

# Olivehurst Public Utility District



## Agenda Item Staff Report

**Meeting Date: July 18, 2019**

**Item description/summary: Water/Wastewater Direct Assessment**

In order to reduce the revenue loss due to the doubtful collection of an increasing number of accounts, the Board's direction is that we attempt collection through a direct assessment on their property tax statement. We are required to hold a public hearing in which proper notice has been given to the property owners affected. Properties with delinquent utility charges are listed in Exhibit A.

**Fiscal Analysis:**

The cost of advertising in the newspaper, sending of US mail notification and placing a notice on a door hanger at the service address.

**Sample Motion/Staff Recommendation:**

Authorize Resolution 2334 to collect charges as listed in in Exhibit A to be collected on the County of Yuba property tax roll.

Prepared by:

Karin Helvey – Financial Manager

**OLIVEHURST PUBLIC UTILITY DISTRICT**

**RESOLUTION NO. 2344**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE OLIVEHURST PUBLIC UTILITY DISTRICT  
ADOPTING REPORT OF DELINQUENT UTILITY CHARGES  
AND AUTHORIZING COLLECTION ON COUNTY TAX ROLL**

WHEREAS, the Olivehurst Public Utility District (District) levies and collects water and sewer service charges from District utility customers to pay for the operation, maintenance and related costs of the District water and sewer systems and services;

WHEREAS, District water and sewer service charges are calculated and levied based on the rate schedules adopted by the District Board and they are not levied based on the value of the customer's real property;

WHEREAS, District water and sewer service charges have been adopted in compliance with applicable laws, including California Constitution article XIII D, section 6 and California Water Code sections 31007, 31025 and 31101;

WHEREAS, some District customers from time to time become delinquent in their payment of water and sewer service charges;

WHEREAS, the District Financial Manager has prepared and filed the Written Report for Delinquent Sewer and Water Service Charges for Fiscal Year Prior to 2018-2019 (the "Report") and published and mailed notice of filing of the Report in accordance with the requirements of the Health and Safety Code; and,

WHEREAS, the District Board of Directors has conducted a duly noticed public hearing concerning the Report, considered any comments or protests received at the hearing, and determined that there has not been a majority protest against the adoption of the Report;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Olivehurst Public Utility District as follows:

1. The Board adopts the Report (Exhibit A) as presented. The Board authorizes and directs that the delinquent utility charges listed in the Report be collected on the County of Yuba property tax roll.
2. The Board authorizes and directs the District Clerk to file a copy of the Report, together with a statement that the District Board has adopted the Report, with the Yuba County Auditor and request the Auditor to enter the delinquent charge amounts against the respective parcels of land as they appear on the property tax assessment roll and collect the delinquent amounts at the same time and in the same manner as general property taxes.

**PASSED AND ADOPTED** this 18<sup>th</sup> day of July, 2019.

**OLIVEHURST PUBLIC UTILITY DISTRICT**

\_\_\_\_\_  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
District Clerk & ex-officio Secretary

**APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY**

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Deirdre Joan Cox, Legal Counsel

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I hereby certify that the foregoing is a full, true and correct copy of Resolution 2344 duly adopted and passed by the Board of Directors of the Olivehurst Public Utility District, Yuba County, California, at a meeting thereof held on the 18<sup>th</sup> day of July, 2019 by the following vote:

AYES, AND IN FAVOR THEREOF:

NOES

ABSTAIN

ABSENT

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District Clerk & ex-officio Secretary

EXHIBIT A  
 WRITTEN REPORT FOR DELINQUENT SEWER AND WATER SERVICE CHARGES FOR FISCAL YEAR  
 PRIOR TO 2019-2020 TAX CODE: 81100

OLIVEHURST PUBLIC UTILITY DISTRICT, Yuba County, California, presents herewith its written report on delinquent sewer and water service charges to be collected on the County Tax Roll of Yuba County, California, for the fiscal year 2019-2020.

Said charges were imposed and collected pursuant to and at the rates established therefore in ordinances therefore which were heretofore duly passed and adopted by the Board of Directors of the District. These charges were levied without regard to property valuation.

This report contains a description of each parcel of real property receiving such services and facilities with respect to which charges are delinquent and the amount of the delinquent charges for each parcel, computed in conformity with the charges prescribed by said ordinances.

NOTICE OF THE HEARING on this report has been duly given in the manner provided by law, and after having made such revision, changes, reductions or modifications of any charge or charges deemed necessary or proper, the Board of Directors has made its determination on each charge as now described herein and has finally adopted this report.

The names and addresses of the owners of said properties, or the names of the owners where no addresses are available, and the description of said properties as shown on the last equalized assessment roll of the County of Yuba, State of California, together with the amount of the delinquent sewer and water charges set opposite each, are as hereinafter set forth, to-wit:

**EXHIBIT A**

<b>NAME</b>	<b>STREET ADDRESS</b>	<b>CITY</b>	<b>PARCEL #</b>	<b>AMOUNT</b>
MEGAN OCONNOR	1985 16TH AVE	OLIVEHURST	014-082-018-000	762.17
JOHN SIMONS	2256 MCGOWAN PKWY A	OLIVEHURST	014-202-013-000	826.88
CHRISTOPHER BLANKENSHIP	1749 BROMLEY COURT	OLIVEHURST	016-680-022-000	336.45
CHAD BORRI	1884 6TH AVE	OLIVEHURST	013-052-018-000	323.10
MCKINNEY, STEPHEN A II	1539 HICKORY LANE	OLIVEHURST	021-450-007-000	390.85
CLARENCE GRAVES	1319 PADDINGTON	OLIVEHURST	016-530-014-000	276.17
OBRIEN ENTERPRISES	1722 10TH AVE	OLIVEHURST	013-270-030-000	299.07
CHARLES T. HARRIS	5013 OLIVEHURST AVE C	OLIVEHURST	013-520-013-000	393.20
RAYMOND JACKSON	1391 FELTON WAY	OLIVEHURST	016-320-005-000	377.61
SHARON SHARP	4779 PACIFIC AVE	OLIVEHURST	013-152-007-000	388.09
ELLEN MICHAELSON	1900 GEORGINA DRIVE	OLIVEHURST	013-394-002-000	179.87
NORMA HALEY	1832 18TH STREET	OLIVEHURST	014-563-003-000	322.31
				<b>\$4,875.77</b>

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