

RESOLUTION NO. 2018-1

RESOLUTION OF APPLICATION BY THE BOARD OF DIRECTORS OF THE INDIAN VALLEY HEALTH CARE DISTRICT REQUESTING THE PLUMAS LOCAL AGENCY FORMATION COMMISSION INITIATE PROCEEDINGS FOR THE REORGANIZATION OF CERTAIN TERRITORY INCLUDING AN ANNEXATION OF THE INDIAN VALLEY HEALTH CARE DISTRICT TERRITORY TO THE PLUMAS HOSPITAL DISTRICT AND CONCURRENT DISSOLUTION OF THE INDIAN VALLEY HEALTH CARE DISTRICT AND AMENDMENT TO THE PLUMAS HOSPITAL DISTRICT SPHERE OF INFLUENCE

Resolved, by the Board of Directors of the Indian Valley Health Care District ("District"), that:

WHEREAS, the District desires to initiate proceedings pursuant to the Cortese-Knox Local Government Reorganization Act of 2000, commencing with Section 56000 et. seq. of the California Government Code, for effectively consolidating the Indian Valley Health Care District and the Plumas Hospital District through a process including the annexation of the Indian Valley Health Care District including 494 square miles more or less located in the Indian Valley area of Plumas County to the Plumas Hospital District located in the Quincy Area of Plumas County and concurrent dissolution of the entire Indian Valley Health Care District and amendment to the Plumas Hospital District Sphere of Influence (herein referred to as Reorganization); and

WHEREAS, the Plumas Hospital District also desires to initiate proceedings pursuant to the Cortese-Knox Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for this reorganization; and

WHEREAS, the Plumas Hospital District and Indian Valley Health Care District are both formed and operating pursuant to California Health and Safety Code Section 32000, et seq. and are authorized to provide similar services; and

WHEREAS, California Government Code Section 56853(a) (b) & (c) requires the Plumas Local Agency Formation Commission approve or conditionally approve the reorganization of the Plumas Hospital District and Indian Valley Health Care District subject to conditions and without notice and hearing except as provided for therein; and

WHEREAS, notice of intent to adopt this resolution of application has been given, District has conducted a public hearing based upon this notification, and has received and considered comments presented at that hearing; and

WHEREAS, the territory proposed to be reorganized is considered to be inhabited (more than 12 registered voters) and a Map and Geographic Description of the boundaries of the territory is attached hereto and by this reference incorporated herein; and

WHEREAS, the reorganization would be consistent with the sphere of influence of the Plumas Hospital District, as amended, in that the newly reorganized District would have a sphere of influence consisting of the combined spheres of influence of the entire reorganized territory; and

WHEREAS, the reasons for the proposed reorganization are as follows:

1. Both Districts are authorized to provide the same services within adjoining boundaries albeit the Indian Valley Health Care District is no longer providing any services excepting EMS services through a Joint Powers Agreement between the Indian Valley Community Services District and the Indian Valley Health Care District and has a contract for services with the Plumas Hospital District for the Indian Valley Medical Clinic. This reorganization would allow the reorganized District to better meet the medical needs of its historically-related communities by providing a full compliment of Health Care services to the entire reorganized territory; and
2. The Plumas Hospital District currently operates the Indian Valley Medical Clinic.
3. The reorganized District has adopted a plan for services signifying existing levels of service within the new territory will be uniform throughout current and proposed service area, which would allow:
 - a. Better utilization of resources.
 - b. *The Reorganized District will continue providing the services currently provided by the Plumas Hospital District within the annexed territory of the Indian Valley Health Care District as well as those powers enumerated in Division 23 (Health Care Districts) Chapter 2, Article 2 of the Health and Safety Code commencing with Section 32121.*
 - c. Emergency services within the subject territory will not be affected.
 - d. Streamline operations for efficiency and administrative functions will occur.
 - e. The reorganized District may undertake improvements and upgrades to existing facilities, but those improvements and upgrades will not be required specifically due to the reorganization.
 - f. Enhance community participation in health care organizations and activities.

