

RESOLUTION NO. 2011-01

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**OF THE GOVERNING BOARD OF THE SOUTH LAKE TAHOE
RECREATION FACILITIES JOINT POWERS AUTHORITY**

A RESOLUTION OF CONSIDERATION TO ALTER THE TYPES, AND
EXPAND THE PERMISSIBLE LOCATIONS, OF PUBLIC FACILITIES
AND SERVICES TO BE FINANCED BY THE COMMUNITY FACILITIES
DISTRICT NO. 2000-1, SPECIFICALLY TO ADD RENOVATION
OF YOUTH BALL FIELDS LOCATED WITHIN THE COMMUNITY FACILITIES
DISTRICT; AND, IN ADDITION, RENOVATION AND MAINTENANCE OF CLASS 1
BICYCLE TRAILS THAT WERE IN EXISTENCE PRIOR TO SEPTEMBER 19, 2000,
TO THE LIST OF AUTHORIZED IMPROVEMENTS AND SERVICES

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WHEREAS, on June 14, 2000, the Governing Board of the South Lake Tahoe Recreation Facilities Joint Powers Authority (the "Board") adopted Resolution No. 5, establishing Community Facilities District No. 2000-1 (the "District"), authorizing the levy of a special tax therein, and calling an election;

WHEREAS, the Facilities, Services and Incidental Expenses to be financed by the District were set forth in Exhibit "A" to Resolution No. 5;

WHEREAS, the Facilities, Services and Incidental Expenses included, but were not limited to, construction and maintenance of a variety of recreational facilities in the District;

WHEREAS, on September 19, 2000, the voters of the District, by a 2/3 majority, approved the issuance of bonds by the District and the levying of a special tax to pay for such Facilities, Services and Incidental Expenses;

WHEREAS, the Board has determined that the public convenience and necessity require a change in the types and expansion of the locations of authorized public facilities and services authorized to be financed by the District, specifically by adding improvements to and reconstruction of youth ball fields located within the Community Facilities District, including, but not limited to, a reorganization of the ball fields, replacement of the irrigation and drainage system, and re-sodding of the ball fields; and the construction or relocation of related support facilities, including but not limited to, concession stands, restrooms, storage, batting cages and pitching areas, to establish a youth baseball complex at the site, and maintenance of such facilities, to the list of authorized facilities and services; and, specifically by adding the ability to provide for the maintenance and rehabilitation of separated (Class 1) bicycle trails that were in existence prior to September 19, 2000; and,

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WHEREAS, it is the intent of the Board that the cost of such new facilities, and the cost of maintenance thereof, be borne from the existing revenues of the District and no increase in the special tax is proposed.

NOW, THEREFORE, THE GOVERNING BOARD OF THE AUTHORITY DOES HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. The Board proposes to change the types, and expand the locations, of public facilities and services authorized to be financed by the District by adding:

- (a) Improvements to and reconstruction of youth ball fields located within the Community Facilities District, including, but not limited to, a reorganization of the ball fields, replacement of the irrigation and drainage system, and re-sodding of the ball fields; and the construction or relocation of related support facilities, including but not limited to, concession stands, restrooms, storage, batting cages and pitching areas, to the list of authorized facilities and services; and
- (b) Rehabilitation and maintenance of separated bicycle trails located in the CFD and owned or operated by the City of South Lake Tahoe or the County of El Dorado that were in existence prior to September 19, 2000 (date of passage of Measure S). As used herein, the term "separated bicycle trail" has the same meaning as a "Class I bikeway" as defined in the Caltrans Highway Design Manual ("Provides a completely separated right of way for the exclusive use of bicycles and pedestrians with cross-flow minimized."); and
- (c) Continue to provide maintenance funding for non-separated bike lanes (Caltrans "Class II" bike lanes) that received maintenance funding under this provision in 2010 (i.e., Pioneer Trail: Class 2 Facility: Glen Eagles to City of SLT). To the extent that funding is available, El Dorado County will have the flexibility to use funds received from this source to maintain and/or rehabilitate both pre and post September 19, 2000 Class 1 and Class 2 bicycle trails.
- (d) If funds remain after all authorized and necessary funding has been provided for rehabilitation and maintenance of separated bicycle trails, such funds may be used, with the concurrence of the Bicycle Advisory Committee, for other bicycle related facilities, services and/or programs within the CFD that promote and/or enhance bicycling within the CFD.

