

# City of Calistoga

## Staff Report

**TO:** Honorable Mayor and City Council Members  
**FROM:** Michael Kirn, Public Works Director/City Engineer  
**DATE:** May 1, 2018  
**SUBJECT:** Consideration of a Resolution Directing the City Engineer to Prepare and File a Report for the Silverado Place Subdivision Landscape Maintenance District in Accordance with Article 4 of Chapter 1 of the California Streets and Highways Code

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APPROVAL FOR FORWARDING:




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Dylan Feik, City Manager

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1 **ISSUE:** Consideration of a Resolution directing the City Engineer to prepare and  
 2 file a report for the Silverado Place Subdivision Landscape Maintenance District  
 3 in accordance with Article 4 of Chapter 1 of the Streets and Highways Code.  
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5 **RECOMMENDATION:** Adopt Resolution.  
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7 **BACKGROUND / DISCUSSION:** Through the conditions of approval for the  
 8 Silverado Place Subdivision, the City required the establishment of a Landscape  
 9 Maintenance District (LMD) to fund the maintenance of adjacent public  
 10 landscaping through the levying of assessments on the parcels within that  
 11 subdivision.  
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13 The Landscaping and Lighting Act of 1972 (Streets and Highways Code 22500-  
 14 22647) requires that the City undertake certain proceedings for any fiscal year  
 15 during which an assessment is proposed to be levied and collected. These  
 16 proceedings are usually accomplished through three Council actions as follows:  
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18 1) Adopt a resolution directing the City Engineer to prepare and file a report.  
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- 20 2) Approve the Engineer's Report, declare the City Council's intent to levy  
21 and collect assessments and set the date for a public hearing.  
22
- 23 3) Conduct a public hearing and authorize the actual levying and collection of  
24 assessments.  
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26 The recommended Resolution begins the process for the 2018/2019  
27 assessment. At the June 5, 2018 meeting you will receive the Engineer's Report  
28 and set the date for a public hearing. During the Public Hearing the Council will  
29 receive any public testimony on the proposed assessment and will consider the  
30 levy of the proposed assessments.  
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32 **CONSISTANCY WITH CITY COUNCIL GOALS AND OBJECTIVES:**  
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34 The recommended action supports the FY 2018/19 City Council Goal No. 3,  
35 Objective 1 by providing a funding mechanism to "...maintain the high level of  
36 service and reliability of the City's infrastructure systems and facilities." The LMD  
37 provides a funding mechanism for maintenance of the landscaping that benefits  
38 the properties in the LMD. Without this funding mechanism, the City would have  
39 to consider termination of landscape maintenance or use other discretionary  
40 funding to cover the maintenance costs.  
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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.  
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46 **ATTACHMENT:**

- 47 1) Resolution

**RESOLUTION 2018 - 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 SILVERADO  
PLACE 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 Silverado Place 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 recommended action is general policy and procedure and is not a Project under CEQA pursuant to Section 15378(b) (4) of CEQA; 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 Silverado Place 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 **1<sup>st</sup> day of May 2018**, by the following vote:

- AYES:**
- NOES:**
- ABSTAIN:**
- ABSENT:**

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**CHRIS CANNING, Mayor**

**ATTEST:**  
  
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**KATHY FLAMSON, City Clerk**

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