

RESOLUTION NO. 2023-01

REQUESTING COLLECTION OF CHARGES ON TAX ROLL
FOR TAX YEAR 2023-24

TAX CODE NUMBER 71601

DIRECT CHARGE NAME Christian Valley Park, CSD Water Main

Whereas, the Christian Valley Park, CSD (hereinafter "District/City") requests the County of Placer collect on the County tax rolls certain charges which have been imposed pursuant to section 53753, 61125(c) of the Article XIII D Code by the District/City, attached hereto, and

Whereas, the County has required as a condition of the collection of said charges that the District/City warrant the legality of said charges and defend and indemnify the County from any challenge to the legality thereof,

Now, Therefore, Be It Hereby Resolved by the Board/Council of District/City that:

1. The Auditor-Controller of Placer County is requested to attach for collection on the County tax rolls those taxes, assessments, fees and/or charges, attached hereto.
2. The District/City warrants and represents that the taxes, assessments, fees and/or charges imposed by the District/City and being requested to be collected by Placer County comply with all requirements of state law, including but not limited to Articles XIII C and XIII D of the California Constitution (Proposition 218).
3. The District/City releases and discharges County, and its officers, agents and employees from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County on the property tax roll of any taxes, assessments, fees and/or charges on behalf of District/City.
4. In consideration for the County's collection of the charge through the County's property tax roll, the District/City agrees to and shall defend, indemnify and hold harmless the County, its officers, agents and employees (the "Indemnified Parties") from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County of any of District's/City's said taxes, assessments, fees and/or charges requested to be collected by County for District/City, or in any manner arising out of District's/City's establishment and imposition of said taxes, assessments, fees

and/or charges. District/City agrees that, in the event a judgment is entered in a court of law against any of the Indemnified Parties as a result of the collection of one of District's/City's taxes, assessments, fees and/or charges, the County may offset the amount of the judgment from any other monies collected by County on behalf of District/City, including property taxes.

5. The District/City agrees that its officers, agents and employees will cooperate with the County by responding to all inquiries referred to District/City by County from any person concerning the District's/City's taxes, assessments, fees and/or charges, and that District/City will not refer such persons to County officers and employees for response.
6. The District/City agrees to pay the County for the reasonable and ordinary charges to recoup its costs of placement and collection on the tax rolls at the agreed upon rate of 1% of the taxes, assessments, fees and/or charges, as provided by Government Code sections 29304 and 51800.

PASSED AND ADOPTED by District/City this 13th day of June, 2023, by the following vote on roll call:

AYES Boardmembers/Councilmembers:

NOES Boardmembers/Councilmembers:

ABSENT Boardmembers/Councilmembers:

Chairperson/Mayor

ATTEST:

District/City Clerk

2023/24 DIRECT CHARGE TRANSMITTAL

District Name Christian Valley Park, CSD

District Address P.O. Box 6857, Auburn, CA 95604

Direct Charge Name Christian Valley Park, CSD Water Main

Tax Code No. 7 1 6 0 1

Resolution No. 2023-01

Parcel Count 66

Total Amount

\$45,004.08

Type of Direct Charge and Proposition 218 Compliance: (Check type and check method of compliance)

- Assessment for Special Benefit:
 - Approved by weighted majority of ballots returned
 - Exempt by Proposition 218

 - Special Tax: Approved by electorate vote

 - Fee/Charge:
 - Approved by majority vote of property owners
 - Approved by electorate vote
 - Exempt by Proposition 218

 - 1915 Act Bond: Exempt by Proposition 218
-

Authorized Signature _____ **Date** June 13, 2023

Contact Person Don Elias

Contact Email Address don@christianvalley.org

Contact Telephone No. (530) 878-8050 **Contact Fax No.** (530) 878-8350

Telephone Number to Appear on Tax Bill (530) 878-8050

Provide a brief explanation of significant (10%+) increases or decreases from last year:

Parcel count % change _____ Total dollar amount % change _____

Explanation _____

**CERTIFICATION TO AND INDEMNIFICATION OF
THE COUNTY OF PLACER**

FOR TAX YEAR 2023-2024

TAX CODE NUMBER 71601

DIRECT CHARGE NAME Christian Valley Park, CSD Water Main

Whereas, the Christian Valley Park, CSD (hereinafter "District/City") has requested that the County of Placer collect the above named Charges on the County tax roll; and

Whereas, Charges that are placed on the County's property tax roll must not violate Proposition 218 or otherwise violate applicable laws and regulations.

NOW, THEREFORE, the undersigned represents and warrants to the County, and hereby indemnifies the County, as follows:

1. The undersigned, as a duly authorized representative of the (District/City) hereby represents and warrants, to the best of the undersigned's knowledge, that the Charge does not violate Proposition 218, nor is the Charge otherwise illegal in any respect.

2. In consideration of the County's collection of the Charge through the County's property tax roll for the 2023-24 fiscal year and every fiscal year thereafter, the (District/City) hereby agrees to indemnify and save harmless the County, its officers, agents, employees and servants from all claims, suits or actions of every name, kind or description, brought for, or on account of, the County's collection of the (District/City's) Charge, including but not limited to the payment of any and all attorney's fees. The (District/City) shall have the right to select counsel or to use its own counsel, at its discretion, in the County's defense. The duty of the (District/City) to indemnify and save harmless, as set forth herein, shall include the duty to defend as set forth in Section 2778 of the California Civil Code.

Dated: June 13, 2023

Signature: _____

Name: Don Elias

Title: District Secretary / General Manager

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