

RESOLUTION NO. _____ (NBRID)

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NAPA, STATE OF CALIFORNIA, ACTING AS THE GOVERNING BODY OF THE NAPA BERRYESSA RESORT IMPROVEMENT DISTRICT, CALLING AND GIVING NOTICE OF A SPECIAL ELECTION TO BE HELD ON JANUARY 20, 2026 FOR THE PURPOSE OF SUBMITTING ONE BALLOT MEASURE TO THE VOTERS THAT WOULD LEVY A SPECIAL PARCEL TAX TO FINANCE CONTINUED WATER AND SEWER SERVICES AND REQUESTING THAT THE NAPA COUNTY REGISTRAR OF VOTERS RENDER SPECIFIED SERVICES TO THE DISTRICT RELATING TO THE CONDUCT OF THE SPECIAL DISTRICT ELECTION

WHEREAS, the Napa Berryessa Resort Improvement District ("NBRID" or the "District") is a resort improvement district organized pursuant Public Resources Code Section 13000 *et seq.* ("Resort Improvement District Law"); and

WHEREAS, the District provides water and sewer services to District residents; and

WHEREAS, the District faces significant financial challenges due to the urgent need for repair and maintenance of its existing water and sewer infrastructure; and

WHEREAS, the District does not currently receive revenue sufficient to finance its operating and capital expenses or related reserves; and

WHEREAS, the District anticipates that its operating and capital expenses will significantly increase over the next ten years; and

WHEREAS, pursuant to Public Resources Code Section 13161.5 and Government Code 50075 *et seq.*, the District is authorized to propose by ordinance or resolution the adoption of a special tax; and

WHEREAS, the District may levy a special tax if the tax is approved by two-thirds of the voters voting at the election; and

WHEREAS, pursuant to Public Resources Code Section 13051, the District Board may call a special election at any time; and

WHEREAS, Elections Code Section 4108 permits the District, by resolution, to call a special election by all-mailed ballots in accordance with Elections Code Sections 4000 *et seq.* on a date prescribed in Elections Code Section 1500 or on any date other than an established election date; and

WHEREAS, the Board desires to call a special election by all-mailed ballots for January 20, 2026 to submit to the District's electorate the question of whether the District should levy a special tax in the amount of \$1560 per year on each parcel of real property improved with a sewer or water lateral stubbed to the property line to fund continued water and sewer services, including operating expenses, capital expenses and related reserves; and

WHEREAS, the authority and procedure for submitting arguments for and against a ballot measure in a District special election is governed in the same manner as county measures pursuant to Elections Code Sections 9168 and 9342; and

WHEREAS, Elections Code Section 9162 authorizes the Board to submit a written argument for or against the ballot measure not to exceed 300 words in length; and

WHEREAS, the Board desires to submit an argument in favor of the ballot measure.

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Napa Berryessa Resort Improvement District, as follows:

1. The foregoing recitals are true and correct and incorporated herein by this reference.
2. Pursuant to Public Resources Code Section 13051, the Board hereby calls and orders to be held on January 20, 2026, a special District election for the purpose of submitting to the electors of the District one ballot measure identified as NBRID Measure A. The Measure would enact an ordinance, attached hereto as Exhibit “A” and incorporated herein by this reference, that would levy a special tax on each parcel in the District that is improved with a sewer or water lateral stubbed to the property line in the amount of \$1560 per fiscal year to finance continued water and sewer services, including operating expenses, capital expenses and related reserves. The Board hereby approves the ordinance, and the form thereof, and orders its submission to the voters of the District at said special election.
3. The Board hereby requests that said special election be conducted as an all-mailed ballot election in accordance with Elections Code Section 4000 *et seq.*
4. Pursuant to Elections Code Section 10002, the Board hereby requests the Napa County Board of Supervisors to permit the Napa County Registrar of Voters (“Registrar”) to act as the elections official for this special election. Subject to approval of the District’s request by the Board of Supervisors, the District shall reimburse the County in full for the costs of any services so provided.
5. The Board hereby approves and orders that the following question be submitted as Measure A on the ballot at the special election on January 20, 2026:

Shall the Napa Berryessa Resort Improvement District levy a special tax in the amount of \$1560 per fiscal year for ten years on each parcel of real property in the District improved with a sewer or water lateral stubbed to the property line to finance continued water and sewer services, including operating expenses, capital expenses and related reserves?	☐	YES
	☐	NO
6. The Board hereby directs County Counsel, acting as District Counsel, to prepare an impartial analysis of the measure in the form required by Elections Code Section 9313.
7. Pursuant to Elections Code Sections 9316 and 9317, the Registrar shall fix and determine reasonable dates before the special election for the submission of an argument in favor of and against the measure, and additional rebuttal arguments, and that such arguments shall be submitted to the Registrar at the Office of the Registrar, 1127 First Street, Suite E, Napa, California 94559, no later than 5:00 p.m. on said dates.
8. The Board hereby requests the Registrar to include Exhibit “A” (the full text of the proposed ordinance establishing the special parcel tax) as a part of the official ballot materials.

9. The Board hereby approves the “Argument in Favor of Measure A” attached hereto as Exhibit “B” and incorporated herein by reference and directs the Clerk of the Board to submit the “Argument in Favor of Measure A” to the Registrar of Voters to be included in the official ballot materials.

9. This resolution shall take effect immediately upon its adoption.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the governing board of the Napa Berryessa Resort Improvement District at a regular meeting held on the 21st day of October, 2025, by the following vote:

AYES:	MEMBERS	_____

NOES:	MEMBERS	_____
ABSTAIN:	MEMBERS	_____
ABSENT:	MEMBERS	_____

NAPA BERRYESSA RESORT IMPROVEMENT
DISTRICT, a special district of the State of California

ANNE COTTRELL, Chair of the Governing Board

APPROVED AS TO FORM Office of County Counsel By: <u>Sabrina S. Wolfson</u> Deputy County Counsel Date: <u>October 10, 2025</u> PL Doc. No. 136667_6	APPROVED BY THE BOARD OF SUPERVISORS, AS THE GOVERNING BOARD OF THE NAPA BERRYESSA RESORT IMPROVEMENT DISTRICT Date: _____ Processed By: _____ _____ Deputy Secretary of the District	ATTEST: NEHA HOSKINS Secretary of the District By: _____
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Exhibit “A”

Ordinance
(attach ordinance)

Exhibit “B”
Argument in Favor of Measure A

(attach argument)