

FILED

MAR 28 2025

RESOLUTION NO. 25-479

BY HW DEPUTY
REGISTRAR OF VOTERS

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
BEAR VALLEY COMMUNITY HEALTHCARE DISTRICT
CALLING AN ELECTION ON JUNE 24, 2025, TO CONFIRM A SPECIAL TAX UPON
ALL TAXABLE PARCELS OF REAL PROPERTY WITHIN THE DISTRICT;
ESTABLISHING A DEADLINE DATE FOR RECEIPT OF WRITTEN ARGUMENTS
FOR AND AGAINST THE MEASURE; AND REQUESTING
SAN BERNARDINO COUNTY TO RUN A SPECIAL ELECTION ON
BEHALF OF THE DISTRICT**

WHEREAS, Bear Valley Community Healthcare District (the "District") was formed in 1974 pursuant to Health & Safety Code Section 32000 et seq., for the purpose of operating a hospital (the "Hospital") and providing services to help promote the health of the residents of the District and

WHEREAS, the Hospital is the only hospital within the Bear Valley community providing acute medical care and Emergency Room (ER) services, is open and fully operational 24/7, and operates a skilled nursing facility to care for local residents requiring 24-hour care; and

WHEREAS, the District's income from all sources, including current taxes and managed care contractual fees generated from patient care services, is inadequate for operating the Hospital and related services; and

WHEREAS, sufficient revenue cannot be raised through fees generated from patient care services because charity care and other financial assistance programs, cutbacks from third party payors (including Medicare, Medi-Cal, insurance plans, health maintenance organizations, and similar payors), high labor, supply, and equipment costs due, in large part, to inflationary pressure, and other reasons; and

WHEREAS, the voters approved the parcel tax in elections in 1999, 2003, 2014, and 2024, voting overwhelmingly to approve this vital funding stream to support the District's hospital and ER; and

WHEREAS, pursuant to Government Code Sections 53720-53730.02, a special tax may be assessed in Bear Valley Community Healthcare District by an affirmative vote of two-thirds of the voters within the District voting upon a measure to authorize this special tax; and

WHEREAS, this Board of Directors finds that the special tax would benefit all parcels within the District because keeping the Hospital open and continuing to provide other health care services (1) increases the value of all of the property located within the District; (2) helps promote the highest and best use of the land in the District, including recreational uses or development; (3) is essential to help promote the health of the

residents of the District, particularly since the next closest hospital is approximately 50 minutes from the Hospital; (4) promotes the local economy by employing a number of residents of the District; (5) improves access to better insurance coverage and lower premium rates; (6) improves the quality of life for residents of the District by providing health care services and programs for everyone from infants to senior citizens; (7) provides expeditious treatment for employees who become ill or are injured on the job; (8) helps attract and retain new businesses; and (9) benefits commercial and industrial properties and their businesses by making the area more attractive to vacationers and residents who may patronize or be employees of the businesses; and

WHEREAS, pursuant to Election Code sections 9342 and 9140, the District may request the County to run a special election to approve the special tax on behalf of the District; and

WHEREAS, on March 27, 2025, the Board of Directors held a regular meeting after due notice to consider calling a special election for the purpose of submitting to the qualified electors of the District a ballot measure proposing the extension of the annual special parcel tax for a ten-year period commencing July 1, 2025, to provide for the continued operation and maintenance by the District of a hospital and its associated services; and

WHEREAS, it is the desire of this Board of Directors to conduct an election on June 24, 2025, for the purpose of obtaining authorization for the imposition of a special tax within the District for a period of ten (10) years;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Bear Valley Community Healthcare District as follows:

SECTION A. FINDINGS

1. The Board of Directors finds that a special tax is necessary to fund ongoing hospital operations including the acquisition of up-to-date medical technology and equipment, ensuring the Hospital has qualified doctors and nurses, and is in the best interest of the residents.
2. The funds generated shall be used exclusively for the purposes specified in Section A.1., above, ensuring accountability and transparency.
3. The amount and method of taxation shall be reasonable, equitable, uniform, and consistent with the needs identified.

SECTION B. IMPOSITION OF SPECIAL TAX

1. If approved by voters, a special tax will be imposed upon all taxable parcels within the District. The records of the San Bernardino County Assessor as of March 1 of each year preceding the applicable fiscal year shall determine for the purpose of the special tax whether or not any particular parcel of real property is taxable or exempt from taxation, except that the Board of Directors may exempt any specific parcel upon request by the taxpayer in such form and procedure as

may be determined by the District. "Parcel of real property" as used in this Resolution shall be defined as any unit of real property in the District that receives a separate tax bill from the San Bernardino County Treasurer/Tax Collector, without regard to whether the real property constitutes a legally subdivided parcel, in accordance with California law.

2. The rate of the special tax shall be \$40.00 per parcel.
3. The tax shall be levied annually, commencing on July 1, 2025, and shall continue for a period of ten years.
4. The special tax, together with all penalties and interest thereon, shall constitute a lien upon the parcel upon which it is levied until it has been paid, and the special tax, together with all penalties and interest thereon, shall, until paid, constitute a personal obligation to the District by the persons who own the parcel on the date the tax is due.

