REPORT TO COUNCIL
City of Sacramento

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

CONSENT
May 29, 2007

Honorable Mayor and
Members of the City Council

Title: Power Inn Road Maintenance District – Initiate Annual Proceedings

Location/Council District: Power Inn Road from 14th Avenue to the Regional Transit light rail overcrossing in Council District 6 (Exhibit A, page 6).

Recommendation: 1) Adopt a **Resolution** directing filing of Annual Report for FY 2007/08 for the Power Inn Road Maintenance District; 2) adopt a **Resolution** approving Engineer's Annual Report and Intention to Order Maintenance of Improvements for FY 2007/08 for the Power Inn Road Maintenance District; and 3) setting a time and place for a Public Hearing for June 26, 2007.

Contact: Steven Sakakihara, Administrative Technician, (916) 808-8970; Ron Wicky, Program Specialist, (916) 808-5628

Presenters: Not Applicable

Department: Planning Department

Division: Public Improvement Financing

Organization No: 4915

Description/Analysis

Issue: The existing district is required by the California Streets and Highways code to present to City Council an annual budget 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 in this district for FY2007-08.

Policy Considerations: The annual proceedings for this district are being processed 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.

Committee/Commission: None

Rationale for Recommendation: The actions in the recommended Resolutions are required by the California Streets and Highways Codes, 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 FY2007/08 is projected at $19,637 ($9,326 in assessments and $10,311 in surplus) as shown on Exhibit B, page 10, and detailed in the Engineer's Report on file with the City Clerk.

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, Planning Department

Approved by: _____
Carol Shearly
Director, Planning Department

Recommendation Approved:

_____
for Ray Kerridge
City Manager

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Exhibit A, Map of District ..... Pg 9
Exhibit B, District and Parcel Assessments ..... Pg 10

Attachment 1

BACKGROUND

On July 29, 2003, City Council approved formation of the Power Inn Road Maintenance District. This district provides funding for the maintenance of the landscaped corridor located along the frontage of lots adjacent to Power Inn Road between 14th 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.

Attachment 2

POWER INN ROAD MAINTENANCE DISTRICT
FY 2007/08 SCHEDULE

May 29, 2007	Council Considers Resolution of Intention and Sets Date for Hearing
June 2007	Publish Notice of Meeting and Hearing
June 19, 2007	Hold Hearing **Council Orders Annual Levy**
July 2007	Assessments to County for Placement on Tax Roll

Attachment 3

RESOLUTION NO.

Adopted by the Sacramento City Council

DIRECTING FILING OF ANNUAL REPORT FOR THE POWER INN ROAD MAINTENANCE DISTRICT (FY 2007/08) (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 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 C are true and correct.

Section 2. The Development Engineering Manager of the Development Services Department, the person designated by this Council as the Engineer of Work for the District, is hereby directed to file an annual report in accordance with the provisions of the Landscaping and Lighting Act of 1972.

Section 3. This resolution is adopted pursuant to Section 22622 of the Streets and Highways Code.

Section 4. Exhibit A is part of the resolution.

