



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2604
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PUBLIC HEARING
June 10, 2008

**Honorable Mayor and
 Members of the City Council**

Title: Village Garden Landscape Maintenance District – Public Hearing

Location/Council District: North Sacramento, Council District No. 2. includes Village Garden North Subdivision, Units 1 through 5 (Attachment 3, Page 5).

Recommendation: Conduct a public hearing and upon conclusion, adopt a **Resolution** confirming the assessment diagram and the assessment and levying the assessment for Fiscal Year 2008/09 for the Village Garden Landscape Maintenance District (“District”).

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

Presenter: Brian Wong

Department: Planning Department

Division: Public Improvement Financing

Organization No: 4915

Description/Analysis

Issue: The 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 landscaped areas adjacent to the parcels in this District for FY2008/09.

Policy Considerations: The annual proceedings for this District are being conducted as set forth in the Landscaping and Lighting Act of 1972, California Streets and Highways Code sections 22500, et seq. This process is consistent with the City’s Strategic Plan 3-Year Goal to “achieve sustainability and enhance 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.

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 Landscaping and Lighting Act of 1972, for annual proceedings of an existing district.

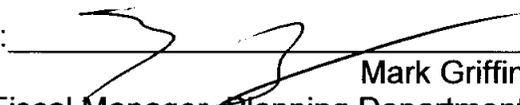
Financial Considerations: This District is self-supporting and has no impact on the General Fund. The estimated budget for FY2008/09 is projected at \$26,475 as shown on Exhibit B, Page 13, and detailed in the Engineer's Report on file with the City Clerk. The deficit is paid with available surplus funds from previous assessments.

The total cost to property owners in FY2008/09 is projected at \$20,800. Landscape costs will be assessed to 208 residential lots within the district in the amount of \$100 per single-family residential lot. This amount is equal to the maximum authorized annual assessment of \$20,800 (\$100 per lot) approved by City Council at district formation. The proposed individual assessment is a \$22.00 per lot increase (approximately 28%) over the FY2007/08 assessment due to an approximate 42% increase in contract costs. The assessment pays for the landscape maintenance and administrative costs.

Formal amendment to the City's FY 2008/09 budget will be brought under separate action after adoption of the Citywide budget

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, Planning Department

Approved by: _____


Carol Shearly
Director, Planning Department

Recommendation Approved:

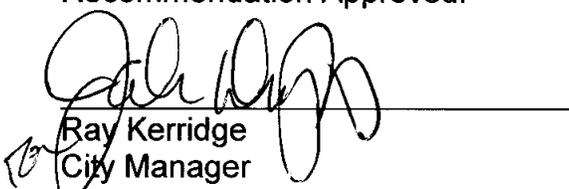

Ray Kerridge
City Manager

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BACKGROUND

On December 8, 1987, the City Council adopted Resolution No. 87-1012 ordering the formation of the Village Garden North Landscaping and Lighting Assessment District ("District"). During the annual proceedings for FY2001/02, Council changed the name of the District to Village Garden Landscape District. The district provides funding to maintain frontage landscaping for 208 residential lots.

On May 13, 2008, City Council approved the Engineer's Report for the District and the Intention to Order Maintenance of Improvements for FY2008/09. The action by Council enabled the public hearing to be scheduled.

The total cost to property owners in FY2008/09 is projected at \$20,800. Landscape costs will be assessed to 208 residential lots within the district in the amount of \$100 per single-family residential lot. This amount is equal to the maximum authorized annual assessment of \$20,800 (\$100 per lot) approved by City Council at district formation. The proposed individual assessment is a \$22.00 per lot increase (approximately 28%) over the FY2007/08 assessment due to an approximate 42% increase in contract costs. The assessment pays for the landscape maintenance and administrative costs.

The table below reflects the assessment to property owners and the offset needed from available surplus funds. Available surplus funds are projected to be \$9,907 at the beginning of FY2008/09.

