



Meeting Date: 06 /09/ 2009

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 checked="" 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: Phillip Gregoire, Streets Manager *PG* Agenda Item No. K-1

Reviewed By: City Manager *[Signature]* City Attorney *SMF* Finance *[Signature]* Other *[Signature]*

DATE: May 28, 2009

TO: City Council

FROM: Mark S. Norris, Assistant Public Works Director *[Signature]*
Public Works Department, Utilities Services Branch

SUBJECT: FY 2009-10 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 2009-10.
2. Adopt a resolution for FY 2009-10 fixing assessments for the Waterway Maintenance District.

DISCUSSION

Background

The assessment district for the maintenance of the waterways and landscaping on public rights-of-way within Mandalay Bay was established on June 16, 1970 by Resolution No. 5144. The 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 recommended resolution fixes the assessments to be collected via tax rolls for FY 2009-10. After Council adopts the resolution, assessment data will be delivered to the County Auditor-Controller's Office for processing and collection of FY 2009-10 assessments.

FY 2009-10 Assessments in Waterway Maintenance District

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Assessment Rates

The proposed rates and methodology for FY 2009-10 remain as they were for FY 2008-09. Total maintenance costs for FY 2009-10 are projected to be \$504,498 and are apportioned as follows:

- **LANDSCAPE MAINTENANCE**
The City's recommended budget for landscaping maintenance costs for fiscal year 2009-10 is \$171,698.

- **WATERWAY MAINTENANCE**
The City's recommended budget for waterway maintenance costs for fiscal year 2009-10 is \$332,800.

- **DELINQUENCY AND COUNTY FEE**
The City's recommended budget for delinquency expense and County fees for fiscal year 2009-10 will remain \$13,326.

The following table provides a landscape and waterway maintenance budget comparison between FY 2008-09 and FY 2009-10:

	<u>FY 08-09</u>	<u>FY 09-10</u>
Landscape Budget	\$ 171,698	\$ 171,698
Waterway Budget	\$ 345,819	\$ 332,800
Total	\$ 517,517	\$ 504,498
Delinquency and County Fee	\$ 13,326	\$ 13,326
Less Interest Earnings	\$ (25,000)	\$ (25,000)
Less Amount from Fund Balance	\$ (13,019)	\$ 0
Total Assessments	\$ 492,824	\$ 492,824

FINANCIAL IMPACT

The estimated cost of maintenance in FY 2009-10 for the Waterway and Landscape District is \$504,498. 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. Interest earnings revenue is estimated to be \$25,000.

Attachment No. 1 - Resolution Fixing Assessments

Note: Attachment No. 1 has been provided to the City Council. Copies are available for review at the Circulation Desk in the Library after 6:00 p.m. on the Thursday prior to the Council meeting and at the City Clerk's Office after 8:00 a.m. on Friday.