



AGENDA

CRESCENT FIRE PROTECTION DISTRICT BOARD OF DIRECTORS

**REGULAR MEETING
HELD
MONDAY, NOVEMBER 14, 2022
AT 5:00 P.M.**

Submit comments via ccfire@crescentcity.org; or submit a written comment by filing it with the Administrative Assistant at 255 W Washington Blvd, Crescent City, California 95531 prior to 5:00 pm, November 14, 2022. If you require a special accommodation, please contact Administrative Assistant, Vanessa Duncan at 464-2421.

CLOSED SESSION 4:30 P.M.

PUBLIC COMMENT ON CLOSED SESSION ITEMS ONLY

Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) and paragraph (1) of subdivision (e) of Government Code Section 54956.9: (One potential case.)

REGULAR SESSION 5:00 P.M.

1. ROLL CALL

1.1 CALL TO ORDER

1.2 FLAG SALUTE

2. REPORT OF ANY ACTIONS FROM CLOSED SESSION BY THE BOARD OF DIRECTORS

3. PUBLIC PARTICIPATION

Any member of the audience is invited to address the Board on any matter that is within the jurisdiction of the Crescent Fire Protection District. Comments of public

interest or on matters appearing on the agenda are accepted. Note, however, that the Board is not able to undertake extended discussion or act on non-agendized items. Such items can be referred to staff for appropriate action, which may include placement on a future agenda. All comments shall be directed toward the entire Board. After receiving recognition from the Chairman, please state your name and city or county residency for the record. Public comment is limited to three (3) minutes. The public is additionally allotted five minutes each in which to speak on any item on the agenda prior to any action taken by the Board.

4. CONSENT CALENDAR

4.1 APPROVE MINUTES OF THE REGULAR MEETING OF **SEPTEMBER 12, 2022**, THE SPECIAL MEETING OF **SEPTEMBER 26, 2022**, AND THE SPECIAL MEETING OF **OCTOBER 13, 2022**

4.2 **APPROVAL OF WARRANT CLAIMS FOR PERIOD COVERED SEPTEMBER - OCTOBER 2022**

TAKE PUBLIC COMMENT ON CONSENT CALENDAR
CONSIDER AND ADOPT CONSENT CALENDAR

5. NEW BUSINESS

Take action as necessary and appropriate.

5.1 ACCEPT THE CERTIFICATE OF SUFFICIENCY FROM THE COUNTY CLERK-RECORDER & REGISTRAR OF VOTERS WITH RESPECT TO THE INITIATIVE PETITION/MEASURE TO REPEAL ORDINANCE NO. 21-001, "REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX."

RECOMMENDATION: That the Board of Directors

1. **Receive staff report and presentation.**
2. Take public comment.
3. Board Discussion.
4. Accept the Certificate of Sufficiency dated October 20, 2022 with respect to the initiative petition/measure "Repeal Attempt of Crescent Fire Protection District Assessment Tax" that was filed with the district elections official September 19, 2022.
5. Pursuant to California Elections Code section 9310(a), the Board of Directors shall do only one of the following:

a. Consider a proposed ordinance that would adopt the initiative petition/measure "Repeal Attempt of Crescent Fire Protection District Assessment Tax", without alteration and, either as part of this item or within 10 days from today's date, approve introduction of proposed ordinance, read title only of proposed ordinance and adopt proposed ordinance;

or

b. Submit the initiative petition/measure "Repeal Attempt of Crescent Fire Protection District Assessment Tax", without alteration, to the voters pursuant to Elections Code section 1405.

6. If the Board of Directors approves Recommendation 5b., above, pursuant to Elections Code section 1405, the Board of Directors shall do only one of the following:

a. Adopt resolution calling an election for the initiative petition/measure "Repeal Attempt of Crescent Fire Protection District Assessment Tax" to be consolidated with the November 7, 2023 election (Crescent Fire Protection District's next regular election); or

b. Adopt resolution calling a special election for the initiative petition/measure "Repeal Attempt of Crescent Fire Protection District Assessment Tax" on February 14, 2023 or February 21, 2023(not less than 88 days nor more than 103 days from today's date); or

c. Adopt resolution calling a special all-mail ballot election for the initiative petition/measure "Repeal Attempt of Crescent Fire Protection District Assessment Tax" on February 14, 2023 or February 21, 2023 (pursuant to Elections Code section 4108).

7. If the Board of Directors approves Recommendation 5b., above, direct the district elections official to transmit a copy of the initiative petition/measure to the County Counsel to prepare an impartial analysis of the initiative petition/measure pursuant to Elections Code section 9313; and

8. If the Board of Directors approves Recommendation 5b., above, direct the district elections official, pursuant to Elections Code section 9316, to fix dates for submission to the district elections official of arguments for and against the proposed initiative petition/measure, and additional rebuttal arguments; and

9. If the Board of Directors approves Recommendation 5b., above, instruct the Chief to draft an argument against the initiative petition/measure pursuant to Elections Code section 9315. The argument shall not exceed 300 words in

length. The Board of Directors would consider this argument at the next meeting.

5.2 REVIEW AND CONSIDER THE CFPD BENEFIT ASSESSMENT APPEAL APPLICATION FORM

RECOMMENDATION: That the Board of Directors

1. Receive staff report and presentation
2. Take public comment
3. Board Discussion
4. REVIEW AND CONSIDER CFPD BENEFIT ASSESSMENT APPEAL APPLICATION FORM

6. OLD BUSINESS

Take action as necessary and appropriate.

NO OLD BUSINESS AT THIS TIME.

7. CHIEFS REPORT

Take action as necessary and appropriate.

UPDATE ON CURRENT MATTERS AND THOSE IN PROGRESS

7.1 RESPONSES OCCURRED BETWEEN: 09/01 – 10/31/2022

8. BOARD COMMENTS

THIS AGENDA ITEM ALLOWS BOARD MEMBERS THE OPPORTUNITY TO DISCUSS ITEMS OF GENERAL INTEREST, PROVIDE A REFERENCE OR OTHER RESOURCE TO STAFF, ASK FOR CLARIFICATION OR REQUEST STAFF TO REPORT TO THE BOARD ON A CERTAIN MATTER

9. ADJOURNMENT

ADJOURN TO THE NEXT REGULARLY SCHEDULED MEETING ON MONDAY, DECEMBER 12, 2022 AT 5:00 PM

POSTED:

11/11/2022

/s/ Vanessa Duncan

Administrative Assistant

Notice Regarding Americans with Disabilities Act: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meeting, please contact the Administrative Assistant's office at (707)464-2421. Notification 48 hours before the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II]

For TTYDD use for speech and hearing impaired, please dial 711. A full agenda packet may be reviewed at Crescent City Fire & Rescue, 255 W Washington Blvd, during business hours, 8:00 a.m. - 5:00 p.m., or on-line at cfpd.crescentcity.org



CRESCENT FIRE PROTECTION DISTRICT

255 W. WASHINGTON BLVD. CRESCENT CITY, CA 95531
office: 707- 464-2421

MINUTES OF THE CRESCENT FIRE PROTECTION DISTRICT BOARD OF DIRECTORS

**REGULAR MEETING HELD
SEPTEMBER 12, 2022
AT 5:00 P.M.**

DIRECTORS PRESENT:

Chairman Jim Nelson Director
Vice Chairman Dave Short
Director Jim Erler
Director Rick Kelley
Director Joe Gregorio

ABSENT:

OTHERS PRESENT:

Kevin Carey, Fire Chief
Vanessa Duncan, Clerk of the Board
Ryan Plotz, General Counsel

ROLL CALL:

Chairman Nelson called the meeting to order at 5:41 PM. The Pledge of Allegiance was led by Director Erler.

REPORT OF ANY ACTIONS FROM CLOSED SESSION BY THE BOARD OF DIRECTORS

Chairman Nelson noted there is no report out of closed session.

PUBLIC PARTICIPATION

No public comment at this time.

CONSENT CALENDAR

4.1 APPROVE MINUTES OF THE REGULAR MEETING OF AUGUST 8, 2022

4.2 APPROVAL OF WARRANT CLAIMS FOR PERIOD COVERED AUGUST 2022

On a motion by Director Erler, seconded by Director Gregorio, motion carried unanimously 5/0; the Board of Directors approved the Consent Calendar.

NEW BUSINESS

Take action as necessary and appropriate.

NO NEW BUSINESS AT THIS TIME.

OLD BUSINESS

Take action as necessary and appropriate.

NO OLD BUSINESS AT THIS TIME.

CHIEF'S REPORT

Take action as necessary and appropriate.

UPDATE ON CURRENT MATTERS AND THOSE IN PROGRESS.

- 7.1 RESPONSES OCCURRED BETWEEN: 08/01 – 08/31/2022**
Chief Carey briefed the Board on the calls for August; he reported on a particular call that involved an adolescent boy that was severely burned but has since made a miraculous recovery. Crescent City Fire & Rescue was able to escort him home.
- 7.2 APPARATUS REPLACEMENT SCHEDULE**
Chief Carey reported on the District apparatus schedule and what his recommendations are of what will need to be replaced or sold. The Board discussed possible replacement and apparatus additions. The Board then directed staff to prepare a budget transfer to the District vehicle replacement line from the department allotment line.
- 7.3 DISHWASHER AT WASHINGTON**
Vice Chair Short has contacted a representative from Auto-Chlor requesting they reach out to District staff about possible dishwasher services and options.
- 7.4 COOPER STATION MOLD**
Chief Carey stated Cooper Station will need mold removal. Director Gregorio would like the engines moved from Cooper Station to Washington Station. Director Erler suggested to have a professional

company come in to clean out the mold. The Board directed staff to contact a professional to remediate the mold issue and contact Golden State Risk Management Authority to ask if Cooper Station has coverage for mold damage. The Board discussed the possibilities of selling Cooper Station and building a station in a different location.

7.5 WASHINGTON STATION YARD MAINTENANCE

Chief Carey noted that staff is in the process of obtaining quotes for trimming the hedges at Washington Station.

BOARD COMMENTS

Director Gregorio mentioned the possibility of creating a position for an administrative assistant for the District, which would replace the administrative assistant position at the City.

Chairman Nelson requested to have the administrative assistant position on the next agenda.

ADJOURNMENT

There being no further business to come before the Board, Chairman Nelson adjourned the meeting at 6:27 pm of the Crescent Fire Protection District Board of Directors to the next regularly scheduled meeting on October 10, 2022 at 5:00PM.

Vanessa Duncan, Clerk of the Board
Crescent Fire Protection District



CRESCENT FIRE PROTECTION DISTRICT

255 W. WASHINGTON BLVD. CRESCENT CITY, CA 95531
office: 707- 464-2421

MINUTES OF THE CRESCENT FIRE PROTECTION DISTRICT BOARD OF DIRECTORS

**SPECIAL MEETING HELD
SEPTEMBER 26, 2022
AT 5:00 P.M.**

DIRECTORS PRESENT:

Vice Chairman Dave Short
Director Jim Erler
Director Rick Kelley
Director Joe Gregorio

ABSENT:

Chairman Jim Nelson Director

OTHERS PRESENT:

Kevin Carey, Fire Chief
Vanessa Duncan, Clerk of the Board

ROLL CALL:

Vice Chairman Short called the meeting to order at 5:00 PM. The Pledge of Allegiance was led by Director Kelley.

PUBLIC PARTICIPATION

Henry Geiger questioned the process of the oversight committee for the District and how many applications are needed.

NEW BUSINESS

Take action as necessary and appropriate.

- 3.1** CONSIDER AND ADOPT RESOLUTION NO. 22-006; A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT REQUESTING COUNTY ELECTIONS TO CONDUCT CERTAIN ELECTION SERVICES UNDER ELECTIONS CODE SECTIONS 9308 AND 10002

RECOMMENDATION

1. Receive staff report and presentation
2. Take public comment
3. Board Discussion
4. CONSIDER AND ADOPT RESOLUTION NO. 22-006; A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT REQUESTING COUNTY ELECTIONS TO CONDUCT CERTAIN ELECTION SERVICES UNDER ELECTIONS CODE SECTIONS 9308 AND 10002

In absence of the Chief, Clerk of the Board, Vanessa Duncan explained that by adopting resolution 22-006, the Crescent Fire Protection Board requests the Board of Supervisors to permit the Del Norte County Elections Department to examine any initiative petition filed with it pursuant to the Notice of Intent to Circulate Petition attached as Exhibit "A" and from the records of registration ascertain whether the petition is signed by the requisite number of voters and agrees to pay for said services.

The Board discussed the ramification of hiring three captains without knowing the outcome of Measure T and the proposed repeal of the newly implemented benefit assessment.

Director Erler questioned the use of random sampling technique for verification of signatures; it was noted that the signatures that were submitted must be from voters within the District boundaries to be considered valid.

On a motion by Director Erler, seconded by Director Kelley, motion carried 3/1/1; the Board of Directors ADOPTED RESOLUTION NO. 22-006; A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT REQUESTING COUNTY ELECTIONS TO CONDUCT CERTAIN ELECTION SERVICES UNDER ELECTIONS CODE SECTIONS 9308 AND 10002

PASSED AND ADOPTED by the Board Members of the
CRESCENT FIRE PROTECTION DISTRICT

This 26th day of September 2022, by the following polled vote:

YES: 3, Vice Chair Short, Director Erler, Director Kelley

NOES: 1, Director Gregorio

ABSENT:1, Chairman Nelson

ADJOURNMENT

There being no further business to come before the Board, Vice Chair Short adjourned the meeting at 5:25pm of the Crescent Fire Protection District Board of Directors to the next regularly scheduled meeting on October 10, 2022 at 5:00PM.

Vanessa Duncan, Clerk of the Board
Crescent Fire Protection District



CRESCENT FIRE PROTECTION DISTRICT

255 W. WASHINGTON BLVD. CRESCENT CITY, CA 95531
office: 707- 464-2421

MINUTES OF THE CRESCENT FIRE PROTECTION DISTRICT BOARD OF DIRECTORS

**SPECIAL MEETING HELD
OCTOBER 13, 2022
AT 4:00 P.M.**

DIRECTORS PRESENT:

Chairman Jim Nelson Director
Vice Chairman Dave Short
Director Jim Erler
Director Rick Kelley
Director Joe Gregorio

ABSENT:

OTHERS PRESENT:

Kevin Carey, Fire Chief
Vanessa Duncan, Clerk of the Board
Eric Wier, City Manager

ROLL CALL:

Chairman Nelson called the meeting to order at 4:05 PM. The Pledge of Allegiance was led by Director Gregorio.

PUBLIC PARTICIPATION

No public comment at this time.

NEW BUSINESS

Take action as necessary and appropriate.

- 3.1** RECOMMEND THE CITY COUNCIL ADOPT RESOLUTION NO. 2022-69, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY ESTABLISHING WAGES, BENEFITS AND OTHER TERMS OF EMPLOYMENT FOR THE UNREPRESENTED POSITION OF CAREER FIRE CAPTAIN

RECOMMENDATION

1. Receive staff report and presentation
2. Take public comment
3. Board Discussion
4. Recommend the City Council Adopt RESOLUTION NO. 2022-69, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY ESTABLISHING WAGES, BENEFITS AND OTHER TERMS OF EMPLOYMENT FOR THE UNREPRESENTED POSITION OF CAREER FIRE CAPTAIN

Chief Carey briefed the Board on the proposed resolution, he noted a lot of hard work has gone into the strategic planning of the Career Fire Captain positions, from both the City and the District.

Director Erler questioned what would happen if one of the Career Fire Captains wanted to respond to a fire while they were off duty; it was noted any overtime will need to be authorized by the Chief.

The Board discussed the dynamics of going from an all-volunteer department to a combination department.

Chairman Nelson questioned what would happen if Measure T prevailed and the benefit assessment is repealed; it was recommended by staff to move forward with the hiring process. It will be explained to the candidates the possibilities of the repeal of the benefit assessment and the outcome of Measure T.

On a motion by Director Erler, seconded by Vice Chair Short, motion carried unanimously 5/0; the Board of Directors Recommend the City Council Adopt RESOLUTION NO. 2022-69, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY ESTABLISHING WAGES, BENEFITS AND OTHER TERMS OF EMPLOYMENT FOR THE UNREPRESENTED POSITION OF CAREER FIRE CAPTAIN.

ADJOURNMENT

There being no further business to come before the Board, Chairman Nelson adjourned the meeting at 4:25pm of the Crescent Fire Protection District Board of Directors to the next regularly scheduled meeting on November 14, 2022 at 5:00PM.

