

## **RESOLUTION NO. 2012-102**

Adopted by the Sacramento City Council

April 26, 2012

### **APPROVING ENGINEER'S ANNUAL REPORT AND INTENTION TO ORDER MAINTENANCE OF IMPROVEMENTS FOR THE VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT 2011-01 FY2012/13 (PURSUANT TO LANDSCAPING AND LIGHTING ACT OF 1972)**

#### **BACKGROUND:**

- A. The Village Garden Landscape Maintenance District No. 2011-01 (District), the boundaries of which are depicted in Exhibit A, was established by the City Council and approved by the property owners on July 19, 2011.
- 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 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 (FY2012/13) on file with the Public Improvement Financing division, designated by the City Clerk to be the repository of documents associated with special districts.
- Section 3. The City Council intends to levy and collect assessments within the District during FY2012/13. 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 as shown on Exhibit A, and more particularly described on plans and specifications approved by the City of Sacramento on file at the City of Sacramento, Department of Finance, 915 I Street, 3<sup>rd</sup> Floor, Sacramento, California 95814.

The improvements generally consist of masonry walls; landscaping and irrigation systems for the landscape areas within or adjacent to the residential subdivisions identified on attached schematic diagram. 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. Maintenance of masonry walls includes periodic repair as required.

Section 5. In accordance with this Council's resolution directing the filing of an annual report, the Engineer of Work has filed with the Public Improvement Finance Division, designated by the City Clerk to be the repository of documents associated with special districts – 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 Thursday, June 7, 2012, 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 assessment in FY2012/13 represents a 4% decrease as compared to the assessment in the prior fiscal year as 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.

**Table of Contents:**

Exhibit A: District Map

Exhibit B: FY2012/13 District Budget & Parcel Assessment

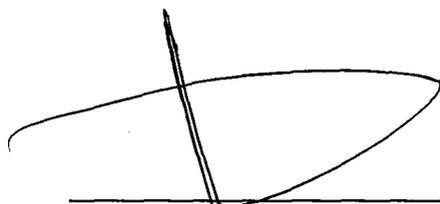
Adopted by the City of Sacramento City Council on April 26, 2012 by the following vote:

Ayes: Councilmembers D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: Councilmembers Ashby and Cohn

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Mayor Kevin Johnson

Attest:

