



3.2

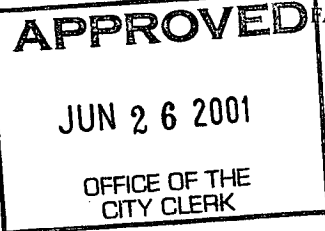
**DEPARTMENT OF
PUBLIC WORKS**

TECHNICAL SERVICES

CITY OF SACRAMENTO
CALIFORNIA

SPECIAL DISTRICTS

1231 I Street
SACRAMENTO, CA
95814
PH 916-264-7474
FAX 916-264-7480



June 8, 2001

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: LAGUNA CREEK MAINTENANCE DISTRICT - PUBLIC HEARING

LOCATION AND COUNCIL DISTRICT:

The Laguna Creek Maintenance District is located north of Sheldon Road between Franklin Boulevard and Bruceville Road in Council District No. 8 (see attached Exhibit A).

RECOMMENDATION:

This report recommends that City Council adopt:

- Resolution Overruling Protests (if necessary) for the Laguna Creek Maintenance District for FY 2001/02.
- Resolution Confirming Diagram and Assessment and Levying Assessment for the Laguna Creek Maintenance District for FY 2001/02.
- Resolution Amending the FY 2001/02 Budget for the Laguna Creek Maintenance District.

CONTACT PERSON:

Ron Wicky, Special Districts Analyst, 264-5628

FOR COUNCIL MEETING OF: June 26, 2001

SUMMARY:

The recommended Council action will levy a continuation of an annual assessment for the Laguna Creek Maintenance District. The district was established in 1991 to recover the annual costs of maintenance related to the Laguna Wetlands Mitigation Program.

City Council
Laguna Creek Maintenance District
June 8, 2001

COMMITTEE/COMMISSION ACTION

None.

BACKGROUND INFORMATION:

The Laguna Creek wetlands area was constructed in 1988. On April 16, 1991, the City Council approved formation of the Laguna Creek Maintenance District. The district provides funding for environmental monitoring and maintenance activities associated with the Laguna Creek Wetlands Mitigation program. The monitoring and maintenance work is required to comply with a Section 404 Permit (No. 9570) issued by the U.S. Army Corps of Engineers to the City of Sacramento. The adopted monitoring program identifies a five to eight year monitoring period. The monitoring portion has essentially been completed but the required remediation work is still ongoing.

Monitoring and Maintenance Program

The Laguna Creek Wetlands Maintenance Area is located between Sheldon Road, Bruceville Road, and Franklin Boulevard. This area includes the primary creek channel and adjacent wetlands, wetlands preserved to the south of the floodway, and adjacent turf areas. The maintenance area also includes channel improvements and wetlands located west of Franklin Boulevard, which were constructed as part of the Laguna Creek Floodway project (please see attached map). In brief, the work that is funded by the annual maintenance district includes:

- Monitoring, maintenance, repair of vernal pools, and other designated wetland areas, and preparation of annual report to Army Corps of Engineers.
- Maintenance and repair of irrigation systems.
- Maintenance and operation of planting basins, including fertilization, pruning, staking, turf and grassland mowing, disking fire breaks, litter control, and patrolling.
- Maintenance of bikeways and landscaping adjacent to the wetlands area.
- Unscheduled maintenance such as repair of damage due to vandalism, flood or fire, and temporary irrigation of vernal pools not wetted by natural events.
- Public outreach, including design and development of interpretive signage, education workshops, nature walks, information for the kiosk (i.e. community information center), and for wetlands articles in the North Laguna Creek Neighborhood Association newspaper.

On June 5, 2001, the City Council adopted the Resolution of Intention, which set a hearing on this date for the Annual Report. As of this date, no protests have been received.

City Council
 Laguna Creek Maintenance District
 June 8, 2001

FINANCIAL CONSIDERATIONS:

The total cost for the fiscal year 2001/02 is projected at \$79,200. There is no increase from the previous year. The following is a summary of the costs:

	<u>FY 2000/01</u>	<u>Proposed FY 01/02</u>
Monitoring Program	\$ 0	\$ 0
Maintenance Contracts	62,578	61,870
Unscheduled Maintenance	2,000	2,100
Public Outreach	20,000	20,000
Administration	26,600	17,620
Special Districts Annual Reporting	6,400	6,450
Contingency	<u>70,000</u>	<u>120,000</u>
Subtotal	\$187,578	\$228,040
Billing & Administration	<u>4,020</u>	<u>5,496</u>
Total Budget	\$191,598	\$243,536
(Surplus)/Deficit	<u>(112,298)</u>	<u>(154,336)</u>
Total Assessed	\$ 79,300	\$ 79,200

Maintenance costs will be assessed to both developed and undeveloped properties within the district. At present there are 2,402 individual ownership parcels within the district. This figure is expected to grow in the coming years as additional properties are subdivided and developed. The following table summarizes how the maintenance costs are apportioned to the various land use categories.

