# BLACKLAKE SEWER CONSOLIDATION

FEBRUARY 27, 2020

TOWN HALL MEETING



# PROGRAM SCHEDULE

2:00/6:00 Introductions & Welcome

2:10/6:10 Presentations

2:45/6:45 Panel Format Question and Answer

# BLACKLAKE\NCSD OVERSIGHT COMMITTEE

- COMMITTEE CHAIR MR. DAN HALL
  - COMMITTEE MEMBER MR. DON DANA
  - COMMITTEE MEMBER MR. KEN PACOFSKY
  - COMMITTEE MEMBER MS. SANDY CAUGHILL
  - COMMITTEE MEMBER MR. STEPHEN SWINBURNE
  - COMMITTEE MEMBER MR. JESSE McGRAW



#### **PRESENTATIONS**

CONSOLIDATION - MARIO IGLESIAS, NIPOMO CSD

ASSESSMENT DISTRICT ENGINEER - MICHAEL MEDVE - WILLDAN ENGINEERING

FINANCING - KHALEN DWYER, COLUMBIA CAPITAL MANAGEMENT, LLC.

BOND COUNSEL - MARYANN GOODKIND, NORTON ROSE FULBRIGHT

PANEL QUESTION AND ANSWER



# CONSOLIDATION

MARIO IGLESIAS | GENERAL MANAGER

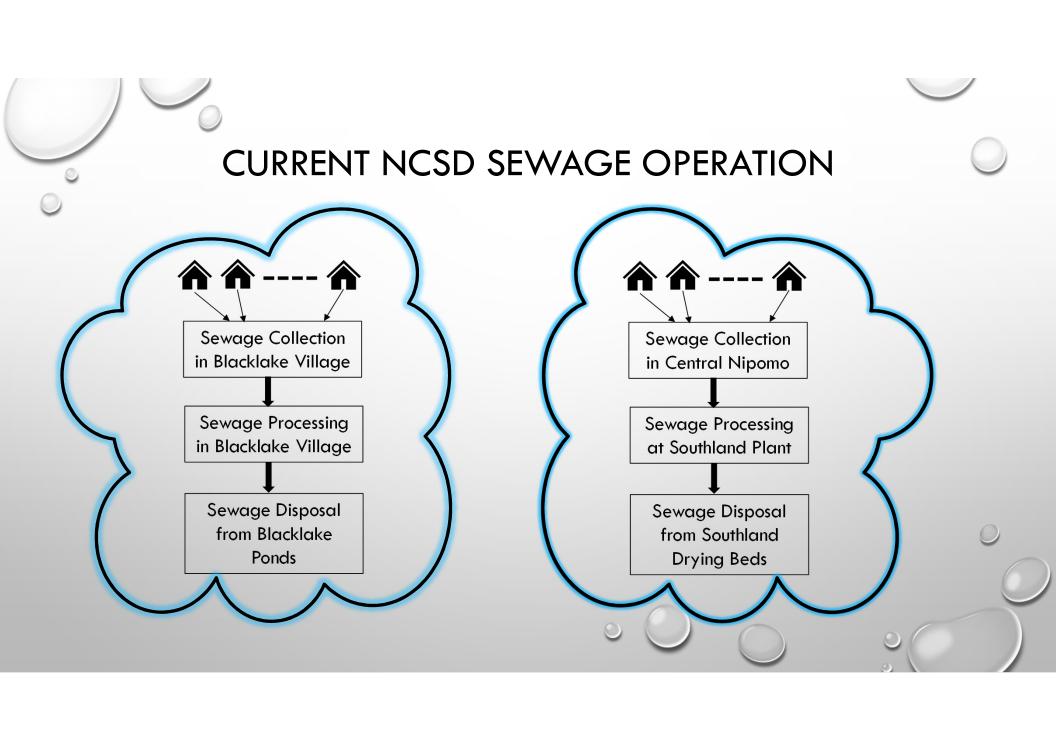
NIPOMO COMMUNITY SERVICES DISTRICT
PROVIDING CUSTOMERS WITH RELIABLE, QUALITY, AND COST-EFFECTIVE SERVICES NOW AND IN THE FUTURE.

