

Resolution No.

Sonoma County Administration
Building, Santa Rosa, CA

CONCURRENT RESOLUTION OF THE BOARD OF SUPERVISORS AND ALL PUBLIC ENTITIES GOVERNED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SONOMA, ADOPTING THE FISCAL YEAR 2009-10 FINAL BUDGET FOR ALL GOVERNMENTAL ENTITIES WITHIN ITS JURISDICTION, ADDRESSING ADA REQUIREMENTS, AND USE OF WATER AGENCY FUNDS FOR COSTS ASSOCIATED WITH THE RUSSIAN RIVER PROJECT

WHEREAS, the Board has approved the Fiscal Year 2009-10 Proposed Budget, as recommended by the County Administrator, in accordance with Section 29064 of the Government Code, State of California, and

WHEREAS, the Board has completed Budget Hearings, as required by Sections 29080 and 29081 of the Government Code, State of California, and

WHEREAS, it is the desire of the Board to approve the Fiscal Year 2009-10 Final Budget by reference for all governmental entities within its jurisdiction, and

WHEREAS, the Federal Americans with Disabilities Act of 1990 (ADA) is wide-ranging legislation intended to make American Society more accessible to people with disabilities, and

WHEREAS, in 1992 the County prepared an ADA Transition Plan, and after carefully considering all other fiscal needs of the County, determined that funding the then-estimated \$8.3 million in ADA access projects, prior to the January 1995 compliance date would have been both an administrative and financial burden on the County and its citizens, and

WHEREAS, since 1992, the County has funded in excess of \$9 million in ADA access projects in the Capital Projects budget alone, and

WHEREAS, the County has also funded millions in ADA improvements in non General County Facilities, such as public sidewalks, roads, etc., and

WHEREAS, in June 2007, the Board approved a contract with Moore Iaconfano Goltsman, Inc (MIG) of approximately \$1.5 million to fund the preparation of an updated ADA Transition Plan, and

WHEREAS, the \$1.5 million contract with MIG and work completed to correct additional deficiencies, exceeds the 25% of total capital project improvements target for this 3-year period of time, and

WHEREAS, the updated ADA Transition Plan, will provide a multi-year schedule for additional ADA barrier removal.

NOW, THEREFORE, BE IT RESOLVED and ordered that the Fiscal Year 2009-10 Proposed Budget, adjusted for the attached increases/decreases listed in Exhibit "A", be adopted by reference as the Fiscal Year 2009-10 Final Budget for the governmental entities listed in Exhibit "B", in accordance with Sections 29088 through 29091 of the Government Code, State of California.

BE IT FURTHER RESOLVED that the Board declares its intent to continue allocating funds in future years to identify and remove physical and programmatic barriers to County services, and

BE IT FURTHER RESOLVED that the Board directs all department and agency heads of the County to examine all possible programmatic and operational means to ensure accessibility of their programs and services to avoid more costly and time-consuming construction or remodeling projects to remove barriers.

BE IT FURTHER RESOLVED that with respect to the Sonoma County Water Agency this Board hereby finds, determines, declares and orders as follows:

1. The Warm Springs Dam/Russian River Project ("the Project") was approved by the United States Congress (Public Law 516, 81st Congress, 2nd Session), by the California Legislature (Water Code sections 12699 and 12700) and the Agency's indebtedness arising from the Project ("the indebtedness") was approved by the Agency's voters in elections held in 1955, 1974 and 1979. The Agency levies a tax at a rate necessary to pay the indebtedness so as to ensure a continuation of the benefits of the Project.

2. Costs associated with the Project have increased due to the increased costs of contractual obligations owed to the federal government and other public agencies as identified and discussed in the August 2001 "Report to the Board of Directors of the Sonoma County Water Agency on Financing the Costs of the Russian River Project" ("the Report"). Such obligations include the obligations relating to the operation of Warm Springs Dam and the Russian River Project that will be imposed on the Agency during Fiscal Year 2009-10 under the Biological Opinion issued by the National Marine Fisheries Service in September 2008. In addition, as described in the Report, other Agency revenues are not reasonably available to fund these increased costs due to the need to fund other obligations identified in the Final Budget, including but not limited to funding other Agency non-Project obligations and programs.

3. The rate of the tax levied for the indebtedness for fiscal year 2009-10 is a rate reasonable, necessary and appropriate to discharge the Agency's voter-approved indebtedness, including an amount appropriate for necessary reserves, after taking into account funds available from the Agency's General Fund and other Agency funds. Accordingly, this Board concludes that the Agency's taxes for the Project have been and are levied in full compliance with the requirements of Article 13 A, section 1(b)(1), Revenue & Taxation Code section 96.31 and Government Code section 29100.

4. The County Counsel is directed to advise this Board and the General Manager/Chief Engineer as to lawful appropriations that can be made from taxes levied for the Project to pay the indebtedness.

5. The General Manager/Chief Engineer shall include in his budget request for fiscal year 2010-11 appropriations that anticipate all costs of making payments on the indebtedness and which are reviewed by the County Counsel. The General Manager/Chief Engineer shall also identify in his

2010-11 budget request any other revenues that can reasonably be used to pay the indebtedness and reduce or avoid future increases in the Agency's Article 13 A, section 1(b)(1) tax.

Supervisors / Directors / Commissioners:

Brown

Kerns

Zane

Carrillo

Kelley

Ayes

Noes

Abstain

Absent

SO ORDERED

Resolution No.

Sonoma County Administration
Building, Santa Rosa, CA

RESOLUTION OF THE BOARD OF DIRECTORS OF THE
SONOMA VALLEY COUNTY SANITATION DISTRICT
ADOPTING THE FISCAL YEAR 2009-10 FINAL BUDGET

WHEREAS, the Board of Directors has approved the Fiscal Year 2009-10 Proposed Budget, as recommended by the County Administrator, in accordance with Section 29064 of the Government Code, State of California, and

WHEREAS, the Board of Directors has completed Budget Hearings as required by Sections 29080 and 29081 of the Government Code, State of California, and

WHEREAS, it is the desire of the Board of Directors to approve the Fiscal Year 2009-10 Final Budget by reference for the Sonoma Valley County Sanitation District,

NOW, THEREFORE, BE IT RESOLVED and ordered that the Fiscal Year 2009-10 Proposed Budget, adjusted for the attached increases/decreases listed in Exhibit "A" be adopted by reference as the Fiscal Year 2009-10 Final Budget, for the Sonoma Valley County Sanitation District in accordance with Sections 29088 through 29091 of the Government Code, State of California.

Directors:

Brown	Brown	Kelley	
Ayes	Noes	Abstain	Absent

SO ORDERED