WHEREAS, the following agencies would be affected by the proposed jurisdictional changes:

1. Indian Valley Health Care District
2. Plumas Hospital District; and

WHEREAS, it is desired to require that the proposed reorganization be subject to the following terms and conditions:

1. The successor district shall continue to be named the "Plumas Hospital District", and shall include all territory identified in Exhibit A (geographic description), and Exhibit B (map); and
2. The effective date of the reorganization shall be upon recordation of the Certificate

of Completion by Plumas LAFCo or by January 1st, whichever is earlier; and

3. The sphere of influence for the Plumas Hospital District shall be amended to be coterminous with the reorganized Indian Valley Health Care District territory, described above; and
4. The Plumas Hospital District shall be the successor agency to all rights, responsibilities, properties, contracts, assets and liabilities, and functions of the Indian Valley Health Care District including the Plumas Hospital District agreeing to be a party to the Joint Powers Agreement with the Indian Valley Community Services District for EMS services. Any funds to which Plumas Hospital District succeeds may be expended and properly disposed of to carry out the provisions in Sections 32121 through 32137 of the Health and Safety Code; and
5. On February 1, 2018, the Indian Valley Healthcare District refinanced its long-term debt with a Refunding Revenue Bond. That bond is secured and amortized by its annual AB-8 Healthcare Apportionment. The bond service is structured so that the apportionment is sent by Plumas County directly to the bond trustee, US Bank in San Francisco. They remove the funds required to meet the bond's obligations, returning the balance to IVHCD. The guaranteed nature of this bond service procedure must be maintained as it has a direct impact on the value of the bonds in the terms and conditions approved by LAFCo.
6. The successor agency (Plumas Hospital District) shall function under and carry out all authorized duties and responsibilities (powers) assigned to a Health Care District as outlined in the Division 23, Chapter 2, Article 2 of the Health & Safety Code, Health Care District Law (commencing with Section 32000 et seq.) and other applicable laws; and
7. All previously authorized charges, fees, assessments, and/or taxes currently in effect, now levied or collected by each District, including improvement or assessment districts thereof, shall continue to be levied and collected by the successor Plumas Hospital District excepting the current Indian Valley Health Care District assessment (tax), which shall continue to be collected by Plumas County; and
8. The Reorganized District may include service zones, areas of benefit, and/or such other structure as may be determined necessary by the Plumas Hospital District Board of Directors to ensure that the debts and obligations of the respective Districts are borne within the territory of the Dissolved District which incurred the debt or obligation. If desired by the Board of Directors, any service zones, areas of benefit, or other structures shall correspond to the existing service territory of the annexed portion of the Indian Valley Health Care District and existing Plumas Hospital District; and
9. Indebtedness of each District shall remain the legal obligation of only the lands and areas which incurred such indebtedness. The Refunding Revenue Bonds Series 2018 shall be paid by *ad valorem* property taxes collected by Plumas County within the Indian Valley Health Care District territory; and

10. Reorganization of the Districts shall not change the rights of the lands in the respective Districts as they existed immediately prior to the reorganization; and
11. The initial Board of Directors for the Reorganized District shall be seven (7) members and as terms expire, the Board of Directors of the Plumas Hospital District (Reorganized) shall thereafter consist of five (5) members to be elected at large.
12. The services to be provided by the reorganized District shall be provided in a manner consistent with the "Plan for Services" attached hereto as Exhibit C and incorporated herein.
13. Both Districts shall pay an equal share of all Plumas Local Agency Formation Commission, Plumas County and State Board of Equalization Costs related to the LAFCo processing of this application.

