

MENDOCINO COUNTY
LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 82-8
RESOLUTION MAKING DETERMINATIONS
ON THE PROPOSAL DESIGNATED AS:

City Incorporation of the Town of Mendocino

(LAFCO FILE NO. 82-5)

WHEREAS, the District Reorganization Act, in Sections 56000 et. seq. of the Government Code, does establish certain preliminary procedures which shall apply to proposals such as City Incorporation of the Town of Mendocino Reorganization, and

WHEREAS, the Preliminary Proceedings were initiated when the Executive Officer of the Commission accepted for filing the subject application and issued a Certificate of Filing on 10 May 1982.

NOW, THEREFORE, BE IT RESOLVED that:

The short term designation for the affected territory shall be City Incorporation of the Town of Mendocino Reorganization; and

The affected territory shall be bounded as described in the attached Legal Description; and

The affected territory is inhabited as defined by Section 56045 of the Government Code; and

The Executive Officer did set the proposal for hearing on 7 June 1982 and did give notice at the time and in the manner prescribed by law; and

The Executive Officer did review the application filed with him and did prepare a report, including his recommendations, thereon; and

Pursuant to the California Environmental Quality Act of 1970, the Commission has adopted a Negative Declaration of Environmental Impact for this proposal; and

The Commission, at their meeting(s) on June 7, 1982, held a public hearing as noticed, and heard and received all oral and written protests, objections or evidence which were made, presented, or filed, and considered the report of the Executive Officer and the plan for providing municipal services to the territory.

BE IT FURTHER RESOLVED AND ORDERED that:

The proposed City Incorporation of the Town of Mendocino Reorganization
is approved with the following amendments and/or conditions:

See attached Exhibit "A"

The Mendocino County Board of Supervisors is designated as the conducting authority and is directed to initiate proceedings pursuant to the District Reorganization Act, in Sections 56290 et. seq. of the Government Code; and

The Executive Officer shall mail a certified copy of this Resolution to:

- a. The conducting authority;
- b. The chief petitioners, if any; and,
- c. Each affected city, county and district.

On motion of Commissioner de Vall, seconded by Commissioner Hamburg, and on the following roll call vote:

AYES: Commissioners Hamburg, deVall, Seale, Sweazey and Simpson

NOES: None

ABSTAINING: None

ABSENT: None

this Resolution is hereby adopted this 7th day of June, 19 82,
AND SO ORDERED.


Chairman, Local Agency Formation Commission

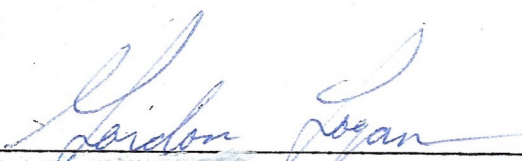

Assistant Executive Officer

EXHIBIT A

- a) The effect date of incorporation shall be 1 April 1983 with the newly incorporated Town of Mendocino providing for police protection, building inspection, planning, animal control, road maintenance and improvement, and city administrative services beginning 1 July 1983. Merger of the Mendocino City Community Services District with the Town of Mendocino shall occur simultaneously with the above effective date, with the City Council of the Town of Mendocino becoming and empowered to act as ex-officio of the Board of Directors of the Mendocino City Community Services District.
- b) The conducting authority shall provide for a single ballot question upon the issue of incorporation and merger of the Mendocino City Community Services District with the proposed incorporated Town of Mendocino as well as the Proposition 4 appropriations limit.
- c) Pursuant to Government Code Section 59790.3, upon incorporation the property tax transferred from the County to the Town of Mendocino shall be \$44,476.
- d) Pursuant to Government Code Section 59790.3, upon incorporation all of the property tax of the Mendocino City Community Services District (\$19,682 in Fiscal year 180/81) shall be transferred to the Town of Mendocino.
- e) Pursuant to Article XIII B of the California State Constitution, upon incorporation an appropriations limit for Fiscal Year 1982/83 of \$388,995 (CSD \$19,996 + County \$368,999) shall be transferred from the County and the Community Services District to the Town of Mendocino.
- f) Upon incorporation, the current bonded indebtedness of the Mendocino City Community Services District shall be assumed by the Town of Mendocino.
- g) Upon incorporation, current employees of the Mendocino City Community Services District shall become employees of the Town of Mendocino with no substantive change in position or reduction in salary, fringe benefits, or seniority.
- h) Upon incorporation and merger, all of the Mendocino City Community Services District's existing unappropriated funds shall be reserved and restricted by the Town of Mendocino for solid waste maintenance and improvements.
- i) The only elected officers of the incorporated Town of Mendocino shall be the members of the City Council.