

Resolution 17-01

A Resolution to Convert Tahoe Paradise Resort Improvement District to Tahoe Paradise Recreation and Park District

Whereas, in 1961 the California legislature authorized the creation of resort improvement districts (Public Resources Code, section 13000, et seq), and

Whereas, in 1965 the El Dorado County Board of Supervisors created The Tahoe Paradise Resort Improvement District (TPRID) to own and operate Tahoe Paradise Park and to provide recreation and park services within the district, and

Whereas, in 1965 the California legislature provided that no new resort improvement districts may be created, but that existing districts may remain, and

Whereas, TPRID has existed for more than 50 years, and continues to exist, and

Whereas, provisions of Section 13000 have become outdated and in conflict with subsequent legislation and Constitutional provisions, and

Whereas, in 2010 the California legislature passed S. B. 1023 creating an expedited and low-cost procedure to encourage existing resort improvement districts to convert to more modern community services districts, and

Whereas, S. B. 1023 specifically provided an expedited, low-cost procedure for TPRID to convert to a recreation and parks district, and

Whereas, S. B. 1023 explicitly provides that if TPRID converts to a recreation and park district, it “shall retain all the powers, duties, responsibilities obligations, liabilities, and jurisdiction of TPRID, and shall have ownership, possession, and control of all books records, papers offices, and equipment, supplies, monies, funds, appropriations, licenses, permits, entitlements, agreements, contracts, claims, judgments, land, and other assets and property, real or personal, owned or leased by, connected with the administration of, or held for the benefit or use of, the Tahoe Paradise Resort Improvement District.”, and

Whereas, S. B. 1023 further provides that “No contract, lease, license, permit, entitlement, bond or any other agreement to which the Tahoe Paradise Resort Improvement District is a party shall be void or voidable by reason of the enactment of the accelerated reorganization, but shall continue in effect, with the proposed recreation and park district assuming all of the rights, obligations, liabilities, and duties of the proposed recreation and park district.”, and

Whereas, Tahoe Paradise Resort Improvement District has received assurances from the El Dorado LAFCO, private legal counsel, and the staff of the South Lake Tahoe Recreation



Facilities Joint Powers Authority of that there will be no negative consequences should Tahoe Paradise Resort Improvement District convert to a recreation and parks district, including no loss of Measure S and R funds, and

Whereas, if Tahoe Paradise Resort Improvement District does not convert, it may experience existential funding problems when Measure S and Measure R bond funding expire in 2030, and

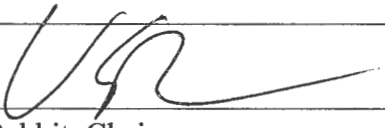
Whereas, under the provisions of S. B. 1023, the availability of the expedited conversion procedure will expire on January 1, 2018.

Be it, therefore resolved :

That by a vote of 4 to 0 the Board of Directors of the Tahoe Paradise Resort Improvement District hereby request the El Dorado Local Agency Formation Commission to convert Tahoe Paradise Resort Improvement to a new district to be titled Tahoe Paradise Recreation and Park District.

Voting Yes Judy Joe Pete Victor

Voting No _____

SIGNED  DATE 6-15-17
Victor Babbit, Chair

