

RESOLUTION NO. 1819

A RESOLUTION OF THE YAVAPAI COUNTY BOARD OF SUPERVISORS ORDERING THE CONVERSION OF THE RED ROCK ROAD ENHANCEMENT MAINTENANCE DISTRICT TO A DISTRICT ESTABLISHED PURSUANT TO A.R.S.§48-1098

WHEREAS, On August 2, 2012 House Bill 2651 became effective, allowing a county improvement district formed for road enhancement improvements requiring ongoing maintenance to be converted to a district governed by an independent board of directors upon resolution by a county board of supervisors,: and

WHEREAS, At its regular meeting on June 18, 2012 the Yavapai County Board of Supervisors directed County staff to initiate those actions necessary to enable the conversion of the Red Rock Road Enhancement District (the "District") following the effective date of House Bill 2651; and

WHEREAS, At its regular meeting of July 16, 2012 the Board of Supervisors directed that (1) upon conversion, the District's board of directors would consist of five members, (2) written notice was to be sent to the owners of real property within the District stating that on November 20, 2012 the Board of Supervisors would consider action to (a) convert the District pursuant to A.R.S.§48-1098(A)(1) and establish a separate 5-member Board of Directors and (b) that the Board of Supervisors was inviting applications from prospective members of the Board of Directors; and

WHEREAS, On July 27, 2012 pursuant to the direction of the Board of Supervisors, a notice was mailed to each owner of the taxable property within the boundaries of the Red Rock Road Enhancement Maintenance District; and

WHEREAS, At its regular meeting of November 19, 2012 the Board of Supervisors unanimously appointed Steven Fiedler, Joanne F. Johnson, Mark J. Mumaw, David Norton and Richard V Sidy, as the initial members of the District's Board of Directors, said appointments to be effective as of January 1, 2013; and

WHEREAS, it was the intention of the Board of Supervisors that its approval of the subject appointments incorporate the Board's order of conversion of the District as referenced in the July 27, 2012 notice to property owners with the conversion to effective as of January 1, 2013; and

WHEREAS, the Board of Supervisors desires to expressly conform the effective date of its order of conversion of the District to the effective date of the appointments approved by the Board of Supervisors at its November 19th meeting.; and

THEREFORE, IT IS HEREBY ORDERED AND DIRECTED AS FOLLOWS:

1. That the Red Rock Road Enhancement District is converted to a district established pursuant to A.R.S.§48-1098 with an effective date of conversion of January 1, 2013.

2. That the initial Board of Directors shall consist of those members appointed by the Board of Supervisors at its November 19, 2012 meeting.
3. That the election dates shall be the general election date of each even numbered year, commencing in 2014, and terms of the directors shall expire on the last day of December following the election.

Dated and adopted this 22nd day of January, 2013

YAVAPAI COUNTY BOARD OF SUPERVISORS

A.G. "Chip" Davis

A.G. "Chip" Davis, Chairman

Attest:

/s/ Ana Wayman-Trujillo

Ana Wayman-Trujillo, Clerk