

TOWN OF PARADISE

RESOLUTION NO. 11-07

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
PARADISE AUTHORIZING THE EXECUTION OF A TAX SPLIT FOR
THE MOONEY TERRITORY
ANNEXATION TO THE TOWN OF PARADISE
AND THE PARADISE IRRIGATION DISTRICT**

WHEREAS, John and Carol Mooney have petitioned for annexation of certain property to the Town of Paradise and the Paradise Irrigation District; and,

WHEREAS, the Town Council of the Town of Paradise has adopted a resolution of application requesting Butte County LAFCo to commence proceedings for the Mooney territory annexation to the Town of Paradise and the Paradise Irrigation District; and,

WHEREAS, the master property tax agreement entitled "Agreement Between Butte County and Cities regarding the Negotiated Exchange of Property Tax Revenue Related to Jurisdictional Change" in accordance with Revenue and Taxation Code Section 99, as amended, does not specify the sharing ratio between the Town of Paradise and the County of Butte; and,

WHEREAS, it is necessary for an agreement to be reached on the exchange of property taxes between the two entities before the annexation can be legally complete; and,

WHEREAS, the Town of Paradise and the County of Butte do not wish to delay annexation proceedings requested by the property owners.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PARADISE AS FOLLOWS:

SECTION 1. That the Town of Paradise agrees to the execution of a property tax split for the above-mentioned annexation with fifty-six percent (56%) of the real property tax revenue allocable to the town, and forty-four percent (44%) of the real property tax revenue to be allocable to the county. Said 56/44 percent split shall be executed prior to the submittal of a required annexation application to the Butte County LAFCo and remain in effect until otherwise agreed to by the town and county through an appropriate agreement.

SECTION 2. The Town Manager is authorized to take whatever action is necessary to implement this resolution.

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PASSED AND ADOPTED by the Town Council of the Town of Paradise this 5th day of April, 2011, by the following vote:

AYES: Steve "Woody" Culleton, Joe DiDuca, Scott Lotter,
Tim Titus and Alan White, Mayor

NOES: None

ABSENT: None

NOT VOTING: None



Alan White, Mayor

ATTEST:



Joanna Gutierrez, Town Clerk

APPROVED AS TO FORM:



Dwight L. Moore, Town Attorney