	<u>Annual Maintenance Assessment</u>		
	<u>Maximum Authorized</u>	<u>FY 2000/01</u>	<u>FY 2001/02</u>
Single-Family Residential (per unit)	\$ 81.73	\$ 26.10	\$ 26.20
Developed Multi-Family Condos (per unit)	58.78	18.29	18.55
Undeveloped Multi-Family (per acre)	741.72	250.78	246.18

City Council
Laguna Creek Maintenance District
June 8, 2001

Non-Residential (Land Area)

0 - 25,000 Square Feet (per parcel)	\$ 113.04	\$ 36.46	\$ 36.63
25,000 – 100,000 Square Feet (per parcel)	525.45	177.05	174.09
Over 100,000 Square Feet (per parcel)	1,082.23	366.70	359.67
Churches (per parcel)	39.52	11.73	12.13

ENVIRONMENTAL CONSIDERATION:

Under CEQA Guidelines, administration and annual maintenance do not constitute a project and are therefore exempt from review.

POLICY CONSIDERATIONS:

These proceedings for the Annual Report are being held pursuant to Chapter 81 of the City Code. This chapter of the Code was specifically developed and adopted as an enabling ordinance for the subject maintenance district. No new policy decisions are required for this item.

ESBD CONSIDERATIONS:

This annual budget and assessment levy process does not involve the contractor selection process.

Respectfully submitted,



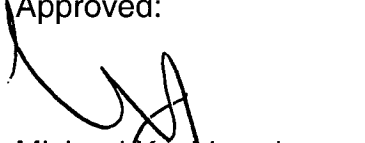
Gary Alm, Manager
Development Services

RECOMMENDATION APPROVED:

