

**GARDEN GROVE SANITARY DISTRICT**

**INTER-DEPARTMENT MEMORANDUM**

To:	Matthew J. Fertal	From:	Kingsley Okereke
Dept.:	General Manager	Dept.:	Finance Director
Subject:	PUBLIC HEARING ON REPORT DETAILING FEES TO BE COLLECTED ON THE TAX ROLL FOR REFUSE COLLECTION AND DISPOSAL SERVICES IN IMPROVEMENT DISTRICT NO. 1; ADOPTION OF A RESOLUTION AUTHORIZING THE COLLECTION ON THE TAX ROLL OF REFUSE COLLECTION AND DISPOSAL FEES FOR IMPROVEMENT DISTRICT NO. 1		
		Date:	August 13, 2013

OBJECTIVE

To have the Garden Grove Sanitary District Board of Directors (1) conduct a Public Hearing on the report identifying charges proposed to be collected on the tax roll for refuse collection and disposal services in the District's Improvement District No. 1, (2) adopt the attached Resolution approving the report detailing the refuse collection and disposal fees for Improvement District No. 1 to be collected on the tax roll and directing that the fees be collected on the tax roll; and (3) direct staff to file the necessary documentation with the County for collection of fees on the tax roll for refuse collection and disposal services provided in Improvement District No. 1. This action requires four (4) affirmative votes in order to proceed with placing liens on the properties listed in the report.

BACKGROUND

As part of Orange County Reorganization No. 141, the Garden Grove Sanitary District became a subsidiary district of the City of Garden Grove on May 30, 1997. The Terms and Conditions of the Reorganization established Improvement District No. 1, which consists of those areas that were formerly in Midway City Sanitary District. The service charge for the standard residential service, which includes one recycling barrel, one green waste barrel, and one general trash barrel in District No. 1, will be \$19.02 per month effective July 1, 2013.

DISCUSSION

District No. 1 refuse collection and disposal service charges have always been collected by placing them on the tax roll. In order to continue this system for the

convenience of the residents of Improvement District No. 1, the Board must each year adopt a report detailing charges proposed to be collected on the tax roll for refuse collection and services in Improvement District No. 1.

A written report has been prepared and filed with the Secretary containing a description of each parcel of real property receiving refuse collection and disposal services in Improvement District No. 1, and the charges for each parcel. The report is on file and available for viewing in the office of the City Clerk and will be available at the meeting.

In order for charges to continue to be collected on the tax roll, the Board is required to hold a public hearing on whether to adopt the report detailing charges proposed to be collected on the tax roll.

#### FISCAL IMPACT

This action will provide for the collection of disposal and refuse collection fees in District No. 1.

#### RECOMMENDATION

It is recommended that the Garden Grove Sanitary District Board of Directors:

- Conduct the Public Hearing;
- Adopt the attached Resolution authorizing the collection on the tax roll of disposal and refuse collection fees in District No. 1 (by four affirmative votes); and
- Direct staff to file the necessary documentation with the County for the collection of the fees on the property tax bills.

  
KINGSLEY OKEREKE  
Finance Director

  
By: Monica Neely  
Revenue Manager

Attachment 1. Resolution  
Attachment 2. Map

Approved for Agenda Listing

  
Matthew Fertal  
General Manager

GARDEN GROVE SANITARY DISTRICT

RESOLUTION NO.

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE GARDEN GROVE  
SANITARY DISTRICT AUTHORIZING REFUSE COLLECTION AND DISPOSAL  
CHARGES FOR IMPROVEMENT DISTRICT NO. 1 TO BE COLLECTED ON THE TAX  
ROLL

WHEREAS, the Garden Grove Sanitary District is a subsidiary district of the City of Garden Grove, organized under the Sanitary District Act of 1923;

WHEREAS, Improvement District No. 1, described in the map attached and incorporated herein by this reference, is an Improvement District of the Garden Grove Sanitary District, created by Orange County Reorganization No. 141;

WHEREAS, on July 22, 1999, the Board of Directors of the Garden Grove Sanitary District adopted Resolution No. 3630 ordering that refuse collection services fees be placed on the tax roll;

WHEREAS, the Board of Directors of the Garden Grove Sanitary District wishes to continue to have refuse collection charges for properties within Improvement District No. 1 collected on the tax roll as they were the previous year;

WHEREAS, the Board of Directors of the Garden Grove Sanitary District has considered the report containing a description of each parcel of real property within Improvement District No. 1 receiving refuse collection services and the amount of the charge for each parcel for the year, presented to it at its meeting of August 13, 2013;

WHEREAS, at the Special Meeting of the Garden Grove Sanitary District on August 13, 2013, held in the Community Meeting Center at 11300 Stanford Avenue, Garden Grove, California, at 6:30 p.m., the Board of Directors held a duly noticed Public Hearing, at which all oral and written comments, objections and protests to the report were heard;

WHEREAS, the Secretary has caused notice of the report and Public Hearing to be published in a newspaper of general circulation on July 11, 2013, and July 18, 2013, within the District pursuant to Section 6066 of the Government Code; and

WHEREAS, the Board of Directors has heard and considered all protests, both written and oral, and hereby determines that protest has not been made by the owners of a majority of separate parcels of property described in the report.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the Garden Grove Sanitary District, pursuant to the provisions of Health and Safety Code 5473, approves the report detailing the charges proposed to be collected on

the tax roll for refuse collection and disposal services in the District's Improvement District No. 1, and hereby orders that the service charges for Improvement District No. 1 be collected on the tax roll in the same manner, by the same person, and at the same time as, together with and not separately from, the general taxes of the District. The General Manager of the District, or his designee, shall file all necessary documentation with the County of Orange for the collection of the fees on the property tax roll.

BE IT FURTHER RESOLVED, that the General Manager of the District, or his designee, is directed to cause a written report to be prepared annually containing a description of each parcel of real property receiving services and the amount of the charge for each parcel for that year and that this report be filed by the Secretary with the County Auditor in a timely manner for the purpose of adding the fees to the tax roll.

