

RESOLUTION NO. 2009-328

Adopted by the Sacramento City Council

May 26, 2009

APPROVING ENGINEER'S ANNUAL REPORT AND INTENTION TO ORDER MAINTENANCE OF IMPROVEMENTS FOR THE POWER INN ROAD MAINTENANCE DISTRICT (FY2009/10) (PURSUANT TO LANDSCAPING AND LIGHTING ACT OF 1972)

BACKGROUND:

- A. The Power Inn Road Maintenance District ("District"), as depicted in Exhibit A, was established by the City Council and approved by the property owners on July 29, 2003.
- 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 Power Inn Road Maintenance 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 (FY2009/10) on file in the City Clerk's Office.
- Section 3. The City Council intends to levy and collect assessments within the Power Inn Road 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:

Furnish all tools, equipment, apparatus, facilities, labor, material, supplies and utilities necessary or desirable to maintain and service the landscape improvements adjacent to Power Inn Road on the East side from 14th Avenue to approximately 900 feet north of Cucamonga Avenue and on the west side from 14th Avenue to approximately 590 feet north of Cucamonga Avenue, and more particularly described on plans and specifications approved by the City of Sacramento on file at the City of Sacramento, Public Improvement Financing Division of the Planning Department, 915 "I" Street, 3rd Floor, Sacramento, California 95814.

The improvements generally consist of landscaping and irrigation systems for the landscape area adjacent to Power Inn Road (Exhibit A) between the back of curb and the front of the sidewalk. Maintenance of said 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.

- 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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Exhibit A: District Map -1 Page

Exhibit B: FY2009/10 District & Parcel Assessment -1 Page

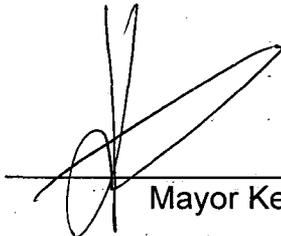
Adopted by the City of Sacramento City Council on May 26, 2009 by the following vote:

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

Noes: None.

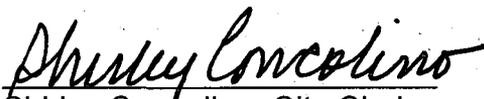
Abstain: None.

Absent: None.



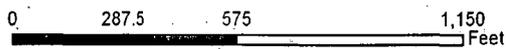
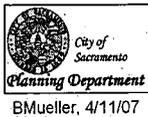
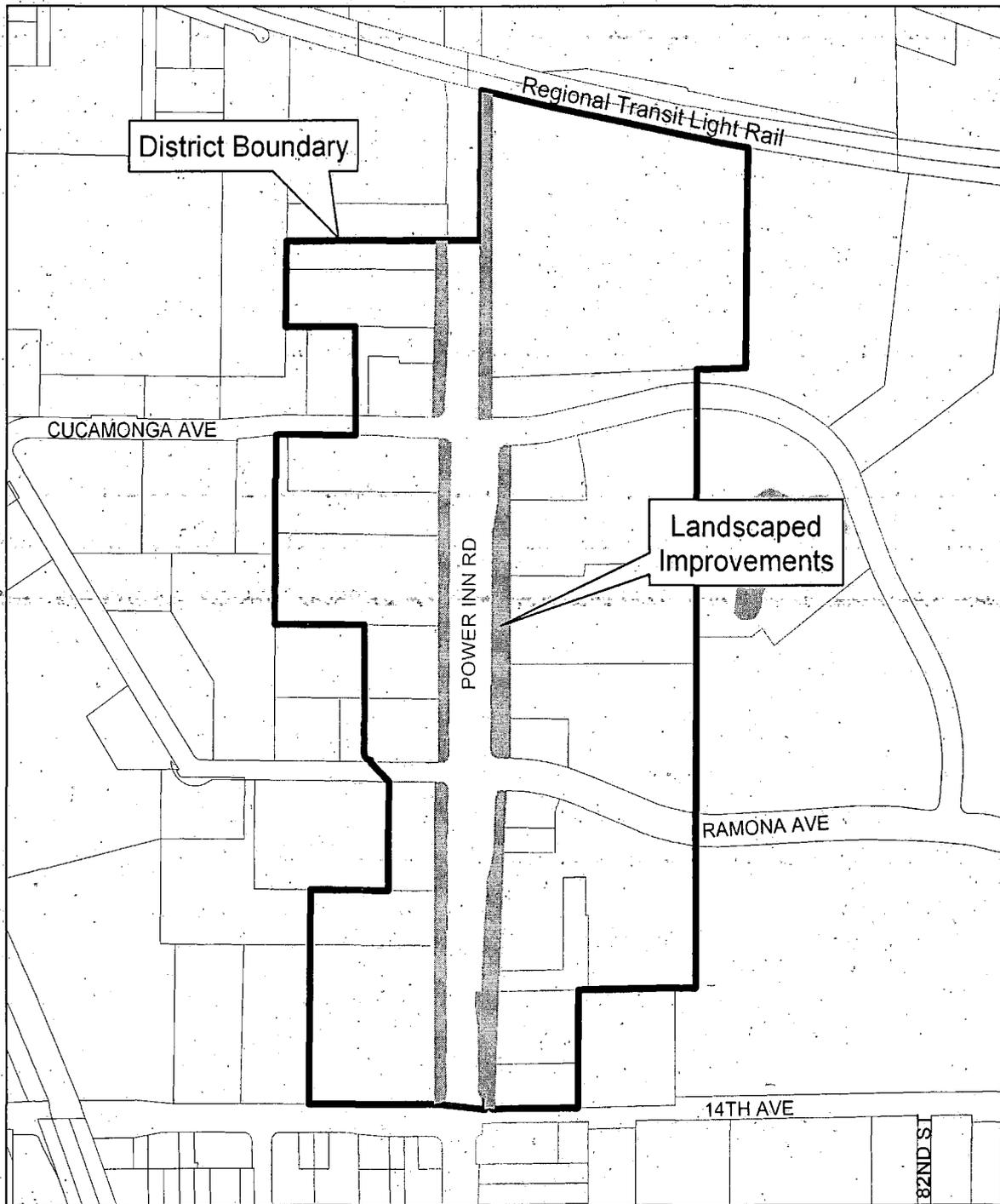
Mayor Kevin Johnson

Attest:



Shirley Concolino, City Clerk

Power Inn Road Maintenance District 2003-01



**POWER INN ROAD MAINTENANCE DISTRICT
FY2009/10
DISTRICT AND PARCEL ASSESSMENT**

DISTRICT ASSESSMENT

Name	FY2009/10 Budget	Surplus/ (deficit)	FY2009/10 Assessed
Power In Road Maintenance District	\$19,777	(\$10,077)	\$9,700

PARCEL ASSESSMENT

The annual maintenance cost for each property owner is based on the linear footage of their property's street frontage multiplied by the following cost per foot.

Name	Maximum Authorized	FY2008/09	FY2009/10
Power In Road Maintenance District	\$2.157	\$2.132	\$2.157

Every fiscal year the cost per foot may be subject to an increase by the Consumer Price Index (CPI), San Francisco or by 4% per year, whichever is less.