



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2604
www.CityofSacramento.org

CONSENT
May 18, 2010

Honorable Mayor and
Members of the City Council

Title: Neighborhood Lighting District – Initiate Annual Proceedings

Location/Council District: This district includes 3 separate neighborhoods: Youngs Heights, Council District 2; Swanston Estates, Council District 3; and Colonial Heights, Council District 5 and District 6. (Attachment 3, Page 6)

Recommendation: Adopt 1) a **Resolution** directing Filing of Annual Report for Fiscal Year (“FY”) 2010/11 for the Neighborhood Lighting District; and 2) a **Resolution** approving Engineer’s Annual Report and Intention to Order Maintenance of Improvements for FY2010/11 for the Neighborhood Lighting District and setting a time and place for a Public Hearing for June 15, 2010.

Contact: Brian Wong, Program Specialist, (916) 808-5778; Mark Griffin, Fiscal Manager, (916) 808-8788

Presenters: Not Applicable

Department: Finance

Division: Public Improvement Financing

Organization No: 06001321

Description/Analysis

Issue: The Neighborhood Lighting District (“District”) is required by the California Streets and Highways Code to present an annual budget to City Council for approval. Approval of the annual budget will authorize the City to collect assessments in the amount sufficient to provide funding for maintenance of the neighborhood lighting in this District for FY2010/11.

Policy Considerations: The annual proceedings for this District are being processed as set forth in the Landscaping and Lighting Act of 1972 (“1972 Act”), California Streets and Highways Code sections 22500, et seq. This action is consistent with the Strategic Planning Focus Area of Sustainability and Livability.

Environmental Considerations: Under California Environmental Quality Act (CEQA) guidelines, annual proceedings of a Special District do not constitute a project, and are therefore exempt from review.

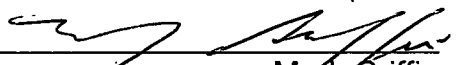
Sustainability Considerations: There are no sustainability considerations applicable to the formation process and administration of a special district.

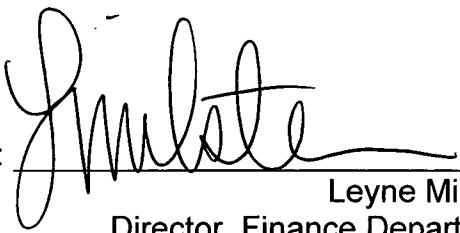
Committee/Commission: None

Rationale for Recommendation: The actions in the recommended Resolutions are required by the California Streets and Highways Code, as set forth in Section 22500 of the 1972 Act, for annual proceedings of an existing district.

Financial Considerations: The District assessment budget for FY2010/11 is \$37,007 resulting in a FY2010/11 annual assessment of \$24.80 per typical single family lot. The cost for each neighborhood as well as a breakdown of cost per single family lot is provided in Exhibit B (page 12). The costs are detailed in the Engineer's Report on file with the City Clerk. The District is self-supporting and has no impact on the General Fund.

Emerging Small Business Development (ESBD): City Council approval of these proceedings is not affected by City policy related to the ESBD Program.

Respectfully Submitted by: 
Mark Griffin
Fiscal Manager, Finance Department

Approved by: 
Leyne Milstein
Director, Finance Department

Recommendation Approved:


Gus Vina
Interim City Manager

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BACKGROUND

On October 22, 1996, City Council approved formation of the Neighborhood Lighting District No. 96-07 ("District") (Resolution No. 96-577) for the Swanston Estates neighborhood. The District provides an affordable means of providing for neighborhood lights by placing lights on SMUD wood poles. Two other neighborhoods, Youngs Heights and Colonial Heights, have since annexed to the District.

The District services include the annual energy cost and maintenance of neighborhood lights installed on wood poles, and the district administration and billing costs. A provision was included to mitigate cost increases based on the Consumer Price Index (CPI), San Francisco area, all items, provided that this increase does not exceed three percent (3%) in any year. Since the change in the February 2010 CPI index was 1.8% over the prior year, the annual assessments can be increased by 1.8%. The FY2010/11 annual assessment will be \$24.80 per typical single-family lot in each neighborhood.

Each year the City must adopt a new Engineer's Report and budget. The recommended Council action is necessary to allow staff to notify the public of the proposed hearing, which has been set for June 15, 2010. At the conclusion of the public hearing staff will recommend Council adopt the budget and levy the assessments.

