

INDIAN WELLS CITY COUNCIL

March 2, 2023



To: City Council
From: Finance Department
Prepared by: Kevin McCarthy, City Finance Director
Subject: **Resolution Approving Fire Access Maintenance District No. 1 Annual Levy and Collection of Assessments**

RECOMMENDED ACTION:

Council **OPENS** the Public Hearing, takes any public testimony, **CLOSES** the Public Hearing; and

ADOPTS Resolution approving the annual levy of the Fire Access Maintenance District No. 1 for the Fiscal Year 2023-24; and

ORDERS the Fire Access Maintenance District No. 1 levy on the Fiscal Year 2023-24 Riverside County tax roll.

SUMMARY:

The Fire Access Maintenance District ("FAMD") was formed in 1973 when the public streets in the Indian Wells Country Club were converted to private roads. The FAMD is responsible for maintaining and operating access roadways, rights of way, easements for fire protection, security, and entrance landscape services.

The City Council has delegated operational control of the FAMD to the Board of Directors. However, the Council retains oversight and final authority approval of the FAMD's levy. City Staff partners with the FAMD Board of Directors to ensure compliance with City policies. For example, the Public Works Director acts as the City's liaison, the Finance Department assists in budget development and accounting management, and the FAMD legal counsel reviews all contracts for legal sufficiency.

FISCAL IMPACT:

The FAMD has two sources of annual revenues: (1) property taxes of approximately \$365,000 and (2) a voter-approved special assessment approved by the voters in May 2005,

which generates approximately \$1,200,000. These revenue sources generate the necessary funds to operate and maintain the district.

The City collects the FAMD levies in a special revenue fund, limiting expenditures to those associated with the purview of the district. This special assessment is not subject to any Consumer Price Index (CPI) increases. Any increase to the special assessment amount requires voter approval. Therefore, the Fiscal Year 2023-24 FAMD Special Assessment remains the same.

The FAMD special assessment is as follows:

Land Use	Approved Annual Tax
Residential Improved	\$ 1,030
Residential Vacant Lot 1 Acre or less	700
Vacant Land greater than 1 acre	550
Golf Club / Golf Course	\$ 190,000

California Environmental Quality Act (CEQA)

This action has been reviewed per the authority and criteria contained in the California Environmental Quality Act (CEQA), the State and local CEQA Guidelines, and the City's environmental regulations. The City, acting as the Lead Agency, determined that the ordinance is not subject to CEQA pursuant to Sections 15060(c)(2), 15060(c)(3), and 15061(b)(3) of the State CEQA Guidelines, because it will not result in a direct or reasonably foreseeable indirect physical change to the environment as there is no possibility that the action would result in a significant environmental impact, and because it does not constitute a "project" as defined in Section 15378 of the State CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3.

ATTACHMENT:

1. Resolution