Vanessa Duncan, Clerk of the Board
Crescent Fire Protection District

CFPD CLAIMS LIST SEPTEMBER & OCTOBER FY 22/23

CLAIM ID	CLAIM DATE	VENDOR NAME	CLAIM AMOUNT	ACCOUNT	DESCRIPTION	GRAND TOTAL	
400-2809	9/9/22	DN SOLID WASTE MANAGEMEN	\$ 18.52	20140	TRASH FEE - AUGUST	\$ 18.52	
400-2810	9/9/22	U.S. BANK	\$ 2.09	20220	POSTAGE FOR CAL OES REIMBURS	\$ 2.09	
400-2811	9/9/22	THE MITCHELL LAW FIRM, LLP	\$ 435.00	20233	GENERAL COUNSEL - AUGUST 2022	\$ 435.00	PO# 258875
400-2812	9/9/22	CHARTER COMMUNICATIONS	\$ 198.88	20120	CABLE/INTERNET WASHINGTON	\$ 198.88	
400-2813	9/9/22	CITY OF CRESCENT CITY	\$ 2,261.01	20234	MUTUAL AID SERVICES - CALF CAN'	\$ 2,261.01	
400-2814	9/9/22	ROSS JANITORIAL	\$ 340.00	20230	JANITORIAL SERVICES - AUGUST 20	\$ 340.00	PO# 258876
TOTAL						\$ 3,255.50	
401-2815	9/22/22	COLANTUONO, HIGHSMITH & W	\$ 730.50	20233	ADV. CRESCENT CITY HARBOR DIS	\$ 730.50	PO# 258877
401-2816	9/22/22	CANON FINANCIAL SERVICES	\$ 192.96	20260	LEASE PAYMENT - COPIER	\$ 192.96	
401-2817	9/22/22	DN COUNTY ASSESSOR	\$ 9,808.44	20230	FY 22/23 FIRE BENEFIT ASSESSMEN	\$ 9,808.44	
401-2818	9/22/22	CRESCENT CITY WATER	\$ 383.55	20302	WATER - WASHINGTON	\$ 383.55	
401-2818	9/22/22	CRESCENT CITY WATER	\$ 22.49	20302	WATER - COOPER	\$ 22.49	
401-2819	9/22/22	CITY OF CRESCENT CITY	\$ 137.30	20300	POWER - WASHINGTON	\$ 137.30	
401-2819	9/22/22	CITY OF CRESCENT CITY	\$ 594.05	20300	POWER - HUMBOLDT	\$ 594.05	
401-2820	9/22/22	CITY OF CRESCENT CITY	\$ 229.87	20173	REPLACE SEAT BELT 5176	\$ 229.87	PO# 258878
401-2820	9/22/22	CITY OF CRESCENT CITY	\$ 302.56	20173	ANNUAL SERVICE 5112	\$ 302.56	PO# 258879
401-2820	9/22/22	CITY OF CRESCENT CITY	\$ 292.21	20173	TROUBLESHOOT PUMP 5150	\$ 292.21	PO# 258880
401-2820	9/22/22	CITY OF CRESCENT CITY	\$ 115,858.00	20234	PROFESSIONAL SERVICES - CITY Q	\$ 115,858.00	
TOTAL						\$ 128,551.93	
402-2821	9/30/22	ROSS JANITORIAL	\$ 340.00	20230	JANITORIAL SERVICES - SEPT 2022	\$ 340.00	PO# 258881
402-2822	9/30/22	RECOLOGY DEL NORTE	\$ 71.49	20140	TRASH FEE - SEPT.	\$ 71.49	
402-2823	9/30/22	CHARTER COMMUNICATIONS	\$ 198.88	20120	CABLE/INTERNET WASHINGTON	\$ 198.88	
402-2824	9/30/22	CRESCENT CITY WATER	\$ 62.11	20302	WATER - HUMBOLDT	\$ 62.11	
TOTAL						\$ 672.48	
403-2825	10/14/22	U.S. BANK	\$ 23.49	20205	DMV FEE FOR REPLACEMENT TITLE	\$ 23.49	
403-2826	10/14/22	COLANTUONO, HIGHSMITH & W	\$ 837.50	20233	adv. CRESCENT CITY HARBOR DIST	\$ 837.50	PO# 258882
403-2827	10/14/22	CRESCENT CITY WATER	\$ 22.49	20302	WATER - COOPER	\$ 22.49	
403-2827	10/14/22	CRESCENT CITY WATER	\$ 169.38	20302	WATER - WASHINGTON	\$ 169.38	
403-2828	10/14/22	DN SOLID WASTE MANAGEMEN	\$ 9.00	20140	TRASH FEE - SEPT.	\$ 9.00	
TOTAL						\$ 1,038.37	
404-2829	10/21/22	AMERICAN INDUSTRIAL DOOR,	\$ 4,978.22	20180	TWO NEW MOTORS FOR THE BAY C	\$ 4,978.22	PO# 258883
404-2830	10/21/22	CANON FINANCIAL SERVICES	\$ 192.10	20260	COPIER - LEASE PAYMENT	\$ 192.10	
404-2831	10/21/22	PACIFIC POWER & LIGHT CO.	\$ 66.66	20300	POWER - HUMBOLDT	\$ 66.66	
404-2832	10/21/22	CRESCENT CITY WATER	\$ 62.09	20302	WATER - HUMBOLDT	\$ 62.09	
404-2833	10/21/22	PACIFIC POWER & LIGHT CO.	\$ 124.43	20300	POWER - COOPER	\$ 124.43	
404-2833	10/21/22	PACIFIC POWER & LIGHT CO.	\$ 632.65	20300	POWER - WASHINGTON	\$ 632.65	
404-2833	10/21/22	PACIFIC POWER & LIGHT CO.	\$ (265.70)	20300	CLIMATE CREDIT	\$ (265.70)	
TOTAL						\$ 5,790.45	
405-2834	10/28/22	ROSS JANITORIAL	\$ 340.00	20230	JANITORIAL SERVICES - OCTOBER :	\$ 340.00	PO# 258884
405-2835	10/28/22	CHARTER COMMUNICATIONS	\$ 203.68	20120	CABLE/INTERNET WASHINGTON	\$ 203.68	
405-2836	10/28/22	RECOLOGY DEL NORTE	\$ 71.49	20140	TRASH FEE - OCTOBER '22	\$ 71.49	
TOTAL						\$ 615.17	

STAFF REPORT – INITIATIVE PETITION/MEASURE REGARDING REPEAL OF
ORDINANCE NO. 21-001 - “REPEAL ATTEMPT OF CRESCENT FIRE
PROTECTION DISTRICT ASSESSMENT TAX”

RECOMMENDATION

1. Receive staff report and presentation.
2. Take public comment.
3. Board Discussion.
4. Accept the Certificate of Sufficiency dated October 20, 2022 with respect to the initiative petition/measure “Repeal Attempt of Crescent Fire Protection District Assessment Tax” that was filed with the district elections official September 19, 2022. **RECOMMENDED**
5. Pursuant to California Elections Code section 9310(a), the Board of Directors shall do only one of the following:
 - a. Consider a proposed ordinance that would adopt the initiative petition/measure “Repeal Attempt of Crescent Fire Protection District Assessment Tax” without alteration and, either as part of this item or within 10 days from today’s date, approve introduction of proposed ordinance, read title only of proposed ordinance and adopt proposed ordinance; **NOT RECOMMENDED**

or

 - b. Submit the initiative petition/measure “Repeal Attempt of Crescent Fire Protection District Assessment Tax”, without alteration, to the voters pursuant to Elections Code section 1405. **RECOMMENDED**
6. If the Board of Directors approves Recommendation 5b., above, pursuant to Elections Code section 1405, the Board of Directors shall do only one of the following:
 - a. Adopt resolution calling an election for the initiative petition/measure “Repeal Attempt of Crescent Fire Protection District Assessment Tax” to be consolidated with the November 7, 2023 election (Crescent Fire Protection District’s next regular election) **RECOMMENDED**; or
 - b. Adopt resolution calling a special election for the initiative petition/measure “Repeal Attempt of Crescent Fire Protection District Assessment Tax” on February 14, 2023 or February 21, 2023 (not less than 88 days nor more than 103 days from today’s date) **NOT RECOMMENDED**; or

- c. Adopt resolution calling a special all-mail ballot election for the initiative petition/measure “Repeal Attempt of Crescent Fire Protection District Assessment Tax” on February 14, 2023 or February 21, 2023 (pursuant to Elections Code section 4108) **NOT RECOMMENDED**.
7. If the Board of Directors approves Recommendation 5b., above, direct the district elections official to transmit a copy of the initiative petition/ measure to the County Counsel to prepare an impartial analysis of the initiative petition/measure pursuant to Elections Code section 9313; and
8. If the Board of Directors approves Recommendation 5b., above, direct the district elections official, pursuant to Elections Code section 9316, to fix dates for submission to the district elections official of arguments for and against the proposed initiative petition/measure, and additional rebuttal arguments; and
9. If the Board of Directors approves Recommendation 5b., above, instruct the Chief to draft an argument against the initiative petition/measure pursuant to Elections Code section 9315. The argument shall not exceed 300 words in length.

Staff’s recommendation is encompassed in proposed Resolution No. 22-007, which is attached as **Attachment “E”** to this Staff Report.

BACKGROUND

In 2021, following compliance with the Proposition 218 balloting process, the Crescent Fire Protection District adopted a fire suppression assessment, Ordinance No. 21-001.

On August 19, 2022, pursuant to the District Elections Law of Elections Code section 9300 et seq., proponents submitted to the district elections official a Notice of Intent To Circulate Petition, a statement of reasons for the proposed petition, the written text of the initiative, and affidavit of publication. The petition seeks to repeal Ordinance No. 21-001 in full.

On September 19, 2022, proponents submitted the initiative petition/measure containing signatures to the district elections official, which was within the 180 days provided to collect signatures from registered voters residing within the Crescent Fire Protection District. Pursuant to Resolution 22-006, the county elections official examined the initiative petition. For the county elections official to declare the initiative petition/measure sufficient, 243 valid signatures were required pursuant to Proposition 218, Article XIII C, section 3, of the California Constitution. Pursuant to the requirement of Proposition 218, signatures from 5% of voters are required in order to meet the signature requirement.

The county elections official, the County Clerk-Recorder & Registrar of Voters, found sufficient signatures were obtained and executed a Certificate of Sufficiency October 20, 2022. A copy of the Certificate of Sufficiency is attached hereby as **Attachment “A.”**

Since the petition was sufficient, the district elections official must certify the results of the examination to the governing board of the district at the next regular meeting of the board (Elections Code 9309(f).) The Board, then, must do one of the following actions:

- Adopt the ordinance, without alteration, either at the regular meeting at which the certification of the petition is presented, or within 10 days after it is presented; NOT RECOMMENDED or
- Submit the initiative petition/measure, without alteration, to the voters pursuant to Elections Code section 1405. RECOMMENDED

If the Board decides to submit the initiative petition/measure to the voters (Recommendation No. 5b., above), Elections Code section 1405(a) states, in part, that “The election for a municipal or district initiative shall be held at the jurisdiction's next regular election occurring not less than 88 days after the date of the order of election.” The Crescent Fire Protection District holds its elections in November. The next regular election will occur on November 7, 2023. (Elections Code section 1000(e).)

Elections Code section 1405(b) also allows the Board to call a special election for the purpose of submitting the initiative petition/measure to the voters before the date on which the initiative petition/measure would appear on the ballot pursuant to Elections Code section 1405(a). Such special election is required to be held not less than 88 days nor more than 103 days after the order of election. (Elections Code section 1405(b).) This time period would range from February 10, 2023 to February 25, 2023, however, an election can only be held on a Tuesday (Elections Code section 1100), narrowing the possible dates to February 14, 2023 or February 21, 2023. Elections may not, however, be held on the day before, the day of, or the day after, a state holiday (Elections Code section 1100.)

February 12th is a state holiday, Lincoln Day. (Government Code section 6700(a)(4).) February 12, 2023 falls on a Sunday. Per Government Code section 6701(a), if February 12th falls upon a Sunday, the Monday following is a holiday. So Monday, February 13, 2023 would be a state holiday and the day prior to Tuesday, February 14, 2023. The third Monday in February is a state holiday (Government Code section 6700(a)(5).) In 2023, the third Monday in February is February 20, 2023 (Presidents’ Day) and would be the day prior to Tuesday, February 21, 2023.

Due to the timing of a special election being required to be held not less than 88 days nor more than 103 days after the order of election (Elections Code 1405(b)), the unique timing with an election called on today’s date would put both potential special election dates on the day after a state holiday. Holding a special election on either of these days, the day after a state holiday, would render the election void.

Pursuant to Elections Code 4108, the Board may direct, by resolution, that a special all-mail ballot election be held on a date other than an established election date. As discussed above, the only potential dates for a special election that fall within the time period of Elections Code section 1405(b), February 14, 2023 or February 21, 2023, would be on the day after a state holiday. There

are no exceptions allowing for an election to be conducted by all-mail ballot to be held the day after a state holiday.

Although the text of the initiative petition/measure specifies a special election, under the current version of Elections Code section 1405, the Board is to place the initiative on the ballot for the next regular election unless the Board, in its discretion, selects to have a special election.

Counsel for the District drafted the recommended ballot question language for the initiative petition/measure contained in the three potential resolutions presented for Board consideration. (Recommendation Nos. 6a., 6b., and 6c.) If the Board adopts one of the resolutions, the district elections official would be directed to transmit a copy of the initiative petition/measure to the County Counsel to prepare an impartial analysis of the initiative petition/measure pursuant to Elections Code section 9313. Additionally, if the Board adopts one of the resolutions, the district elections official would be directed to fix dates for submission of arguments for and against and rebuttal arguments pursuant to Elections Code section 9316. Further, if the Board adopts one of the resolutions, the Chief would be directed to draft an argument not exceeding 300 words in length against the initiative petition/measure pursuant to Elections Code section 9315 for the Board to revise or adopt at its next meeting.

If the Board adopts one of the resolutions, the Crescent Fire Protection Board will be requesting the Board of Supervisors to permit the Del Norte County elections official to render specified services to the district to either hold a special election or consolidate with any other elections held on the next regular election date and to conduct the election.

Should an election occur, passage of the initiative petition/measure would require approval from a simple majority (50% plus one) of the voters that cast a vote on the initiative petition/measure. (Elections Code section 9320.)

FISCAL IMPACT

If the Board adopts one of the resolutions, the district will reimburse the county for the election services performed upon presentation of a bill to the district.

ATTACHMENTS

1. Attachment "A" Certificate of Sufficiency
2. Attachment "B" Resolution No. 21-001
3. Attachment "C" Notice of Intent to Circulate Initiative Petition with Affidavit of Publication
4. Attachment "D" Proposed Ordinance No. 22-001
5. Attachment "E" Proposed Resolution No. 22-007
6. Attachment "F" Proposed Resolution No. 22-008
7. Attachment "G" Proposed Resolution No. 22-009
8. Attachment "H" Proposed Resolution No. 22-010
9. Attachment "I" Proposed Resolution No. 22-011



The County of Del Norte

CERTIFICATE OF SUFFICIENCY

**Local Fire District Initiative
Valid Signature Requirement = 243**

I, Alissia Northrup, County Clerk-Recorder and Registrar of Voters for the County of Del Norte, State of California, hereby certify:

That the petition entitled

Repeal Attempt of Crescent Fire Protection District Assessment Tax

Was filed in my office on October 6, 2022; and

That each section contains signatures purporting to be the signatures of qualified electors in the County of Del Norte; and

That included on the petition at the time it was filed was an affidavit purporting to be the affidavit of the person who solicited the signatures, and containing the dates between which the purported qualified electors signed this petition; and

That the affiant stated his or her own qualifications, that he or she had solicited the signatures upon that section, that all of the signatures were made in his or her presence, and that to the best of his or her knowledge and belief each signature was the genuine signature of the person whose name it purports to be; and

I verified the required number of signatures by examining the records of registration in this county, current and in effect at the respective dates of such signing, to determine what number of qualified electors signed the petition, and from that examination, I have determined the following facts regarding this petition:

Number of Signatures Submitted:	639
Number of Signatures Verified:	433
Number of Valid Signatures:	243
Number of Signatures Disqualified:	190

Verification of Signatures stopped once the signature requirement was met.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 20th day of October, 2022.



Alissia Northrup,
County Clerk-Recorder & Registrar of Voters



CRESCENT FIRE PROTECTION DISTRICT

255 W. WASHINGTON BLVD. CRESCENT CITY, CA 95531
office: 707- 464-2421

ORDINANCE NO. 21-001

AN ORDINANCE OF THE CRESCENT FIRE PROTECTION DISTRICT LEVYING A FIRE SUPPRESSION ASSESSMENT, BEGINNING IN FISCAL YEAR 2021/22

The Board of Directors of the Crescent Fire Protection District hereby ordains as follows:

SECTION 1. PURPOSE

Pursuant to direction from the Board, Bartle Wells Associates (the "Engineer of Work") prepared an Assessment Engineer's Report (the "Engineer's Report") pursuant to Title 5, Division 1, Part 1, Chapter 1, Article 3.6 of the California Government Code, "Fire Suppression Assessments", beginning with Section 50078 and Article XIIID of the California Constitution ("Proposition 218"). The Engineer's Report presents a benefit analysis for the imposition of an assessment to fund fire expenses. The Engineer's Report has been made, filed with the District Clerk, and approved by the Board.