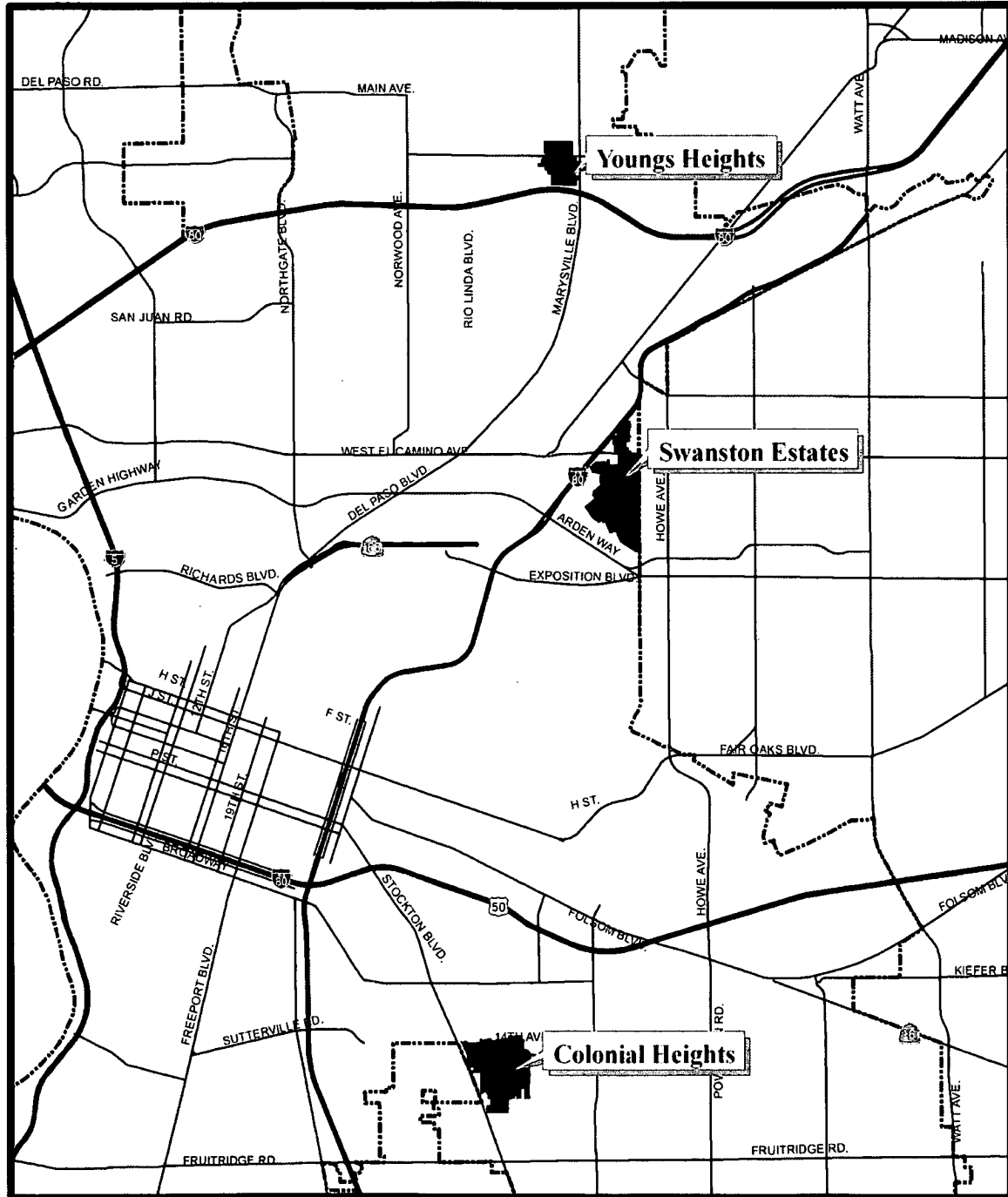
The total cost to property owners in FY2010/11 is projected to be \$37,007.



A map of the District is included as Exhibit A to the resolutions.

