

City of Calistoga

Staff Report

15

TO: Honorable Mayor and City Council Members
FROM: Michael Kirn, Public Works Director/City Engineer
DATE: June 19, 2018
SUBJECT: Consideration of a Resolution Authorizing the Levying and Collection of Assessments for the Palisades Landscape Maintenance District for Fiscal Year 2018-19

APPROVAL FOR FORWARDING:



Dylan Feik, City Manager

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2 **ISSUE:** Consideration of a resolution authorizing the levying and collection of
3 assessments for the Palisades Landscape Maintenance District for Fiscal Year 2018-19.
4

5 **RECOMMENDATION:** Conduct a public hearing and if there are insufficient protests adopt
6 a resolution approving the assessment amount and authorizing the levying and collection
7 of assessments for Fiscal Year 2018-19.
8

9 **BACKGROUND/DISCUSSION:** As a condition of the development of the Palisades
10 Subdivision, a landscaping assessment district was established to fund the maintenance of
11 the area adjacent to State Route 29 on the north side of the development, and along
12 Money Lane between the property fence and sidewalk.
13

14 The Landscaping and Lighting Act of 1972 (Streets and Highways Code 22500-22647)
15 requires that the City undertake certain proceedings for any fiscal year during which
16 assessments are to be levied and collected. These proceedings are usually accomplished
17 at three separate Council meetings.
18

19 On May 1, 2018, the Council adopted a resolution directing the City Engineer to prepare
20 and file a report for the Palisades Landscape Maintenance Assessment District for Fiscal
21 Year 2018-19. On May 15, 2018, the Council adopted a resolution approving the
22 Engineer's Report, declaring the City Council's intent to levy and collect assessments and
23 setting June 19, 2018 as the date for the public hearing.

24 Tonight's action is the third and final Council action on these annual proceedings. At the
25 conclusion of the public hearing, should there be insufficient protest the Council can
26 authorize the levying and collection of the annual assessments for the Palisades
27 Landscape Maintenance District in the amount of \$35/parcel. This is the same amount as
28 was assessed in Fiscal Year 2017-18.
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30 **CONSISTANCY WITH CITY COUNCIL GOALS AND OBJECTIVES:** The recommended
31 action supports the FY 2018-19 City Council Goal No. 3, Objective 1, by providing a
32 funding mechanism to “...maintain the high level of service and reliability of the City’s
33 infrastructure systems and facilities.” The LMD provides a funding mechanism for
34 maintenance of the landscaping that benefits the properties in the LMD. Without this
35 funding mechanism, the City would have to consider termination of landscape maintenance
36 or use other discretionary funding to cover the maintenance costs.

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38 **FISCAL IMPACT:** The Assessment District was originally established with intent of having
39 no fiscal impact on the City of Calistoga for the purposes of maintaining the landscaping
40 and administration. However, estimated costs for FY 2018-19 are expected to exceed the
41 total assessment in the amount of \$988. This amount has been included in the overall
42 Park Maintenance budget under Account # 01-4123-4402. Any proposed increase in the
43 amount of the assessment would require a mailed balloting of the property owners under
44 the provisions of Proposition 218.

45
46 **ATTACHMENTS:**

- 47 1) Resolution
- 48 2) Engineer’s Report

RESOLUTION NO. 2018 - XXX

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, COUNTY OF NAPA, STATE OF CALIFORNIA, AUTHORIZING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR THE PALISADES LANDSCAPE AND MAINTENANCE DISTRICT FOR FISCAL YEAR 2018-2019

WHEREAS, the City of Calistoga established a Landscape and Maintenance District for the Palisades Subdivision; and

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

WHEREAS, on May 1, 2018, the City Council directed the City Engineer to prepare a report in accordance with the requirements of the California Streets and Highways Code in Article 4 of Chapter 1 commencing with Section 22565; and

WHEREAS, on May 15, 2018, the City Engineer’s report was accepted by the City Council and, after mailing notices of the public hearing to affected property owners, a public hearing was held on June 19, 2018 to receive public testimony and/or any protests regarding the proposed assessment; and

WHEREAS, Pursuant to California Streets and Highways Code, Article 4 of Chapter 1, commencing with Section 22620, the City Council may set the amount of assessment to be the same as the preceding year; and

WHEREAS, there will be no new improvements or substantial changes in the existing improvements other than maintaining the existing landscape and irrigation system.

NOW, THEREFORE BE IT RESOLVED THAT the City Council of the City of Calistoga does: hereby confirm the diagram and the assessment contained in the Engineer’s Report; hereby levy an assessment of \$35.00 per parcel; and authorizes the collection of such assessment for the Palisades Subdivision Landscape Maintenance Assessment District for the Fiscal Year 2018-19.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Calistoga at a regular meeting held this **19th day of June 2018**, by the following vote:

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

ATTEST:

CHRIS CANNING, Mayor

KATHY FLAMSON, CITY CLERK