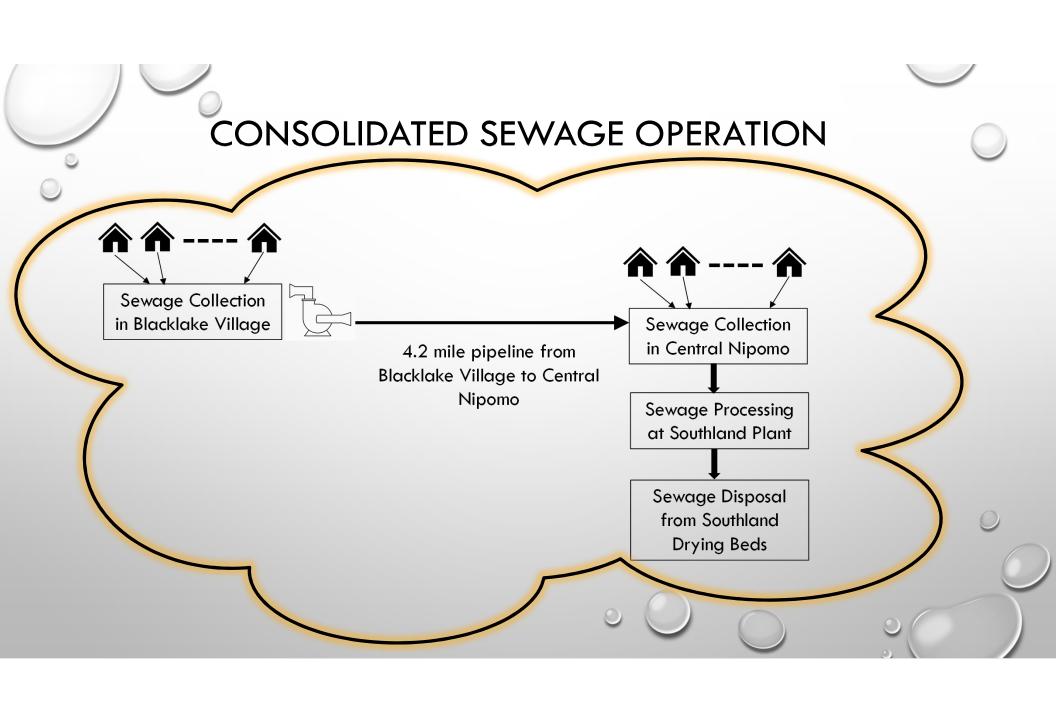
• 148 SOUTH WILSON STREET NIPOMO, CALIFORNIA 93444