SCHEDULE OF PROCEEDINGS
NEIGHBORHOOD LIGHTING DISTRICT
FY2010/11 SCHEDULE

May 18, 2010	Council Considers Resolution of Intention and Sets Date for Public Hearing
May 24, 2010	Publish Notice of Meeting and Hearing
June 15, 2010	City Council – Public Hearing Council Orders Annual Levy
August 2010	Assessments to County for Placement on Tax Roll

Neighborhood Lighting District 96-07



 City Boundary
 District Boundary

0 0.5 1 2 Miles



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RESOLUTION NO.

Adopted by the Sacramento City Council

DIRECTING FILING OF ANNUAL REPORT FOR THE NEIGHBORHOOD LIGHTING DISTRICT FY2010/11 (Pursuant to Landscaping and Lighting Act of 1972)

BACKGROUND:

- A.** The Neighborhood Lighting District ("District"), as depicted in Exhibit A, was established by the City Council and approved by the property owners on October 22, 1996.
- 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 Council is fully advised in this matter.

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

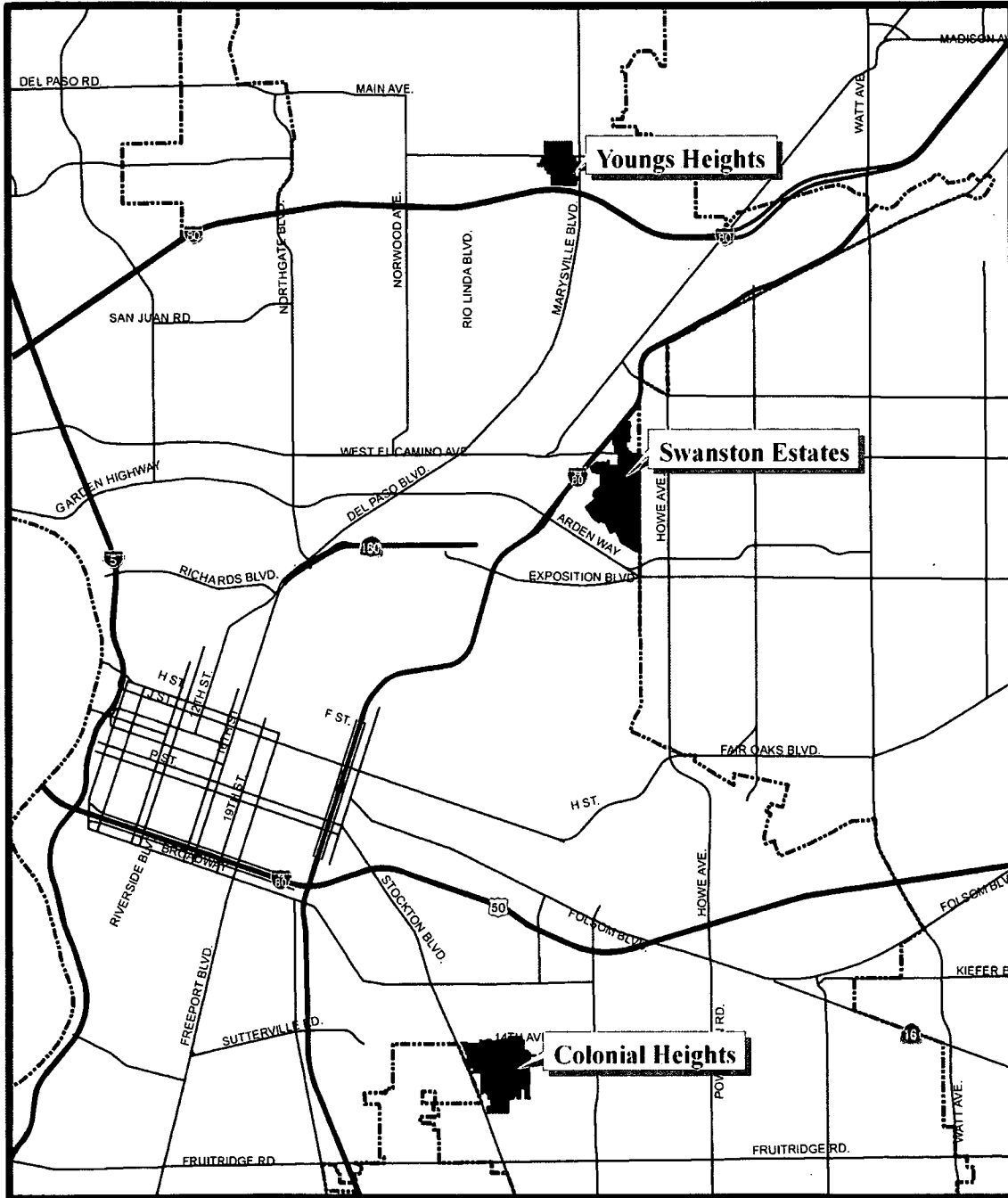
- Section 1.** The City Council finds and determines that the background statements A through C are true and correct.
- Section 2.** The Supervising Engineer of the Department of Transportation, the person designated by this Council as the Engineer of Work for the District, is hereby directed to file an annual report in accordance with the provisions of the Landscaping and Lighting Act of 1972.
- Section 3.** This resolution is adopted pursuant to Section 22622 of the Streets and Highways Code.
- Section 4.** Exhibit A is part of the resolution.