On March 8, 2021, the Board duly adopted Resolution 21-001, A Resolution of the Board of Directors of the Crescent Fire Protection District Initiating Proceedings, Declaring Intention to Levy Assessments, Approve Engineer's Report, and Provide for Notice of Hearing and the Mailing of Assessment Ballots. After hearing held June 14, 2021, the Board concluded that ballots weighted according to the financial obligation of the affected parcel submitted in favor of the assessment were equal to or exceeded the weighted ballots submitted in opposition to the assessment. It is now the intent of the Board to levy and collect an annual assessment for fire suppression services which shall be called the "2021-22 Crescent Fire Protection District Fire Suppression Benefit Assessment" (hereinafter the "Benefit Assessment") to include all properties within the existing boundaries of the Crescent Fire Protection District (hereinafter the "Benefit Assessment District").

SECTION 2. DESCRIPTION OF THE SERVICES

Within the Benefit Assessment District, the proposed fire services and equipment to be funded by the assessments ("Services") are generally described as including, but not limited to the following: obtaining, furnishing, operating, and maintaining fire suppression, protection and emergency fire-suppression-related services equipment and

apparatus; paying salaries, benefits and other compensation for firefighting and fire suppression personnel; training and administration of personnel performing said fire suppression, protection and emergency fire-suppression-related services; community fire prevention education and fire inspection.

SECTION 3. REFERENCE TO ENGINEER'S REPORT

Reference is hereby made to the Engineer's Report for a full and detailed description of the Benefit Assessment, including District parcels, expenses, and individual parcel assessments to be assessed beginning in Fiscal Year 2021/22. Reference is hereby made to the official Parcel Maps of the County of Del Norte for a description of the lines and dimensions of parcels within the Benefit Assessment District. Fire expenses include budget and financial planning documents provided by the District. An assessment benefit was allocated to each parcel according to the Del Norte County Assessor's 2019-20 Assessor Parcel listings and associated land use codes within the Benefit Assessment District.

SECTION 4. REPORT OF THE ASSESSMENT ENGINEER OF WORK

The Engineer's Report is available for public review at the Washington Station, 255 West Washington Boulevard, Crescent City, CA 95531, and is hereby incorporated by reference. The Engineer's Report includes:

- A. A description of each lot or parcel of property proposed to be subject to the assessment;
- B. The amount of the assessment for each lot or parcel for the initial fiscal year;
- C. The maximum amount of the assessment which may be levied for each lot or parcel during any fiscal year;
- D. The duration of the assessment;
- E. The basis of the assessment;
- F. The schedule of the assessment; and,
- G. A description of the protest and hearing requirements applicable to the assessment.

SECTION 5. ASSESSMENT RATE

The Board hereby levies an annual assessment within the Benefit Assessment District. The estimated fiscal year 2021-22 cost of providing the Services is \$434,310. This cost results in an assessment rate of \$74.00 per single-family equivalent benefit unit (EBU) for fiscal year 2021-22. Fire EBUs are assigned to each parcel as follows:

- Single Family – All residential single-family homes are equal to 1.0 EBU
- Multi-Family – All multi-family, mobile home, manufactured homes, duplexes, and condos are allocated 0.8 EBUs per unit.
- Commercial/Industrial – Each building are assigned 1.1 EBUs per equivalent single-family home, approximately 2,500 square foot.
- Government/Institutional - Improved Government land is subject to the assessment levy on the same basis as privately owned parcels with the same land use description.
- Vacant/Undeveloped Land – Vacant and undeveloped land is not subject to the assessment levy and is otherwise exempt from this assessment.
- Bulk/Hazard – Any parcel which presents an extraordinary hazard to the District will be independently evaluated by the District Fire Chief and assigned an EBU that reflects the actual benefit received by the individual parcel.
- All parcels will be held to a maximum assessment fee not to exceed \$1,000 per parcel.

SECTION 6. ANNUAL ASSESSMENTS

The assessments will be levied annually for an indefinite term. In each subsequent year, the District Board may choose to adopt an inflation adjustment factor by an amount equal to the annual change in the Consumer Price Index for All Urban Consumers in the West Region, not to exceed 2% (two percent) per year without a further vote or balloting process. This factor may be applied annually to account for normal cost of living increases in providing fire services. This factor is the maximum that the assessment could be raised in a fiscal year. The District Board can adopt a lower adjustment factor or forgo the adjustment at the Board's discretion. The records of the County Assessor shall be used to determine the number and type of improved properties for the purpose of the assessment pursuant to this Ordinance.

SECTION 7. OVERSIGHT COMMITTEE

A seven-member oversight committee will be created to meet annually to review and publicly report on the expenditure of revenues generated by the tax imposed by this Ordinance. The committee will include the Fire Chief or designee, a representative from the Volunteer Fire Association or designee, and five residents of the District. Resident members of the committee will be appointed to two-year terms by the Board Chair and confirmed by the District Board. The Fire Chief and Volunteer Fire Association Representative will serve as non-voting members of the committee.

SECTION 8. INDEPENDENT ANNUAL AUDIT

The proceeds of the assessment imposed by this Ordinance, as well as the expenditures thereof, will be audited annually by an independent accounting firm.

SECTION 9. METHOD OF COLLECTION

The assessment shall be collected in the same manner and subject to the same penalty as, or with, other taxes fixed and collected by Del Norte County on behalf of the Crescent Fire Protection District. The County of Del Norte may deduct reasonable expenses incurred for such service before remitting the balance to the District.

SECTION 10. CARRYOVER OF REMAINING FUNDS

Any unexpended funds raised by the assessment, remaining at the end of any fiscal year shall be carried over for use by the Crescent Fire Protection District to the next succeeding year to fund fire suppression services within the Benefit Assessment District.

SECTION 11. APPEALS PROCESS FOR ASSESSMENT

Any property owner may appeal any determination by the Fire Chief concerning the nature of the use of the property or the calculation of the amount of the assessment by filing a written appeal with the District. Any such appeal shall be filed by December 1st of the calendar year for which the tax is levied. The appeal shall contain a statement by the property owner as to the nature and basis for the appeal in accordance with the District's appeal procedure. The District will provide guidelines for an appeals process for any property owner subject to the assessment. The guidelines for appeal shall be adopted by the Board by resolution and will be filed with the District Board Clerk.

SECTION 12. CORRECTIONS, CANCELLATIONS AND REFUND

The Board of Directors may order the assessment levied herein on any particular improved property to be corrected, cancelled or refunded consistent with and in order to effectuate the provisions of this Ordinance.

SECTION 13. SEVERABILITY


If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid by a court of competent jurisdiction, then the remainder of the Ordinance and the application of such provision to other persons or circumstances will not be affected thereby.

SECTION 14. CERTIFICATION

The District Clerk shall certify to the passage and adoption of this Ordinance and shall cause a copy of the full text of the Ordinance to be posted.

INTRODUCED at a regular meeting of the Board of Directors of the Crescent Fire Protection District held on the 8th day of March, 2021 by the following polled vote:

AYES:5
NOES:0
ABSENT:0
ABSTAIN:0

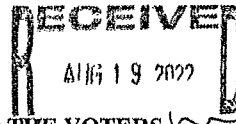


Jim Nelson, Chair

ATTEST:



Vanessa Duncan, District Clerk



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

NOTICE OF INTENT TO CIRCULATE PETITION

Notice is hereby given by the person whose name appear hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an Initiative to the vote of the people.

A Statement of Reasons of the proposed action as contemplated in the petition is as follows:

Voters of the Crescent Fire Protection District Ordinance No. 21-001 dated March 8, 2021 approved the increase by less than 1 vote or \$17.80 and adopted on July 12, 2021. YES votes 50.01% and NO votes 49.99%.

- Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.
• While having fire protection is important, this tax was not thought out well. This tax has no ending. But it does have a cost of living increase built in. It also has language to pay three (3) fire chiefs and one (1) captain all with six (6) figures incomes within five years.
• Many people did not receive their ballots including, unbelievably, Crescent City Harbor. The Harbor has a lawsuit against the Fire District.
• This was not passed by popular vote but rather won by 1/4 of a vote equating to \$17.80 after giving multi-family property owners weighted ballots! Instead of paying \$74 per property, multi-property owners get a reduced rate per property equalling \$1,000 flat fee. In one instance, that means a discount of over \$8,000.
• The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!
• We have learned that they are out of compliance as they do not have a Citizens Oversight Committee established yet.

The printed name of the proponent is Jaime Yarbrough.

THE PEOPLE WITHIN THE CRESCENT FIRE PROTECTION DISTRICT DO ORDAIN AS FOLLOWS:

Ordinance No. 21-001 which was passed on March 8, 2021 and adopted on July 12, 2021 is hereby repealed. To be placed on a future ballot at a Special Election.

NOTICE TO THE PUBLIC

THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

All signers of this petition must be registered to vote in Del Norte County

Table with 6 rows for signatures. Each row contains fields for Print Name, Residence Address ONLY, Signature, and City.

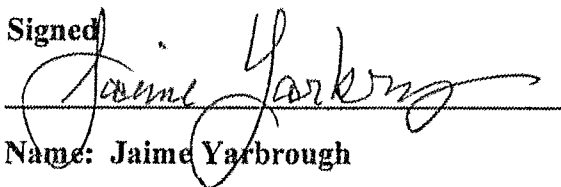
DECLARATION OF CIRCULATOR (To be completed in circulator's own hand after the above signatures have been obtained.)

I, _____, am 18 years of age or older. My residence address is _____. I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of _____ and _____. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on _____, at _____, CA. Signature of Circulator _____

AFFIDAVIT

I, Jaime Yarbrough, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Signed

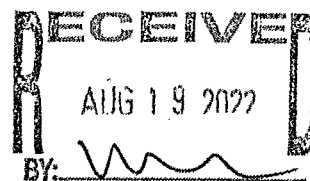


Dated this 19th day of August 2022

Name: Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca. 95531



August 19, 2022

Crescent Fire Protection District
225 W. Washington Blvd.
Crescent City, Ca. 95531

TEL: 707 464 2421

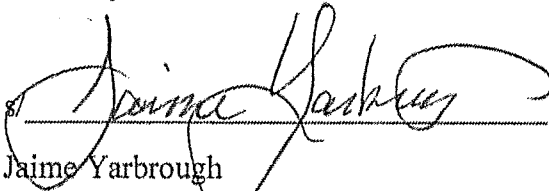
Attn: Vanessa Duncan,
Administrative Assistant

RE: Initiative Measure to be Submitted to the Voters

Please find enclosed with this letter a copy of a proposed initiative measure and Notice of Intent to Circulate Petition for a Special Election within the Crescent Fire Protection District published this day in the Triplicate.

I am the Proponent of this measure and registered voter in Del Norte County and reside within the Crescent Fire Protection District. Along with this is the signed proponent affidavit required by Section 9608 of the California Elections Code.

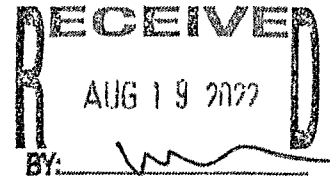
Sincerely,



Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca.95531



AFFIDAVIT OF PUBLICATION



Country Media Inc. - Del Norte County
501 H St. Suite #1, Crescent City, CA 95531
P.O. Box 277, Crescent City, CA 95531


**STATE OF CALIFORNIA,
COUNTY OF DEL NORTE**

I, **Shawn Hedgecorth**, I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of Del Norte TriPLICATE, a weekly newspaper of general circulation, printed and published in the City of Crescent City, County of Del Norte, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Del Norte, State of California, under the date of March 21, 1952, case number 7594; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published and not in any supplement thereof on the following dates, to-wit

Account Name: **Donna Westfall**
Legal Description: **Notice of Intent to Circulate Initiative Petition**
Ad #: **347677**

Published: **August 19, 2022**

I certify (or declare) under penalty of perjury that the foregoing is true and correct. Dated at Crescent City, California, this **19th day of August, 2022.**



Signature

**NOTICE OF INTENT TO
CIRCULATE INITIATIVE
PETITION.**

Notice is hereby given by the person whose name appears hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an initiative measure to the vote of the people. A Statement of Reasons of the proposed action as contemplated in the petition is as follows: Voters of the Crescent Fire Protection District Ordinance No. 21-001 and adopted on July 12, 2021, approved the increase by less than one vote or \$17.80. YES votes 50.01% and NO votes 49.99%.

*Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.

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*The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!

*We have learned that they are out of compliance as they

do not have a Citizens Oversight Committee established yet.

Name of the proponent: /s/ Jaime Yarbrough. To be placed on a future ballot as a Special Election and repealed.

Published: August 19, 2022
Del Norte TriPLICATE T347677

ORDINANCE NO. 22-001

AN ORDINANCE OF THE CRESCENT FIRE PROTECTION DISTRICT TO ADOPT THE INITIATIVE PETITION/MEASURE “REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX”

The Board of Directors of the Crescent Fire Protection District ordains as follows:

WHEREAS, on August 19, 2022, pursuant to District Elections Law of Elections Code section 9300 et seq., proponents submitted a Notice of Intention to Circulate Petition (Initiative Petition/Measure) to the District Elections Official that would repeal Ordinance No. 21-001; and

WHEREAS, on September 19, 2022, proponents submitted the Initiative Petition/Measure with signatures to the District Elections Official; and

WHEREAS, on September 26, 2022 the Board of Directors of the Crescent Fire Protection District adopted Resolution No. 22-006 to have the county elections official examine the Initiative Petition/Measure and from the records of registration ascertain whether the petition was signed by the requisite number of voters, and provide a certificate showing the results of this examination; and

WHEREAS, on October 20, 2022, the County Clerk-Recorder & Registrar of Voters executed a Certificate of Sufficiency; and

WHEREAS, pursuant to Elections Code section 9310, the Board of Directors shall either adopt the Initiative Petition/Measure by ordinance, without alteration, or submit the ordinance, without alteration, to the voters pursuant to Elections Code section 1405; and

WHEREAS, the Board of Directors desires to adopt the Initiative
Petition/Measure by ordinance and without alteration.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE CRESCENT FIRE
PROTECTION DISTRICT DOES ORDAIN AS FOLLOWS:

SECTION 1. That, pursuant to Elections Code section 9310, the Initiative
Petition/Measure attached hereto, marked Exhibit "1" hereof, and incorporated herein by
this reference as if fully set forth, is hereby adopted in its entirety.

SECTION 2. The provisions of this ordinance hereby adopted shall not be
repealed or amended except by a vote of the electorate of Crescent Fire Protection
District in accordance with the requirements of Elections Code section 9323.

SECTION 3. The approval of this Ordinance is exempt from review
pursuant to the California Environmental Quality Act and in accordance with California
Environmental Quality Act Guidelines, Title 14 Section 15061(b)(3) (General Rule);

SECTION 3. This ordinance shall take effect immediately as provided in
Government Code section 25123(a).

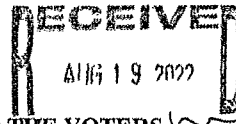
ADOPTED at a regular meeting of the Board of Directors of the Crescent Fire Protection
District held on the 14th day of November, 2022 by the following polled vote:

AYES:
NOES:
ABSTENTIONS:
ABSENT:

James Nelson, Chair

ATTEST:

Vanessa Duncan, Clerk of the Board



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

NOTICE OF INTENT TO CIRCULATE PETITION

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The printed name of the proponent is Jaime Yarbrough.

THE PEOPLE WITHIN THE CRESCENT FIRE PROTECTION DISTRICT DO ORDAIN AS FOLLOWS:

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NOTICE TO THE PUBLIC

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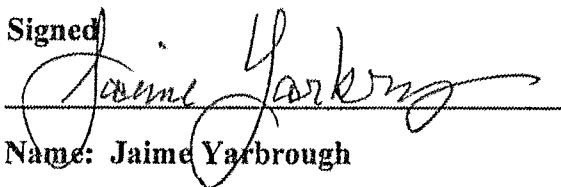
DECLARATION OF CIRCULATOR (To be completed in circulator's own hand after the above signatures have been obtained.)

I, (print name), am 18 years of age or older. My residence address is (address, city, state, zip). I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of (month, day, year) and (month, day, year). I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on (month, day, year) at (place of signing), CA. Signature of Circulator (complete signature indicating full name of circulator)

AFFIDAVIT

I, Jaime Yarbrough, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Signed

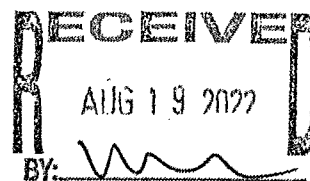


Dated this 19th day of August 2022

Name: Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca. 95531



August 19, 2022

Crescent Fire Protection District
225 W. Washington Blvd.
Crescent City, Ca. 95531

TEL: 707 464 2421

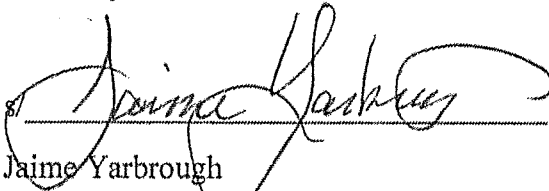
Attn: Vanessa Duncan,
Administrative Assistant

RE: Initiative Measure to be Submitted to the Voters

Please find enclosed with this letter a copy of a proposed initiative measure and Notice of Intent to Circulate Petition for a Special Election within the Crescent Fire Protection District published this day in the Triplicate.

