



CITY OF CALISTOGA

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STAFF REPORT

TO: Honorable Mayor and City Council
FROM: Michael Kirn, Acting City Manager/Public Works Director
DATE: May 7, 2019
SUBJECT: 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 Streets and Highways Code.

SIGNATURE:

**MICHAEL KIRN, Acting City
Manager**

DESCRIPTION: 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.

RECOMMENDATION: Consideration to adopt resolution.

BACKGROUND:

Through the conditions of approval for the Silverado Place Subdivision, the City required the establishment of a Landscape Maintenance District (LMD) to fund the maintenance of adjacent public landscaping through the levying of assessments on the parcels within that subdivision.

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. These proceedings are usually accomplished through three Council actions as follows:

1. Adopt a resolution directing the City Engineer to prepare and file a report.
2. Approve the Engineer's Report, declare the City Council's intent to levy and collect assessments and set the date for a public hearing.
3. Conduct a public hearing and authorize the actual levying and collection of assessments.

The recommended resolution begins the process for the 2019/2020 assessment. At the June 4, 2019 meeting you will receive the Engineer's Report and set the date for a public hearing. During the Public Hearing the Council will receive any public testimony on the proposed assessment and will consider the levy of the proposed assessments.

FINANCIAL IMPACT:

There will be no fiscal impact through the adoption of the recommended resolution. Actual fiscal impact will be determined after the preparation of the Engineer's Report.

CONSISTENCY WITH CITY COUNCIL GOALS AND OBJECTIVES:

The recommended action supports the FY 2019/20 City Council Goal No. 3, Objective 1 by providing a funding mechanism to "...maintain the high level of service and reliability of the City's infrastructure systems and facilities." The LMD provides a funding mechanism for maintenance of the landscaping that benefits the properties in the LMD. Without this funding mechanism, the City would have to consider termination of landscape maintenance or use other discretionary funding to cover the maintenance costs.

ATTACHMENTS:

1. Resolution

RESOLUTION 2019 - 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 **7th day of May 2019**, by the following vote:

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

CHRIS CANNING, Mayor

ATTEST:

IRENE CAMACHO-WERBY
City Clerk