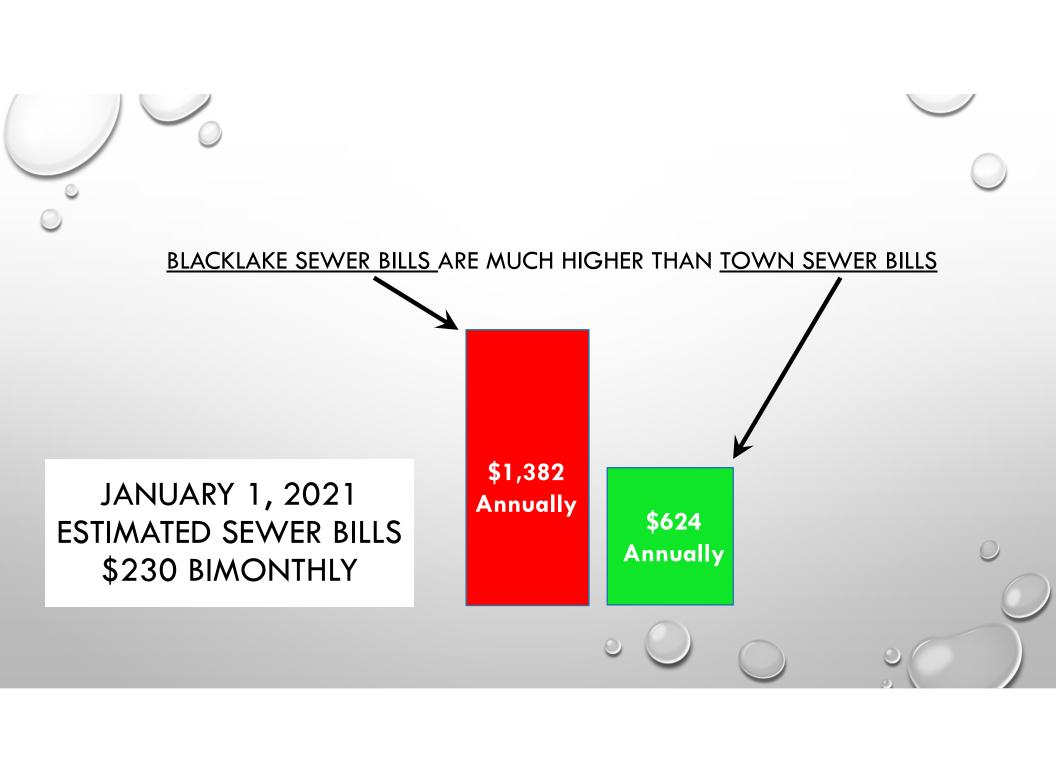
T. 805.929.1133

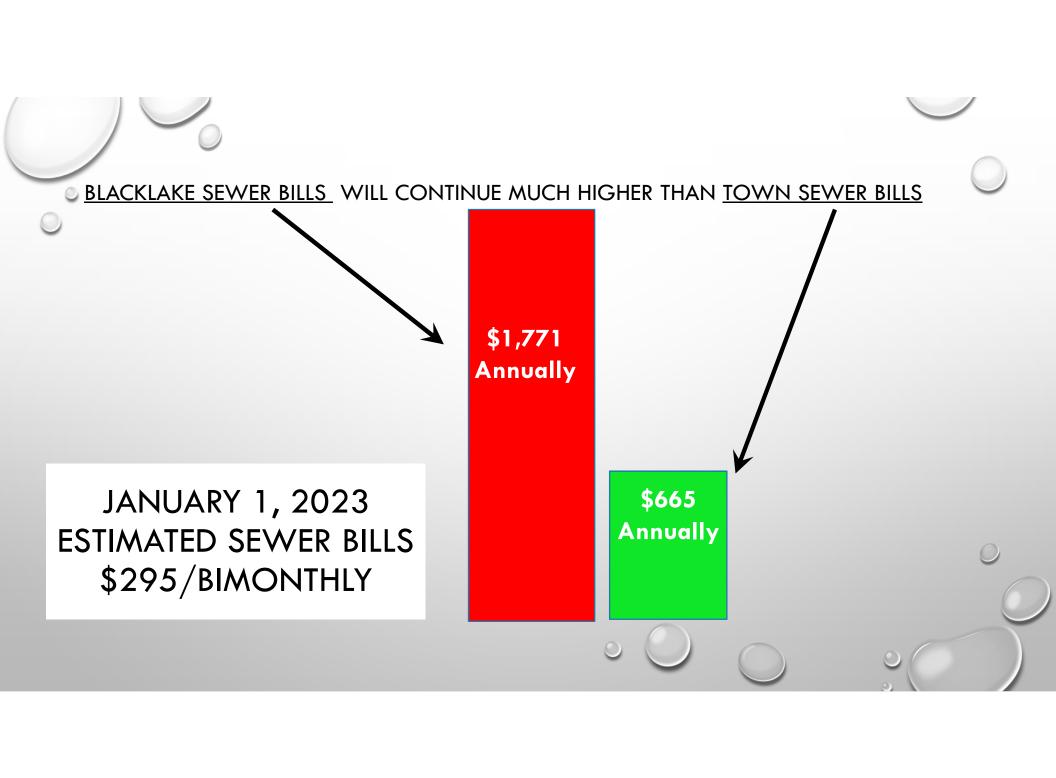
F. 805.929.1932











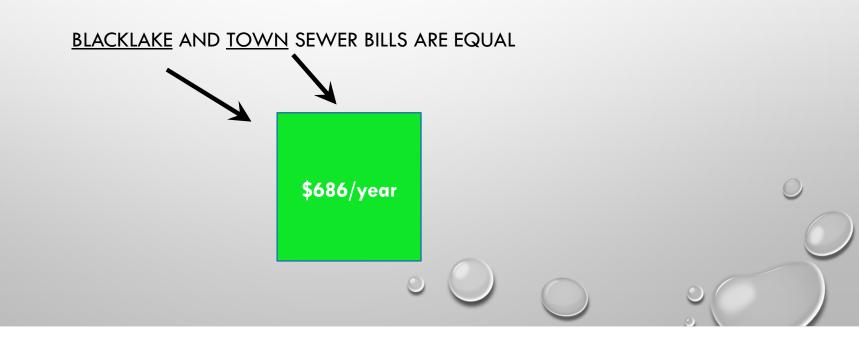


### QUESTIONS, WHY THE DIFFERENCE

- WHY ARE BL SEWER BILLS SO HIGH?
  - SEWER PLANT LIFE TYPICALLY 20 YEARS, BL SEWER PLANT IS 35 YEARS OLD
  - MORE MAINTENANCE COST TO OLDER SYSTEMS
  - ENTIRE SEWER PLANT COST SPREAD OVER 550 PLUS PARCELS, COMPARED TO TOWN SEWER SPREAD OVER 3,000 PLUS PARCELS
- WHY IS TOWN SEWER SO LOW?
  - ENTIRE PLANT WAS REBUILT IN 2015 MORE EFFICIENT, LOWER COST MODERN EQUIPMENT
  - MORE CUSTOMERS TO SHARE COST

# Objective: Provide Service at the Lowest Costs

JANUARY 1, 2024 SEWER BILLS WITH CONSOLIDATION





#### \$14 M CONSTRUCTION COST

- COSTS INCLUDES:
  - 4.2 MILES OF PRESSURIZED SEWER MAIN
  - NEW LIFT STATION TO PUMP SEWAGE TO SOUTHLAND WWTP
  - DEMOLITION OF OLD SEWER PROCESSING PLANT