I am the Proponent of this measure and registered voter in Del Norte County and reside within the Crescent Fire Protection District. Along with this is the signed proponent affidavit required by Section 9608 of the California Elections Code.

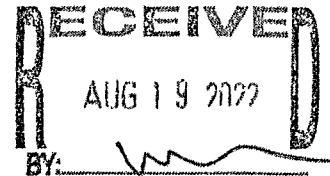
Sincerely,



Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca.95531



AFFIDAVIT OF PUBLICATION



Country Media Inc. - Del Norte County
501 H St. Suite #1, Crescent City, CA 95531
P.O. Box 277, Crescent City, CA 95531


**STATE OF CALIFORNIA,
COUNTY OF DEL NORTE**

I, **Shawn Hedgecorth**, I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of Del Norte TriPLICATE, a weekly newspaper of general circulation, printed and published in the City of Crescent City, County of Del Norte, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Del Norte, State of California, under the date of March 21, 1952, case number 7594; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published and not in any supplement thereof on the following dates, to-wit

Account Name: **Donna Westfall**
Legal Description: **Notice of Intent to Circulate Initiative Petition**
Ad #: **347677**

Published: **August 19, 2022**

I certify (or declare) under penalty of perjury that the foregoing is true and correct. Dated at Crescent City, California, this **19th day of August, 2022.**



Signature

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CIRCULATE INITIATIVE
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*The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!

*We have learned that they are out of compliance as they

do not have a Citizens Oversight Committee established yet.

Name of the proponent: /s/ Jaime Yarbrough. To be placed on a future ballot as a Special Election and repealed.

Published: August 19, 2022
Del Norte TriPLICATE T347677

RESOLUTION NO. 22-007

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT REGARDING INITIATIVE PETITION/MEASURE “REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX”, ORDERING AN ELECTION, REQUESTING COUNTY ELECTIONS TO CONDUCT THE ELECTION, AND REQUESTING CONSOLIDATION OF THE ELECTION TO BE HELD ON NOVEMBER 7, 2023

Crescent Fire Protection District

WHEREAS, on August 19, 2022, pursuant to District Elections law of Elections Code Section 9300 et seq., proponents submitted to the district elections official a Notice Of Intent To Circulate Initiative Petition, a statement of reasons for the proposed petition, the written text of the initiative, and affidavit of publication; and

WHEREAS, the initiative petition contains a proposed ordinance (measure); and

WHEREAS, a copy of the Notice of Intent to Circulate Petition with the proposed ordinance filed with the district elections official is attached hereby as Exhibit “1”; and

WHEREAS, an initiative petition with signatures was filed with the district elections official on September 19, 2022; and

WHEREAS, on September 26, 2022 the Board of Directors of the Crescent Fire Protection District adopted Resolution No. 22-006 to have the county elections official examine the Initiative Petition/Measure and from the records of registration ascertain whether the petition was signed by the requisite number of voters, and provide a certificate showing the results of this examination; and

WHEREAS, on October 20, 2022, the County Clerk-Recorder & Registrar of Voters executed a Certificate of Sufficiency; and

WHEREAS, pursuant to Elections Code Section 9310, the Board of Directors shall either adopt the Initiative Petition/Measure by ordinance, without alteration, or submit the ordinance, without alteration, to the voters pursuant to Elections Code Section 1405; and

WHEREAS, the Board of Directors desires to submit the initiative petition/measure, without alteration, to the voters; and

WHEREAS, an election will occur on Tuesday, November 7, 2023, at which time the Board of Directors of the Crescent Fire Protection District desires and intends to have the qualified voters of the district vote upon the question of whether to adopt the proposed ordinance; and

WHEREAS, the Board of Directors of the Crescent Fire Protection District desires the County of Del Norte elections official conduct the election, pursuant to Elections Code Section 10403; and

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any city or district may by resolution request that the Board of Supervisors of the county permit the county elections official to render specified services to the city or district relating to the conduct of an election; and

WHEREAS, the resolution of the governing body of the city or district shall specify the services requested; and

WHEREAS, pursuant to Elections Code Section 10002, the city or district shall reimburse the county in full for the services performed upon presentation of a bill to the city or district; and

WHEREAS, pursuant to Elections Code Section 10400, whenever two or more elections, including bond elections, of any legislative or congressional district, public district, city, county, or other political subdivision are called to be held on the same day, in the same territory, or in territory that is in part of the same, they may be consolidated upon the order of the governing body or bodies or officer or officers calling the elections; and

WHEREAS, pursuant to Elections Code Section 10400, such election for cities and special districts may be either completely or partially consolidated; and

WHEREAS, pursuant to Elections Code Section 10402, when local elections are to be consolidated, and no specific procedure is specified for their consolidation, the procedure set forth in Section 10403 shall govern the consolidation, except that the governing body of the jurisdiction that receives a request for the consolidation, or an officer authorized by law, may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10403, whenever an election called by a district, city or other political subdivision for the submission of a question, proposition, or office to be filled is to be consolidated with a statewide election, the district, city, or other political subdivision shall, at least 88 days prior to the date of the election, file with the board of supervisors, and a copy with the county elections official, a resolution of its governing board requesting the consolidation, and setting forth the exact form of any question, proposition, or office to be voted upon at the election, as it is to appear on the ballot, acknowledging that the consolidated election will be held and

conducted in the manner prescribed in Section 10418. Upon such request, the Board of Supervisors may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10418, if consolidated, the consolidated election shall be held and conducted, election boards appointed, voting precincts designated, candidates nominated, ballots printed, polls opened and closed, voter challenges determined, ballots counted and returned, returns canvassed, results declared, certificates of election issued, recounts conducted, election contests presented, and all other proceedings incidental to and connected with the election shall be regulated and done in accordance with the provisions of law regulating the statewide or special election, or the election held pursuant to Section 1302 or 1303, as applicable; and

WHEREAS, the resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election; and

WHEREAS, various district, county, state and other political subdivision elections may be or have been called to be held on November 7, 2023.

NOW, THEREFORE THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The Board of Directors, pursuant to its right and authority, hereby orders an election be called and consolidated with any and all elections also called to be held on November 7, 2023 insofar as said elections are to be held in the same territory or in territory that is in part the same as the territory of Del Norte County and requests the Board of Supervisors of the County of Del Norte to order such consolidation under Elections Code Sections 10401, 10402, 10403, and 10418.

SECTION 2. The Board of Directors hereby requests the Board of Supervisors to permit the Del Norte County Elections Department to provide any and all services necessary for conducting the election and agrees to pay for said services.

SECTION 3. The Chief of the Crescent Fire Protection District is hereby authorized to execute a contract with the County of Del Norte and/or the Del Norte County Clerk-Recorder & Registrar of Voters for services to the district relating to the conduct of an election subject to approval by form by district counsel.

SECTION 4. The Del Norte County Elections Department shall conduct the election for the following MEASURE to be voted on at the November 7, 2023 election:

Measure “___” to be submitted to the voters as follows:

Measure " ___ " REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX	YES	NO
Shall the measure to repeal the fire suppression assessment of Ordinance No. 21-001 be adopted?		

SECTION 5. The Del Norte County Elections Department is requested to print the attached measure text exactly as filed or indicated on the filed document in the Voter’s Information Pamphlet section of the Sample Ballot for the November 7, 2023 election. Cost of printing and distribution of the measure text will be paid for by the district.

SECTION 6. In accordance with Elections Code Section 9313, the County Counsel is hereby directed to prepare an impartial analysis of this measure.

SECTION 7. The district elections official of the Crescent Fire Protection’s Board of Directors is hereby instructed to file certified copies of this Resolution with the Clerk of the Board of Supervisors of Del Norte County and with the Del Norte County Clerk/Recorder.

SECTION 8. The district elections official of the Crescent Fire Protection’s Board of Directors is hereby instructed to fix dates for submission of arguments for and against the measure and additional rebuttal arguments.

SECTION 9. The district elections official of the Crescent Fire Protection’s Board of Directors is hereby instructed to take all appropriate actions of the district elections official for the election.

SECTION 10. The Chief of the Crescent Fire Protection is hereby instructed to draft an argument no longer than 300 words in length against the measure for revision or adoption by the Board of Directors at its next meeting.

SECTION 11. The approval of this resolution is exempt from review pursuant to the California Environmental Quality Act and in accordance with California Environmental Quality Act Guidelines, Title 14 Section 15061(b)(3) (General Rule).

SECTION 12. Measure “ ___ ” shall go into effect only if approved by a majority of the qualified voters voting in an election to be held on November 7, 2023 and shall become effective ten (10) days after the Crescent Fire Protection District’s Board of Directors has, by Resolution, declared that such Measure was approved by a majority of the voters voting thereon.

PASSED, APPROVED AND ADOPTED this 14th day of November, 2022 by the following vote:

AYES:

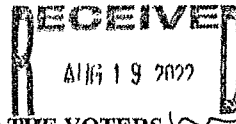
NOES:

ABSTENTIONS:

ABSENT:

James Nelson, Chair

Attested: _____
Vanessa Duncan, Clerk of the Board



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

NOTICE OF INTENT TO CIRCULATE PETITION

Notice is hereby given by the person whose name appear hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an Initiative to the vote of the people.

A Statement of Reasons of the proposed action as contemplated in the petition is as follows:

Voters of the Crescent Fire Protection District Ordinance No. 21-001 dated March 8, 2021 approved the increase by less than 1 vote or \$17.80 and adopted on July 12, 2021. YES votes 50.01% and NO votes 49.99%.

- Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.
While having fire protection is important, this tax was not thought out well. This tax has no ending. But it does have a cost of living increase built in. It also has language to pay three (3) fire chiefs and one (1) captain all with six (6) figures incomes within five years.
Many people did not receive their ballots including, unbelievably, Crescent City Harbor. The Harbor has a lawsuit against the Fire District.
This was not passed by popular vote but rather won by 1/4 of a vote equating to \$17.80 after giving multi-family property owners weighted ballots! Instead of paying \$74 per property, multi-property owners get a reduced rate per property equalling \$1,000 flat fee. In one instance, that means a discount of over \$8,000.
The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!
We have learned that they are out of compliance as they do not have a Citizens Oversight Committee established yet.

The printed name of the proponent is Jaime Yarbrough.

THE PEOPLE WITHIN THE CRESCENT FIRE PROTECTION DISTRICT DO ORDAIN AS FOLLOWS:

Ordinance No. 21-001 which was passed on March 8, 2021 and adopted on July 12, 2021 is hereby repealed. To be placed on a future ballot at a Special Election.

NOTICE TO THE PUBLIC

THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

All signers of this petition must be registered to vote in Del Norte County

Table with 6 rows for signatures. Each row contains fields for Print Name, Residence Address ONLY, Signature, and City.

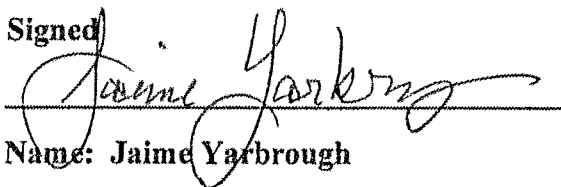
DECLARATION OF CIRCULATOR (To be completed in circulator's own hand after the above signatures have been obtained.)

I, (print name), am 18 years of age or older. My residence address is (address, city, state, zip). I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of (month, day, year) and (month, day, year). I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on (month, day, year) at (place of signing), CA. Signature of Circulator (complete signature indicating full name of circulator)

AFFIDAVIT

I, Jaime Yarbrough, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Signed

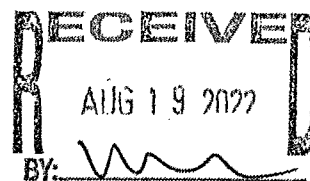


Dated this 19th day of August 2022

Name: Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca. 95531



August 19, 2022

Crescent Fire Protection District
225 W. Washington Blvd.
Crescent City, Ca. 95531

TEL: 707 464 2421

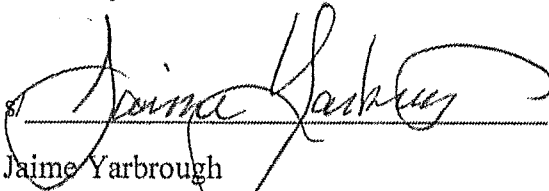
Attn: Vanessa Duncan,
Administrative Assistant

RE: Initiative Measure to be Submitted to the Voters

Please find enclosed with this letter a copy of a proposed initiative measure and Notice of Intent to Circulate Petition for a Special Election within the Crescent Fire Protection District published this day in the Triplicate.

I am the Proponent of this measure and registered voter in Del Norte County and reside within the Crescent Fire Protection District. Along with this is the signed proponent affidavit required by Section 9608 of the California Elections Code.

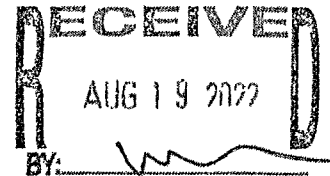
Sincerely,



Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca.95531



AFFIDAVIT OF PUBLICATION



Country Media Inc. - Del Norte County
501 H St. Suite #1, Crescent City, CA 95531
P.O. Box 277, Crescent City, CA 95531

**STATE OF CALIFORNIA,
COUNTY OF DEL NORTE**

I, **Shawn Hedgecorth**, I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of Del Norte TriPLICATE, a weekly newspaper of general circulation, printed and published in the City of Crescent City, County of Del Norte, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Del Norte, State of California, under the date of March 21, 1952, case number 7594; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published and not in any supplement thereof on the following dates, to-wit

Account Name: **Donna Westfall**
Legal Description: **Notice of Intent to Circulate Initiative Petition**
Ad #: **347677**

Published: **August 19, 2022**

I certify (or declare) under penalty of perjury that the foregoing is true and correct. Dated at Crescent City, California, this **19th day of August, 2022.**



Signature

**NOTICE OF INTENT TO
CIRCULATE INITIATIVE
PETITION.**

Notice is hereby given by the person whose name appears hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an initiative measure to the vote of the people. A Statement of Reasons of the proposed action as contemplated in the petition is as follows: Voters of the Crescent Fire Protection District Ordinance No. 21-001 and adopted on July 12, 2021, approved the increase by less than one vote or \$17.80. YES votes 50.01% and NO votes 49.99%.

*Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.

*While having fire protection is important, this tax was not thought out well. This tax has no ending. But it does have a cost of living increase built in. It also has language to pay three (3) fire captains and one (1) fire chief all with six (6) figure incomes within five years.

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*The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!

*We have learned that they are out of compliance as they

do not have a Citizens Oversight Committee established yet.

Name of the proponent: /s/ Jaime Yarbrough. To be placed on a future ballot as a Special Election and repealed.

Published: August 19, 2022
Del Norte TriPLICATE T347677

RESOLUTION NO. 22-008

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT REGARDING INITIATIVE PETITION/MEASURE “REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX”, ORDERING A SPECIAL ELECTION, REQUESTING COUNTY ELECTIONS TO CONDUCT THE SPECIAL ELECTION, AND REQUESTING CONSOLIDATION OF THE SPECIAL ELECTION TO BE HELD ON FEBRUARY 14, 2023

Crescent Fire Protection District

WHEREAS, on August 19, 2022, pursuant to District Elections law of Elections Code Section 9300 et seq., proponents submitted to the district elections official a Notice Of Intent To Circulate Initiative Petition, a statement of reasons for the proposed petition, the written text of the initiative, and affidavit of publication; and

WHEREAS, the initiative petition contains a proposed ordinance (measure); and

WHEREAS, a copy of the Notice of Intent to Circulate Petition with the proposed ordinance filed with the district elections official is attached hereby as Exhibit “1”; and

WHEREAS, an initiative petition with signatures was filed with the district elections official on September 19, 2022; and

WHEREAS, on September 26, 2022 the Board of Directors of the Crescent Fire Protection District adopted Resolution No. 22-006 to have the county elections official examine the Initiative Petition/Measure and from the records of registration ascertain whether the petition was signed by the requisite number of voters, and provide a certificate showing the results of this examination; and

WHEREAS, on October 20, 2022, the County Clerk-Recorder & Registrar of Voters executed a Certificate of Sufficiency; and

WHEREAS, pursuant to Elections Code Section 9310, the Board of Directors shall either adopt the Initiative Petition/Measure by ordinance, without alteration, or submit the ordinance, without alteration, to the voters pursuant to Elections Code Section 1405; and

WHEREAS, the Board of Directors desires to submit the measure, without alteration, to the voters; and

WHEREAS, the Board of Directors of the Crescent Fire Protection District desires the County of Del Norte elections official conduct the election, pursuant to Elections Code Sections 10002; and

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any city or district may by resolution request that the Board of Supervisors of the county permit the county elections official to render specified services to the city or district relating to the conduct of an election; and

WHEREAS, the resolution of the governing body of the city or district shall specify the services requested; and

WHEREAS, pursuant to Elections Code Section 10002, the city or district shall reimburse the county in full for the services performed upon presentation of a bill to the city or district; and

WHEREAS, pursuant to Elections Code Section 10400, whenever two or more elections, including bond elections, of any legislative or congressional district, public district, city, county, or other political subdivision are called to be held on the same day, in the same territory, or in territory that is in part of the same, they may be consolidated upon the order of the governing body or bodies or officer or officers calling the elections; and

WHEREAS, pursuant to Elections Code Section 10400, such election for cities and special districts may be either completely or partially consolidated; and

WHEREAS, pursuant to Elections Code Section 10402, when local elections are to be consolidated, and no specific procedure is specified for their consolidation, the procedure set forth in Section 10403 shall govern the consolidation, except that the governing body of the jurisdiction that receives a request for the consolidation, or an officer authorized by law, may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10403, whenever an election called by a district, city or other political subdivision for the submission of a question, proposition, or office to be filled is to be consolidated with a statewide election, the district, city, or other political subdivision shall, at least 88 days prior to the date of the election, file with the board of supervisors, and a copy with the elections official, a resolution of its governing board requesting the consolidation, and setting forth the exact form of any question, proposition, or office to be voted upon at the election, as it is to appear on the ballot, acknowledging that the consolidated election will be held and conducted in the manner prescribed in Section 10418. Upon such request, the Board of Supervisors may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10418, if consolidated, the consolidated election shall be held and conducted, election boards appointed, voting precincts designated, candidates nominated, ballots printed, polls opened and closed,

voter challenges determined, ballots counted and returned, returns canvassed, results declared, certificates of election issued, recounts conducted, election contests presented, and all other proceedings incidental to and connected with the election shall be regulated and done in accordance with the provisions of law regulating the statewide or special election, or the election held pursuant to Section 1302 or 1303, as applicable; and

WHEREAS, the resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election; and

WHEREAS, various district, county, state and other political subdivision elections may be or have been called to be held on February 14, 2023.

