



# REPORT TO COUNCIL City of Sacramento

# 44

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

**PUBLIC HEARING**  
**June 9, 2009**

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

**Title: Village Garden Landscape Maintenance District – Public Hearing**

**Location/Council District:** North Sacramento, including Village Garden North Subdivision, Units 1 through 5. Council District 2.

**Recommendation:** Conduct a public hearing and upon conclusion, adopt a **Resolution** confirming the assessment diagram and the assessment and levying the assessment for FY2009/10 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:** Finance

**Division:** Public Improvement Financing

**Organization No:** 06001321

## **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 FY2009/10.

**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.



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

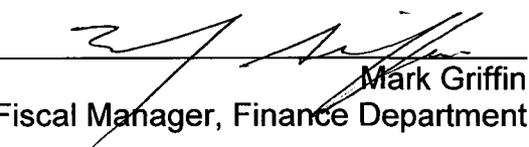
**Financial Considerations:** This District is self-supporting and has no impact on the General Fund. The estimated budget for FY2009/10 is projected at \$23,486 as shown on Exhibit B, Page 13, and detailed in the Engineer's Report on file with the City Clerk. The deficit is paid with available surplus funds from previous assessments.

The total cost to property owners in FY2009/10 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 equal to the FY2008/09 assessment. The assessment pays for the landscape maintenance and administrative costs.

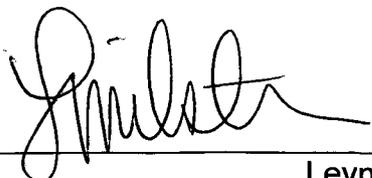
Formal amendment to the City's FY2009/10 budget will be brought under separate action after budget adoption.

**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:

  
Ray Kerridge  
City Manager

for

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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 26, 2009, City Council approved the Engineer's Report for the District and the Intention to Order Maintenance of Improvements for FY2009/10. The action by Council enabled the public hearing to be scheduled.

The total cost to property owners in FY2009/10 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 equal to the FY2009/10 assessment. 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 \$4,415 at the beginning of FY2009/10.

FY08/09 Assessed	FY09/10 Budget	Offset from Projected Surplus	FY09/10 Assessed
\$20,800	\$23,486	(\$2,686)	\$20,800