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Exhibit A: District Map -1 Page

EXHIBIT A

Neighborhood Lighting District 96-07



 City Boundary
 District Boundary

0 0.5 1 2 Miles



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RESOLUTION NO.

Adopted by the Sacramento City Council

APPROVING ENGINEER'S ANNUAL REPORT AND INTENTION TO ORDER MAINTENANCE OF IMPROVEMENTS FOR THE NEIGHBORHOOD LIGHTING DISTRICT FY2010/11 (Pursuant to Landscaping and Lighting Act of 1972)

BACKGROUND:

- A.** The Neighborhood Lighting District ("District"), as depicted in Exhibit A, was established by the City Council and approved by the property owners on October 22, 1996.
- 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 operation and maintenance of neighborhood street lights on wood poles and related services to be provided within the District, all in accordance with the 1972 Act.
- C.** The Supervising Engineer of the Department of Transportation, the person designated by this Council as the Engineer of Work for the District, was directed to file an annual report in accordance with the provisions of the 1972 Act.
- D.** The Council is fully advised in this matter.

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.** City Council hereby approves the Engineer's Annual Report for FY2010/11 on file in the City Clerk's Office.
- Section 3.** The City Council intends to levy and collect assessments within the District during FY2010/11. The area of land to be assessed is located in the City of Sacramento, Sacramento County.
- Section 4.** The maintenance of improvements to be made in this assessment district is generally described as follows:

The improvements consist of operation and maintenance of neighborhood street lights on wood poles fed by overhead electrical lines, and the engineering, administrative and miscellaneous costs related to the district.
- Section 5.** In accordance with this Council's resolution directing the filing of an annual report, the Engineer of Work has filed with the City Clerk 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 6.** At the hour of 6:00 pm on Tuesday, June 15, 2010, 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 7.** Assessments for all subdivisions within the District are at or below the highest authorized amount for this district shown on Exhibit B.
- Section 8.** The City Clerk is authorized and directed to give the notice of hearing required by the 1972 Act.
- Section 9.** Exhibits A and B are part of the resolution.

