

RESOLUTION NO. 2009-326

Adopted by the Sacramento City Council

May 26, 2009

APPROVING ENGINEER'S ANNUAL REPORT AND INTENTION TO ORDER IMPROVEMENTS FOR THE VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT (FY2009/10) (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. The Supervising Engineer of the Department of Transportation, the person designated by this Council as the Engineer of Work for the Village Garden Landscape Maintenance District, was directed to file an annual report in accordance with the provisions of the 1972 Act.
- D. The District has formerly been known as the Village Garden North Landscaping and Lighting Assessment District and the Village Garden Maintenance District.
- E. 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 E are true and correct.
- Section 2. City Council hereby approves the Engineer's Annual Report for FY2009/10 on file in the City Clerk's Office.
- Section 3. The City Council intends to levy and collect assessments within the Village Garden Landscape Maintenance District during FY2009/10. 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 maintenance or servicing, or both, of any of the landscaping, water irrigation, and masonry wall, including (a) repair, removal, or replacement of all or part of any improvement, (b) the provision for the life, growth, health, and beauty of landscaping, including cultivation, irrigation, trimming, spraying, fertilizing, or treating for disease or injury, (c) the removal of trimmings, rubbish, debris, and other solid waste, and (d) the furnishing of water for the irrigation of any landscaping, the operation of any fountains, or the maintenance of any other improvements.

- 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 9, 2009, 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. This year's assessments are an increase from the previous year, and are equal to 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 Landscaping and Lighting Act of 1972.
- Section 9. Exhibits A and B are part of the resolution.

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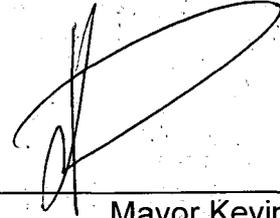
Adopted by the City of Sacramento City Council on May 26, 2009 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: None.



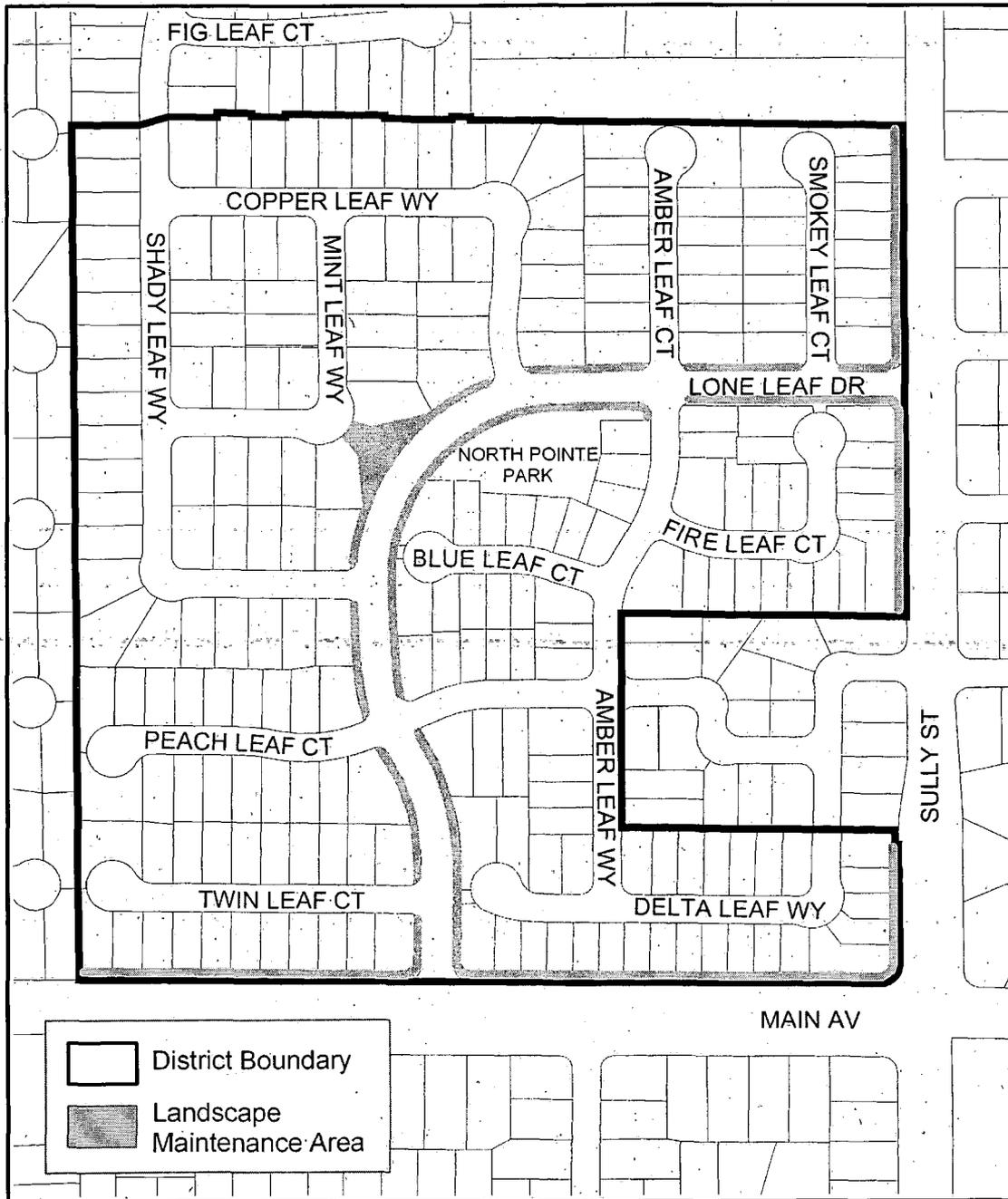
Mayor Kevin Johnson

Attest:


Shirley Concolino, City Clerk

EXHIBIT A

Village Garden Landscape District



B Mueller 05/03/06

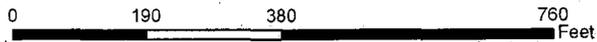


EXHIBIT B

**VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT
FY2009/10
DISTRICT AND PARCEL ASSESSMENT**

DISTRICT ASSESSMENT

Name	FY2009/10 Budget	Surplus/ (deficit)	FY2009/10 Assessed
Village Garden Landscape Maintenance District	\$23,486	(\$2,686)	\$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 Maintenance District is determined to have equal benefit from the landscaping improvements and maintenance.

Name	Maximum Authorized	FY2008/09	FY2009/10
Village Garden Landscape Maintenance District	\$100.00	\$100.00	\$100.00