  - REPAIRS OF EXISTING BLACKLAKE COLLECTION SYSTEM (EXISTING PIPES AND PUMPS)
  - AND FINANCING OF 30 YEAR BOND
- COST IS SHARED AMONG BLACKLAKE PARCELS
- ASSESSMENT WILL APPEAR ON ANNUAL PROPERTY TAX BILL (SPLIT INTO TWO PAYMENTS)
- PAID OFF OVER 30 YEARS, OR IMMEDIATELY TO GAIN A DISCOUNT



# PROJECT SCHEDULE

Task Name	'19	2020			2021			2022			2023			2024					
	4Q	1Q	2Q	3Q	4Q	1Q	2Q	3Q	4Q	1Q	2Q	3Q	4Q	1Q	2Q	3Q	4Q	1Q	2Q
Project Financing																			
Design																			
Permitting																			
Bid Phase																			
Construction																			



#### SIGNIFICANT DATES

- FEBRUARY 2020 ASSESSMENT ENGINEER'S REPORT

  ESTIMATE OF COST/PARCEL: \$23,443 MAXIMUM (\$1,450/YEAR/PROPERTY MAX)
- MARCH 19, 2020 BALLOTS MAILED TO RESIDENTS FOR ASSESSMENT MAJORITY PROTEST
   \*45 DAYS TO RESPOND\*
- MAY 13, 2020 MAJORITY PROTEST COUNT: REQUIRES < 50% PROTEST TO PASS</li>