**SCHEDULE OF PROCEEDINGS**

**VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT  
FY2009/10 SCHEDULE**

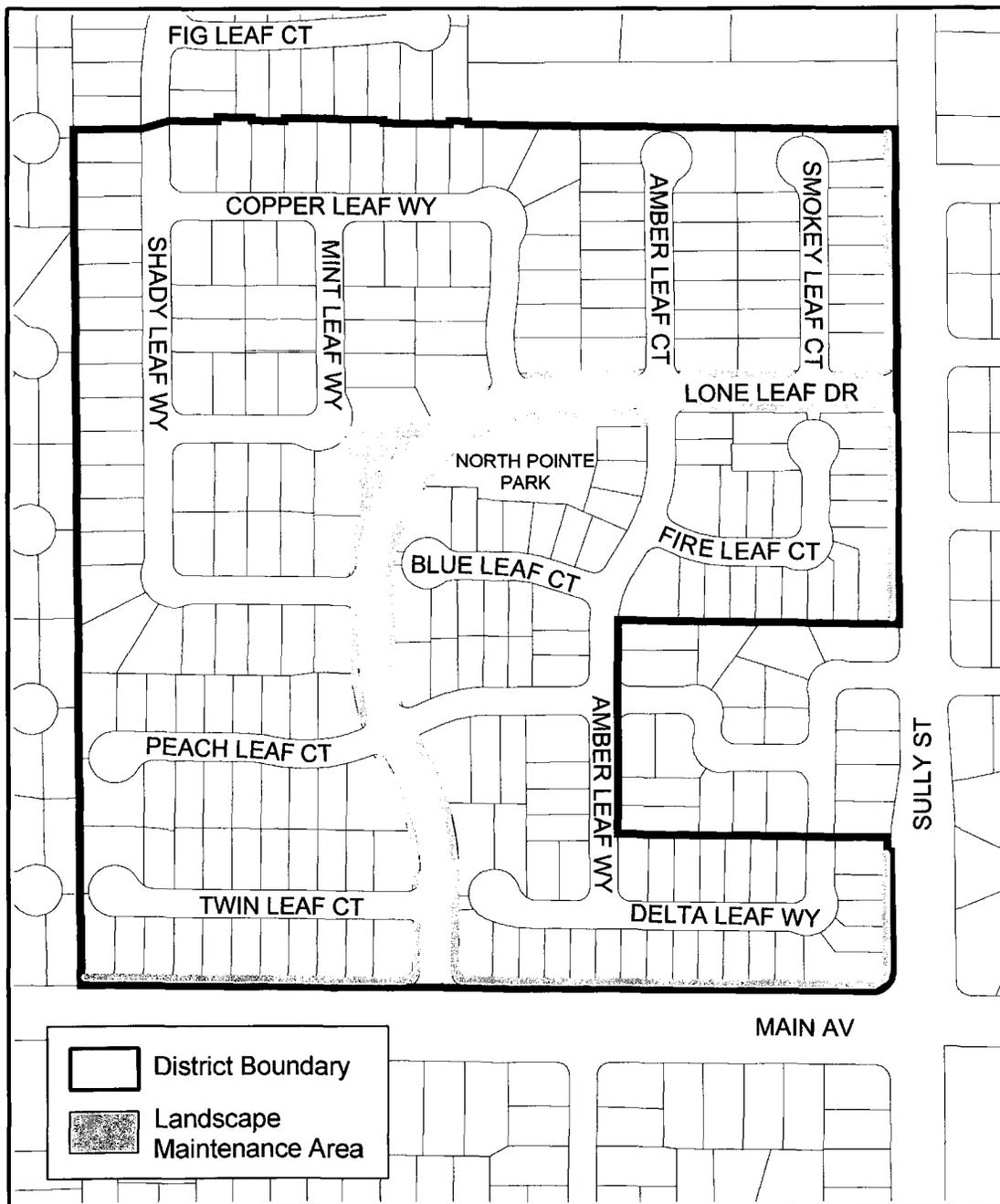
May 26, 2009      Council Considers Resolution of Intention and Sets Date for Public Hearing

May 27, 2009      Publish Notice of Hearing

<b>June 9, 2009</b>	<b>Hold Public Hearing Council Orders Annual Levy</b>
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July 2009              Assessments to County for Placement on Tax Roll

### Village Garden Landscape District



	District Boundary
	Landscape Maintenance Area



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 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. 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") 2009/10.
- D. The Engineer of Work filed the Annual Report on May 26, 2009, and City Council adopted a Resolution approving the Annual Engineer's Report and Intention to Levy and Collect Assessments within the assessment district for FY2009/10 and set a public hearing for June 9, 2009, 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 FY2009/10 District budget includes no change in assessments over the FY2008/09 assessments.
- 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.