WHEREAS, this proposal will be consistent with the amended sphere of influence for the District; it is proposed that the sphere of influence for the Plumas Hospital District be established coterminous with the new District boundaries; and

WHEREAS, the Plumas Hospital District assumes Lead Agency status for this project under the California Environmental Quality Act (CEQA); and

WHEREAS, the Plumas Hospital District has determined that this project is categorically exempt from CEQA pursuant to Public Resources Code Section 21084 and 14 CCR 15320(b) as a project determined not to have a significant effect on the environment; and

WHEREAS, this Board has determined that since majority of the members of each of the legislative bodies of the two local agencies are adopting substantially similar resolutions of application for this reorganization, the Resolution of Application meets the criteria for making determinations without notice and hearing, as set forth in Government Code Section 56853.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Indian Valley Health Care District as follows:

SECTION 1. Adoption of Resolution of Application. This Resolution of Application is hereby adopted and approved, and the Plumas Local Agency Formation Commission is hereby requested to take proceedings for a Sphere of Influence Amendment and for the reorganization of territory described in Exhibit A (geographic description) and Exhibit B (map) to annex the Indian Valley Health Care District to the Plumas Hospital District and concurrently dissolve the Indian Valley Health Care District according to the terms and conditions stated above and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Government Code Section 56000, et seq. and amendment to the Plumas Hospital District Sphere of Influence.

SECTION 2. Other Acts. The Officers and staff of the District are hereby authorized and directed, jointly and severally, to do any and all things, to execute and deliver any and all documents, which, in consultation with District Counsel, they may deem necessary or advisable in order to effectuate the purposes of this Resolution, and any and all such actions previously taken by such Officers or staff members are hereby ratified and confirmed.

SECTION 3. Effective Date. This Resolution shall take effect upon adoption.


PASSED, APPROVED AND ADOPTED by the Board of Directors of the Indian Valley Health Care District at a special meeting thereof held on the day of 11-14-18, 2018, by the following vote:

AYES: 3 John Evans, Dan Litchfield, Emilee Schramel

NOES:

ABSTENTIONS:

ABSENT: 1 GuyMcNett


Chair
Indian Valley Health Care District

ATTESTED:


District Secretary

Attachments:

Exhibit A-1, Geographic description of the Annexation territory
Exhibit B, Map of proposed annexation territory
Exhibit C, Plan for Services

CERTIFICATION

Amber Schramel, Secretary of the INDIAN VALLEY HEALTH CARE DISTRICT, hereby certifies that which was adopted by the Board of Directors of the Plumas Hospital District at their special meeting held, _____, 2018, the original of which is on file in the office of the Plumas Hospital District.

