

RESOLUTION NO. 2013-0129

Adopted by the Sacramento City Council

April 30, 2013

**RESOLUTION
AND INTENTION TO ORDER
MAINTENANCE OF IMPROVEMENTS FOR THE
VILLAGE GARDEN LANDSCAPE MAINTENANCE DISTRICT 2011-01
FY2013/14
(Pursuant to Landscaping and Lighting Act of 1972)**

BACKGROUND:

- A.** The Village Garden Landscape Maintenance District No. 2011-01 (District), 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 Public Works, 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.** The City Council hereby approves the Engineer's Annual Report (FY2013/14) on file with the Public Improvement Finance division, designated by the City Clerk to be the repository of documents associated with special districts.
- Section 3.** The City Manager is authorized to make any necessary budgetary adjustments associated with the approval of the Engineer's Annual Report for FY2013/14.
- Section 4.** The City Council intends to levy and collect assessments within the District during FY2013/14. The area of land to be assessed is located in the City of Sacramento, Sacramento County.

Section 5. 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, Public Improvement Finance division, 915 I Street, 3rd 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 6. 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, 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 7. At the hour of 6:00 pm on Tuesday, May 28, 2013, 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 8. This assessment in FY2013/14 represents a 7% decrease as compared to the assessment in the prior fiscal year as shown on Exhibit B.

Section 9. The City Clerk is authorized and directed to give the notice of hearing required by the 1972 Act.

Section 10. Exhibits A and B are part of the resolution.

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Exhibit A: District Map

Exhibit B: FY2013/14 District Budget & Parcel Assessment

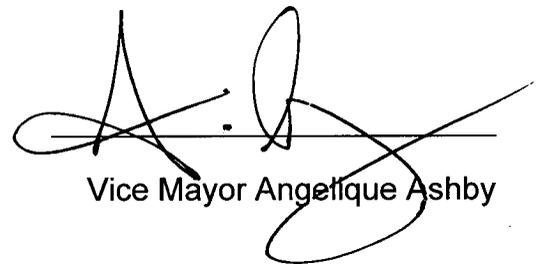
Adopted by the City of Sacramento City Council on April 30, 2013 the following vote:

Ayes: Councilmembers Ashby, Cohn, Fong, Hansen, Pannell, Schenirer, Warren, and Mayor Johnson

Noes: None

Abstain: None

Absent: Member K. McCarty



Vice Mayor Angelique Ashby

Attest:



Shirley Concolino, City Clerk

EXHIBIT B

**Village Garden Landscape Maintenance District No. 2011-01
FY2013/14**

District Budget

Estimated Beginning Fund Balance	\$ 18,126
Total Assessed to Property Owners	\$ 32,603
Total Resources	<u>\$ 50,729</u>
Maintenance Tasks	
Street Maintenance	\$ 11,400
Inspections & corrective Action	\$ 5,000
Utilities	\$ 7,705
Administrative Costs	
Public Improvement Financing	\$ 7,323
Administration	
Parcel reporting	\$ 150
Accounting	
Administration	\$ 952
County Billing	\$ 186
Total Expenditures	<u>\$ 32,716</u>
Estimated Ending Fund Balance	<u>\$ 18,013</u>
Year-Over-Year Change in Fund Balance	<u>\$ (113)</u>

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: 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	FY2013/14 Maximum Assessment	FY2012/13 Assessment per Residential Parcel	FY2013/14 Assessment per Residential Parcel
Village Garden Landscape Maintenance District No. 2011-01	\$161.87	\$148.67	\$138.15