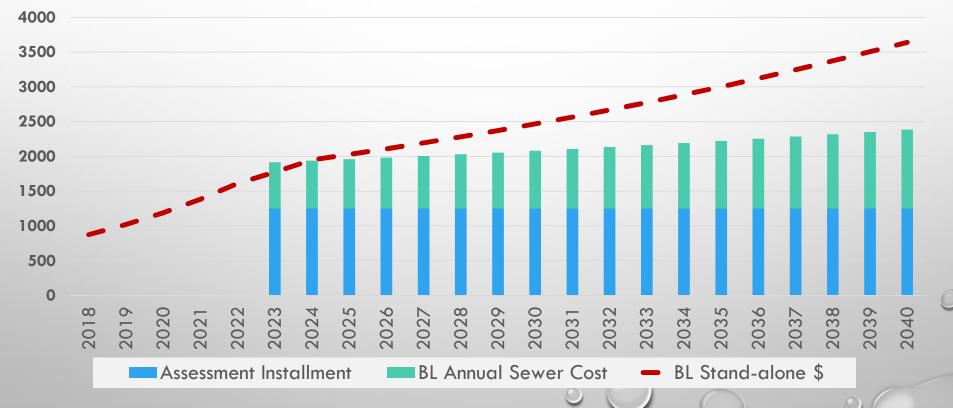
#### IF THE COMMUNITY SEE A BENEFIT AND ELECTS TO ADVANCE THE PROJECT

- JUNE 2022 DATE CONSTRUCTION BIDS OPENED
- JULY 2022 CONSTRUCTION BEGINS
- OCTOBER 2022 FIRST ASSESSMENT APPEARS ON PROPERTY TAX BILL
- DECEMBER 2023 CONSTRUCTION COMPLETE
- JANUARY 2024 BILL BLACKLAKE RESIDENTS EQUAL TO TOWN RESIDENTS

#### ANNUAL COST WITH AND WITHOUT CONSOLIDATION Planning - Blacklake Estimated Sewer Cost Comparison BL Stand-alone \$ Assessment Installment **BL** Annual Sewer Cost

#### ANNUAL COST WITH AND WITHOUT CONSOLIDATION







#### ASSESSMENT ENGINEER'S REPORT

#### MICHAEL MEDVE | MANAGING ENGINEER

WILLDAN FINANCIAL SERVICES
COMPREHENSIVE. INNOVATIVE. TRUSTED.

27368 VIA INDUSTRIA, SUITE 200
 TEMECULA, CALIFORNIA 92590
 T. 951.587.3549
 F. 951.587.3510

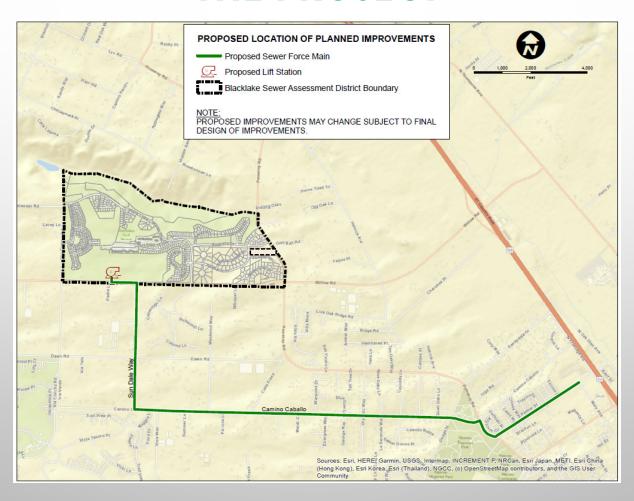


HTTP://WILLDAN.COM/

#### **OVERVIEW**

- 1913 ACT ASSESSMENT DISTRICT FORMED TO FINANCE SEWER SYSTEM IMPROVEMENTS
- PROJECT INCLUDES NEW LIFT STATION AND FORCE MAIN,
  DECOMMISSIONING AND DEMOLITION OF EXISTING FACILITY
  AND REPAIR OF EXISTING PUMP STATIONS AND COLLECTION
  SYSTEMS
- ALL BENEFITING PROPERTIES (BLACKLAKE AREA) TO BE ASSESSED
- COST OF CONSTRUCTION, INCIDENTALS AND FINANCING WILL BE SPREAD TO BLACKLAKE PROPERTIES BASED ON BENEFIT

# THE PROJECT



#### **SPECIAL BENEFIT**

- GENERAL BENEFITS CONFER TO THE PUBLIC-AT-LARGE AND CANNOT BE ASSESSED
- SPECIAL BENEFITS CONFER DIRECTLY TO PROPERTIES.
- THE IMPROVEMENTS WILL BE AVAILABLE TO SERVE ALL PROPERTIES
   WITHIN THE DISTRICT BOUNDARIES AND WILL ONLY BE AVAILABLE TO
   PROPERTIES WITHIN THE DISTRICT
- THE SPECIAL BENEFIT TO THE PROPERTIES ASSESSED IS THE AVAILABILITY OF A SANITARY SEWER SYSTEM, WHICH PROVIDES THE FOLLOWING:
  - CONVENIENT, RELIABLE, SAFE, AND AESTHETICALLY PLEASING CONVEYANCE AND TREATMENT OF SEWAGE AND WASTEWATER GENERATED BY THE PROPERTY.

