

**Meeting Date:** 5/28/2013

**Report Type:** Public Hearing

**Report ID:** 2013-00146

**Title:** Power Inn Road Maintenance District-Public Hearing

**Location:** District 6

**Issue:** State law requires that maintenance districts, formed under the Landscaping and Lighting Act of 1972, conduct a public hearing prior to levying an assessment.

**Recommendation:** Conduct a public hearing and upon conclusion, pass a Resolution confirming the assessment diagram and the assessment and levying the assessment for Fiscal Year (FY) 2013-14 for the Power Inn Road Maintenance District (District).

**Contact:** Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

**Presenter:** Sheri Smith, Program Specialist, (916) 808-7204, Department of Finance

**Department:** Finance

**Division:** Public Improvement Finance

**Dept ID:** 06001321

**Attachments:**

- 1-Description/Analysis
- 2-Schedule of Proceedings
- 3-Resolution

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**City Attorney Review**

Approved as to Form  
Michael W. Voss  
5/14/2013 1:52:47 PM

**City Treasurer Review**

Reviewed for Impact on Cash and Debt  
Russell Fehr  
5/10/2013 11:44:01 AM

**Approvals/Acknowledgements**

Department Director or Designee: Leyne Milstein - 5/14/2013 9:28:29 AM

## **Description/Analysis**

**Issue:** On July 29, 2003, City Council approved formation of the Power Inn Road Maintenance District (District). This District provides funding for the maintenance of the landscaped corridor located along the frontage of lots adjacent to Power Inn Road between 14<sup>th</sup> Avenue and the Regional Transit over-crossing located just south of Folsom Boulevard. The landscaped corridor is designated as the area between the separated sidewalk and the curb and gutter.

The District is required by the California Streets and Highways Code to present an annual report to City Council for approval. Approval of the District's 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.

**Policy Considerations:** The recommended action supports funding to provide maintenance, repair, and replacement of irrigation systems, planted materials, and amenities in the District via property-based assessments.

**Economic Impacts:** This report does not have direct economic impacts.

**Environmental Considerations:** Under CEQA guidelines, annual proceedings of an assessment district do not constitute a project, and are therefore exempt from review.

**Sustainability:** There are no sustainability considerations applicable to the formation or renewal and administration of an assessment district.

**Commission/Committee Action:** None

**Rationale for Recommendation:** The actions in the recommended resolution 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:** The District expenditure budget is \$12,462 as shown on Exhibit B and detailed in the Engineer's Report on file with the Public Improvement Finance Division, designated by the City Clerk to be the repository of documents associated with special districts.

The proposed assessment of \$2.249 per linear foot of frontage is a 1% increase from last year's assessment and is 4.5% less than the maximum authorized assessment of \$2.36 per linear foot for FY 2013-14. The District is self-supporting and has no impact on the General Fund.

**Emerging Small Business Development (ESBD):** City Council approval of these proceedings is not affected by City policy related to the ESBD Program.

**SCHEDULE OF PROCEEDINGS**

**POWER INN ROAD MAINTENANCE DISTRICT**

**FY 2013-14**

April 30, 2013            Council Considers Resolution of Intention and Sets Date for Public Hearing

May 16, 2013            Publish Notice of Public Hearing

**May 28, 2013            City Council – Public Hearing, Council Orders Annual Levy**

August 2013            Assessments to County for Placement on Tax Roll

Adopted by the Sacramento City Council

**CONFIRMING DIAGRAM AND ASSESSMENT AND LEVYING  
ASSESSMENT FOR THE POWER INN ROAD MAINTENANCE  
DISTRICT FOR FISCAL YEAR (FY) 2013-14**

**BACKGROUND:**

- A.** The Power Inn Road Maintenance District (District), as depicted in Exhibit A, was established by the Council and approved by the property owners on July 29, 2003.
- B.** The 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, Council directed the Supervising Engineer of the Department of Public Works, as the Engineer of Work for the District, to prepare and file an Annual Report for FY 2013-14.
- D.** The Engineer of Work filed the Annual Report on April 30, 2013, and Council adopted Resolution 2013-127 approving the Engineer's Annual Report and intention to levy and collect assessments within the assessment district for FY 2013-14 and set a public hearing for May 28, 2013, in the meeting place of Council, City Hall, 915 I Street, First Floor, Sacramento, California. Notice of the public hearing was given in the time and manner required by law.
- E.** The proposed assessment of \$2.249 per linear foot of frontage is a 1% increase from last year's assessment and is 4.5% less than the maximum authorized assessment of \$2.36 per linear foot for FY 2013-14.
- 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 Engineer's Annual Report; and

(b) Levies the assessment set forth in the Engineer's Annual Report.

**Section 3.** The City Manager is authorized to make any necessary budgetary adjustments associated with the approved Engineer's Annual Report for FY 2013-14.