NOW, THEREFORE THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The Board of Directors, pursuant to its right and authority, hereby orders a special election be called and conducted on February 14, 2023.

SECTION 2. The Board of Directors hereby requests the Board of Supervisors to permit the Del Norte County Elections Department to provide any and all services necessary for conducting the election and agrees to pay for said services.

SECTION 3. The Chief of the Crescent Fire Protection District is hereby authorized to execute a contract with the County of Del Norte and/or the Del Norte County Clerk-Recorder & Registrar of Voters for services to the district relating to the conduct of an election subject to approval by form by district counsel.

SECTION 4. The Del Norte County Elections Department shall conduct the special election for the following MEASURE to be voted on at the February 14, 2023 special election:

Measure “___” to be submitted to the voters as follows:

Measure "___" REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX	YES	NO
Shall the measure to repeal the fire suppression assessment of Ordinance No. 21-001 be adopted?		

SECTION 5. The Del Norte County Elections Department is requested to print the attached measure text exactly as filed or indicated on the filed document in the Voter's Information Pamphlet section of the Sample Ballot for the February 14, 2023 special election. Cost of printing and distribution of the measure text will be paid for by the district.

SECTION 6. In accordance with Elections Code Section 9313, the County Counsel is hereby directed to prepare an impartial analysis of this measure.

SECTION 7. The Secretary of the Crescent Fire Protection's Board of Directors is hereby instructed to file certified copies of this Resolution with the Clerk of the Board of Supervisors of Del Norte County and with the Del Norte County Clerk/Recorder.

SECTION 8. The district elections official of the Crescent Fire Protection's Board of Directors is hereby instructed to fix dates for submission of arguments for and against the measure and additional rebuttal arguments.

SECTION 9. The district elections official of the Crescent Fire Protection's Board of Directors is hereby instructed to take all appropriate actions of the district elections official for the election.

SECTION 10. The Chief of the Crescent Fire Protection is hereby instructed to draft an argument no longer than 300 words in length against the measure for revision or adoption by the Board of Directors at its next meeting.

SECTION 11. The approval of this resolution is exempt from review pursuant to the California Environmental Quality Act and in accordance with California Environmental Quality Act Guidelines, Title 14 Section 15061(b)(3) (General Rule).

SECTION 12. Measure "___" shall go into effect only if approved by a majority of the qualified voters voting in an election to be held on February 14, 2023 and shall become effective ten (10) days after the Crescent Fire Protection District's Board of Directors has, by Resolution, declared that such Measure was approved by a majority of the voters voting thereon.

PASSED, APPROVED AND ADOPTED this 14th day of November, 2022 by the following vote:

AYES:

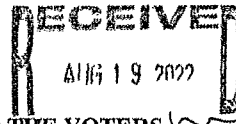
NOES:

ABSTENTIONS:

ABSENT:

James Nelson, Chair

Attested: _____
Vanessa Duncan, Clerk of the Board



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

NOTICE OF INTENT TO CIRCULATE PETITION

Notice is hereby given by the person whose name appear hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an Initiative to the vote of the people.

A Statement of Reasons of the proposed action as contemplated in the petition is as follows:

Voters of the Crescent Fire Protection District Ordinance No. 21-001 dated March 8, 2021 approved the increase by less than 1 vote or \$17.80 and adopted on July 12, 2021. YES votes 50.01% and NO votes 49.99%.

- Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.
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• The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!
• We have learned that they are out of compliance as they do not have a Citizens Oversight Committee established yet.

The printed name of the proponent is Jaime Yarbrough.

THE PEOPLE WITHIN THE CRESCENT FIRE PROTECTION DISTRICT DO ORDAIN AS FOLLOWS:

Ordinance No. 21-001 which was passed on March 8, 2021 and adopted on July 12, 2021 is hereby repealed. To be placed on a future ballot at a Special Election.

NOTICE TO THE PUBLIC

THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

All signers of this petition must be registered to vote in Del Norte County

Table with 6 rows for signatures. Each row contains fields for Print Name, Residence Address ONLY, Signature, and City.

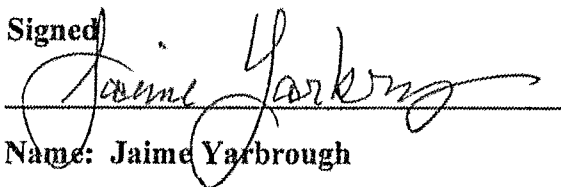
DECLARATION OF CIRCULATOR (To be completed in circulator's own hand after the above signatures have been obtained.)

I, _____, am 18 years of age or older. My residence address is _____. I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of _____ and _____. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on _____, at _____, CA. Signature of Circulator _____

AFFIDAVIT

I, Jaime Yarbrough, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Signed

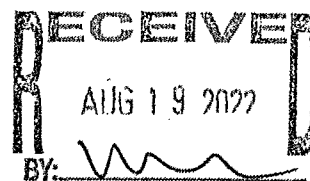


Dated this 19th day of August 2022

Name: Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca. 95531



August 19, 2022

Crescent Fire Protection District
225 W. Washington Blvd.
Crescent City, Ca. 95531

TEL: 707 464 2421

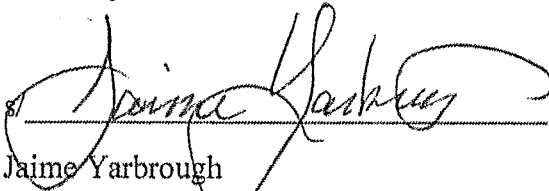
Attn: Vanessa Duncan,
Administrative Assistant

RE: Initiative Measure to be Submitted to the Voters

Please find enclosed with this letter a copy of a proposed initiative measure and Notice of Intent to Circulate Petition for a Special Election within the Crescent Fire Protection District published this day in the Triplicate.

I am the Proponent of this measure and registered voter in Del Norte County and reside within the Crescent Fire Protection District. Along with this is the signed proponent affidavit required by Section 9608 of the California Elections Code.

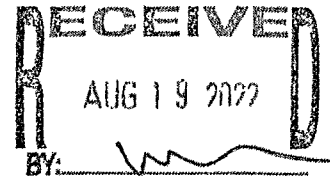
Sincerely,



Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca.95531



AFFIDAVIT OF PUBLICATION



Country Media Inc. - Del Norte County
501 H St. Suite #1, Crescent City, CA 95531
P.O. Box 277, Crescent City, CA 95531


**STATE OF CALIFORNIA,
COUNTY OF DEL NORTE**

I, **Shawn Hedgecorth**, I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of Del Norte TriPLICATE, a weekly newspaper of general circulation, printed and published in the City of Crescent City, County of Del Norte, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Del Norte, State of California, under the date of March 21, 1952, case number 7594; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published and not in any supplement thereof on the following dates, to-wit

Account Name: **Donna Westfall**
Legal Description: **Notice of Intent to Circulate Initiative Petition**
Ad #: **347677**

Published: **August 19, 2022**

I certify (or declare) under penalty of perjury that the foregoing is true and correct. Dated at Crescent City, California, this **19th day of August, 2022.**



Signature

**NOTICE OF INTENT TO
CIRCULATE INITIATIVE
PETITION.**

Notice is hereby given by the person whose name appears hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an initiative measure to the vote of the people. A Statement of Reasons of the proposed action as contemplated in the petition is as follows: Voters of the Crescent Fire Protection District Ordinance No. 21-001 and adopted on July 12, 2021, approved the increase by less than one vote or \$17.80. YES votes 50.01% and NO votes 49.99%.

*Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.

*While having fire protection is important, this tax was not thought out well. This tax has no ending. But it does have a cost of living increase built in. It also has language to pay three (3) fire captains and one (1) fire chief all with six (6) figure incomes within five years.

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*The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!

*We have learned that they are out of compliance as they

do not have a Citizens Oversight Committee established yet.

Name of the proponent: /s/ Jaime Yarbrough. To be placed on a future ballot as a Special Election and repealed.

Published: August 19, 2022
Del Norte TriPLICATE T347677

RESOLUTION NO. 22-009

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT REGARDING INITIATIVE PETITION/MEASURE “REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX”, ORDERING A SPECIAL ELECTION, REQUESTING COUNTY ELECTIONS TO CONDUCT THE SPECIAL ELECTION, AND REQUESTING CONSOLIDATION OF THE SPECIAL ELECTION TO BE HELD ON FEBRUARY 21, 2023

Crescent Fire Protection District

WHEREAS, on August 19, 2022, pursuant to District Elections law of Elections Code Section 9300 et seq., proponents submitted to the district elections official a Notice Of Intent To Circulate Initiative Petition, a statement of reasons for the proposed petition, the written text of the initiative, and affidavit of publication; and

WHEREAS, the initiative petition contains a proposed ordinance (measure); and

WHEREAS, a copy of the Notice of Intent to Circulate Petition with the proposed ordinance filed with the district elections official is attached hereby as Exhibit “1”; and

WHEREAS, an initiative petition with signatures was filed with the district elections official on September 19, 2022; and

WHEREAS, on September 26, 2022 the Board of Directors of the Crescent Fire Protection District adopted Resolution No. 22-006 to have the county elections official examine the Initiative Petition/Measure and from the records of registration ascertain whether the petition was signed by the requisite number of voters, and provide a certificate showing the results of this examination; and

WHEREAS, on October 20, 2022, the County Clerk-Recorder & Registrar of Voters executed a Certificate of Sufficiency; and

WHEREAS, pursuant to Elections Code Section 9310, the Board of Directors shall either adopt the Initiative Petition/Measure by ordinance, without alteration, or submit the ordinance, without alteration, to the voters pursuant to Elections Code Section 1405; and

WHEREAS, the Board of Directors desires to submit the measure, without alteration, to the voters; and

WHEREAS, the Board of Directors of the Crescent Fire Protection District desires the County of Del Norte elections official conduct the election, pursuant to Elections Code Sections 10002; and

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any city or district may by resolution request that the Board of Supervisors of the county permit the county elections official to render specified services to the city or district relating to the conduct of an election; and

WHEREAS, the resolution of the governing body of the city or district shall specify the services requested; and

WHEREAS, pursuant to Elections Code Section 10002, the city or district shall reimburse the county in full for the services performed upon presentation of a bill to the city or district; and

WHEREAS, pursuant to Elections Code Section 10400, whenever two or more elections, including bond elections, of any legislative or congressional district, public district, city, county, or other political subdivision are called to be held on the same day, in the same territory, or in territory that is in part of the same, they may be consolidated upon the order of the governing body or bodies or officer or officers calling the elections; and

WHEREAS, pursuant to Elections Code Section 10400, such election for cities and special districts may be either completely or partially consolidated; and

WHEREAS, pursuant to Elections Code Section 10402, when local elections are to be consolidated, and no specific procedure is specified for their consolidation, the procedure set forth in Section 10403 shall govern the consolidation, except that the governing body of the jurisdiction that receives a request for the consolidation, or an officer authorized by law, may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10403, whenever an election called by a district, city or other political subdivision for the submission of a question, proposition, or office to be filled is to be consolidated with a statewide election, the district, city, or other political subdivision shall, at least 88 days prior to the date of the election, file with the board of supervisors, and a copy with the elections official, a resolution of its governing board requesting the consolidation, and setting forth the exact form of any question, proposition, or office to be voted upon at the election, as it is to appear on the ballot, acknowledging that the consolidated election will be held and conducted in the manner prescribed in Section 10418. Upon such request, the Board of Supervisors may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10418, if consolidated, the consolidated election shall be held and conducted, election boards appointed, voting precincts designated, candidates nominated, ballots printed, polls opened and closed,

voter challenges determined, ballots counted and returned, returns canvassed, results declared, certificates of election issued, recounts conducted, election contests presented, and all other proceedings incidental to and connected with the election shall be regulated and done in accordance with the provisions of law regulating the statewide or special election, or the election held pursuant to Section 1302 or 1303, as applicable; and

WHEREAS, the resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election; and

WHEREAS, various district, county, state and other political subdivision elections may be or have been called to be held on February 21, 2023.

NOW, THEREFORE THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The Board of Directors, pursuant to its right and authority, hereby orders a special election be called and conducted on February 21, 2023.

SECTION 2. The Board of Directors hereby requests the Board of Supervisors to permit the Del Norte County Elections Department to provide any and all services necessary for conducting the election and agrees to pay for said services.

SECTION 3. The Chief of the Crescent Fire Protection District is hereby authorized to execute a contract with the County of Del Norte and/or the Del Norte County Clerk-Recorder & Registrar of Voters for services to the district relating to the conduct of an election subject to approval by form by district counsel.

SECTION 4. The Del Norte County Elections Department shall conduct the special election for the following MEASURE to be voted on at the February 21, 2023 special election:

Measure “___” to be submitted to the voters as follows:

Measure "___" REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX	YES	NO
Shall the measure to repeal the fire suppression assessment of Ordinance No. 21-001 be adopted?		

SECTION 5. The Del Norte County Elections Department is requested to print the attached measure text exactly as filed or indicated on the filed document in the Voter's Information Pamphlet section of the Sample Ballot for the February 21, 2023 special election. Cost of printing and distribution of the measure text will be paid for by the district.

SECTION 6. In accordance with Elections Code Section 9313, the County Counsel is hereby directed to prepare an impartial analysis of this measure.

SECTION 7. The district elections official of the Crescent Fire Protection's Board of Directors is hereby instructed to file certified copies of this Resolution with the Clerk of the Board of Supervisors of Del Norte County and with the Del Norte County Clerk/Recorder.

SECTION 8. The district elections official of the Crescent Fire Protection's Board of Directors is hereby instructed to fix dates for submission of arguments for and against the measure and additional rebuttal arguments.

SECTION 9. The district elections official of the Crescent Fire Protection's Board of Directors is hereby instructed to take all appropriate actions of the district elections official for the election.

SECTION 10. The Chief of the Crescent Fire Protection is hereby instructed to draft an argument no longer than 300 words in length against the measure for revision or adoption by the Board of Directors at its next meeting.

SECTION 11. The approval of this resolution is exempt from review pursuant to the California Environmental Quality Act and in accordance with California Environmental Quality Act Guidelines, Title 14 Section 15061(b)(3) (General Rule).

SECTION 12. Measure "___" shall go into effect only if approved by a majority of the qualified voters voting in an election to be held on February 21, 2023 and shall become effective ten (10) days after the Crescent Fire Protection District's Board of Directors has, by Resolution, declared that such Measure was approved by a majority of the voters voting thereon.

PASSED, APPROVED AND ADOPTED this 14th day of November, 2022 by the following vote:

AYES:

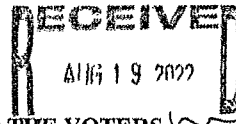
NOES:

ABSTENTIONS:

ABSENT:

James Nelson, Chair

Attested: _____
Vanessa Duncan, Clerk of the Board



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

NOTICE OF INTENT TO CIRCULATE PETITION

Notice is hereby given by the person whose name appear hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an Initiative to the vote of the people.