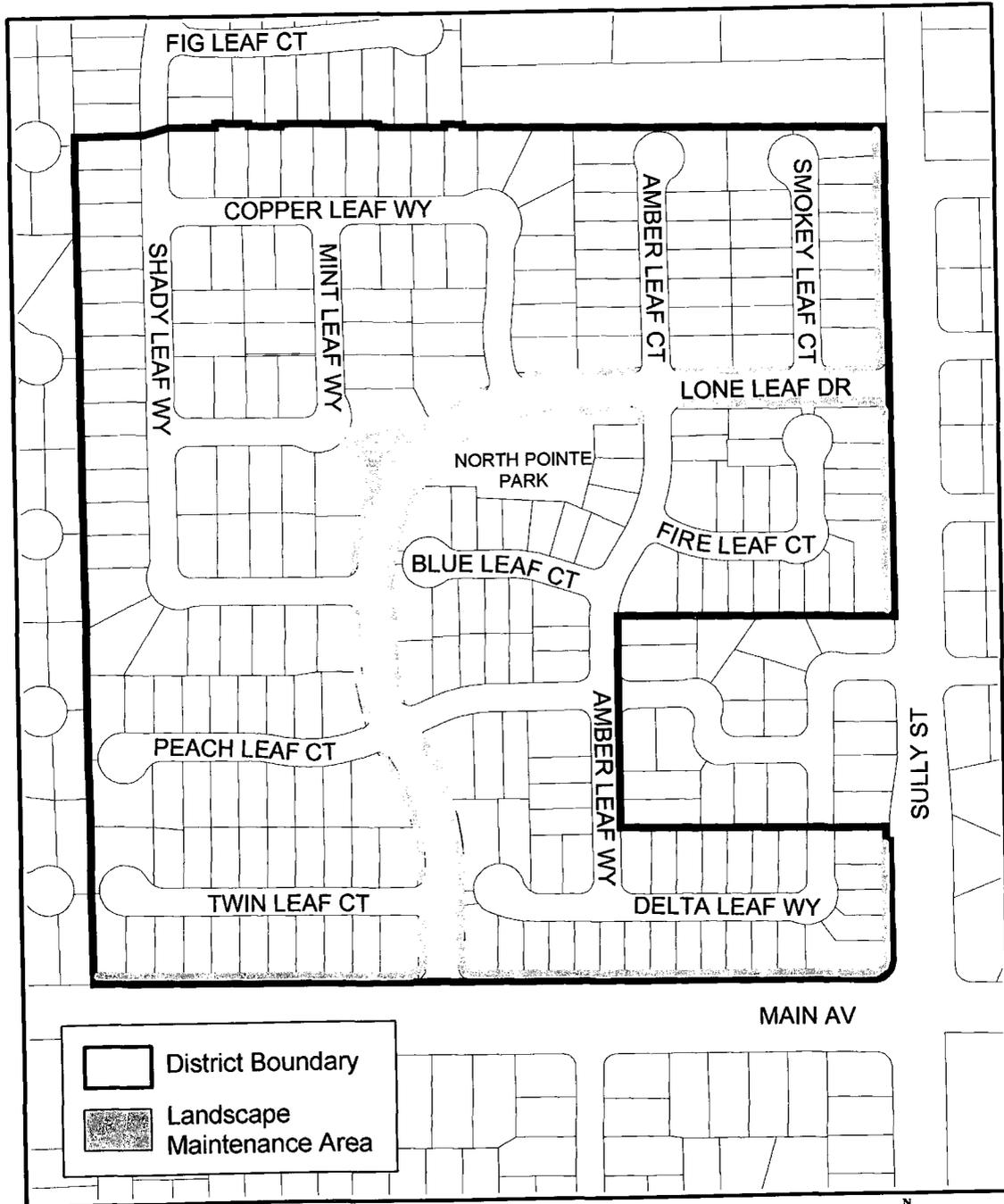
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Exhibit B: FY2009/10 District & Parcel Assessment -1 Page

EXHIBIT A

Village Garden Landscape District



Legend:

- District Boundary
- Landscape Maintenance Area



**EXHIBIT B**

**VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT  
FY2009/10**

**DISTRICT AND PARCEL ASSESSMENT**

**DISTRICT ASSESSMENT**

<i>Estimated</i> Beginning Fund Balance	\$ 4,415
<b>Total Assessed to Property Owners</b>	<b>\$20,800</b>
Maintenance Tasks	
Maintenance Contract	19,000
Administration	
Special Districts	2,800
Billing Administration	1,686
<b>Total Expenditures</b>	<b>\$23,486</b>
<i>Estimated</i> Ending Fund Balance (Contingency)	\$ 1,729

**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 2008/09	FY 2009/10
Village Garden Landscape Maintenance District	\$100.00	\$100.00	\$100.00