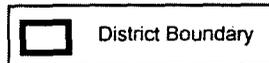
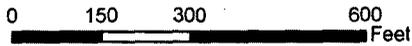
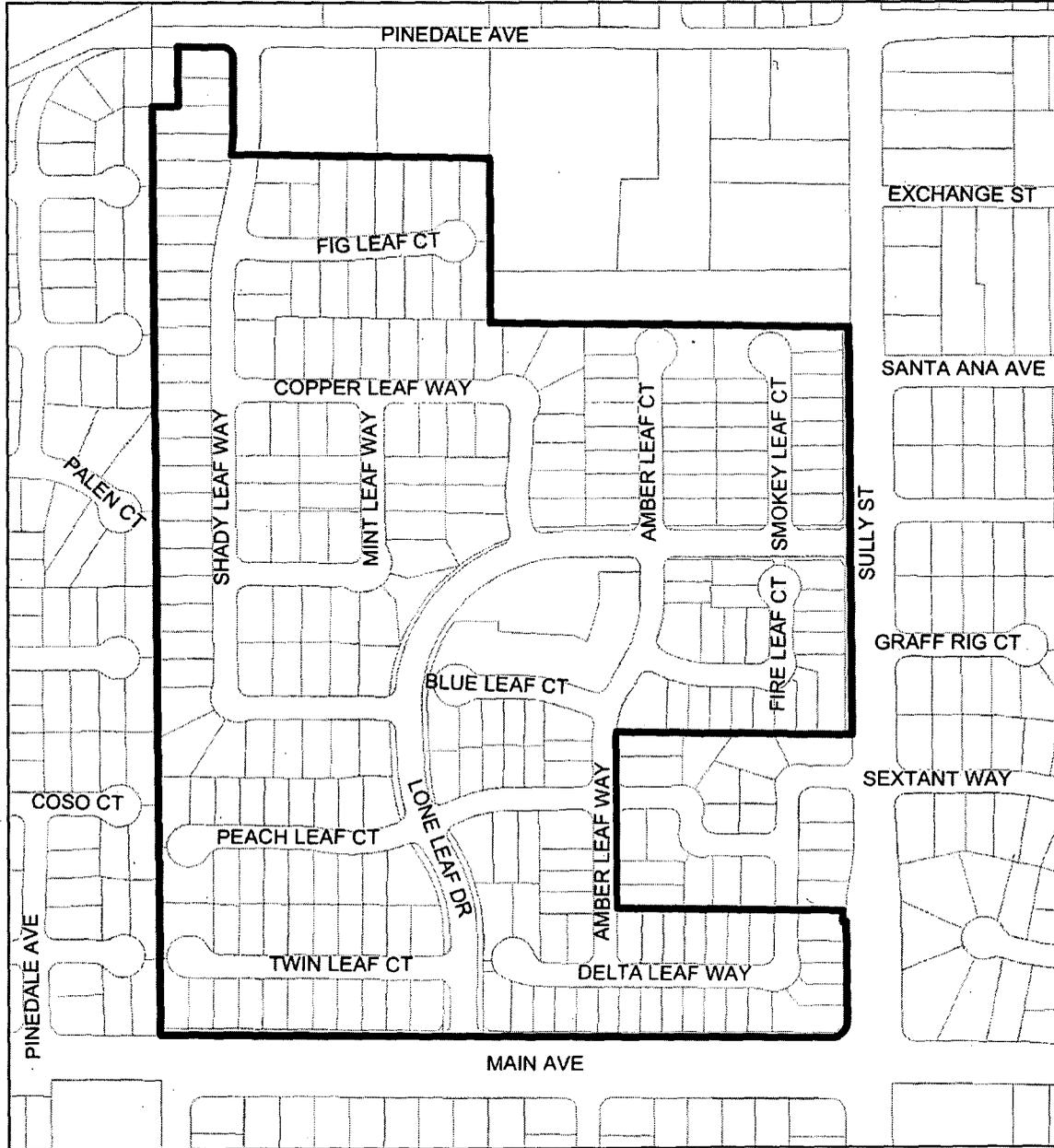


Dawn Bullwinkel, Assistant City Clerk

# EXHIBIT A

## District Boundary Map

### Village Garden Landscape Maintenance District No. 2011-01



## EXHIBIT B

### Village Garden Landscape Maintenance District No. 2011-01 FY2012/13

#### District Budget

##### Resources:

Estimated Beginning Fund Balance (FY2012/13)	\$ 6,142
Total Assessed to Property Owners	35,087
Other	120
<b>Total Estimated Revenue/Resources</b>	<b>\$41,349</b>

##### Expenditures:

Utilities	\$ 7,705
Streets	
Maintenance Contract	11,400
Inspections and Corrective Action	5,000
Finance	
Accounting	966
County Billing Fee	174
District Consultant (NBS)	150
Special Districts Administration	3,750
<b>Total Expenditures</b>	<b>\$29,145</b>

**Estimated Ending Fund Balance (Contingency) \$12,204**

Year-over-Year change in Fund Balance \$6,062

#### Parcel Assessment

Each benefited residential lot in the Village Garden Landscape Maintenance District No. 2011-01 (District) is determined to have equal benefit from the landscaping improvements and maintenance thereof. Therefore, each parcel is assessed in proportion to the total number of parcels in the District.

The annual assessment may be increased for inflation. The amount of the increase will be computed using the prior-year annual average of the Consumer Price Index for the San Francisco-Oakland-San Jose area (All Urban

Consumers) or a substitute index of a similar nature should that index be discontinued.

Note: Going forward, if the change in the February-over-February CPI is negative in any given year, the maximum assessment in the subsequent tax year will remain the same as in the prior year.

District Name	FY2012/13 Maximum Assessment	FY2011/12 Assessment per Residential Parcel	FY2012/13 Assessment per Residential Parcel
Village Garden Landscape Maintenance District No. 2011-01	\$158.08	\$155.44	148.67