

**Resolution Number: 21-232**

**A RESOLUTION OF THE ARCATA FIRE PROTECTION DISTRICT BOARD OF DIRECTORS  
CERTIFYING THE RESULTS OF THE GENERAL ELECTION HELD NOVEMBER 3, 2020**

**WHEREAS**, a statewide general election was held on Tuesday, November 3, 2020, at which time the qualified electors of the Arcata Fire Protection District voted upon Measure F, a measure proposing the imposition of a special tax as set forth in Ordinance No. 20-20 and attached and made a part hereof as “Exhibit B”; and

**WHEREAS**, in all respects the election was held and conducted, and the votes thereof received and canvassed and the returns thereof made and declared in the time, form and manner as required by the General Laws of the State of California governing elections for special districts; and

**WHEREAS**, the County Elections Department canvassed the returns of the election and has certified the results to this, the results were received by the Board Secretary and attached and made a part hereof as “Exhibit A”.

**NOW THEREFORE**, the Board of Directors of the Arcata Fire Protection District does resolve, declare, determine and order as follows:

SECTION 1. That the whole number of ballots cast in the District was 21,726.

SECTION 2. That the Measure voted for at the election was Measure F, Arcata Fire Protection District, Special Tax.

SECTION 3. That the number of votes in favor of Measure F is 15,720 and the number of votes in opposition to Measure F was 5,135.

SECTION 4. The Board of Directors does declare and determine that more than two-thirds of the qualified electors of the District voted in favor of Measure F, and, therefore, Ordinance No. 20-20 is approved and adopted (Exhibit B).

SECTION 5. The Board Secretary shall enter on the records of the Board of Directors, a statement of the result of the election (Exhibit A), showing: (1) the whole number of ballots cast in the District and (2) the total number of votes for and against Measure F.

SECTION 6. That the Board Directors shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

**ADOPTED, SIGNED AND APPROVED** at a duly called meeting of the Board of Directors for the Arcata Fire Protection District by the following polled vote:

Ayes: David, Maynor, Mendosa, Rosen and Johnson

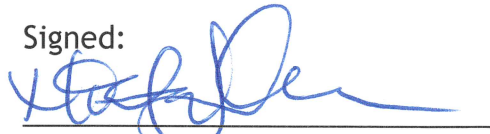
Nays: None

Abstain: None

Absent: None

**DATED:** January 12, 2020

Signed:



Nicole Johnson, President

Attest:



Becky Schuette, Board Clerk/Secretary

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DEC - 4 2020

Arcata Fire District

**Certificate of Results of Canvass  
November 3, 2020  
Presidential General Election  
Measure F**

STATE OF CALIFORNIA        }  
                                      }  
COUNTY OF HUMBOLDT       }

SS

I, Kelly E. Sanders, Registrar of Voters of the County of Humboldt, do hereby certify that pursuant to the provisions of Section 15301 et al., of the California Elections Code, I did canvass the return of votes cast in the November 3, 2020, Presidential General Election, and that the Statement of Votes Cast to which this Certification is attached shows the total number of votes cast and the total number of votes cast for each candidate and/or measure in each respective precinct therein and that the totals for each candidate and/or measure are true and correct.

WITNESS MY HAND AND OFFICIAL SEAL this 1<sup>st</sup> Day of December, 2020.

KELLY E. SANDERS  
REGISTRAR OF VOTERS

Signed: \_\_\_\_\_

Deputy



**FINAL REPORT**

Official Election

Run Time 10:11 AM  
Run Date 12/01/2020

**Humboldt County****PRESIDENTIAL GENERAL ELECTION**

11/3/2020

Page 17

**Official Results****Registered Voters**

69932 of 85317 = 81.97%

**Precincts Reporting**

66 of 66 = 100.00%

**Measure F Arcata Fire Protection District, Special Tax**

Choice	Party	Vote By Mail		Election Day Voting		Early Voting		Total	
Yes		14,139	76.15%	1,141	71.18%	440	64.33%	15,720	75.38%
No		4,429	23.85%	462	28.82%	244	35.67%	5,135	24.62%
Cast Votes:		18,568	100.00%	1,603	100.00%	684	100.00%	20,855	100.00%
Undervotes:		680		145		11		836	
Overvotes:		0		0		1		1	
Unresolved write-in votes:		0		0		0		0	

