

RESOLUTION 2025-09

A RESOLUTION OF THE AMERICAN CANYON FIRE PROTECTION DISTRICT ESTABLISHING FIRE SERVICE FEES AND ADOPTING FIRE SERVICE FEE ASSESSMENTS FOR FISCAL YEAR 2024-2025 CONSISTENT WITH DISTRICT ORDINANCE 2013-01

WHEREAS, at the June 1980 General Election, a ballot measure entitled “Measure B,” was approved by 76% of the voters of the American Canyon Fire Protection District (“District”), then an independent fire protection district; and,

WHEREAS, Measure B was enacted to address the limitations imposed on property taxes by Proposition 13, Art. XIIA of the State Constitution; and,

WHEREAS, Measure B contained provisions which were based on fire flow determined by property use and specific uses and could be characterized as either an assessment or a special tax; and,

WHEREAS, in July 2013, the Board of Directors (“Board”) enacted Ordinance 2013-01 which amended the District Ordinance enacted by the passage of Measure B clarifying and defining the intent of the voters in enacting Measure B; and,

WHEREAS, Ordinance 2013-01 was the subject of a final judgement of the Superior Court of Napa County in the matter of *American Canyon Fire Protection District v. all Persons Interested, etc.*, Napa Superior Court Case No. 26-62587, in which Judgement confirming the validity of Ordinance 2013-01 was entered on January 22, 2014; and,

WHEREAS, consistent with Measure B and the judicially validated Ordinance 2013-01, the District is authorized to increase of the Fire Service Fee by the cost of living increases as determined in the Bay Area consistent with the California Consumer Price Index; and,

WHEREAS, the District retained the consulting firm of Capital Public Finance to make a determination of the cost of living increase consistent with Ordinance 2013-01 and the amount increased for the period of January 2024 to January 2025 was determined to be 3.07%; and,

WHEREAS, the District Ordinance requires the Fire Chief to annually compile a list of “Fire Service Fees” for both secured and unsecured properties (mobile homes) in the District; and,

WHEREAS, after review of the fee listing the Board confirms the assessments by resolution and the resolution and listing are then submitted to the Napa County Auditor-Controller and included on property tax bills each year for secured properties; and,

WHEREAS, the Board has reviewed the listing of prospective assessments and confirms the total assessments for secured property of \$866,811.34 and requests the Napa County Auditor-Controller include assessments for secured property tax billings in the amount of \$866,811.34.

WHEREAS, the Board has reviewed the listing of unsecured assessments and confirms the total assessments for unsecured property of \$29,959.74; and, due to significantly increased collection fees proposed by Napa County, the District has designated Wittman Enterprises as the new billing agency for unsecured assessments.

WHEREAS, the Fire Service Fee Board of Review will be noticed subsequent to Board approval of the annual listing in accordance with District Ordinance 2013-01;

NOW THEREFORE BE IT RESOLVED, that the Board of Directors of the American Canyon Fire Protection District does hereby authorize and increase in the District Fire Service Fee by the amount of 3.07 percent (3.07%), effective July 1, 2024; and

BE IT FURTHER RESOLVED, that the Board of Directors of the American Canyon Fire Protection District does hereby authorize the Fire Chief to direct the Napa County Auditor-Controller to include the Fire Service Fee assessments for secured property owners in the amount of \$866,811.34 on the fiscal year 2025-2026 property tax rolls and for Wittman Enterprises to issue invoices to unsecured property (mobile home) owners in the amount of \$29,959.74 for a total assessment of \$ 896,771.08.

PASSED, APPROVED, and ADOPTED this 24th day of June 2025 by the following vote:

AYES: Board Member Brando Cruz, Board Member Melissa Lamattina, Board Member David Oro,
Vice-Chair Mark Joseph and Chair Pierre Washington
NOES: None
ABSTAIN: None
EXCUSED ABSENCE: None

Signed by:



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Pierre Washington, Chair

ATTEST:

APPROVED AS TO FORM

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Geoff Belyea, Fire Chief
Clerk to the Board

Signed by:



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William D. Ross, District Counsel

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