A Statement of Reasons of the proposed action as contemplated in the petition is as follows:

Voters of the Crescent Fire Protection District Ordinance No. 21-001 dated March 8, 2021 approved the increase by less than 1 vote or \$17.80 and adopted on July 12, 2021. YES votes 50.01% and NO votes 49.99%.

- Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.
While having fire protection is important, this tax was not thought out well. This tax has no ending. But it does have a cost of living increase built in. It also has language to pay three (3) fire chiefs and one (1) captain all with six (6) figures incomes within five years.
Many people did not receive their ballots including, unbelievably, Crescent City Harbor. The Harbor has a lawsuit against the Fire District.
This was not passed by popular vote but rather won by 1/4 of a vote equating to \$17.80 after giving multi-family property owners weighted ballots! Instead of paying \$74 per property, multi-property owners get a reduced rate per property equalling \$1,000 flat fee. In one instance, that means a discount of over \$8,000.
The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!
We have learned that they are out of compliance as they do not have a Citizens Oversight Committee established yet.

The printed name of the proponent is Jaime Yarbrough.

THE PEOPLE WITHIN THE CRESCENT FIRE PROTECTION DISTRICT DO ORDAIN AS FOLLOWS:

Ordinance No. 21-001 which was passed on March 8, 2021 and adopted on July 12, 2021 is hereby repealed. To be placed on a future ballot at a Special Election.

NOTICE TO THE PUBLIC

THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

All signers of this petition must be registered to vote in Del Norte County

Table with 6 rows for signatures. Each row contains fields for Print Name, Residence Address ONLY, Signature, and City.

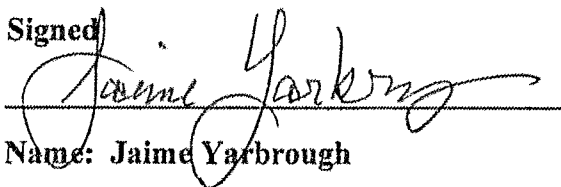
DECLARATION OF CIRCULATOR (To be completed in circulator's own hand after the above signatures have been obtained.)

I, (print name), am 18 years of age or older. My residence address is (address, city, state, zip). I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of (month, day, year) and (month, day, year). I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on (month, day, year) at (place of signing), CA. Signature of Circulator (complete signature indicating full name of circulator)

AFFIDAVIT

I, Jaime Yarbrough, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Signed

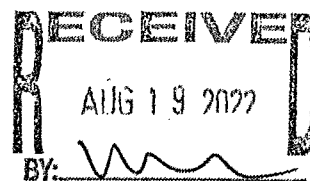


Dated this 19th day of August 2022

Name: Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca. 95531



August 19, 2022

Crescent Fire Protection District
225 W. Washington Blvd.
Crescent City, Ca. 95531

TEL: 707 464 2421

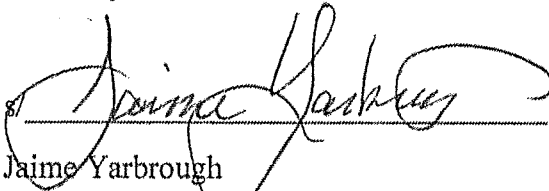
Attn: Vanessa Duncan,
Administrative Assistant

RE: Initiative Measure to be Submitted to the Voters

Please find enclosed with this letter a copy of a proposed initiative measure and Notice of Intent to Circulate Petition for a Special Election within the Crescent Fire Protection District published this day in the Triplicate.

I am the Proponent of this measure and registered voter in Del Norte County and reside within the Crescent Fire Protection District. Along with this is the signed proponent affidavit required by Section 9608 of the California Elections Code.

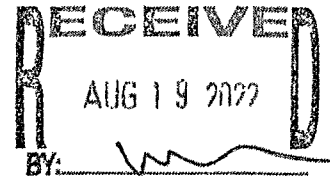
Sincerely,



Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca.95531



AFFIDAVIT OF PUBLICATION



Country Media Inc. - Del Norte County
501 H St. Suite #1, Crescent City, CA 95531
P.O. Box 277, Crescent City, CA 95531

**STATE OF CALIFORNIA,
COUNTY OF DEL NORTE**

I, **Shawn Hedgecorth**, I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of Del Norte TriPLICATE, a weekly newspaper of general circulation, printed and published in the City of Crescent City, County of Del Norte, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Del Norte, State of California, under the date of March 21, 1952, case number 7594; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published and not in any supplement thereof on the following dates, to-wit

Account Name: **Donna Westfall**
Legal Description: **Notice of Intent to Circulate Initiative Petition**
Ad #: **347677**

Published: **August 19, 2022**

I certify (or declare) under penalty of perjury that the foregoing is true and correct. Dated at Crescent City, California, this **19th day of August, 2022.**



Signature

**NOTICE OF INTENT TO
CIRCULATE INITIATIVE
PETITION.**

Notice is hereby given by the person whose name appears hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an initiative measure to the vote of the people. A Statement of Reasons of the proposed action as contemplated in the petition is as follows: Voters of the Crescent Fire Protection District Ordinance No. 21-001 and adopted on July 12, 2021, approved the increase by less than one vote or \$17.80. YES votes 50.01% and NO votes 49.99%.

*Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.

*While having fire protection is important, this tax was not thought out well. This tax has no ending. But it does have a cost of living increase built in. It also has language to pay three (3) fire captains and one (1) fire chief all with six (6) figure incomes within five years.

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*The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!

*We have learned that they are out of compliance as they

do not have a Citizens Oversight Committee established yet.

Name of the proponent: /s/ Jaime Yarbrough. To be placed on a future ballot as a Special Election and repealed.

Published: August 19, 2022
Del Norte TriPLICATE T347677

RESOLUTION NO. 22-010

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT REGARDING INITIATIVE PETITION/MEASURE “REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX”, ORDERING A SPECIAL ALL-MAIL BALLOT ELECTION, REQUESTING COUNTY ELECTIONS TO CONDUCT THE SPECIAL ALL-MAIL BALLOT ELECTION, AND REQUESTING CONSOLIDATION OF THE SPECIAL ALL-MAIL BALLOT ELECTION TO BE HELD ON FEBRUARY 14, 2023

Crescent Fire Protection District

WHEREAS, on August 19, 2022, pursuant to District Elections law of Elections Code Section 9300 et seq., proponents submitted to the district elections official a Notice Of Intent To Circulate Initiative Petition, a statement of reasons for the proposed petition, the written text of the initiative, and affidavit of publication; and

WHEREAS, the initiative petition contains a proposed ordinance (measure); and

WHEREAS, a copy of the Notice of Intent to Circulate Petition with the proposed ordinance filed with the district elections official is attached hereby as Exhibit “1”; and

WHEREAS, an initiative petition with signatures was filed with the district elections official on September 19, 2022; and

WHEREAS, on September 26, 2022 the Board of Directors of the Crescent Fire Protection District adopted Resolution No. 22-006 to have the county elections official examine the Initiative Petition/Measure and from the records of registration ascertain whether the petition was signed by the requisite number of voters, and provide a certificate showing the results of this examination; and

WHEREAS, on October 20, 2022, the County Clerk-Recorder & Registrar of Voters executed a Certificate of Sufficiency; and

WHEREAS, pursuant to Elections Code Section 9310, the Board of Directors shall either adopt the Initiative Petition/Measure by ordinance, without alteration, or submit the ordinance, without alteration, to the voters pursuant to Elections Code Section 1405; and

WHEREAS, the Board of Directors desires to submit the measure, without alteration, to the voters; and

WHEREAS, pursuant to Elections Code Section 4108, the Board of Directors may direct, by resolution, that a special all-mail ballot election be held on a date other than an established election date; and

WHEREAS, the Board of Directors of the Crescent Fire Protection District desires the County of Del Norte elections official conduct the election, pursuant to Elections Code Sections 10002; and

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any city or district may by resolution request that the Board of Supervisors of the county permit the county elections official to render specified services to the city or district relating to the conduct of an election; and

WHEREAS, the resolution of the governing body of the city or district shall specify the services requested; and

WHEREAS, pursuant to Elections Code Section 10002, the city or district shall reimburse the county in full for the services performed upon presentation of a bill to the city or district; and

WHEREAS, pursuant to Elections Code Section 10400, whenever two or more elections, including bond elections, of any legislative or congressional district, public district, city, county, or other political subdivision are called to be held on the same day, in the same territory, or in territory that is in part of the same, they may be consolidated upon the order of the governing body or bodies or officer or officers calling the elections; and

WHEREAS, pursuant to Elections Code Section 10400, such election for cities and special districts may be either completely or partially consolidated; and

WHEREAS, pursuant to Elections Code Section 10402, when local elections are to be consolidated, and no specific procedure is specified for their consolidation, the procedure set forth in Section 10403 shall govern the consolidation, except that the governing body of the jurisdiction that receives a request for the consolidation, or an officer authorized by law, may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10403, whenever an election called by a district, city or other political subdivision for the submission of a question, proposition, or office to be filled is to be consolidated with a statewide election, the district, city, or other political subdivision shall, at least 88 days prior to the date of the election, file with the board of supervisors, and a copy with the elections official, a resolution of its governing board requesting the consolidation, and setting forth the exact form of any question, proposition, or office to be voted upon at the election, as it is to appear on the ballot, acknowledging that the consolidated election will be held and conducted in the manner prescribed in Section 10418. Upon such request, the Board of Supervisors may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10418, if consolidated, the consolidated election shall be held and conducted, election boards appointed, voting precincts designated, candidates nominated, ballots printed, polls opened and closed, voter challenges determined, ballots counted and returned, returns canvassed, results declared, certificates of election issued, recounts conducted, election contests presented, and all other proceedings incidental to and connected with the election shall be regulated and done in accordance with the provisions of law regulating the statewide or special election, or the election held pursuant to Section 1302 or 1303, as applicable; and

WHEREAS, the resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election; and

WHEREAS, various district, county, state and other political subdivision elections may be or have been called to be held on February 14, 2023.

NOW, THEREFORE THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The Board of Directors, pursuant to its right and authority, hereby orders a special all-mail ballot election be called and conducted on February 14, 2023, to submit to the voters a measure repealing the fire suppression assessment.

SECTION 2. The Board of Directors hereby requests the Board of Supervisors to permit the Del Norte County Elections Department to provide any and all services necessary for conducting the election and agrees to pay for said services.

SECTION 3. The Chief of the Crescent Fire Protection District is hereby authorized to execute a contract with the County of Del Norte and/or the Del Norte County Clerk-Recorder & Registrar of Voters for services to the district relating to the conduct of an election subject to approval by form by district counsel.

SECTION 4. The Del Norte County Elections Department shall conduct the special all-mail ballot election for the following MEASURE to be voted on at the February 14, 2023 special all-mail ballot election:

Measure “___” to be submitted to the voters as follows:

Measure " ___ " REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX	YES	NO
Shall the measure to repeal the fire suppression assessment of Ordinance No. 21-001 be adopted?		

SECTION 5. The Del Norte County Elections Department is requested to print the attached measure text exactly as filed or indicated on the filed document in the Voter's Information Pamphlet section of the Sample Ballot for the February 14, 2023 special all-mail ballot election. Cost of printing and distribution of the measure text will be paid for by the district.

SECTION 6. In accordance with Elections Code Section 9313, the County Counsel is hereby directed to prepare an impartial analysis of this measure.

SECTION 7. The district elections official of the Crescent Fire Protection's Board of Directors is hereby instructed to file certified copies of this Resolution with the Clerk of the Board of Supervisors of Del Norte County and with the Del Norte County Clerk/Recorder.

SECTION 8. The district elections official of the Crescent Fire Protection's Board of Directors is hereby instructed to fix dates for submission of arguments for and against the measure and additional rebuttal arguments.

SECTION 9. The district elections official of the Crescent Fire Protection's Board of Directors is hereby instructed to take all appropriate actions of the district elections official for the election.

SECTION 10. The Chief of the Crescent Fire Protection is hereby instructed to draft an argument no longer than 300 words in length against the measure for revision or adoption by the Board of Directors at its next meeting.

SECTION 11. The approval of this resolution is exempt from review pursuant to the California Environmental Quality Act and in accordance with California Environmental Quality Act Guidelines, Title 14 Section 15061(b)(3) (General Rule).

SECTION 12. Measure " ___ " shall go into effect only if approved by a majority of the qualified voters voting in an election to be held on February 14, 2023 and shall become effective ten (10) days after the Crescent Fire Protection District's Board of Directors has, by Resolution, declared that such Measure was approved by a majority of the voters voting thereon.

PASSED, APPROVED AND ADOPTED this 14th day of November, 2022 by the following vote:

AYES:

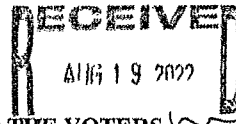
NOES:

ABSTENTIONS:

ABSENT:

James Nelson, Chair

Attested: _____
Vanessa Duncan, Clerk of the Board



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

NOTICE OF INTENT TO CIRCULATE PETITION

Notice is hereby given by the person whose name appear hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an Initiative to the vote of the people.

A Statement of Reasons of the proposed action as contemplated in the petition is as follows:

Voters of the Crescent Fire Protection District Ordinance No. 21-001 dated March 8, 2021 approved the increase by less than 1 vote or \$17.80 and adopted on July 12, 2021. YES votes 50.01% and NO votes 49.99%.

- Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.
While having fire protection is important, this tax was not thought out well. This tax has no ending. But it does have a cost of living increase built in. It also has language to pay three (3) fire chiefs and one (1) captain all with six (6) figures incomes within five years.
Many people did not receive their ballots including, unbelievably, Crescent City Harbor. The Harbor has a lawsuit against the Fire District.
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The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!
We have learned that they are out of compliance as they do not have a Citizens Oversight Committee established yet.

The printed name of the proponent is Jaime Yarbrough.

THE PEOPLE WITHIN THE CRESCENT FIRE PROTECTION DISTRICT DO ORDAIN AS FOLLOWS:

Ordinance No. 21-001 which was passed on March 8, 2021 and adopted on July 12, 2021 is hereby repealed. To be placed on a future ballot at a Special Election.

NOTICE TO THE PUBLIC

THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

All signers of this petition must be registered to vote in Del Norte County

Table with 6 rows for signatures. Each row contains fields for Print Name, Residence Address ONLY, Signature, and City.

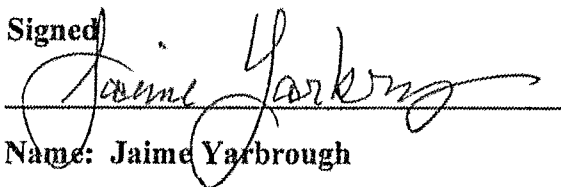
DECLARATION OF CIRCULATOR (To be completed in circulator's own hand after the above signatures have been obtained.)

I, (print name), am 18 years of age or older. My residence address is (address, city, state, zip). I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of (month, day, year) and (month, day, year). I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on (month, day, year) at (place of signing), CA. Signature of Circulator (complete signature indicating full name of circulator)

AFFIDAVIT

I, Jaime Yarbrough, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Signed

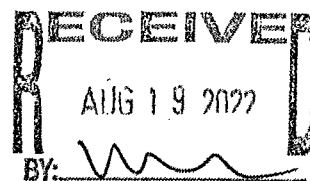


Dated this 19th day of August 2022

Name: Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca. 95531



August 19, 2022

Crescent Fire Protection District
225 W. Washington Blvd.
Crescent City, Ca. 95531

TEL: 707 464 2421

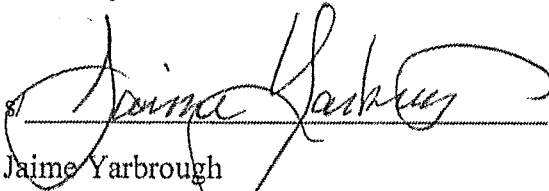
Attn: Vanessa Duncan,
Administrative Assistant

RE: Initiative Measure to be Submitted to the Voters

Please find enclosed with this letter a copy of a proposed initiative measure and Notice of Intent to Circulate Petition for a Special Election within the Crescent Fire Protection District published this day in the Triplicate.

I am the Proponent of this measure and registered voter in Del Norte County and reside within the Crescent Fire Protection District. Along with this is the signed proponent affidavit required by Section 9608 of the California Elections Code.