Dated: 11.14.18



Secretary

Exhibit A – Geographic Description

Beginning at a point on the Plumas-Lassen County line at the $\frac{1}{4}$ corner on the west boundary of Section 26, T28N, R08E, M.D.B.M.; and running thence in a general easterly direction along the Plumas-Lassen County line to the NE corner of Section 25, T28N, R12E, M.D.B.M.; thence southerly along the east boundary of Section 25 and 36 to the SE corner of Section 36, T28N, R12E, M.D.B.M.; thence southerly along the east boundary of Sections 1, 12, 13, 24, 25, and 36, to the SE corner of Section 36, T27N, R12E, M.D.B.M.; thence southerly along the east boundary of Sections 1, 12, 13, 24, 25, and 36, to the SE corner of Section 36, T26N, R12E, M.D.B.M.; thence southerly along the east boundary of Sections 1, 12, 13, 24, 25, and 36, to the SE corner of Section 36, T25N, R12E, M.D.B.M.; thence westerly along the south boundary of Sections 36, 35, 34, 33, 32, and 31, to the SW corner of Section 31, T25N, R12E, M.D.B.M.; thence southerly along the east boundary of Sections 1, 12, and 13, to the SE corner of Section 13, T24N, R11E, M.D.B.M.; thence westerly along the south boundary of Sections 13 and 14 to the SW corner of Section 14, T24N, R11E, M.D.B.M.; thence north to the crest of the divide between the Indian and Spanish Creeks' drainages; thence westerly and along said divide to the junction of Indian and Spanish Creeks; thence westerly and along the center of the East Branch of the North Fork of the Feather River to the west boundary of Section 18, T25N, R09E, M.D.B.M.; thence northerly along the west boundary of Sections 18, 7, and 6, to the NW corner of Section 6, T25N, R09E, M.D.B.M.; thence westerly along the south boundary of Sections 36, 35, 34, 33, and 32, to the SW corner of the SE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 32, T26N, R08E, M.D.B.M.; thence northerly to the SE corner of the SW $\frac{1}{4}$, SE $\frac{1}{4}$, of Section 29, T26N, R08E, M.D.B.M.; thence westerly along the south boundary of Sections 29 and 30 to the SW corner of Section 30, T26N, R08E, M.D.B.M.; thence southerly to the SE corner of Section 25, T26N, R07E, M.D.B.M.; thence westerly along the south boundary of Sections 25, 26, and 27, to the SW corner of Section 27, T26N, R07E, M.D.B.M.; thence northerly along the west boundary of Sections 27, 22, and 15, to the NW corner of Section 15, T26N, R07E, M.D.B.M.; thence easterly along the north boundary of Sections 15 and 14 to the NE corner of Section 14, T26N, R07E, M.D.B.M.; thence southerly along the west boundary of Section 13 to the SW corner of the NW $\frac{1}{4}$, NW $\frac{1}{4}$, of Section 13, T26N, R07E, M.D.B.M.; thence easterly to the SE corner of the NE $\frac{1}{4}$, NE $\frac{1}{4}$, of Section 13, T26N, R07E, M.D.B.M.; thence northerly along the west boundary of Section 18 to the NW corner of Section 18, T26N, R08E, M.D.B.M.; thence easterly along the north boundary of Sections 18 and 17 to the SW corner of the NE $\frac{1}{4}$, NE $\frac{1}{4}$, Section 17, T26N, R08E, M.D.B.M.; thence northerly to the NW corner of the NE $\frac{1}{4}$, NE $\frac{1}{4}$, of Section 20, T27N, R08E, M.D.B.M.; thence easterly along the north boundary of Sections 20, 21, and 22, to the NE corner of Section 22, T27N, R08E, M.D.B.M.; thence northerly along the west boundary of Sections 14, 11, and 2, to the NW corner of Section 2, T27N, R08E, M.D.B.M.; thence northerly along the west boundary of Sections 36 and 26, T28N, R08E, M.D.B.M.; to the point of beginning; said Annexation Area contains 316,424 acres.

For Assessment purposes only: This geographic description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described

