

RESOLUTION NO. 2014-0137

Adopted by the Sacramento City Council

May 27, 2014

APPROVING ENGINEER'S ANNUAL REPORT AND INTENTION TO ORDER MAINTENANCE OF IMPROVEMENTS FOR THE VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT 2011-01 FISCAL YEAR 2014/15 (Pursuant to Landscaping and Lighting Act of 1972)

BACKGROUND

- A. The Village Garden Landscape Maintenance District No. 2011-01 (District), the boundaries of which are depicted in Exhibit A, was established by the City Council and approved by the property owners on July 19, 2011.
- B. The City Council established the District under the Landscaping and Lighting Act of 1972 (part 2 of Division 15 in the Streets and Highways Code, beginning with Section 22500) (the 1972 Act), and has previously levied assessments on property in the District to pay for landscaping maintenance services and related services to be provided within the District, all in accordance with the 1972 Act.
- C. The Supervising Engineer of the Department of Public Works, the person designated by this Council as the Engineer of Work for the District, was directed to file an updated annual report in accordance with the provisions of the 1972 Act.
- D. The updated annual report includes an analysis that quantifies the amount of special benefit derived from District activities by the parcels paying the assessment. The result of the analysis is that 79.81% of the services provided in the district are a special benefit to the parcels within the District and 20.19% of the services are a general benefit to people outside of the District. Pursuant to state law, the City can only collect assessments in the amount needed to provide special benefit and must utilize other sources of funding to provide the general benefit portion. A detailed budget is shown on Exhibit B.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Council finds and determines that the background statements A through D are true and correct.

Section 2. The City Council hereby approves the Engineer's updated Annual Report (FY2014/15) on file with the Public Improvement Finance division, designated by the City Clerk to be the repository of documents associated with special districts.

Section 3. The City Manager is authorized to make any necessary budgetary adjustments associated with the approval of the Engineer's Annual Report for FY2014/15.

Section 4. The City Council intends to levy and collect assessments within the District during FY2014/15. The area of land to be assessed is located in the City of Sacramento, Sacramento County.

Section 5. The maintenance of improvements to be made in this assessment district is generally described as follows:

Furnish all tools, equipment, apparatus, facilities, labor, material, supplies, and utilities necessary or desirable to maintain and service the landscape improvements as shown on Exhibit A, and more particularly described on plans and specifications approved by the City of Sacramento on file at the City of Sacramento, Public Improvement Finance division, 915 I Street, 3rd Floor, Sacramento, California 95814.

The improvements generally consist of masonry walls, landscaping, and irrigation systems for the landscape areas within or adjacent to the residential subdivisions identified on the attached schematic diagram. Maintenance of the improvements will include, but not be limited to, periodic mowing of grass, trimming of trees and shrubs, and fertilizing, together with the regular furnishing of water for irrigation of all plant material, and the repair, maintenance, and replacement of the irrigation system, planted materials, and amenities. Maintenance of masonry walls includes periodic repair as required.

Section 6. In accordance with this Council's resolution directing the filing of an annual report, the Engineer of Work has filed, with the Public Improvement Finance division, the report required by the 1972 Act. All interested parties are referred to that report for a full and detailed description of the improvements, the boundaries of the assessment district and the proposed assessments upon assessable lots and parcels of land within the assessment district.

Section 7. At the hour of 6:00 pm on Tuesday, June 17, 2014, the City Council will conduct a public hearing on the questions of the levy of the proposed annual assessment. The hearing will be held at the meeting place of the City Council located in the City Hall, 915 I Street, First Floor, Sacramento, California.

Section 8. The proposed assessment of \$122.76, per single family home, is 11% lower than last year's assessment of \$138.15 and 26% below the maximum allowed assessment of \$165.82 for FY2014/15 as shown on Exhibit B.

Section 9. The City Clerk is authorized and directed to give the notice of hearing required by the 1972 Act.

Section 10. Exhibits A and B are part of the resolution.

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Exhibit A: District Boundary Map

Exhibit B: FY2014/15 District Budget & Parcel Assessment

Adopted by the City of Sacramento City Council on May 27, 2014, by the following vote:

Ayes: Members Ashby, Cohn, Fong, Hansen, McCarty, Pannell, Schenirer, Warren, and Mayor Johnson.

Noes: None

Abstain: None

Absent: None

Attest:

Shirley A. Concolino Digitally signed by Shirley A. Concolino
DN: cn=Shirley A. Concolino, o=City of Sacramento, ou=City Clerk, email=sconcolino@cityofsacramento.org, c=US
Date: 2014.06.02 09:49:37 -07'00'

Shirley Concolino, City Clerk

Exhibit B: FY2014/15 District Budget & Parcel Assessment

**Village Garden Landscape Maintenance District No. 2011-01
FY2014/15**

District Budget

	Total Costs	Fund 2231 79.81%	General Benefit Contribution 20.19%
District Resources			
Estimated Beginning Fund Balance		\$ 8,793	
Total Assessed to Property Owners		\$ 28,972	
Total Resources		\$ 37,765	\$ 5,012
District Expenditures			
Maintenance Tasks			
Street Maintenance	\$ 12,822	\$ 10,233	\$ 2,589
Inspections & corrective Action	\$ 5,000	\$ 3,991	\$ 1,010
Utilities	\$ 7,000	\$ 5,587	\$ 1,413
Administrative Costs			
Public Improvement Financing			
Administration	\$ 3,170	\$ 3,170	
Parcel reporting	\$ 159	\$ 159	
Accounting			
Administration	\$ 952	\$ 952	
County Billing	\$ 200	\$ 200	
Total Expenditures	\$ 29,303	\$ 24,291	\$ 5,012
Contingency Increase/(Decrease)	\$ 4,681	\$ 4,681	
Total Budget	\$ 33,984	\$ 28,972	\$ 5,012
Estimated Ending Fund Balance		<u>\$ 13,474</u>	
Year-Over-Year Change in Fund Balance		<u>\$ 4,681</u>	

Parcel Assessment

District Name	FY2014/15 Maximum Assessment	FY2013/14 Assessment per Residential Parcel	FY2014/15 Assessment per Residential Parcel
Village Garden Landscape Maintenance District No. 2011-01	\$165.82	\$138.15	\$122.76

The annual assessment may be increased for inflation. The amount of the increase will be based on the change in the February-over-February Consumer Price Index for the San Francisco-Oakland-San Jose area (All Urban Consumers) or a substitute index of a similar nature should that index be discontinued.

Note: If the change in the February-over-February CPI is negative in any given year, the maximum assessment in the subsequent tax year will remain the same as in the prior year.