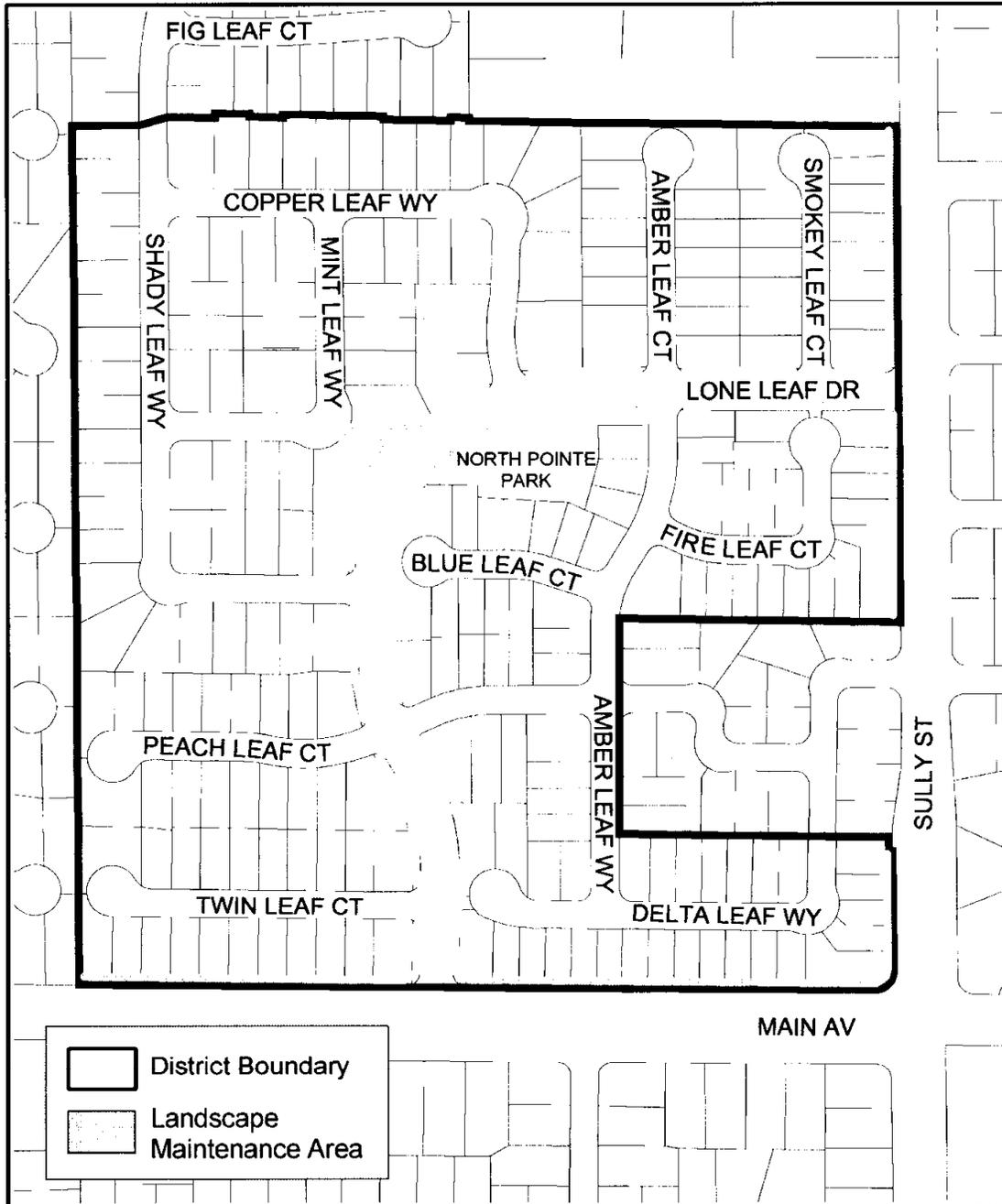
FY07/08 Assessed	FY08/09 Budget	Offset from Projected Surplus	FY08/09 Assessed
\$16,224	\$26,475	\$5,675	\$20,800

SCHEDULE OF PROCEEDINGS

**VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT
FY2008/09 SCHEDULE**

May 13, 2008	Council Considers Resolution of Intention and Sets Date for Public Hearing
May 14, 2008	Publish Notice of Hearing
June 10, 2008	Hold Public Hearing Council Orders Annual Levy
July 2008	Assessments to County for Placement on Tax Roll

Village Garden Landscape District



B Mueller 05/03/06



RESOLUTION NO.

Adopted by the Sacramento City Council

CONFIRMING DIAGRAM AND ASSESSMENT AND LEVYING ASSESSMENT FOR THE VILLAGE GARDEN LANDSCAPE DISTRICT FOR FISCAL YEAR 2008/09 (Pursuant to Landscaping and Lighting Act of 1972)

BACKGROUND:

- A. The Village Garden Landscape District ("District"), as depicted in Exhibit A, was established by the City Council and approved by the property owners on December 8, 1987 (Resolution No. 87-1012).
- 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. Pursuant to Chapter 3 of the 1972 Act, City Council directed the Supervising Engineer of the Department of Transportation, as the Engineer of Work for the District, to prepare and file an Annual Engineer's Report for the Fiscal Year ("FY") 2008/09.
- D. The Engineer of Work filed the Annual Report on May 13, 2008, and City Council adopted a Resolution approving the Annual Engineer's Report and Intention to Levy and Collect Assessments within the assessment district for FY2008/09 and set a public hearing for June 10, 2008, in the meeting place of City Council, City Hall, 915 I Street, First Floor, Sacramento, California. Notice of the hearing was given in the time and manner required by law.
- E. The FY2008/09 District budget includes a 28% increase in assessments over the FY2007/08 assessments, but is necessary to cover the significant (42%) increase in contract costs.
- F. 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 F are true and correct.