\*\*\* End of report \*\*\*

## Measure F Arcata Fire Protection District, Special Tax

Cumulative Totals					
Precinct	Registration	Ballots Cast	Turnout (%)	Yes	No
3A--1	2,243	2,121	94.6	1,684	334
3A--2	6,784	5,608	82.7	4,423	948
3A-J1	328	281	85.7	215	55
3A-P2	2,413	2,000	82.9	1,502	393
3A-P9	0	0	0.0	0	0
3JCFR	1,312	1,172	89.3	824	318
3MA-1	735	561	76.3	388	138
3PA-1	885	746	84.3	474	247
5AS-5	145	114	78.6	75	36
5MK-5	5,982	4,938	82.5	3,392	1,363
5MK-7	4,792	4,054	84.6	2,657	1,260
5MKS8	38	34	89.5	25	9
5PA-3	7	6	85.7	1	5
5PAS	100	91	91.0	60	29
<b>Vote By Mail Totals</b>	25,764	19,282	74.8	14,139	4,429
<b>Election Day Voting Totals</b>	25,764	1,747	6.8	1,141	462
<b>Early Voting Totals</b>	25,764	697	2.7	440	244
<b>Grand Totals</b>	25,764	21,726	84.3	15,720	5,135





## Measure F

### Ordinance Number: 20-20

#### AN ORDINANCE OF THE ARCATA FIRE PROTECTION DISTRICT ADJUSTING THE RATE OF A FIRE PROTECTION SPECIAL TAX IN ORDER TO CONTINUE TO PROVIDE QUALITY LOCAL FIRE PROTECTION, RESCUE, AND OTHER ESSENTIAL SERVICES

The people of the Arcata Fire Protection District do ordain as follows:

**SECTION 1. Authority.** Pursuant to the authority of Government Code Section 53978 and Article XIII A of the California Constitution, this Ordinance, if passed by two-thirds voter approval, would increase the Arcata Fire Protection District's existing voter-approved special tax levied for fire protection, rescue, and emergency medical services and would supersede the existing special tax rate of \$5 per unit of benefit approved by qualified voters of the District in 1997 (Ordinance No. 97-010).

**SECTION 2. Purpose and Intent.** The proceeds from this special tax shall be used solely for the purpose of providing fire protection, rescue, and emergency medical services within the District. In particular, the special tax will be used to maintain and improve the current level of community-based fire protection services provided by the District. This includes annual budget support to maintain current firefighter positions, and provide for adequate firefighting equipment, apparatus, and necessary capital improvements, consistent with the needs of the residents of the District and the Fire Protection District Law of 1987.

**SECTION 3. Special Tax Rate.** Beginning with the 2020-21 fiscal year, the special tax shall be levied at flat rates based on the use of each taxable parcel of real property, in accordance with the schedule below:

	<u>Parcel use Category</u>	<u>Total Annual Charge</u>
A.	Vacant/unimproved:	\$30 per year
B.	Single-Family Residential:	\$118 per year
C.	Rural Residential/Improved:	\$192 per year
D.	Multi-Family Residential (2-4 units):	\$309 per year
E.	Multi-Family Residential (5-9 units):	\$388 per year
F.	Multi-Family Residential (10+ units):	\$465 per year
G.	Commercial:	\$546 per year

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H.	Industrial:	\$910 per year
I.	Retail (10,000 + square feet):	\$910 per year
J.	Mobile Homes:	\$90 per year