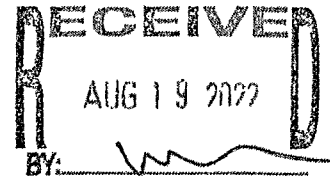
Sincerely,



Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca.95531



AFFIDAVIT OF PUBLICATION



Country Media Inc. - Del Norte County
501 H St. Suite #1, Crescent City, CA 95531
P.O. Box 277, Crescent City, CA 95531


**STATE OF CALIFORNIA,
COUNTY OF DEL NORTE**

I, **Shawn Hedgecorth**, I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of Del Norte TriPLICATE, a weekly newspaper of general circulation, printed and published in the City of Crescent City, County of Del Norte, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Del Norte, State of California, under the date of March 21, 1952, case number 7594; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published and not in any supplement thereof on the following dates, to-wit

Account Name: **Donna Westfall**
Legal Description: **Notice of Intent to Circulate Initiative Petition**
Ad #: **347677**

Published: **August 19, 2022**

I certify (or declare) under penalty of perjury that the foregoing is true and correct. Dated at Crescent City, California, this **19th day of August, 2022.**



Signature

**NOTICE OF INTENT TO
CIRCULATE INITIATIVE
PETITION.**

Notice is hereby given by the person whose name appears hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an initiative measure to the vote of the people. A Statement of Reasons of the proposed action as contemplated in the petition is as follows: Voters of the Crescent Fire Protection District Ordinance No. 21-001 and adopted on July 12, 2021, approved the increase by less than one vote or \$17.80. YES votes 50.01% and NO votes 49.99%.

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*We have learned that they are out of compliance as they

do not have a Citizens Oversight Committee established yet.

Name of the proponent: /s/ Jaime Yarbrough. To be placed on a future ballot as a Special Election and repealed.

Published: August 19, 2022
Del Norte TriPLICATE T347677

RESOLUTION NO. 22-011

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT REGARDING INITIATIVE PETITION/MEASURE “REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX”, ORDERING A SPECIAL ALL-MAIL BALLOT ELECTION, REQUESTING COUNTY ELECTIONS TO CONDUCT THE SPECIAL ALL-MAIL BALLOT ELECTION, AND REQUESTING CONSOLIDATION OF THE SPECIAL ALL-MAIL BALLOT ELECTION TO BE HELD ON FEBRUARY 21, 2023

Crescent Fire Protection District

WHEREAS, on August 19, 2022, pursuant to District Elections law of Elections Code Section 9300 et seq., proponents submitted to the district elections official a Notice Of Intent To Circulate Initiative Petition, a statement of reasons for the proposed petition, the written text of the initiative, and affidavit of publication; and

WHEREAS, the initiative petition contains a proposed ordinance (measure); and

WHEREAS, a copy of the Notice of Intent to Circulate Petition with the proposed ordinance filed with the district elections official is attached hereby as Exhibit “1”; and

WHEREAS, an initiative petition with signatures was filed with the district elections official on September 19, 2022; and

WHEREAS, on September 26, 2022 the Board of Directors of the Crescent Fire Protection District adopted Resolution No. 22-006 to have the county elections official examine the Initiative Petition/Measure and from the records of registration ascertain whether the petition was signed by the requisite number of voters, and provide a certificate showing the results of this examination; and

WHEREAS, on October 20, 2022, the County Clerk-Recorder & Registrar of Voters executed a Certificate of Sufficiency; and

WHEREAS, pursuant to Elections Code Section 9310, the Board of Directors shall either adopt the Initiative Petition/Measure by ordinance, without alteration, or submit the ordinance, without alteration, to the voters pursuant to Elections Code Section 1405; and

WHEREAS, the Board of Directors desires to submit the measure, without alteration, to the voters; and

WHEREAS, pursuant to Elections Code Section 4108, the Board of Directors may direct, by resolution, that a special all-mail ballot election be held on a date other than an established election date; and

WHEREAS, the Board of Directors of the Crescent Fire Protection District desires the County of Del Norte elections official conduct the election, pursuant to Elections Code Sections 10002; and

WHEREAS, pursuant to Elections Code Section 10002, the governing body of any city or district may by resolution request that the Board of Supervisors of the county permit the county elections official to render specified services to the city or district relating to the conduct of an election; and

WHEREAS, the resolution of the governing body of the city or district shall specify the services requested; and

WHEREAS, pursuant to Elections Code Section 10002, the city or district shall reimburse the county in full for the services performed upon presentation of a bill to the city or district; and

WHEREAS, pursuant to Elections Code Section 10400, whenever two or more elections, including bond elections, of any legislative or congressional district, public district, city, county, or other political subdivision are called to be held on the same day, in the same territory, or in territory that is in part of the same, they may be consolidated upon the order of the governing body or bodies or officer or officers calling the elections; and

WHEREAS, pursuant to Elections Code Section 10400, such election for cities and special districts may be either completely or partially consolidated; and

WHEREAS, pursuant to Elections Code Section 10402, when local elections are to be consolidated, and no specific procedure is specified for their consolidation, the procedure set forth in Section 10403 shall govern the consolidation, except that the governing body of the jurisdiction that receives a request for the consolidation, or an officer authorized by law, may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10403, whenever an election called by a district, city or other political subdivision for the submission of a question, proposition, or office to be filled is to be consolidated with a statewide election, the district, city, or other political subdivision shall, at least 88 days prior to the date of the election, file with the board of supervisors, and a copy with the elections official, a resolution of its governing board requesting the consolidation, and setting forth the exact form of any question, proposition, or office to be voted upon at the election, as it is to appear on the ballot, acknowledging that the consolidated election will be held and conducted in the manner prescribed in Section 10418. Upon such request, the Board of Supervisors may order the consolidation; and

WHEREAS, pursuant to Elections Code Section 10418, if consolidated, the consolidated election shall be held and conducted, election boards appointed, voting precincts designated, candidates nominated, ballots printed, polls opened and closed, voter challenges determined, ballots counted and returned, returns canvassed, results declared, certificates of election issued, recounts conducted, election contests presented, and all other proceedings incidental to and connected with the election shall be regulated and done in accordance with the provisions of law regulating the statewide or special election, or the election held pursuant to Section 1302 or 1303, as applicable; and

WHEREAS, the resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election; and

WHEREAS, various district, county, state and other political subdivision elections may be or have been called to be held on February 21, 2023.

NOW, THEREFORE THE BOARD OF DIRECTORS OF THE CRESCENT FIRE PROTECTION DISTRICT DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The Board of Directors, pursuant to its right and authority, hereby orders a special all-mail ballot election be called and conducted on February 21, 2023, to submit to the voters a measure repealing the fire suppression assessment.

SECTION 2. The Board of Directors hereby requests the Board of Supervisors to permit the Del Norte County Elections Department to provide any and all services necessary for conducting the election and agrees to pay for said services.

SECTION 3. The Chief of the Crescent Fire Protection District is hereby authorized to execute a contract with the County of Del Norte and/or the Del Norte County Clerk-Recorder & Registrar of Voters for services to the district relating to the conduct of an election subject to approval by form by district counsel; and

SECTION 4. The Del Norte County Elections Department shall conduct the special all-mail ballot election for the following MEASURE to be voted on at the February 21, 2023 special all-mail ballot election:

Measure “___” to be submitted to the voters as follows:

Measure " ___ " REPEAL ATTEMPT OF CRESCENT FIRE PROTECTION DISTRICT ASSESSMENT TAX	YES	NO
Shall the measure to repeal the fire suppression assessment of Ordinance No. 21-001 be adopted?		

SECTION 5. The Del Norte County Elections Department is requested to print the attached measure text exactly as filed or indicated on the filed document in the Voter’s Information Pamphlet section of the Sample Ballot for the February 21, 2023 special all-mail ballot election. Cost of printing and distribution of the measure text will be paid for by the district.

SECTION 6. In accordance with Elections Code Section 9313, the County Counsel is hereby directed to prepare an impartial analysis of this measure.

SECTION 7. The district elections official of the Crescent Fire Protection’s Board of Directors is hereby instructed to file certified copies of this Resolution with the Clerk of the Board of Supervisors of Del Norte County and with the Del Norte County Clerk/Recorder; and

SECTION 8. The district elections official of the Crescent Fire Protection’s Board of Directors is hereby instructed to fix dates for submission of arguments for and against the measure and additional rebuttal arguments.

SECTION 9. The district elections official of the Crescent Fire Protection’s Board of Directors is hereby instructed to take all appropriate actions of the district elections official for the election.

SECTION 10. The Chief of the Crescent Fire Protection is hereby instructed to draft an argument no longer than 300 words in length against the measure for revision or adoption by the Board of Directors at its next meeting.

SECTION 11. The approval of this resolution is exempt from review pursuant to the California Environmental Quality Act and in accordance with California Environmental Quality Act Guidelines, Title 14 Section 15061(b)(3) (General Rule).

SECTION 12. Measure “ ___ ” shall go into effect only if approved by a majority of the qualified voters voting in an election to be held on February 21, 2023 and shall become effective ten (10) days after the Crescent Fire Protection District’s Board of Directors has, by Resolution, declared that such Measure was approved by a majority of the voters voting thereon.

PASSED, APPROVED AND ADOPTED this 14th day of November, 2022 by the following vote:

AYES:

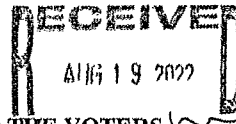
NOES:

ABSTENTIONS:

ABSENT:

James Nelson, Chair

Attested: _____
Vanessa Duncan, Clerk of the Board



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

NOTICE OF INTENT TO CIRCULATE PETITION

Notice is hereby given by the person whose name appear hereon of their intention to circulate the petition within the Crescent Fire Protection District located in Del Norte County for the purpose of submitting an Initiative to the vote of the people.

A Statement of Reasons of the proposed action as contemplated in the petition is as follows:

Voters of the Crescent Fire Protection District Ordinance No. 21-001 dated March 8, 2021 approved the increase by less than 1 vote or \$17.80 and adopted on July 12, 2021. YES votes 50.01% and NO votes 49.99%.

- Currently we have high unemployment, high taxes, high gas prices, and inflated food costs making it harder economically to exist.
While having fire protection is important, this tax was not thought out well. This tax has no ending. But it does have a cost of living increase built in. It also has language to pay three (3) fire chiefs and one (1) captain all with six (6) figures incomes within five years.
Many people did not receive their ballots including, unbelievably, Crescent City Harbor. The Harbor has a lawsuit against the Fire District.
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The Fire Protection District boasts of going out on more calls, but the majority of those calls are not even fire related!
We have learned that they are out of compliance as they do not have a Citizens Oversight Committee established yet.

The printed name of the proponent is Jaime Yarbrough.

THE PEOPLE WITHIN THE CRESCENT FIRE PROTECTION DISTRICT DO ORDAIN AS FOLLOWS:

Ordinance No. 21-001 which was passed on March 8, 2021 and adopted on July 12, 2021 is hereby repealed. To be placed on a future ballot at a Special Election.

NOTICE TO THE PUBLIC

THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

All signers of this petition must be registered to vote in Del Norte County

Table with 6 rows for signatures. Each row contains fields for Print Name, Residence Address ONLY, Signature, and City.

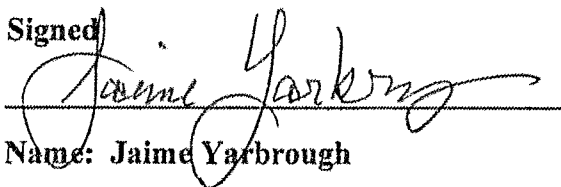
DECLARATION OF CIRCULATOR (To be completed in circulator's own hand after the above signatures have been obtained.)

I, (print name), am 18 years of age or older. My residence address is (address, city, state, zip). I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of (month, day, year) and (month, day, year). I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on (month, day, year) at (place of signing), CA. Signature of Circulator (complete signature indicating full name of circulator)

AFFIDAVIT

I, Jaime Yarbrough, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

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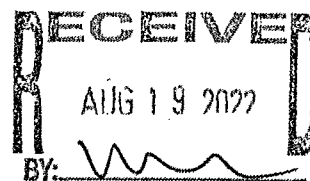


Dated this 19th day of August 2022

Name: Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca. 95531



August 19, 2022

Crescent Fire Protection District
225 W. Washington Blvd.
Crescent City, Ca. 95531

TEL: 707 464 2421

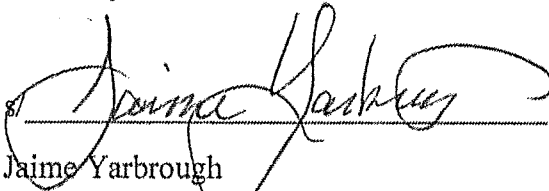
Attn: Vanessa Duncan,
Administrative Assistant

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I am the Proponent of this measure and registered voter in Del Norte County and reside within the Crescent Fire Protection District. Along with this is the signed proponent affidavit required by Section 9608 of the California Elections Code.

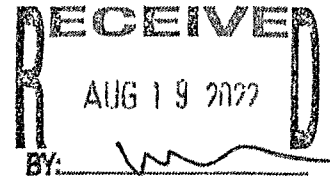
Sincerely,



Jaime Yarbrough

Address: 507 A, Keller Avenue

Crescent City, Ca.95531



AFFIDAVIT OF PUBLICATION



Country Media Inc. - Del Norte County
501 H St. Suite #1, Crescent City, CA 95531
P.O. Box 277, Crescent City, CA 95531


**STATE OF CALIFORNIA,
COUNTY OF DEL NORTE**

I, **Shawn Hedgecorth**, I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of Del Norte TriPLICATE, a weekly newspaper of general circulation, printed and published in the City of Crescent City, County of Del Norte, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Del Norte, State of California, under the date of March 21, 1952, case number 7594; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published and not in any supplement thereof on the following dates, to-wit

Account Name: **Donna Westfall**
Legal Description: **Notice of Intent to Circulate Initiative Petition**
Ad #: **347677**

Published: **August 19, 2022**

I certify (or declare) under penalty of perjury that the foregoing is true and correct. Dated at Crescent City, California, this **19th day of August, 2022.**



Signature

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CIRCULATE INITIATIVE
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Name of the proponent: /s/ Jaime Yarbrough. To be placed on a future ballot as a Special Election and repealed.

Published: August 19, 2022
Del Norte TriPLICATE T347677

STAFF REPORT – REVIEW AND CONSIDER THE CFPD BENEFIT ASSESSMENT APPEAL APPLICATION FORM

RECOMMENDATION

1. Receive staff report
2. Take public comment
3. Board Discussion
4. Review and CONSIDER THE CFPD BENEFIT ASSESSMENT APPEAL APPLICATION FORM SUBMITTED BY TERESA AND GARY MUMM

BACKGROUND

At the February 14, 2022 Crescent Fire Protection District Board meeting, the Board adopted Resolution No. 22-001, a resolution of the Crescent Fire Protection District approving appeals procedures for fire suppression benefit assessment.

The adopted resolution states *the Crescent Fire Protection District (“District”) adopted Ordinance No. 21-001 Levying a Fire Suppression Assessment, Beginning in Fiscal Year 2021/22; and the above Ordinance No. 21-001 Section 11, establishes an appeals process providing “Any property owner may appeal any determination by the Fire Chief concerning the nature of the use of the property or the calculation of the amount of the assessment by filing a written appeal with the District...”; and Section 11 also states: “The District will provide guidelines for an appeals process for any property owner subject to the assessment. The guidelines for appeal shall be adopted by the Board by resolution and will be filed with the District Board Clerk”.*

Resolution No. 22-001 outlines the process to file an appeal:

1. Appeals Policy - The intention of the appeals process is to allow any property owner who is assessed said benefit assessment may appeal any determination by the Fire Chief concerning the nature of the use of the property or the calculation of the amount of the assessment.
2. Appeals Filing - Any such appeal shall be filed by December 1 of the calendar year for which the assessment is levied.
3. Appeals Form - The appeal shall be filed on the form provided by the District and shall contain a statement by the property owner as to the nature and basis for the appeal.
4. Appeals Review - At the next regular Board meeting where notice can be provided, the District Board will review any appeal(s) filed to confirm that the parcel(s) in question meet the parcel use category/customer class or benefit factor assignment based on the type and use of the property, or other relevant parcel information including but not limited to ownership, property improvements, structure use, building size, or extra hazard as defined in the 2021 Assessment Engineer’s Report.

5. Following a decision by the Board, the property owner filing the appeal will receive notice of a decision and a refund, if applicable, within 30 days of the Board decision. In order to receive a reimbursement, proof of payment of the assessment to the County must be provided.

On October 17, 2022, the District received a Benefit Assessment Appeal Application Form submitted by Teresa and Gary Mumm, requesting a parcel review and reclassification. The property address and APN are included in the application attached. The listed property is valid as per the list received from the County Assessor's Office.

After review, staff recommends that the Board approve the Benefit Assessment Appeal Application Form submitted by Teresa and Gary Mumm and the property appearing in the application should be reclassified. If approved by the District, staff will process a refund to Teresa and Gary Mumm in the amount of \$98.

FISCAL IMPACT

If the Board approves the CFPD Benefit Assessment Application Form being considered, the listed property will be exempt from the 2021 Benefit Assessment. A refund of \$98 will be processed from the District back to Teresa and Gary Mumm.

ATTACHMENTS

CFPD Benefit Assessment Appeal Application Form submitted by Teresa and Gary Mumm



RECEIVED
OCT 17 2022

CRESCENT FIRE PROTECTION DISTRICT

255 W. WASHINGTON BLVD. CRESCENT CITY, CA 95531
(707) 464-2421 • WWW.CFPD.CRESCENTCITY.ORG

A property owner of the Crescent Fire Protection District may appeal the use of property or the calculation of the Benefit Assessment. An appeal may only be submitted for the current fiscal year. All appeals will be considered pursuant to Resolution 22-001. You may obtain a copy of Resolution 22-001 by contacting the District Office.

