

**PROPOSED
BEFORE THE BOARD OF DIRECTORS
OF
DELTA DIABLO**

**Re: Approving Final Engineer's Report and Sewer)
Service Rates; and Directing Collection of)
Certain Sewer Service Charges, Surcharges)
And Delinquencies on the County Tax Roll) **RESOLUTION NO. X/2020****

THE BOARD OF DIRECTORS OF DELTA DIABLO HAS DETERMINED THAT:

WHEREAS, in accordance with Health and Safety Code Sections 5471, 5473 and 5473.1, it is necessary to adopt Sewer Service Charges for Bay Point, Pittsburg, and Antioch, and the Bay Point Surcharge and Collection System Charges for Fiscal Year 2020/2021; and

WHEREAS, on April 23, 2020, in accordance with Health and Safety Code Sections 5471, 5473 and 5473.1, the Board of Directors directed staff to notify property owners of the proposed Sewer Service Charges for Bay Point, Pittsburg, and Antioch, and the Bay Point Surcharge and Collection System Charges for Fiscal Year 2020/2021; and

WHEREAS, the Board set a special meeting on June 25, 2020, at 4:30 p.m., in the Board Room, as the time and place for a Public Hearing on the written report filed by the General Manager for Sewer Service Rates, and the method of collection of Sewer Service Charges and Delinquency Charges, and all required hearing notices have been given; and

WHEREAS, in accordance with the Governor's Executive Order N-29-20, and the County Health Officer's Shelter Order requiring social distancing, in lieu of a public gathering, the Board of Directors will hold its special meeting and this Public Hearing via Zoom.

WHEREAS, the proposed annual Sewer Service Charges, Surcharges, and Delinquency Charges are needed to fund and maintain sewer service within the District and to collect for late payment; and

WHEREAS, the Board has heard and considered all objections or protests, if any, to the written report filed by the General Manager with the Secretary of the Board, said written report containing a description of each parcel of real property receiving sewer service from said District and the amount of the charge against each parcel for Fiscal Year 2020/2021, and specifying that the charge shall continue annually until lawfully modified by action of the Board of Directors.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF DELTA DIABLO DOES HEREBY RESOLVE THAT:

1. Said protests were not made by the owners of a majority of separate parcels of property described in the report and subject to the notice, and overrules any such protests; and
2. The Final Engineer's Report be adopted, and makes its final determination pursuant to Health and Safety Code Section 5471, 5473 and 5473.1 upon each charge as described in the report; and

3. It is determined that Proposition 218 notification and process requirements were satisfied; and
4. Ordinance No.XXX be adopted; and
5. The adoption of Ordinance No. XXX determines that certain annual charges beginning in Fiscal Year 2020/2021 can be collected by placing them on the Contra Costa County Property Tax Roll for the respective fiscal years; and
6. In accordance with the provisions of Health & Safety Code Sections 5471, 5473 and 5473.1, directs the Secretary of the Board to file a copy of the written report with the County Auditor-Controller.

PASSED AND ADOPTED on June 25, 2020 by the following vote:

AYES:
NOES:

ABSENT:
ABSTAIN:

I HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution adopted by the Board of Directors of Delta Diablo on June 25, 2020.

ATTEST: Sean K. Wright
Board Secretary

By: _____

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