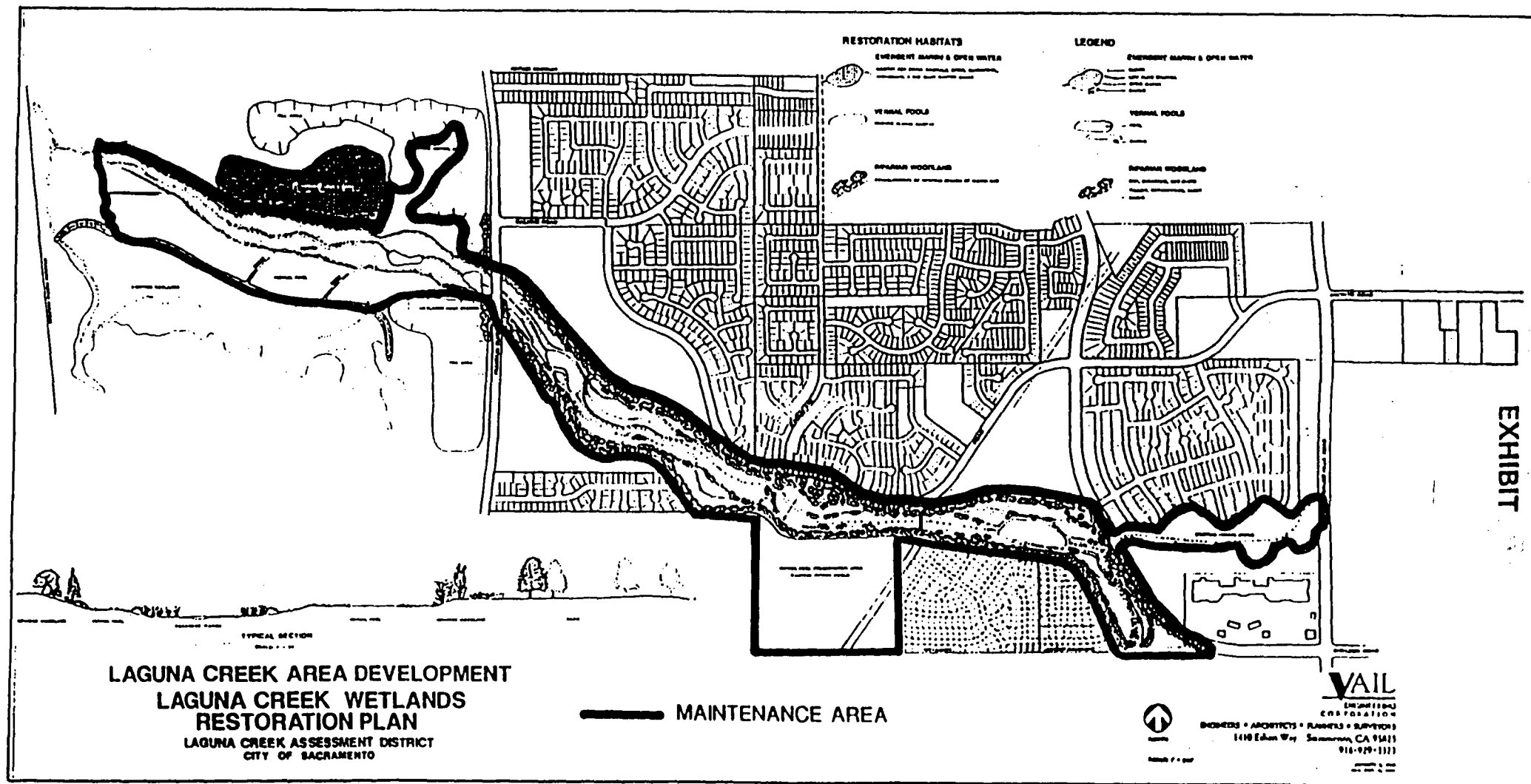


ROBERT R. THOMAS
City Manager

Approved:



Michael Kashiwagi
Director of Public Works



EXHIBIT

EXHIBIT A
LAGUNA CREEK FLOODWAY ILLUSTRATIVE MAP

EXHIBIT B

**LAGUNA CREEK MAINTENANCE DISTRICT
FY 2001/02 SCHEDULE**

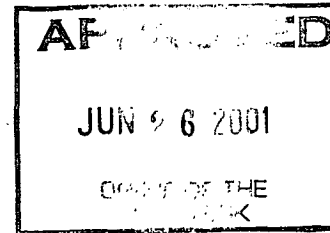
June 5, 2001 *Council Adopted Resolution of Intention and Set Date For Hearing

June 2001 *Post and Publish Notice of Hearing

**June 26, 2001 *Hold Hearing
*COUNCIL CONSIDERS ALL PROTESTS, LEVIES ANNUAL ASSESSMENT**

July 2001 *Record Assessment Diagram and Notice of Assessment with County Recorder

July 2001 *Liens Placed on Affected Properties



RESOLUTION NO. 2001-451

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**RESOLUTION OVERRULING PROTESTS FOR LAGUNA CREEK
MAINTENANCE DISTRICT FOR FY 2001/02**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

On June 26, 2001, the City Council opened a public hearing on the Resolution of Intention and the Engineer's Annual Report for Laguna Creek Maintenance District, City of Sacramento, County of Sacramento, State of California.

At or before the time set for the hearing, certain interested persons made protests or objections to the proposed maintenance, the extent of the assessment district, or the proposed assessment.

The City Council hereby overrules each of these protests, written or oral.

The City Council finds that the protests against the proposed maintenance (including all written protests not withdrawn in writing before the conclusion of the protest hearing) is made by the owners of less than one-half of the area of the land to be assessed for the improvement.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

7

RESOLUTION NO: _____

DATE ADOPTED: _____

APPROVED

JUN 26 2001

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 2001-452

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**RESOLUTION CONFIRMING DIAGRAM AND ASSESSMENT FOR LEVYING
ASSESSMENT FOR LAGUNA CREEK MAINTENANCE DISTRICT FOR FY 2001/02**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. Pursuant to Title 81 of the Sacramento City Code, the City Council directed the Director of Public Works as the Engineer of Work for the Laguna Creek Maintenance District to prepare and file an Annual Report for the FY 2001/02.
2. The Engineer of Work filed the Annual Report on June 5, 2001, and the City Council adopted its Resolution of Intention to levy and collect assessment within the assessment district for FY 2001/02 and set a public hearing to be held at 2:00 p.m., on June 26, 2001, in the meeting place of the City Council, City Hall, 2nd Floor, Sacramento, California. Notice of the hearing was given in the time and manner required by law.
3. At the public hearing, the City Council afforded to every interested person an opportunity to make a protest to the Annual Report, either in writing or orally, and the City Council has considered each protest.
4. The City Council hereby confirms the diagram and assessment as set forth in the Annual Report to the Engineer of Work and hereby levies the assessment set forth therein for FY 2001/02.

