

RESOLUTION NO. 85-7

A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE RANCHO MURIETA COMMUNITY SERVICES DISTRICT
CALLING A DISTRICT ELECTION FOR THE PURPOSE OF
SUBMITTING THE QUESTION OF WHETHER THE DISTRICT
SHOULD ADOPT CERTAIN ADDITIONAL POWERS AND
REQUESTING CONSOLIDATION WITH THE NOVEMBER 5, 1985, ELECTION

WHEREAS, the Rancho Murieta Community Services District has been duly organized to provide the following services: Police protection and security services; road construction and maintenance; landscaping maintenance; drainage construction and maintenance; public recreation; and street lighting, as set forth in Resolution No. 82-146 and approved by the voters at an election held on June 8, 1982; and

WHEREAS, the Rancho Murieta Community Services District has been authorized to exercise additional powers for the provision of water service, sewer service, and storm drainage service, as set forth in Resolution No. LAFCO 810, passed and adopted on November 3, 1982; and approved by the voters in an election held on March 8, 1983; and

WHEREAS, the Rancho Murieta Community Services District has been further authorized to exercise additional powers for the provision of fire protection service; ambulance service; collection and disposal of garbage or refuse matters; mosquito abatement; library service; construction and improvement of bridges, culverts, curbs, gutters, drains and works incidental to road



construction and maintenance; conversion of existing overhead electric and communication facilities to underground locations; provision and maintenance of public airports and landing places for aerial traffic; and transportation services, as approved by the voters at an election held on June 5, 1984; and

WHEREAS, the Board of Directors of the Rancho Murieta Community Services District has determined, upon careful consideration and public hearing, that it is feasible, economically sound, and in the public interest, for the District to exercise the following additional powers, as authorized by Government Code §§61601.13, 61601.14 and 61601.15: (1) enforcing the covenants, conditions, and restrictions adopted for each tract within the boundaries of the District, and to assume the duties of the architectural control committee for each tract within the boundaries of the District, and for any other tracts as may be annexed from time to time, for the purpose of maintaining uniform standards of development within the District, as adopted in the covenants, conditions, and restrictions; (2) acquiring, constructing, improving, maintaining, or operating television receiving, translating, or distribution facilities, providing television and television-related services to the District and its inhabitants; and authorizing the construction and operation of a cable television system to serve the District and its inhabitants by franchise or lease; (3) acquiring, constructing, improving, maintaining, or operating telecommunication facilities, providing telecommunication services to the District and its inhabitants; and

constructing and operating a telecommunication system to serve the District and its inhabitants; and (4) constructing, maintaining, and operating hydroelectric powergenerating facilities and transmission lines for the conveyance of that power, provided that the voters of the District, by majority vote cast, approve these additional powers as additional purposes of the District; and

WHEREAS, Rancho Murieta Community Services District is authorized to prescribe and collect rates and charges for authorized purposes, including the proposed additional purposes described herein, if such additional purposes are approved by the voters;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Rancho Murieta Community Services District as follows:

1. A special District election is hereby called pursuant to the provisions of Government Code §61601, and Election Code §§23500 et seq., to be held within the boundaries of the Rancho Murieta Community Services District on Tuesday, November 5, 1985, at which election there shall be submitted to the qualified voters of the District the following proposition:

PROPOSITION:

Shall the Rancho Murieta Community Services District include the provision (1) of enforcing the covenants,

conditions, and restrictions adopted for each tract within the boundaries of the District, and assume the duties of the architectural control committee for each tract within the boundaries of the District, and for any other tracts as may be annexed from time to time, for the purpose of maintaining uniform standards of development within the District, as adopted in the covenants, conditions, and restrictions; (2) of acquiring, constructing, improving, maintaining, or operating television receiving, translating, or distribution facilities, providing television and television-related services to the District and its inhabitants; and constructing and operating a cable television system to serve the District and its inhabitants by franchise or lease; (3) of acquiring, constructing, improving, maintaining, or operating telecommunication facilities; providing telecommunication services to the District and its inhabitants; and constructing and operating a telecommunication system to serve the District and its inhabitants; (4) constructing, maintaining, and operating hydroelectric powergenerating facilities and transmission lines for the conveyance of that power, as additional District purposes for which all the powers of the District may be exercised as provided in the Community Services District law?

2. Pursuant to Elections Code §§23300 et seq., the Sacramento County Board of Supervisors is hereby requested to

order consolidation of the above special election with any other election to be held on the same date of November 5, 1985;

3. Pursuant to Elections Code §22003, the Sacramento County Board of Supervisors is hereby requested to authorize and permit the Registrar of Voters of Sacramento County to render all such services and to make all such arrangements as may be necessary to conduct this District election, in conformity with the applicable provisions of the California Elections Code, and to canvass the returns of the election and certify the results of the canvass to this board, and the District agrees to reimburse the Registrar of Voters for actual costs incurred for the election, such cost to be calculated by proration method or other appropriate method as set forth in the County's current election cost allocation procedures on the basis of the amount of services provided to the Rancho Murieta Community Services District.

4. All persons who reside within the boundaries of Rancho Murieta Community Services District and are qualified to vote in general District elections within this District upon the date of the November 5, 1985, election herein provided shall be qualified to vote on the proposition to be submitted at this District election.

5. If, due to subsequent action either by the state or federal courts or by the California legislature, the District becomes no longer authorized to provide any or all of the services

specified in the proposition to be submitted to the voters, the Board of Directors of Rancho Murieta Community Services District hereby declares that the provision of each of the services is severable and that should the District become no longer authorized to provide any or all of the services specified in the proposition, that the District shall have the authority, assuming voter approval at the November 5, 1985, election, of providing those power(s) which the District remains authorized to provide.

6. The Secretary of the Board of Directors is hereby directed to immediately file certified copies of this resolution with the Sacramento County Board of Supervisors and County Registrar.

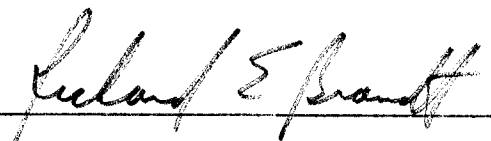
PASSED AND ADOPTED this twelfth day of June, 1985, by the following roll call vote:

AYES: Brandt, Devlin, Dudley, Elliott, Marquis

NOES:

ABSENT:

ABSTAIN:



President, Board of Directors
Rancho Murieta Community Services
District

Attest:

Marion C Cranon

Secretary, Board of Directors
Rancho Murieta Community Services
District