**Section 4.** Exhibits A and B are part of this resolution.

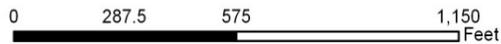
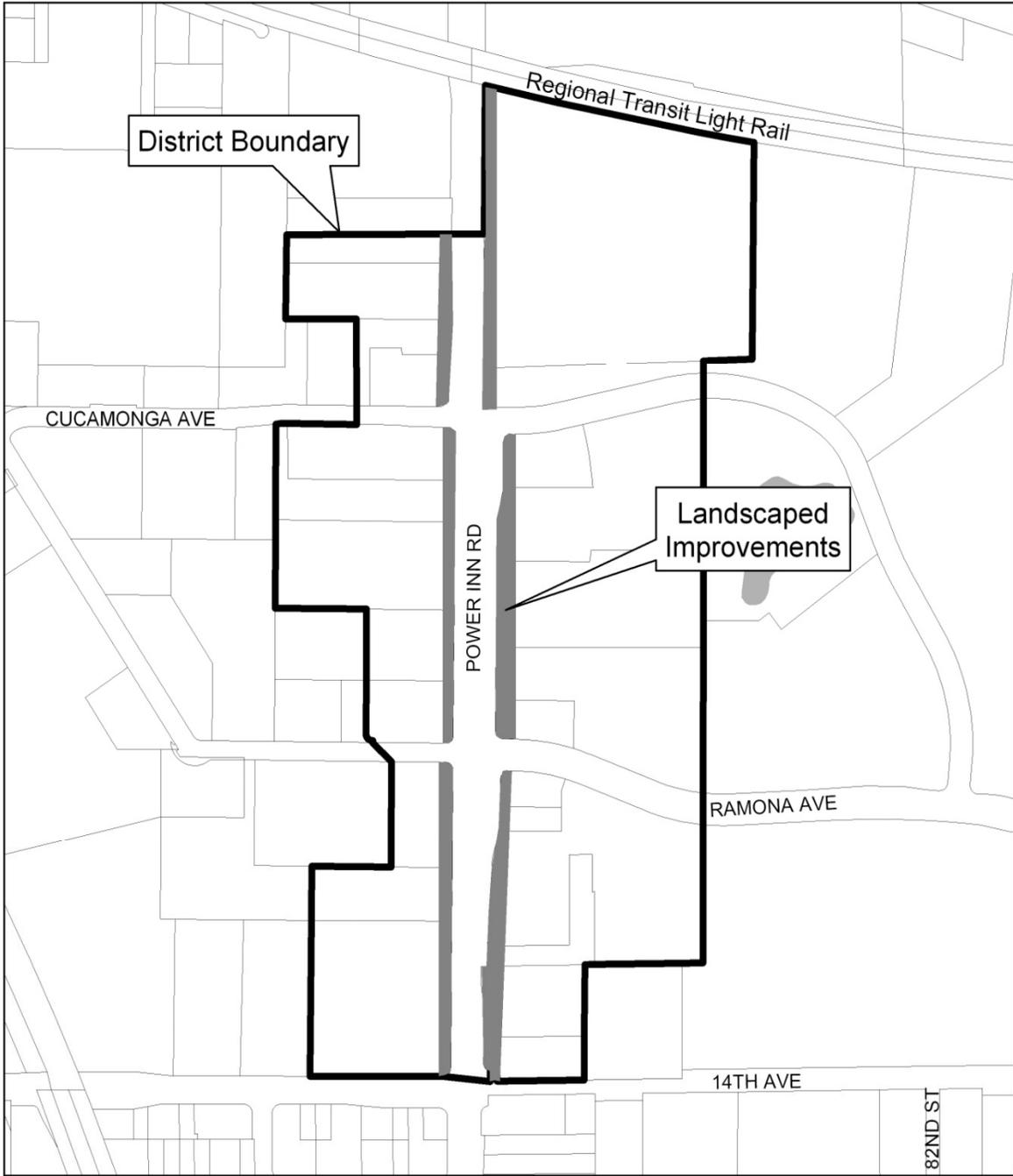
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Exhibit A: District Map

Exhibit B: FY 2013-14 District Budget & Parcel Assessment

# Exhibit A

## Power Inn Road Maintenance District 2003-01



**EXHIBIT B  
POWER INN ROAD MAINTENANCE DISTRICT  
DISTRICT BUDGET AND PARCEL ASSESSMENT  
FY 2013-14  
(FUND 2201)**

Estimated Beginning Fund Balance	6147
Total Assessed to Property Owners	<u>10,315</u>
Total	
Resources	<u>\$16,462</u>
Maintenance Tasks	
a) Contracts	5,256
c) Unscheduled Maintenance	327
d) Inspections	2,070
Administrative Costs	
Public Improvement Financing	
Administration	3,625
Parcel reporting	150
Accounting	
Administration	952
County Billing	82
Total	
Expenditures	<u>\$12,462</u>
Estimated Ending Fund Balance	<u>\$4,000</u>
Year-Over-Year Change in Fund Balance	<u>(2,147)</u>

**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	FY 2012-13	FY 2013-14
Power In Road Maintenance District	\$2.355	\$2.229	\$2.249

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.