The Description of Facilities, Services and Incidental Expenses to Be Financed by Community Facilities District No. 2000-1 of the South Lake Tahoe Recreation Facilities Joint Powers Authority, as proposed to be amended, is attached hereto as Exhibit "A" with additions highlighted.

SECTION 2.

- a. To advise and assist the JPA Board in the administration of funds for bicycle-related projects, the JPA shall facilitate the appointment and maintenance of a Bicycle Advisory Committee that shall consist of no fewer than 3, and no more than 7, residents of the CFD (and are not members of the board or employees of the JPA or any of its member entities) that are representative of the users of the bicycle facilities and services that are authorized to receive funding from the

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CFD. The JPA Board shall consult with the Bicycle Advisory Committee and shall give due consideration to the recommendations of the Bicycle Advisory Committee on all bicycle related funding decisions.

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b. To advise and assist the JPA Board in the selection of priority field project(s) for renovation, the JPA shall facilitate the appointment and maintenance of a Fields Advisory Committee whose members will be representative of the users of the fields authorized to receive funding from the CFD. The JPA Board shall consult with the Fields Advisory Committee and shall give due consideration to the recommendations of the Fields Advisory Committee on all fields renovation funding decisions.

SECTION 3. No new or increased special tax will be levied to pay for new or existing facilities and services, and no alteration to the rate or method of apportionment of an existing special tax is proposed.

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SECTION 4. The area affected by this action is all land within the boundaries of the Community Facilities District No. 2000-1.

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SECTION 5. The area affected by this action is generally described as all land within the City of South Lake Tahoe and the surrounding unincorporated area of the County of El Dorado, more specifically shown on the map designated "Proposed Boundaries of Community Facilities District No. 2000-1 of the South Lake Tahoe Recreation Facilities Joint powers Authority," which map is on file in the office of the Secretary and was recorded pursuant to Section 3111 and 3113 of the Streets and Highways Code in the County of El Dorado Book of Maps of Assessments and Community Facilities Districts in the County Recorder's Office in Book No. 4, Page No. 103.

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SECTION 6. Thursday, June 30, 2011, at 9:00 a.m., in the South Lake Tahoe City Council Chambers, located at 1901 Airport Road, South Lake Tahoe, California, is fixed as the time and place for a public hearing upon this resolution before the Board, and for the receipt of protests against the proposals described in this resolution, which date is more than 30 and less than 60 days from the date of the adoption of this resolution.

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SECTION 7. This resolution shall be effective upon its adoption.

Passed and adopted by the Governing Board of the South Lake Tahoe Recreation
Facilities Joint Powers Authority on May 5, 2011, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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President

ATTEST:

Secretary

EXHIBIT A

DESCRIPTION OF FACILITIES, SERVICES
AND INCIDENTAL EXPENSES TO BE FINANCED BY
COMMUNITY FACILITIES DISTRICT NO. 2000-1 OF THE
SOUTH LAKE TAHOE RECREATION FACILITIES JOINT POWERS AUTHORITY

Description of Facilities

The public facilities to be financed by the CFD include the acquisition, construction, improvement, rehabilitation, and equipping of:

1. An enclosed building of approximately 38,000 square feet containing a regulation-sized ice skating rink and related support facilities for general public use, athletic teams, spectators, and community events (such building and support facilities to be located at 1170 Rufus Allen Blvd., South Lake Tahoe, California);
2. Four new athletic fields and related support facilities, including, but not limited to, parking, restrooms, and spectator seating and amenities (such fields and support facilities to be located on and/or adjacent to the campus of Lake Tahoe Community College); and
3. Public recreation facilities located on property currently owned by the Tahoe Paradise Resort Improvement District.