Filing deadline for the 2022-2023 Property Tax Bill shall be 5:00 pm December 1, 2022.

SECTION ONE - Property Identification Information

Assessor Parcel Number: 110-140-001-000

Property Address: 800 Sand hill Rd

Crescent City CA 95531

Zoning Designation Applied by County: RR A-1

Crescent Fire Protection District Benefit Assessment Charge for FY2022-20223

\$ 130⁰⁰

SECTION TWO - Reason for filing appeal

Please provide specific reason(s) why the Benefit Assessment is being challenged. Among other things you may wish the District to consider, please state the parcel use category you contend should have been assigned to your property and all facts supporting your contention. (You may attach permits, maps, pictures, letters or other data to substantiate the challenge.

Reasoning (attach sheet if necessary) This Benefit Assessment is being challenged because parcel #110-140-001-000 does not have a habitable structure on it. The structure

SECTION THREE - Property owner Information

Legal names of property owner(s) as appearing on the latest secured tax roll:

Mumm, Gary/Teresa Trust % Mumm, Gary @ Teresa

I/We declare under penalty of perjury under the law of the State of California that the foregoing is true and correct. I/We further declare under penalty of perjury I/we am/ are not delinquent in the payment of the Crescent Fire Protection District benefit assessment, as applicable, for the current fiscal year. **You must provide proof of payment to the County in order to receive a reimbursement.**

Execute this 16 day of October, 2022.

Signature Gary and Teresa Mumm

SEE PAGE 3 FOR INSTRUCTIONS

The taxes for 22-23 have been increased from \$31.84 (21-22) to \$130.00 (22-23).

We are asking for a redetermination on the taxes on this parcel

is a condemned shack with no electricity and no running water, or septic system.

We believe the agency taxes and Direct Charges (fire) should be removed from parcel # 110-140-001-000 (800 Sandhill Rd Crescent City CA 95531)

Cal Fire gave a redetermination to this tax (see attachment) for parcel # 110-140-001-000 on September 17, 2013 (see attachment).

Also attached to this appeal are four photos of the structure in question and the 21-22 tax document for parcel # 110-140-001-000.





BILLING AND REFUND NOTICE State of California
 Department of Forestry and Fire Protection
 PO Box 2254, Suisun City, CA 94585


1-888-310-6447

FOR BOE USE ONLY		
RE	PM	
EFFECTIVE DATE OF PAYMENT		
MO	DAY	YEAR

**** Notice of Redetermination ****

You are hereby notified that the action indicated below was taken on your petition for redetermination.

Fire Prevention Fee Program	Fee	Interest	Penalty	Total
FIRE PREVENTION FEE				
DETERMINATION ISSUED 07/29/13 AS DETERMINED For the Period 07/01/12-06/30/13 Revenue 150.00 150.00 Rev Adj -150.00 -150.00 Subtotal 0.00 0.00 0.00 0.00				

The California Department of Forestry and Fire Protection (CAL FIRE) has reviewed your petition for redetermination of the Fire Prevention Fee and has determined that an adjustment to the above liability amount is warranted. Accordingly, the adjustment has been made and is reflected above. Any remaining balance is now due and payable.

Public Resources Code section 4224 provides that CAL FIRE's decision regarding your petition for redetermination becomes final 30 days after the date of this notice of redetermination. This completes the administrative appeal process for this fee liability.

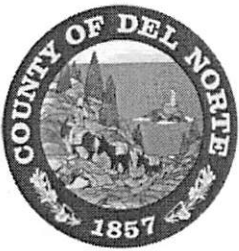
Any amounts that have been previously paid towards this liability that are not reflected in the balance indicated above will be applied to the outstanding balance. Any amounts paid in excess of the amounts due will be reviewed and, if warranted, refunded to you.

CAL FIRE documented their decision in a letter to you dated 09/10/13. If you have questions regarding the adjustment, please contact the Fire Prevention Fee Service Center at 1-888-310-6447.

Payments can be made online by going to www.boe.ca.gov and selecting the Make a Payment tab.

If you are paying by check, write your account number and Notice ID, shown above, on the check and include a copy of this notice with your payment. Keep the original notice for your records.

00032674674



DEL NORTE COUNTY TAX COLLECTOR

Barbara M. Lopez, Treasurer-Tax Collector

(707) 464-7283, 981 H Street, Suite 150
Crescent City, CA 95531

Date: 10/17/2022
Time: 10:07:35AM
Page: 1 of 1

PAYMENT RECEIPT



Parcel(s) Paid	Tax Year	Taxes
110-140-001-000 800 SANDHILL RD, CRESCENT CITY CA 95531	2022	130.00
1st Instl Description		Amt
Tax		65.00
2nd Instl Description		Amt
Tax		65.00
TOTAL TAXES AND FEES		130.00

Payment(s) Tendered	Transactions	Total
Check # 9880	1	130.00
Register 2070 Collection 10	Total Tendered:	130.00
	Change Given:	0.00

THANK YOU FOR YOUR PAYMENT

Register2

DEL NORTE COUNTY 2022 - 2023 PROPERTY TAX BILL

Barbara M. Lopez, Treasurer- Tax Collector

981 H Street, Suite 150, Crescent City, CA 95531

SECURED TAX ROLL FOR FISCAL YEAR JULY 1, 2022 THROUGH JUNE 30, 2023

PROPERTY INFORMATION - TAX YEAR: 2022	IMPORTANT MESSAGES
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ASMT NUMBER: 110-140-001-000 TAX RATE AREA: 051-014
 FEE NUMBER: 110-140-001-000 ACRES: .25
 LOCATION: 800 SANDHILL RD
 ASSESSED OWNER: MUMM, GARY/TERESA TRUST

Original Bill Date 09/27/2022
 To pay with Credit Card or E-Check
 go to www.co.del-norte.ca.us or call
 1-844-368-3145, Fees Apply
 ADDITIONAL FEES MAY APPLY IF PAID LATE

2022-2023

COUNTY VALUES, EXEMPTIONS AND TAXES

PHONE #S	VALUE DESCRIPTION	ASSESSED VALUES	X	TAX RATE /100	=	COUNTY TAXES
GENERAL INQUIRIES (707) 464-7283	LAND	3,074				
VALUATIONS (707) 464-7200						
TAX RATES (707) 464-7202						
EXEMPTIONS (707) 464-7200						
PAYMENTS (707) 464-7283						
PERS PROP (707) 464-7200						
ADDR CHGS (707) 464-7200						
NET TAXABLE VALUE		3,074		1.000000		30.74

VOTER APPROVED TAXES, TAXING AGENCY DIRECT CHARGES AND SPECIAL ASSESSMENTS

PHONE #S	CODE	DESCRIPTION	ASSESSED VALUES	X	TAX RATE /100	=	AGENCY TAXES
(707) 476-4123	40050	College of the Redwoods	3,074		0.004000		.12
(707) 464-6141	40060	School Facilities Series A	3,074		0.006421		.18
(707) 464-6141	40090	School Facilities Series D	3,074		0.007816		.24
(707) 464-6141	40100	School Facilities Series E	3,074		0.003409		.10
(707) 465-6141	40110	School Facilities Series F	3,074		0.020356		.62
PHONE #S	CODE	DESCRIPTION	DIR CHRG	PHONE #S	CODE	DESCRIPTION	DIR CHRG
(707) 464-2421	50216	Crescent Fire	98.00				

PAID

OCT 17 2022

vt
9880
McGowan

AGENCY TAXES 1.26
 DIRECT CHARGES 98.00
 AGENCY TAXES + DIRECT CHARGES 99.26

1ST INSTALLMENT \$65.00 DELINQUENT AFTER 12/12/2022	2ND INSTALLMENT \$65.00 DELINQUENT AFTER 04/10/2023	TOTAL TAXES \$130.00
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Crescent City Fire & Rescue

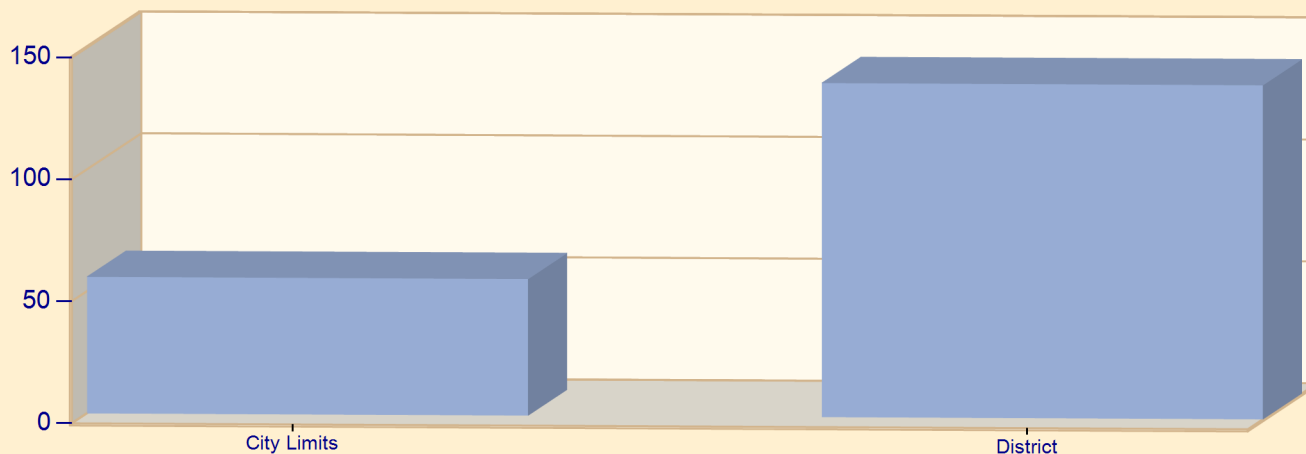
Crescent City, CA

This report was generated on 11/10/2022 11:33:18 AM



Incident Type Count per Zone for Date Range

Start Date: 10/01/2022 | End Date: 10/31/2022



ZONES	INCIDENT TYPE	COUNT
City Limits - City Limits		
	113 - Cooking fire, confined to container	1
	118 - Trash or rubbish fire, contained	2
	140 - Natural vegetation fire, other	1
	311 - Medical assist, assist EMS crew	23
	322 - Motor vehicle accident with injuries	2
	323 - Motor vehicle/pedestrian accident (MV Ped)	1
	324 - Motor vehicle accident with no injuries.	2
	510 - Person in distress, other	1
	561 - Unauthorized burning	11
	611 - Dispatched & cancelled en route	7
	631 - Authorized controlled burning	1
	700 - False alarm or false call, other	1
	733 - Smoke detector activation due to malfunction	2
	745 - Alarm system activation, no fire - unintentional	1
	<i>Total Incidents for City Limits - City Limits:</i>	56
District - District		
	111 - Building fire	1
	114 - Chimney or flue fire, confined to chimney or flue	1
	118 - Trash or rubbish fire, contained	1
	122 - Fire in motor home, camper, recreational vehicle	1

Zone information is defined on the Basic Info 3 screen of an incident.
Only REVIEWED incidents included.



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Doc Id: 1404

Page # 1 of 2

ZONES	INCIDENT TYPE	COUNT
	131 - Passenger vehicle fire	2
	140 - Natural vegetation fire, other	1
	141 - Forest, woods or wildland fire	1
	142 - Brush or brush-and-grass mixture fire	1
	143 - Grass fire	1
	150 - Outside rubbish fire, other	1
	151 - Outside rubbish, trash or waste fire	2
	311 - Medical assist, assist EMS crew	67
	322 - Motor vehicle accident with injuries	2
	324 - Motor vehicle accident with no injuries.	1
	410 - Combustible/flammable gas/liquid condition, other	1
	440 - Electrical wiring/equipment problem, other	1
	554 - Assist invalid	1
	561 - Unauthorized burning	16
	611 - Dispatched & cancelled en route	20
	622 - No incident found on arrival at dispatch address	8
	631 - Authorized controlled burning	2
	733 - Smoke detector activation due to malfunction	1
	735 - Alarm system sounded due to malfunction	1
	743 - Smoke detector activation, no fire - unintentional	2
	744 - Detector activation, no fire - unintentional	1
	<i>Total Incidents for District - District:</i>	<i>137</i>
Total Count for all Zone:		193

Zone information is defined on the Basic Info 3 screen of an incident.
Only REVIEWED incidents included.



Crescent City Fire & Rescue

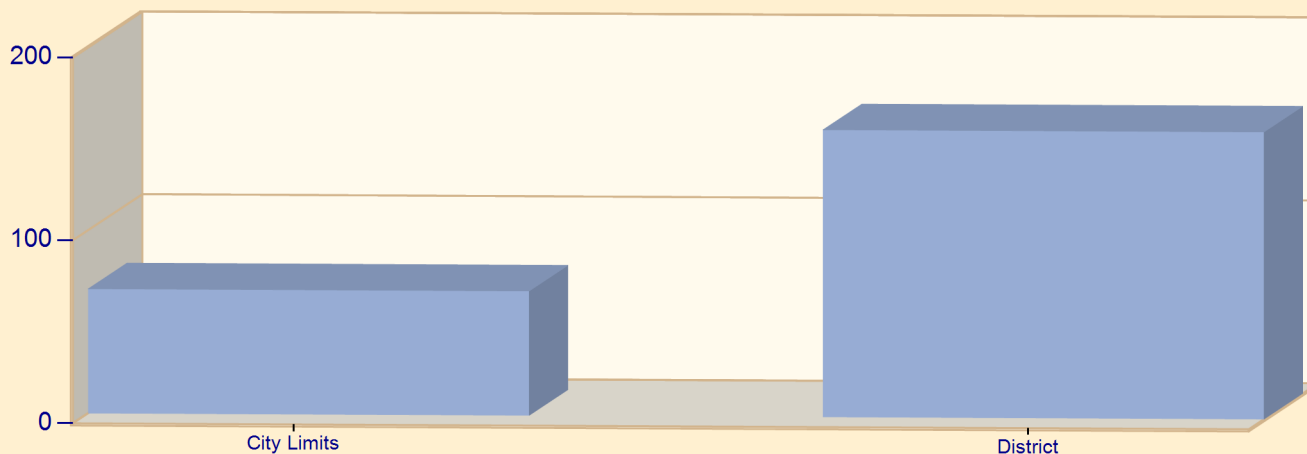
Crescent City, CA

This report was generated on 11/10/2022 11:33:56 AM



Incident Type Count per Zone for Date Range

Start Date: 09/01/2022 | End Date: 09/30/2022



ZONES	INCIDENT TYPE	COUNT
City Limits - City Limits		
	118 - Trash or rubbish fire, contained	3
	311 - Medical assist, assist EMS crew	30
	322 - Motor vehicle accident with injuries	1
	323 - Motor vehicle/pedestrian accident (MV Ped)	1
	324 - Motor vehicle accident with no injuries.	1
	561 - Unauthorized burning	14
	611 - Dispatched & cancelled en route	11
	622 - No incident found on arrival at dispatch address	2
	700 - False alarm or false call, other	1
	710 - Malicious, mischievous false call, other	1
	733 - Smoke detector activation due to malfunction	2
	743 - Smoke detector activation, no fire - unintentional	1
	<i>Total Incidents for City Limits - City Limits:</i>	68
District - District		
	100 - Fire, other	1
	111 - Building fire	3
	118 - Trash or rubbish fire, contained	2
	121 - Fire in mobile home used as fixed residence	1
	131 - Passenger vehicle fire	1
	140 - Natural vegetation fire, other	3

Zone information is defined on the Basic Info 3 screen of an incident.
Only REVIEWED incidents included.



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Doc Id: 1404

Page # 1 of 2

ZONES	INCIDENT TYPE	COUNT
	151 - Outside rubbish, trash or waste fire	3
	311 - Medical assist, assist EMS crew	67
	322 - Motor vehicle accident with injuries	5
	324 - Motor vehicle accident with no injuries.	6
	352 - Extrication of victim(s) from vehicle	1
	412 - Gas leak (natural gas or LPG)	1
	424 - Carbon monoxide incident	1
	531 - Smoke or odor removal	1
	551 - Assist police or other governmental agency	1
	561 - Unauthorized burning	26
	611 - Dispatched & cancelled en route	11
	622 - No incident found on arrival at dispatch address	9
	631 - Authorized controlled burning	1
	653 - Smoke from barbecue, tar kettle	2
	710 - Malicious, mischievous false call, other	1
	715 - Local alarm system, malicious false alarm	1
	733 - Smoke detector activation due to malfunction	4
	734 - Heat detector activation due to malfunction	1
	735 - Alarm system sounded due to malfunction	2
	743 - Smoke detector activation, no fire - unintentional	1
	900 - Special type of incident, other	1
	<i>Total Incidents for District - District:</i>	<i>157</i>
Total Count for all Zone:		225

Zone information is defined on the Basic Info 3 screen of an incident.
Only REVIEWED incidents included.