#### **BENEFIT FORMULA**

- BENEFIT FORMULA BASED ON THE PROPERTIES OF EACH SEWER CONNECTION (SIMILAR TO SEWER RATE CHARGE FORMULA)
- CAPACITY, BIO-CHEMICAL OXYGEN DEMAND (BOD) AND SUSPENDED SOLIDS (SS) CONSIDERED EQUAL FACTORS
- BENEFIT MEASUREMENTS FROM AUGUST 2015 WASTEWATER
   RATE STUDY FOR TOWN SEWER SYSTEM

#### **BENEFIT UNITS**

Meter Size (inches)	Meter Capacity Ratio
Up to 1 inch	1.0
1.5	3.0
2	4.8

Customer Class	BOD (mg/l)	BOD Ratio	SS (mg/l)	SS Ratio
Residential	410	1.0	410	1.0
Non-Residential				
Commercial - Low Strength	410	1.0	410	1.0
Commercial - Medium Strength	660	1.61	660	1.61
Commercial - High Strength	1,650	4.02	1,160	2.83

$$\frac{1}{3} BOD \ Ratio + \frac{1}{3} SS \ Ratio + \\ \frac{1}{3} \ Capacity \ Ratio =$$
 Total EBUs

### **BENEFIT UNITS (CONT.)**

- 557 RESIDENTIAL AND NON-RESIDENTIAL PARCELS ARE ASSIGNED 1 EQUIVALENT BENEFIT UNIT (EBU)
- 2 NON-RESIDENTIAL PARCELS RECEIVE HIGHER EBU ALLOCATIONS BASED ON PROPERTIES OF THE CONNECTION

#### **ASSESSMENT CALCULATION**

Total Benefit Assessment \_ \_ Assessment Rate per EBU

- ASSESSMENT RATE PER EBU=\$23,442.77
- TWO PAYMENT OPTIONS:
  - UP FRONT
  - INSTALLMENTS THROUGH PROPERTY TAXES



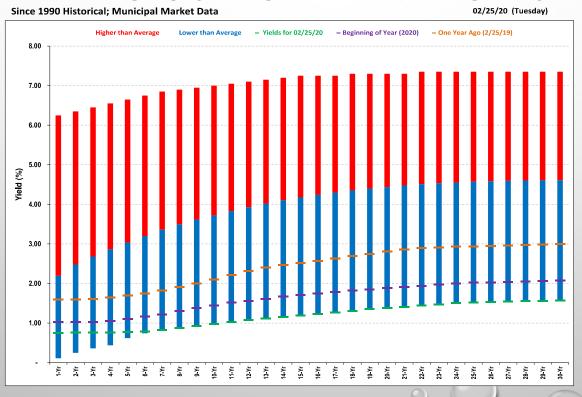
#### MUNICIPAL FINANCIAL ADVISOR

#### **Khalen Dwyer | Managing Director**

Columbia Capital Management, LLC. 100 N Brand Blvd Suite 605 Glendale, CA 91203 (818) 385-4900



# "AAA" MUNICIPAL BOND MARKET INTEREST RATES ARE CLOSE TO ALL TIME LOWS





# IMPACT OF BOND INTEREST RATES AVERAGE ASSESSMENT

BOND INTEREST RATE	EST. ANNUAL ASSESSMENT
2.90% as of 2/26*	\$1,212
3.00%	\$1,291
3.50%	\$1,369
4.00%	\$1,450
4.50%	\$1,533

Assessments can be prepaid in whole or in part on any September 2 or March 2 Assessment collections are used to pay bondholders

<sup>\*</sup> Based on Underwriter RFP Responses



#### **BOND COUNSEL**

#### Maryann Goodkind | Counsel

Norton Rose Fulbright US LLP 555 South Flower Street, Forty-First Floor, Los Angeles, California 90071, United States Tel +1 213 892 9328 | Fax +1 213 892 9494

