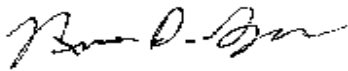


City of Calistoga

Staff Report

TO: Honorable Mayor and City Council Members
FROM: Michael Kirn, Public Works Director/City Engineer
DATE: May 20, 2014
SUBJECT: Consideration of a Resolution Directing the City Engineer to Prepare and File a Report for the Palisades Subdivision Landscape Maintenance District in Accordance with Article 4 of Chapter 1 of the California Streets and Highways Code

APPROVAL FOR FORWARDING:



Richard D. Spitler, City Manager

1
2 **ISSUE:** Consideration of a Resolution directing the City Engineer to prepare and
3 file a report for the Palisades Subdivision Landscape Maintenance District in
4 accordance with Article 4 of Chapter 1 of the Streets and Highways Code.

5
6 **RECOMMENDATION:** Adopt Resolution.

7
8 **BACKGROUND / DISCUSSION:** Through the conditions of approval for the
9 Palisades Subdivision, the City required the establishment of Landscape
10 Maintenance District (LMD) to fund the maintenance of adjacent public
11 landscaping through the levying of assessments on the parcels within those
12 subdivision.

13
14 The Landscaping and Lighting Act of 1972 (Streets and Highways Code 22500-
15 22647) requires that the City undertake certain proceedings for any fiscal year
16 during which an assessment is proposed to be levied and collected. These
17 proceedings are usually accomplished through three Council actions as follows:

- 18
19 1) Adopt a resolution directing the City Engineer to prepare and file a report.
20
21 2) Approve the Engineer's Report, declare the City Council's intent to levy
22 and collect assessments and set the date for a public hearing.
23

- 24 3) Conduct a public hearing and authorize the actual levying and collection of
25 assessments.
26

27 The recommended Resolution begins the process for the 2014/2015
28 assessment. At the June 3rd meeting you will receive the Engineer's Report and
29 set the date for a public hearing. During the Public Hearing the Council will
30 receive any public testimony on the proposed assessment and will consider the
31 levy of the proposed assessments.
32

33 **CONSISTANCY WITH CITY COUNCIL GOALS AND OBJECTIVES:** The
34 recommended action supports the FY 2014/15 City Council Goal No. 1, Objective
35 7 by providing a funding mechanism to "...maintain current City services and
36 operating costs at the most economically viable levels commensurate with equal
37 service levels." The LMD provides a funding mechanism for maintenance of the
38 landscaping that benefits the properties in the LMD. Without this funding
39 mechanism, the City would have to consider termination of landscape
40 maintenance or use other discretionary funding to cover the maintenance costs.
41

42 **FISCAL IMPACT:** There will be no fiscal impact through the adoption of the
43 recommended resolution. Actual fiscal impact will be determined after the
44 preparation of the Engineer's Report.
45

46 **ATTACHMENTS:**

- 47 1) Resolution
48

RESOLUTION 2014- XXX

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA,
COUNTY OF NAPA, STATE OF CALIFORNIA, DIRECTING THE CITY
ENGINEER TO PREPARE AND FILE A REPORT FOR THE PALISADES
SUBDIVISION LANDSCAPE MAINTENANCE DISTRICT IN ACCORDANCE
WITH ARTICLE 4 OF CHAPTER 1 OF THE STREETS AND HIGHWAYS CODE**

WHEREAS, the City of Calistoga established a Landscape Maintenance District for the Palisades Subdivision to fund the maintenance of adjacent public landscaping through the levying of assessments on the parcels within that subdivision; and

WHEREAS, the Landscaping and Lighting Act of 1972 (Streets and Highways Code 22500-22647) requires that the City undertake certain proceedings for any fiscal year during which an assessment is proposed to be levied and collected; and

WHEREAS, the first step in these annual proceedings is to direct the City Engineer to prepare and file a report.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Calistoga hereby directs the City Engineer to prepare and file a report for the Palisades Landscape Maintenance District as required by the Streets and Highways Code and return to the Council with completed report for further action.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Calistoga at a regular meeting held this **20th day of May 2014**, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

CHRIS CANNING, Mayor

ATTEST:

KATHY FLAMSON, Deputy City Clerk