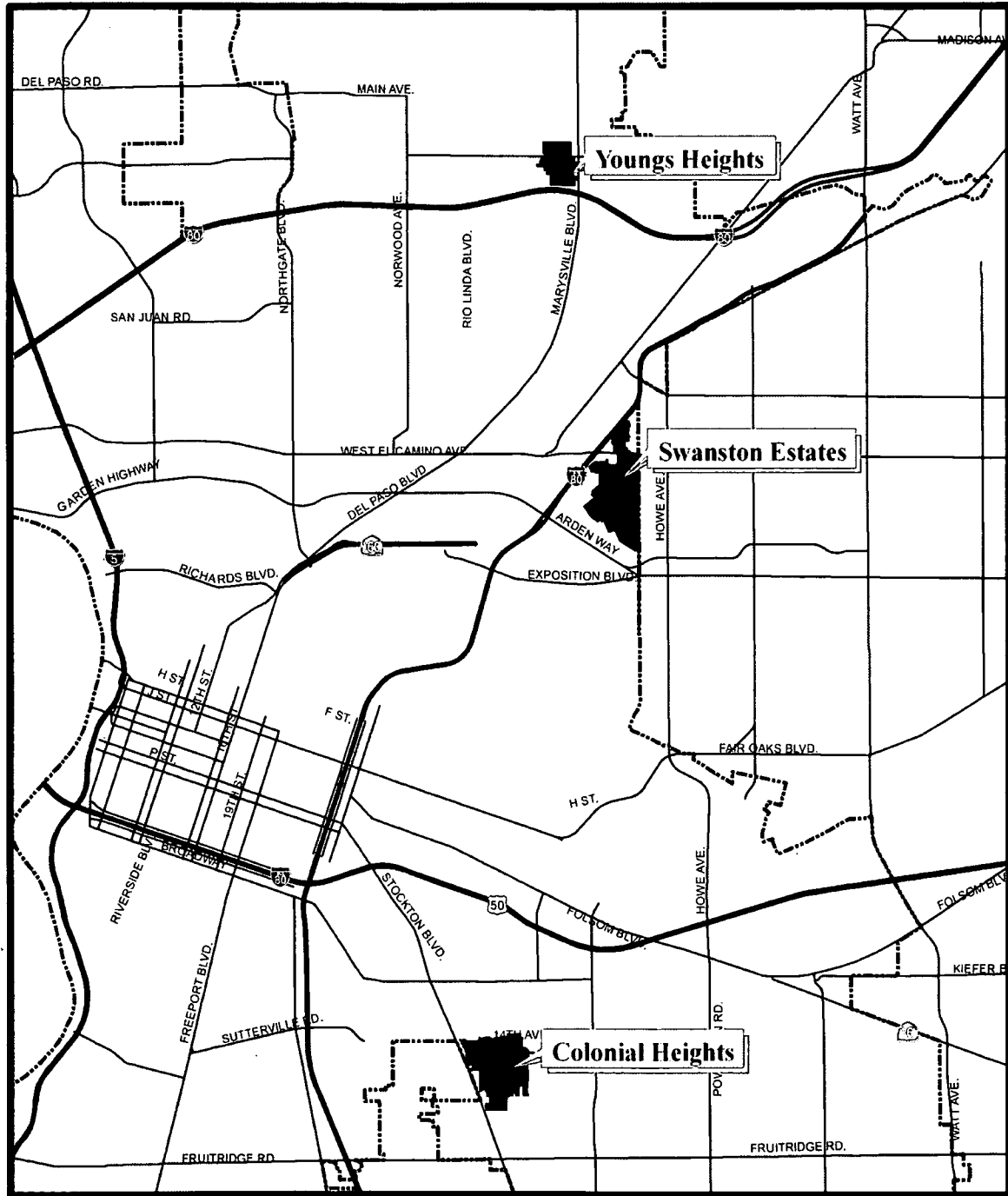
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

Exhibit A: District Map -1 Page

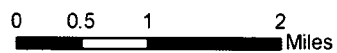
Exhibit B: FY2010/11 District & Parcel Assessment -1 Page

EXHIBIT A

Neighborhood Lighting District 96-07



 City Boundary
 District Boundary



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EXHIBIT B

**NEIGHBORHOOD LIGHTING DISTRICT
NEIGHBORHOOD AND PARCEL ASSESSMENTS**

<i>Estimated</i> Beginning Fund Balance (FY10/11)	\$32,927
Total Assessed to Property Owners	\$40,275
Maintenance Tasks	
Street Lighting Maintenance	27,990
Administration	
Special Districts	6,194
Billing Administration	2,823
Total Expenditures	\$37,007
<i>Estimated</i> Ending Fund Balance (Contingency)	\$36,195
Year-Over-Year Change In Fund Balance	\$ 3,268

The following is a breakdown of the average cost per single-family lot in each neighborhood with less than 100 feet of frontage.

The cost for each individual neighborhood is as follows:

Neighborhood	FY2010/11 Budget	Surplus/ (deficit)	FY2010/11 Assessed
Swanston Estates	\$16,710	\$1,146	\$17,856
Youngs Heights	2,763	957	3,720
Colonial Heights	17,534	1,165	18,699

The following is a breakdown of the average cost per single-family lot in each neighborhood with less than 100 feet of frontage.

Neighborhood	# of Lots	Maximum Authorized	FY2010/11
Swanston Estates	681	\$24.80	\$24.80
Youngs Heights	125	24.80	24.80
Colonial Heights	720	24.80	24.80