maryann.goodkind@nortonrosefulbright.com

#### **NORTON ROSE FULBRIGHT**

Law around the world



nortonrosefulbright.com









# FINANCE/BONDS

- 1913 ACT ASSESSMENT DISTRICT IS FORMED PURSUANT TO MUNICIPAL IMPROVEMENT ACT OF 1913 (SECTION 10000 OF THE STREETS & HIGHWAYS CODE)
- 1915 ACT BONDS ARE ISSUED PURSUANT TO THE IMPROVEMENT BOND ACT OF
   1915 (COMMENCING WITH SECTION 8500 OF THE STREETS & HIGHWAYS CODE)
- PROPOSITION 218 COMPLY WITH PROCEDURAL REQUIREMENTS OF PROPOSITION 218 OMNIBUS IMPLEMENTATION ACT (COMMENCING WITH SECTION 53750 OF THE GOVERNMENT CODE)
- COMPLY WITH THE SPECIAL ASSESSMENT INVESTIGATION, LIMITATION AND MAJORITY PROTEST ACT OF 1931 (COMMENCING WITH SECTION 2800 OF THE STREETS & HIGHWAYS CODE)



#### **BOARD PROCEDURES**

- HOLD INFORMATIONAL MEETINGS WITH BOARD (1/22/20) AND STAKEHOLDERS (2/27/20)
- MARCH 11, 2020 BOARD CONSIDERS FOR ADOPTION (I) RESOLUTION OF INTENTION TO
  FORM ASSESSMENT DISTRICT, (II) RESOLUTION PRELIMINARILY APPROVING THE ENGINEER'S
  REPORT AND SETTING A DATE FOR A MARCH 11, 2020 PUBLIC HEARING AND (III) RESOLUTION
  APPROVING BALLOTS PROCEDURES.
- MARCH 19, 2020 MAIL NOTICE TO RECORD OWNER OF EACH PARCEL SUBJECT TO ASSESSMENT, E.G. REASON FOR ASSESSMENT, AMOUNT, ETC.,
- MARCH 19, 2020 MAIL BALLOT FOR RECORD OWNER TO INDICATE SUPPORT OR OPPOSITION TO THE PROPOSED ASSESSMENT.
- HOLD FURTHER INFORMATIONAL MEETINGS, IF NECESSARY.
- MAY 13, 2020 PUBLIC HEARING (NOT LESS THAN 45 DAYS AFTER NOTICE IS MAILED).



#### MAJORITY PROTEST HEARING

- BALLOTS MAY BE RETURNED AT ANY TIME PRIOR TO THE CONCLUSION OF THE PUBLIC HEARING.
- BALLOTS THAT ARE RETURNED ARE TABULATED FOLLOWING THE PUBLIC HEARING.
- BALLOTS ARE WEIGHTED ACCORDING TO THE AMOUNT OF THE ASSESSMENT FOR EACH AFFECTED PROPERTY.
- IF BALLOTS IN FAVOR OF ASSESSMENT DISTRICT EXCEED BALLOTS OPPOSED,
  THERE IS NO MAJORITY PROTEST AND BOARD MAY FORM ASSESSMENT
  DISTRICT.



- MAY 20, 2020 MAILED NOTICE TO PROPERTY OWNERS WITH OPTION TO PAY OFF THE ASSESSMENT WITHIN THE 30-DAY CASH COLLECTION PERIOD (JUNE 19) AND RECEIVE A FINANCING DISCOUNT (12%)
- IF ELECT NOT TO PAY, THEN ANNUAL INSTALLMENTS OF UNPAID ASSESSMENTS ARE PLACED ON TAX
  ROLL AND ASSESSMENT LIEN RECORDED ON PROPERTY
- JULY 8, 2020 RESOLUTION TO AUTHORIZE TAX-EXEMPT BONDS SECURED BY UNPAID
   ASSESSMENTS PAYABLE IN SEMI-ANNUAL PAYMENTS ON COUNTY PROPERTY TAX BILL AT INTEREST
   RATE EQUAL TO BONDS
- JULY 22, 2020 SELL BONDS
- AUGUST 12, 2020 ISSUE TAX-EXEMPT BONDS REPRESENTING UNPAID ASSESSMENTS
- JULY 2022 PLACE ANNUAL INSTALLMENTS OF UNPAID ASSESSMENTS ON COUNTY TAX ROLL FOR FISCAL YEAR 2022-23 (COMMENCING NOVEMBER 2022 AND MARCH 2023 TAX BILLS).
- PROPERTY WITH DELINQUENT ASSESSMENT INSTALLMENTS MAY BE SUBJECT TO EARLY FORECLOSURE

