss, President
Board of Directors
South Placer Fire District

NO ARGUMENT AGAINST MEASURE F WAS FILED

ORDINANCE NUMBER 2007/2008 - 4

ORDINANCE OF THE BOARD OF DIRECTORS OF THE SOUTH PLACER FIRE PROTECTION DISTRICT AMENDING SECTION 6 OF ORDINANCE NO. FP4 TO AUTHORIZE THE DISTRICT TO EXCEED ITS APPROPRIATION LIMITATION FOR FOUR YEARS BEGINNING JULY 1, 2008, AND CALLING A SPECIAL ELECTION TO APPROVE THE SAME

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE SOUTH PLACER FIRE PROTECTION DISTRICT AS FOLLOWS:

Section 1. The Board of Directors of the South Placer Fire Protection District ("District") finds and declares that the District levies and collects property taxes and a special tax to provide the necessary revenues for adequate fire protection and prevention in the District. If the District is not authorized to exceed its appropriations limitation, the District will have insufficient revenues to fund a safe level of fire prevention and protection within the District.

Section 2. Section 6 of Ordinance Number FP4 is hereby amended to read as follows:

6. The District's budget may, if necessary, exceed the appropriations limitation imposed by Article XIII B of the California Constitution for four years or less beginning with the July 1, 2008, to June 30, 2010, fiscal year.

This section shall take effect July 1, 2008, upon approval of a majority of the voters voting upon this Ordinance at the election held on February 5, 2008.

Section 3. Pursuant to the requirements of the laws of the State of California relating to district elections, there shall be, and there is hereby called and ordered held in the South Placer Fire Protection District, County of Placer, State of California, on Tuesday, February 5, 2008, a special district election of the qualified voters of the District for the purpose of approving this Ordinance and authorizing the District to exceed its appropriations limitation as set forth above. *The Board of Supervisors of Placer County is requested to provide the services of the Placer County Elections Office to conduct the election at designated voting places located within the District, with the cost of said election to be borne by the District.*

Section 4. At the election there shall be submitted to the qualified voters residing within the boundaries of the District the following proposition:

Shall Ordinance No. 2007/2008 – 4 which authorized the South Placer Fire Protection District to exceed the appropriations limitation imposed by Article XIII B of the California Constitution, if necessary, for four years beginning with the July 1, 2008, to June 30, 2009, fiscal year, be approved?

Section 5. In all particulars not recited in this Ordinance, said election shall be held and conducted as provided for by law for the holding of district elections within the District.

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Section 6. The Secretary of the District is hereby ordered and directed to cause a copy of this Ordinance to be published in the *Press Tribune*, a newspaper of general circulation within the District once in accordance with section 6061 of the Government Code of the State of California.

Section 7. This Ordinance shall be effective upon publication pursuant to section 6, and the authority to exceed the appropriations limitation shall take effect as provided in section 2.

Section 8. If any section, subsection, sentence, phrase or clause of this Ordinance is for any reason held to be invalid, such decision shall not effect the validity of the remaining portion of this Ordinance. The people of the South Placer Fire Protection District hereby declare that they would have adopted this Ordinance and each section, subsection, sentence, phrase or clause thereof irrespective of the fact that any one or more sections, subsections, sentences, phrases or clauses be declared invalid.

PASSED AND ADOPTED this 1st day of October, 2007, by the following roll call vote:

AYES: Moss, Matthews, Grenfell, Powell
NOES:
ABSENT: DeLaurentis

Jeffrey Moss
CHAIRMAN

ATTEST: Kathryn M. Matthews
SECRETARY OF THE BOARD