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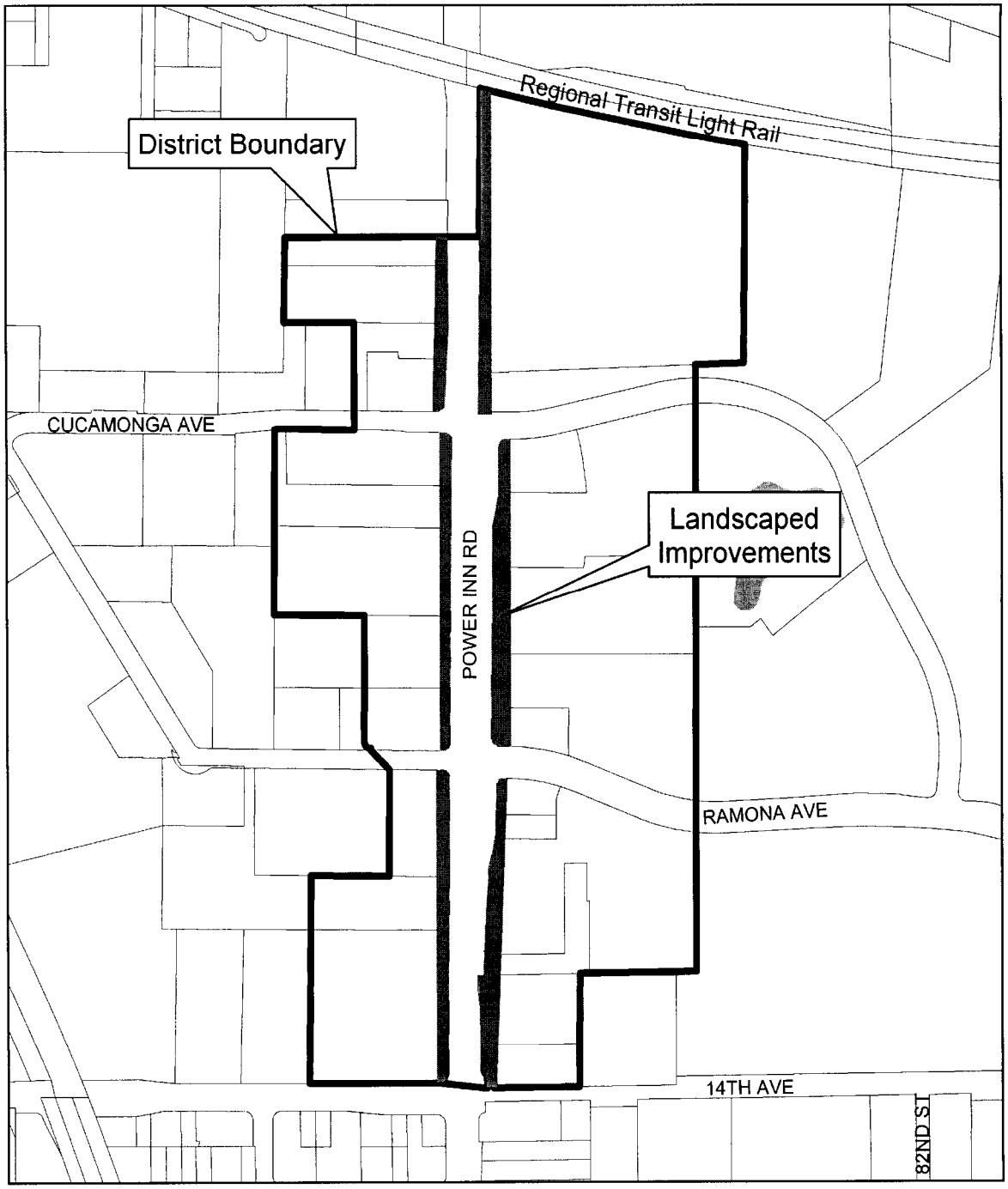
Exhibit A: District Map -1 Page

Exhibit A

Power Inn Road Maintenance District 2003-01



City of Sacramento
Planning Department
BMueller, 4/11/07

0 287.5 575 1,150 Feet

N W E S

Attachment 4

RESOLUTION NO.