- A. **Vacant/Unimproved:** Any vacant land or unimproved property.
- B. **Single-Family Residential:** A dwelling unit designed for occupancy by one household, located on a single parcel that does not contain any other dwelling unit (except an accessory dwelling unit, where permitted).
- C. **Rural Residential/Improved:** Low density residential or agricultural structures that generally rely upon onsite water systems, requiring the use of trucked-in water for fire suppression.
- D. **Multi-Family Residential (2-4 units):** 2 to 4 dwelling units within a single building, or structures on a parcel. Types of multiple-unit dwellings include, but are not limited to, duplexes, apartments, condominiums, and bed and breakfasts.
- E. **Multi-Family Residential (5-9 units):** 5 to 9 dwelling units within a single building, or structures on a parcel. Types of multiple-unit dwellings include, but are not limited to, apartments, condominiums, and bed and breakfasts.
- F. **Multi-Family Residential (10+ units):** ten or more dwelling units within a single building, or structures on a parcel. Types of multiple-unit dwellings include, but are not limited to, apartments, condominiums, and bed and breakfasts.
- G. **Commercial:** Commercial or institutional uses including but not limited to stores and retail businesses (less than 10,000 square feet), offices, restaurants and bars, service stations, auto repair, hotels, motels, day care facilities, professional business parks, and similar uses.
- H. **Industrial:** Industrial uses including but not limited to manufacturing, packaging, shipping, recycling, industrial parks, wood products, energy production, and similar uses.
- I. **Retail (10,000 + square feet):** a retail business that occupies 10,000 or more square feet.
- J. **Mobile Home Site:** an area of land within a mobile home park that is rented, or held out for rent, to accommodate a mobile home used for human habitation. A mobile home park is an area of land where two or more mobile home sites are rented, or held out for rent, to accommodate mobile homes used for human habitation. A mobile home is a structure designed for human habitation and for being moved on a street or highway, including, but not limited to, manufactured homes, motor homes, and recreational vehicles.

**SECTION 4. Appeals.** Any property owner may appeal any determination by the District concerning the nature of the use of the property or the calculation of the amount of the tax by filing a written appeal with the District. Any such appeal shall be filed by December 1<sup>st</sup> of the calendar year for which the tax is levied. The appeal shall contain a statement by the property owner as to the nature and basis for the appeal in accordance with the District's appeal procedure.

**SECTION 5. Method of Collection.** On or about July 1<sup>st</sup> of each year, but in any event in sufficient time to include the levy of the special tax on the County's secured tax roll, the District shall determine the use category and related tax amount representing each parcel of real property within the District subject to the special tax. Parcels subject to levy shall be determined based upon the records of the Humboldt County Assessor or, in lieu thereof, upon such other reliable public records available to the District.

The special tax shall be collected in the same manner and subject to the same penalty as, or with, other taxes fixed and collected by Humboldt County on behalf of the Arcata Fire Protection District. The County of Humboldt may deduct reasonable expenses incurred for such service before remitting the balance to the District. Notwithstanding the foregoing, the District may, in its discretion, directly bill and collect the special tax for certain types of parcel use categories or property owners. In the event of a delinquency in the payment of directly billed special taxes, the delinquency shall be subject to a 10% penalty and an administrative cost of \$20.00.

**SECTION 6. Special Account.** Upon receipt of the special taxes the District shall cause same to be deposited in a special tax account or such other account established by the District which allows the District to properly account for the special taxes in compliance with the provisions of Government Code Section 50075.1. Funds deposited into this account cannot be used for any other purpose than those outlined in Section 2 of this Ordinance.

**SECTION 7. Authorization for Appropriations Limit Increase.** To the extent that the revenue from the special taxes enacted by this Resolution are in excess of the appropriations limit for the District, as calculated in accordance with the provisions of Article XIII B of the California Constitution and applicable statutory provisions, the approval of this special tax by the voters shall constitute approval to increase the District's spending limit in an amount equal to the revenue derived from the special tax, for the maximum period of time as allowed by law.

**SECTION 8. Annual Report.** In accordance with Government Code Section 50075.3, the District's Fire Chief, as the chief fiscal officer of the District, shall file a report with the District Board at least once a year. The annual report shall contain the following: (a) the amount of funds collected and expended; and (b) the status of any project required or authorized to be funded with the proceeds of the special tax.

**SECTION 9. Severability.** If any part of this Ordinance is held to be invalid for any reason, such decision shall not affect the remaining portion of this Ordinance.

**SECTION 10. Effective Date and Sunset Date.** This Ordinance shall be effective only at such time as the District Board has declared that the Ordinance has been approved  
*Ordinance No. 20-20*



by two-thirds of the voters voting at an election to be held on November 3, 2020. Should this Ordinance not be approved, Ordinance No. 97-010 (approved by voters in 1997) will remain in full force and effect. Notwithstanding the above, if this Ordinance is approved, the special tax shall be collected at the rates established by this Ordinance beginning with the 2020-2021 fiscal year until June 30, 2030, at which time the special tax shall be repealed by operation of law, unless extended in accordance with law.

**SECTION 11. Certification.** The District Secretary shall certify to the passage and adoption of this Ordinance and shall cause a copy of the full text of the Ordinance to be posted.