

**NAPA COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT  
RESOLUTION NO. 2025-\_\_ (FC)**

**RESOLUTION OF THE GOVERNING BOARD OF THE NAPA  
COUNTY FLOOD CONTROL AND WATER CONSERVATION  
DISTRICT ACCEPTING AND APPROVING THE ENGINEER'S  
REPORT FOR THE RUTHERFORD REACH BENEFIT ZONE  
ASSESSMENT DISTRICT FOR FISCAL YEAR 2025-2026**

**(RUTHERFORD REACH BENEFIT ZONE ASSESSMENT DISTRICT 2008-1)**

**WHEREAS**, in 2008, the District Board of the Napa County Flood Control and Water Conservation District (“Board”), by Board Resolution No. 08-09 (FC) formed the Rutherford Reach Benefit Zone Assessment District (“Assessment District”) pursuant to Chapter 61 of the Appendix of the California Water Code, as a mechanism for providing funding for the maintenance benefiting the residents and landowners within the Assessment District; and

**WHEREAS**, the Board desires to continue to provide for the activities of the Assessment District during Fiscal Year 2025-2026 and to continue to fund such services through the assessment rate methodology and special benefit analysis approved in 2008 by the Board following compliance with the public notice and hearing requirements of Government Code sections 53753 and 54954.6 and approved by the owners of the parcels of real property within the Assessment District pursuant to the requirements of Article XIII D of the California Constitution; and

**WHEREAS**, pursuant to Article XIII D of the California Constitution and Government Code section 53753, a written Engineer’s Report (“Report”) was prepared at the request of the Board, by a registered professional engineer certified by the State of California, which sets forth the individual assessments for the affected properties necessary to fund the activities of the Assessment District for a given Fiscal Year if required; and

**WHEREAS**, upon filing the Report with the Board on April 15, 2025, the Board also conducted a public hearing on the Report and for the filing of any objections or protests thereto in the Board of Supervisors’ Meeting Room, Suite 305, Third Floor, County Administration Building, 1195 Third Street, Napa, California; and

**WHEREAS**, the Secretary of the District Board published notice of the public hearing in a newspaper of general circulation in the County of Napa, as provided in Government Code section 6061; and

**WHEREAS**, further notice is not required by Proposition 218 because there are no proposed assessments and are, therefore, not considered under Government Code section 53750 to be “increased” or “new” assessments as that term is used in Proposition 218; and

**WHEREAS**, on April 15, 2025, at the time and place noted above, the Board held a public hearing at which the Board heard and considered all objections and protests filed with respect to the intent not to impose any assessments as recommended in the Report; and

**WHEREAS**, the Board, having considered the Report and all of the information submitted by the public, believes it is in the best interests of the Assessment District and the affected property owners to not levy an assessment for Fiscal Year 2025-2026 as a sufficient fund balance exists to carry out required annual maintenance and monitoring activities proposed in the Report; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of the Napa County Flood Control and Water Conservation District as follows:

1. The Board hereby finds and determines that the above recitals are true and correct; and
2. The Board hereby accepts the Engineer's Report for Fiscal Year 2025-2026, dated March 15, 2025, without modification and confirms the contents, budget, and recommendations set forth therein, including the use of sufficient assessment funds to be carried over from the previous year to complete required annual maintenance and monitoring activities.

*[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]*

**THE FOREGOING RESOLUTION WAS PASSED AND ADOPTED** by the Board of Directors of the Napa County Flood Control and Water Conservation District at a regular meeting thereof on April 15, 2025, by the following vote, the number following each Director's name indicating the number of votes cast by that Director:

AYES: DIRECTORS \_\_\_\_\_

NOES: DIRECTORS \_\_\_\_\_

ABSENT: DIRECTORS \_\_\_\_\_

NAPA COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT

\_\_\_\_\_  
JOELLE GALLAGHER  
Chairperson of the Board of Directors

<p>APPROVED AS TO FORM Office of District Counsel</p> <p>By: <i>Shana A. Bagley</i> Deputy County Counsel</p> <p>Date: March 20, 2025 [PL No 128701.3]</p>	<p>APPROVED BY THE BOARD OF DIRECTORS OF THE NAPA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT</p> <p>Date: _____</p> <p>Processed By: _____ Deputy Secretary of the District Board</p>	<p>ATTEST: NEHA HOSKINS Secretary of the District Board</p> <p>By: _____</p>
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