Adopted by the Sacramento City Council

APPROVING ENGINEER'S ANNUAL REPORT AND INTENTION TO ORDER MAINTENANCE OF IMPROVEMENTS FOR THE POWER INN ROAD MAINTENANCE DISTRICT (FY 2007/08) (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 Development Engineering Manager of the Development Services Department, 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 (FY 2007/08) 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 fiscal year 2007/08. 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, Development Engineering Division of the Development Services 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 2:00 pm on Tuesday, June 26, 2007, 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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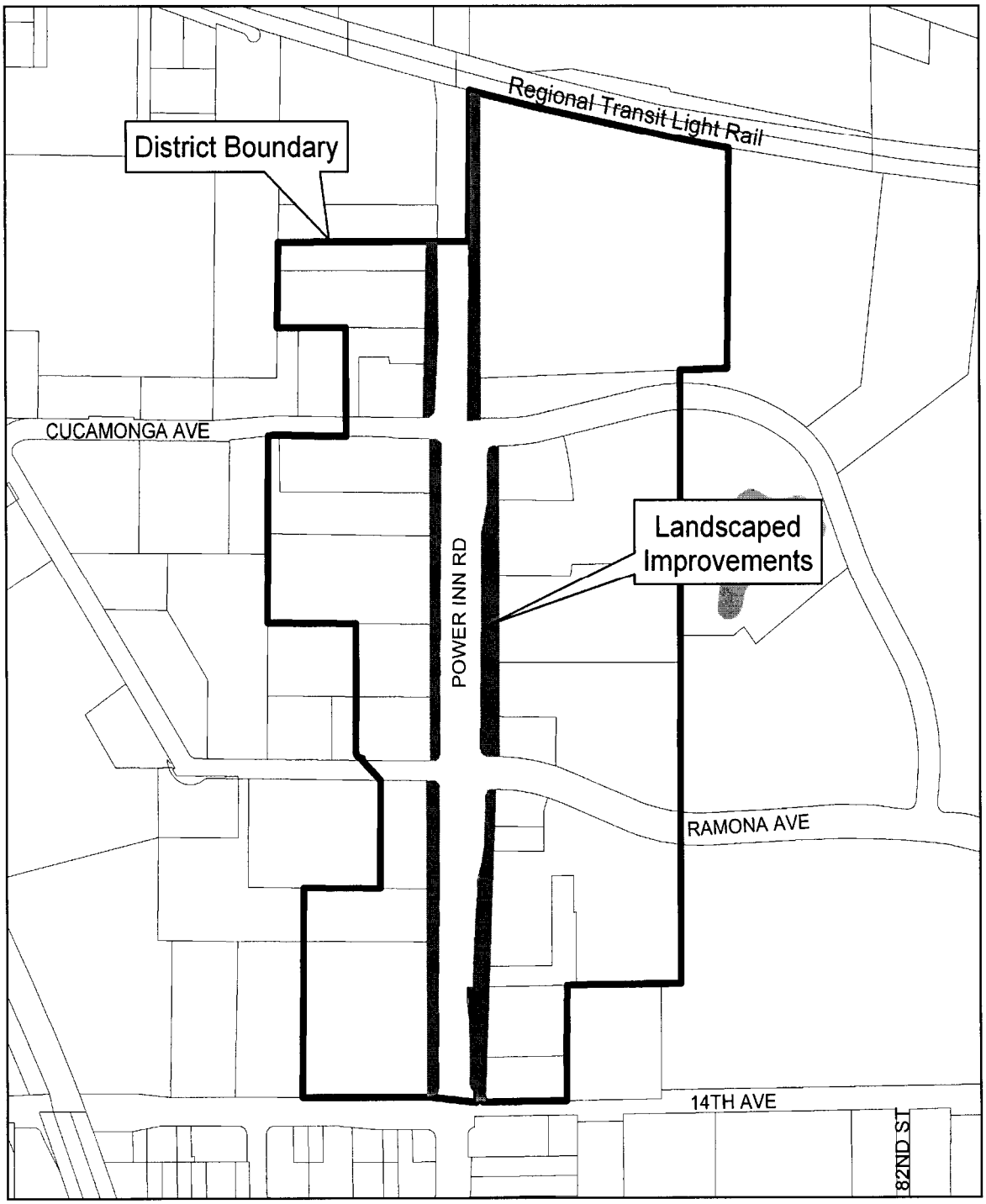
Exhibit A: District Map -1 Page
Exhibit B: FY2006/07 District & Parcel Assessment -1 Page

Exhibit A

Power Inn Road Maintenance District 2003-01



City of Sacramento
Planning Department
BMueller, 4/11/07

0 287.5 575 1,150 Feet

N W E S

Exhibit B

POWER INN ROAD MAINTENANCE DISTRICT
FY2007/2008
DISTRICT AND PARCEL ASSESSMENT

DISTRICT ASSESSMENT

Name	FY 2007/08 Budget	Surplus/ (deficit)	FY 2007/08 Assessed
Power In Road Maintenance District	$19,637	$10,311	$9,326

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 2006/07	FY 2007/08
Power In Road Maintenance District	$2.074	$2.012	$2.074

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.