4. Improvements to and reconstruction of youth ball fields located within the Community Facilities District, including, but not limited to, a reorganization of the ball fields, replacement of the irrigation and drainage system, and re-sodding of the ball fields; and the construction or relocation of related support facilities, including but not limited to, concession stands, restrooms, storage, batting cages and pitching areas. 50% of JPA funding available in July 2012 will be directed to this project. A maximum of \$500,000 in JPA funding will be provided to this project from 2013 until the full amount has been received. It is currently estimated that will occur in August 2016.
5. Rehabilitation of separated bicycle trails located in the CFD and owned or operated by the City of South Lake Tahoe or the County of El Dorado that were in existence prior to September 19, 2000 (date of passage of Measure S). 50% of JPA funds available in July 2012 will be directed to this purpose. After the \$500,000 in paragraph #4 above has been received for the fields project, the JPA is authorized to direct up to 100% of available JPA funding to pre-September 19, 2000 separated bicycle trails rehabilitation. As used herein, the term "separated bicycle trail" has the same meaning as a "Class I bikeway" as defined in the Caltrans Highway Design Manual ("Provides a completely separated right of way for the exclusive use of bicycles and pedestrians with cross-flow minimized."). It is currently estimated that these bicycle trails will receive at least \$500,000 by August 31, 2020.

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Description of Services

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The services to be funded by the CFD include:

1. Maintenance of the athletic fields and support facilities described in item 2 of the above description of Facilities;
2. Maintenance of public recreation facilities located on property currently owned by the Tahoe Paradise Resort Improvement District; and
3. Maintenance of separated bicycle trails located in the CFD and owned or operated by the City of South Lake Tahoe or the County of El Dorado. As used herein, the term “separated bicycle trail” has the same meaning as a “Class I bikeway” as defined in the Caltrans Highway Design Manual (“Provides a completely separated right of way for the exclusive use of bicycles and pedestrians with cross-flow minimized.”). The JPA Board will continue to provide maintenance funding for non-separated bike lanes (Caltrans “Class II” bike lanes) that received maintenance funding under this provision in 2010 (i.e., Pioneer Trail: Class 2 Facility; Glen Eagles to City of SLT). To the extent funding is available, El Dorado County will have the flexibility to use funds received from this source to maintain and/or rehabilitate both pre and post September 19, 2000 Class 1 and Class 2 bicycle trails.

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4. After rehabilitation is accomplished as provided in facilities paragraph #5 above, maintenance of separated bicycle trails located in the CFD and owned or operated by the City of South Lake Tahoe or the County of El Dorado that were in existence prior to September 19, 2000. As new separated bicycle trails which were anticipated in the original Measure S are completed, they will receive JPA maintenance funds as provided in services paragraph #3 above and those funds will no longer be available for maintenance of separated bicycle trails that were in existence prior to September 19, 2000.

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Description of Incidental Expenses

The incidental expenses to be funded by the CFD include:

1. The cost of engineering, planning, and designing the Facilities;
2. All costs associated with the creation of the CFD and the Authority, the issuance of bonds by the CFD and the administration of such bonds, and the determination, levy, and collection of the special tax; and

3. Any other costs incurred to carry out the authorized purposes of the CFD and to administer the CFD and the Authority.

4. If funds remain after all of the above authorized and necessary funding has been provided for rehabilitation of separated bicycle trails as provided in Facilities paragraph #5 and all of the above authorized and necessary funding has been provided for maintenance of bicycle trails as provided in Services paragraphs #3 and 4, such funds may be used, with the concurrence of the Bicycle Advisory Committee, for other bicycle related facilities, services and/or programs within the CFD that promote and/or enhance bicycling within the CFD.

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