



Meeting Date: 06/10/2008

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s) _____	<input type="checkbox"/> Report
<input type="checkbox"/> Res. No(s) _____	<input checked="" type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other Study Session _____

Prepared By: Grant Dunne, Management Analyst III *GD* Agenda Item No. K-1
 Reviewed By: City Manager *[Signature]* City Attorney *[Signature]* Finance *[Signature]* Phillip Gregoire *[Signature]*
 Other Public Works

DATE: May 19, 2008

TO: City Council

FROM: Mark Norris, Assistant Director of Public Works *[Signature]*
Public Works Department

SUBJECT: FY 2008-09 Assessments in Waterway Maintenance District

RECOMMENDATION

That City Council:

1. Hold a public hearing to receive public testimony regarding proposed assessments for the Waterway Maintenance District for FY 2008-09.
2. Adopt a resolution for FY 2008-09 fixing assessments for the Waterway Maintenance District.

DISCUSSION

Background

On June 16, 1970, an assessment district was formed pursuant to the Improvement Act of 1911 in order to recover the City's cost of maintenance of waterways and landscaping on public rights-of-way within Mandalay Bay. Assessments are levied according to the procedures set out in section 5820 et. seq. of the Streets and Highways Code (the Improvement Act of 1911). The assessments are exempt from Article XIID of the California Constitution by reason of section 5 thereof.

The assessment district for the maintenance of the waterways and landscaping on public rights-of-way within Mandalay Bay was established in June, 1970 by Resolution No. 5144. The recommended resolution fixes the assessments to be collected via tax rolls for FY 2008-09. After Council adopts the resolution, assessment data will be delivered to the County Auditor-Controller's Office for processing and collection of FY 2008-09 assessments.

Assessment Rates

The proposed rates and methodology for FY 2008-09 remain as they were for FY 2007-08. Total maintenance costs for FY 2008-09 are projected to be \$661,615 and are apportioned as follows:

FY 2008-09 Assessments in Waterway Maintenance District

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- **LANDSCAPE MAINTENANCE**
The City's recommended budget for landscaping maintenance costs for fiscal year 2008-09 is \$171,698.
- **WATERWAY MAINTENANCE**
The City's recommended budget for waterway maintenance costs for fiscal year 2008-09 is \$489,917.
- **DELINQUENCY AND COUNTY FEE**
The City's recommended budget for delinquency expense and County fees for fiscal year 2008-09 will remain \$13,326.

Increases in the budget and decreases in estimated interest earnings are offset by waterway maintenance district fund balance. The following table provides a landscape and waterway maintenance budget comparison between FY 2007-08 and FY 2008-09:

	<u>FY 07-08</u>	<u>FY 08-09</u>
Landscape Budget	\$ 143,495	\$ 171,698
Waterway Budget	\$ 489,917	\$ 489,917
Total	\$ 633,412	\$ 661,615
Delinquency and County Fee	\$ 13,326	\$ 13,326
Less Interest Earnings	\$ (25,000)	\$ (25,000)
Billed to Dock Easement Owner	\$ (12,120)	\$ (12,120)
Billed to City of Oxnard	\$ (1,206)	\$ (1,206)
Less Amount from Fund Balance	<u>\$(115,588)</u>	<u>\$(143,791)</u>
Total Assessments	\$ 492,824	\$ 492,824

FINANCIAL IMPACT

The estimated cost of maintenance in FY 2008-09 for the Waterway and Landscape District is \$661,615. Of this amount, \$143,791 will come from the Waterways Fund Balance. The amount of \$492,824 will be borne by the property owners in the district and will be placed on the Ventura County tax roll for collection. The City will bill the dock easement owner for \$12,120 and the City will be billed internally for \$1,206 for two City owned lots. Interest earnings revenue is estimated to be \$25,000.

Attachment No. 1 - Resolution Fixing Assessments

Note: Attachment #1 has been provided to City Council under separate cover. Copies for review are available at the Circulation Desk in the Library after 6:00 p.m. on Thursday prior to the Council meeting and in the City Clerk's Office after 8:00 a.m. on Friday prior to the Council meeting.