Exhibit "B" Map

**INDIAN VALLEY HEALTHCARE DISTRICT ANNEXATION
"MAP OF TERRITORY"**

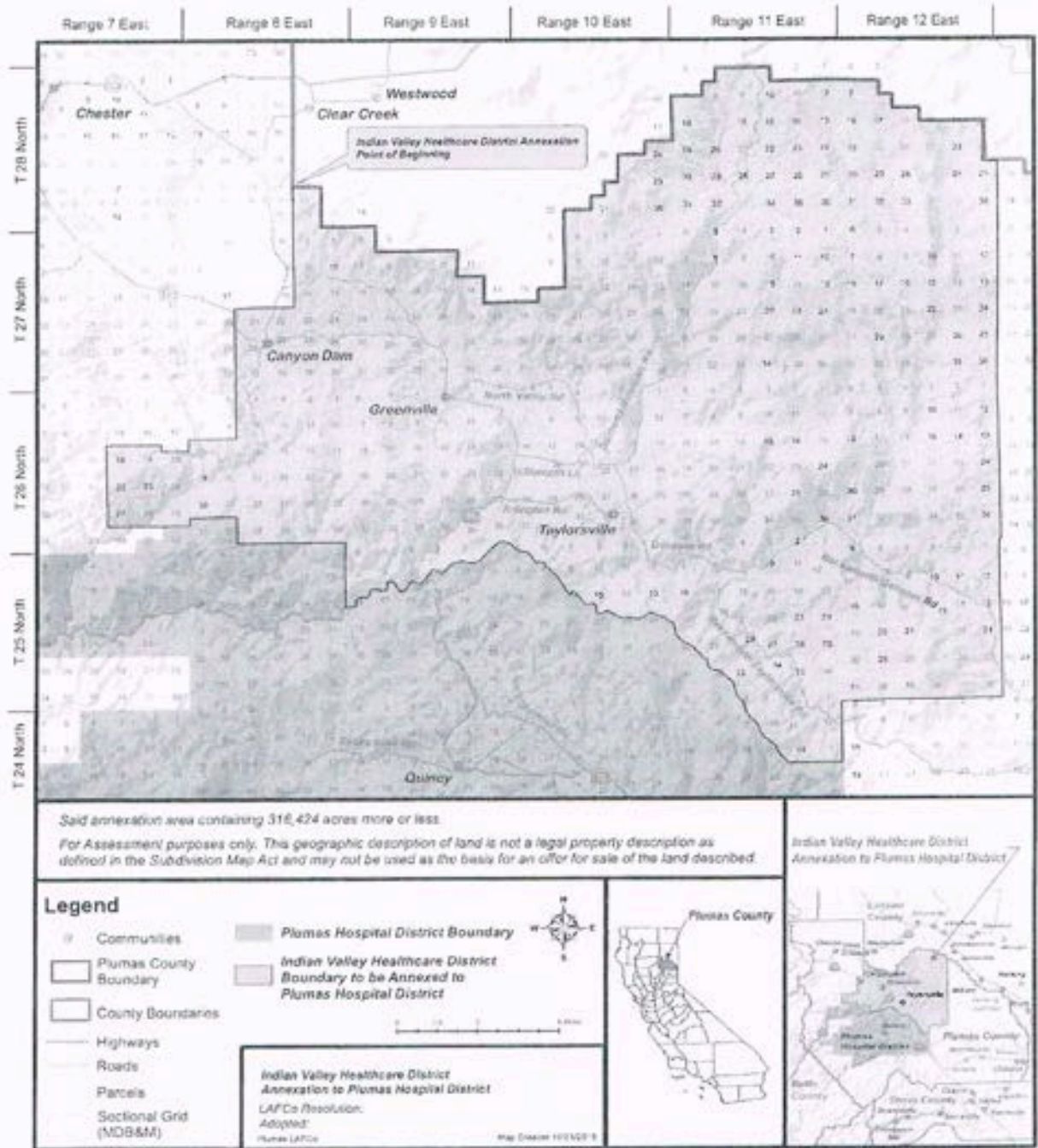


Exhibit C
Plan for Services
Annexation of Indian Valley Health Care District to the Plumas District Hospital and
Concurrent Dissolution of the Indian Valley Health Care District

- 1. A description of the level and range of each service to be provided to the affected territory.**

Following the proposed reorganization (Consisting of an annexation of Indian Valley Health Care District and a dissolution of the Indian Valley Health Care District), the reorganized district will continue providing the services currently provided by Plumas District Hospital. These services include a rural health clinic with telemedicine, EMS services, and off-site laboratory access. The reorganization will not affect the level or the range of services currently being provided.

- 2. An indication of when the service can be feasibly extended to the affected territory.**

Since the level and range of services, and the territory in which they will be provided, will remain the same following the reorganization, such services will continue to be provided without any break in service.

- 3. An identification of any improvement or upgrading of structures, road, water or sewer facilities, other infrastructure, or other condition the affected agency would impose upon the affected territory.**

The reorganized District may undertake improvements and upgrades to existing facilities, but those improvements and upgrades will not be required specifically due to the reorganization.

- 4. The estimated cost of extending the service and a description of how the service or required improvements will be financed. A discussion of the sufficiency of revenues for anticipated service extensions and operations is also required.**

The total estimated cost increase of providing services within the area of the reorganized district is zero, since the services are already being provided within the area.

- 5. Indicate any improvement or upgrading of structures, roads, sewers or water facilities, or other conditions the local agency would impose or require within the affected territory if the reorganization is completed.**

Indian Valley Health Care District does not anticipate any affect on any of the above issues. Should the reorganized district determine to undertake any projects affecting the above issues, it will be required to utilize the same process of permit approval as any other public agency.

6. Provide information about how services will be financed.

Both Indian Valley Health Care District and Plumas District Hospital currently receive property taxes based on the apportionment formula that is set by Plumas County per the state Revenue and Taxation code. The restructured district will continue to receive the same allocated property tax and will bill for medical services provided, as it currently does, to help offset public services and operational costs.