Section 2. The City Council

- (a) confirms the assessment diagram and the assessment roll set forth in the Annual Engineer's Report; and
- (b) levies the assessment set forth in the Annual Engineer's Report.

Section 3. Exhibits A and B are part of the resolution.

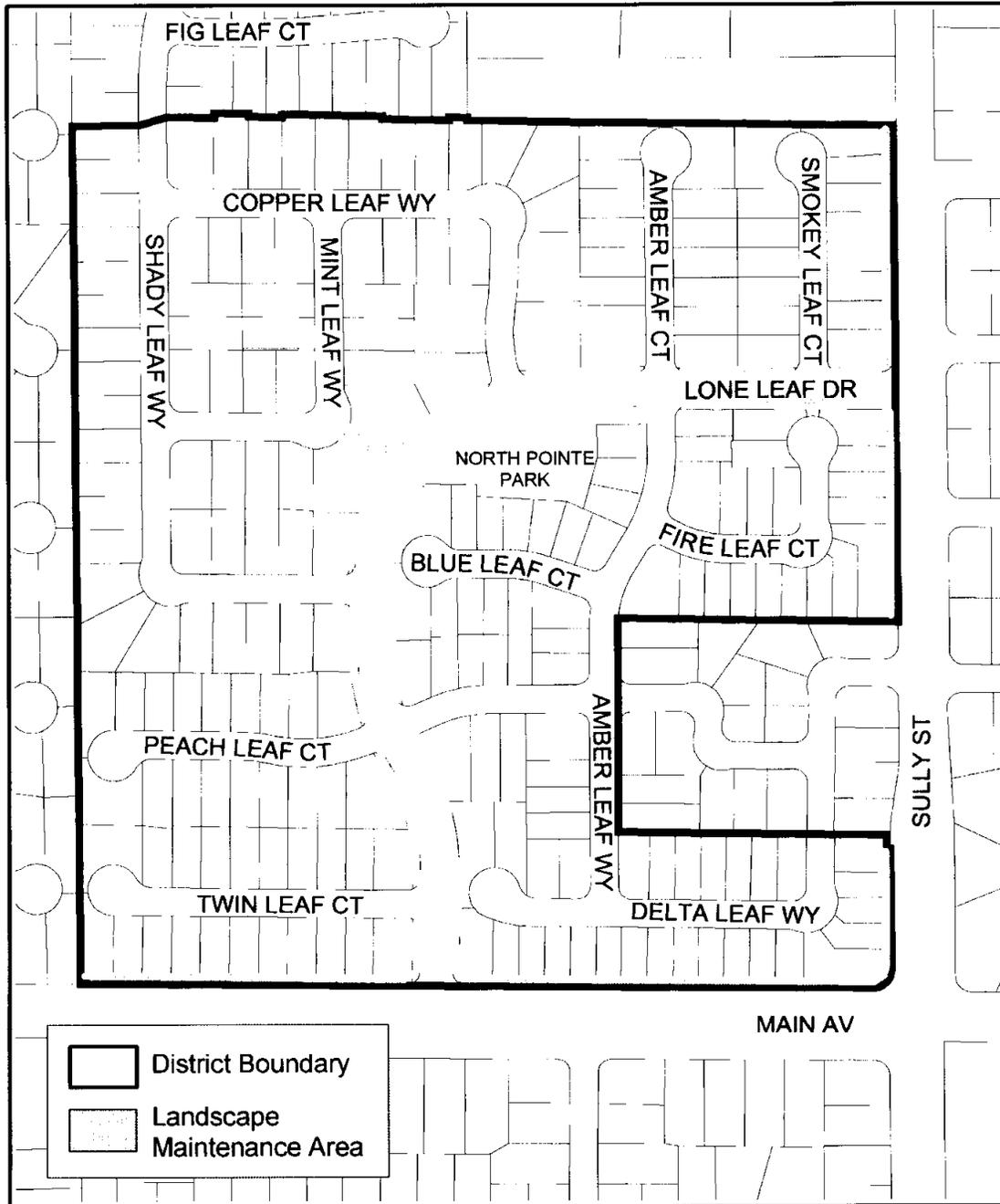
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EXHIBIT A

Village Garden Landscape District



B Mueller 05/03/06



EXHIBIT B

**VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT
FY2008/2009**

DISTRICT AND PARCEL ASSESSMENT

DISTRICT ASSESSMENT

Name	FY 2008/09 Budget	Surplus/ (deficit)	FY 2008/09 Assessed
Village Garden Landscape Maintenance District	\$26,475	(\$5,675)	\$20,800

PARCEL ASSESSMENT

The total annual maintenance cost is assessed to each residential parcel in proportion to the total number of residential parcels in the district. Each benefited residential parcel in the Village Garden Landscape District is determined to have equal benefit from the landscaping improvements and maintenance.

Name	Maximum Authorized	FY 2007/08	FY 2008/09
Village Garden Landscape Maintenance District	\$100.00	\$78.00	\$100.00