SECTION C. ADMINISTRATION AND OVERSIGHT

1. The San Bernardino County Tax Collector shall be responsible for the collection and administration of this special tax. Beginning with the fiscal year 2025-2026 the special tax imposed hereby shall be collected in the same manner, on the same dates, and subject to the same penalties and interests in accordance with established dates as, or with, other charges and taxes fixed and collected by the County of San Bernardino on behalf of the Bear Valley Community Healthcare District, and the County may deduct its reasonable costs incurred for such services before remittal of the balance to the District.
2. The District shall create a designated account into which the proceeds of the tax shall be deposited pursuant to Government Code section 50075.1,
3. The Chief Financial Officer shall file with the Board of Directors no later than January 1 of each year a report identifying (i) the amount of funds collected and expended and (ii) the status of any project funded by the special tax as required by Government Code section 50075.3.
4. The Board of Directors shall be empowered to amend this Resolution by three (3) affirmative votes of the members thereof in order to carry out the general purposes of this measure, in order to conform to state law that permits the County Tax Collector, or other proper official, to collect a tax such as is levied by Healthcare Measure in conjunction with County taxes, or in order to assign duties pursuant to the measure to other officers; provided, however, that no amendment shall permit the levy of a tax in excess of the amount set forth in paragraph 1.

SECTION D. BALLOT MEASURE

1. An election shall be conducted within Bear Valley Community Healthcare District on June 24, 2025, to submit to the voters a measure authorizing the District to levy an annual special tax on each taxable parcel of real property within the District for ten (10) years, beginning July 1, 2025.
2. The deadline date of April 7, 2025, at 12:00 noon is established for receipt of written arguments for or against the measure. The deadline date of April 11,

2025, at 5:00 PM is established for the receipt of rebuttal arguments. Written arguments and rebuttals may be submitted by members of this Board of Directors, any voter or bona fide association of voters within the District, or any combination thereof. Arguments must be accompanied by form statement 9600. Written arguments shall not exceed 300 words in length and shall be filed with the San Bernardino County Registrar of Voters at 777 E. Rialto Ave., San Bernardino, CA 92415.

3. The Healthcare Measure to be submitted to the voters shall be as follows:

<u>Maintaining Local Hospital and Emergency Healthcare Services Parcel Tax Measure:</u> To maintain local access to advanced, life-saving emergency medical care, keep medical technology and equipment up-to-date, and ensure Bear Valley Community Hospital has enough qualified doctors and nurses; shall Bear Valley Community Healthcare District's measure be adopted replacing its expiring parcel tax at a rate of \$40 per parcel, providing \$1.2 million dollars annually for 10 years, with independent audits, no money for administrators, and all funds dedicated to Bear Valley Community Hospital services?	YES NO	
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4. The measure shall require a two-thirds approval of the electorate as mandated by law.
5. The San Bernardino County Board of Supervisors is hereby requested to order that a special election on this measure be conducted on June 24, 2025, and that the County Registrar of Voters conduct the election for the District. The District shall assist the County of San Bernardino as needed to prepare for and conduct the special election with the District.
6. Pursuant to Elections Code section 1405(b), the special election will be held and conducted, certificates of election issued, and all other proceedings incidental to and connected with the election shall be regulated and done in accordance with the provisions of law regulating the special election.
7. The Secretary of this Board of Directors, Ellen Clarke, shall file, or cause to be filed, certified copies of this Resolution with the Clerk of the Board of Supervisors of San Bernardino County and with the San Bernardino County Registrar of Voters on or before 5:00 PM on March 28, 2025. The Registrar of Voters office will publish this Resolution in a newspaper of general circulation printed and published in the District.

SECTION E. SEVERABILITY

If the ballot measure extending the District's special parcel tax for hospital and healthcare services is approved by the qualified voters of the District, the special parcel tax shall not apply to any person, entity, or property as to whom or which it is beyond the power of the District to impose the tax herein provided. If for any reason any provision of this Resolution, the Ballot Measure, or the application thereof is found to be invalid, or if the special parcel tax is found inapplicable to any particular parcel within the District by a Court of competent jurisdiction, the balance of this Resolution, the Ballot Measure, and the application of the special parcel tax to the remaining parcels within the District shall not be affected and, to the end, the provisions of this Resolution and the Ballot Measure are severable.

SECTION F. EFFECTIVE DATE

This resolution shall take effect immediately upon its adoption.

The Secretary of this Board of Directors and the District's Legal Counsel are authorized and instructed to take such further action as may be necessary in preparing for and conducting the consolidated election.

Adopted this 27th day of March, 2025.



Steven H. Baker
Board of Directors of Bear Valley
Community Healthcare District

ATTEST:



Ellen Clarke, Secretary
Board of Directors of Bear Valley
Community Healthcare District

BEAR VALLEY COMMUNITY HEALTH DISTRICT

CERTIFICATE OF SECRETARY

I, the undersigned, do hereby certify:

- 1. That I am the duly elected and acting Secretary of Bear Valley Community Healthcare District ("District").**
- 2. That the Directors of the above District held a regular meeting on March 27, 2025, that a quorum of the Directors were present, and a majority of the quorum duly adopted the foregoing resolution.**

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Secretary this 27 day of March 2025.

Bear Valley Community Healthcare District

By: Ellen Clarke
Ellen Clarke, Secretary