MAYOR

ATTEST:

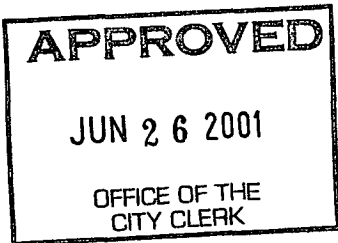
CITY CLERK

FOR CITY CLERK USE ONLY

8

RESOLUTION NO: _____

DATE ADOPTED: _____



RESOLUTION NO. 2001-453

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**RESOLUTION AMENDING THE FY 2001/02 BUDGET FOR
LAGUNA CREEK MAINTENANCE DISTRICT**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. The FY 2001/02 Expenditure Budget for the Laguna Creek Maintenance District is adopted as follows:

Community Outreach	226-480-4828-4384	\$ 20,000
<u>Department</u>		
Environmental/Parks	226-450-4727-4390	15,000
	226-450-4727-4384	50,000
Public Works	226-310-3131-4390	6,450
	226-310-3197-4384	13,970
	226-310-3197-4390	2,620
Finance	226-110-1131-4390	5,496
Contingency	226-710-7012-4999	<u>120,000</u>
	Total	\$233,536

2. The FY 2001/02 Revenue Budget for the Laguna Creek Maintenance District is adopted as follows:

226-310-3131-3657 \$ 79,200
(\$233,536 – 154,336 surplus)

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

9

RESOLUTION NO: _____

DATE ADOPTED: _____

THE DAILY RECORDER

- SINCE 1911 -

1115 H Street, P.O. Box 1048, Sacramento, California 95812
Telephone (916) 444-2355 / Fax (916) 444-0636

SAC. CITY CLERK PO#8070060934
915 I St., Rm. 304/ V. HENRY
Sacramento, CA 95814

PROOF OF PUBLICATION

(2015.5 C.C.P.)

State of California)
County of Sacramento) ss

Notice Type: GSCL SAC CITY LEGAL NOTICE (1 PUBS)

Ad Description: AD NO 9288

I am a citizen of the United States; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer and publisher of the DAILY RECORDER, a daily newspaper published in the English language in the City of Sacramento, County of Sacramento, and adjudged a newspaper of general circulation as defined by the laws of the State of California by the Superior Court of the County of Sacramento, State of California, under date May 2, 1913, Case No. 16,180. That the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

06/08/01

Executed on: 06/08/01
At Los Angeles, California

I certify (or declare) under penalty of perjury that the foregoing is true and correct.


Signature

This space for filing stamp only

RECEIVED
CITY CLERKS OFFICE
CITY OF SACRAMENTO

JUN 12 4 44 PM '01

SC#: 258559

06/08/01

SC- 258559#

RESOLUTION NO. 2001-348
ADOPTED BY THE SACRAMENTO CITY
COUNCIL

ON DATE OF JUN 5, 2001
RESOLUTION OF INTENTION TO
ORDER MAINTENANCE OF
IMPROVEMENTS FOR FY2001/02
LAGUNA CREEK MAINTENANCE
DISTRICT

BE IT RESOLVED BY THE COUNCIL OF
THE CITY OF SACRAMENTO:

1. The City Council intends to levy and collect assessments within the Laguna Creek Maintenance District during fiscal year 2001/02. The area of land to be assessed is located in the City of Sacramento, Sacramento County.

2. The maintenance of improvements to be made in this assessment district are generally described as follows and is on file in the City Clerks Office:

The maintenance activity with respect to the improvements to be maintained includes, but is not limited to: scheduled horticultural maintenance and cleanup of landscape areas; monitoring, maintenance, and repair of vernal pools and other wetland areas; repairs or additions or reconfigurations of irrigation systems; replacement of plants or other materials damaged by the elements, vandalism, or otherwise; maintaining planting basins; operation of any system contained within the improvements; irrigation activity; fertilization; pruning; staking; turf mowing/maintenance; grassland mowing; diking fire breaks and litter control; patrolling; bike trail repairs and maintenance; keeping of records as required or convenient; any and all work or materials required to satisfy conditions of the "Section 404 Permit" covering the improvements; plant replacement; turf and grassland reseedling; insert, weed, and rodent control; erosion control; channel repairs; removal, hauling, and dumping of debris; maintenance and repair of floodway improvements and areas adjacent to the floodway right-of-way; vernal pool renovation; repair to damage of any sort to any of the improvements or collateral facilities; and any other work required to properly operate, maintain, repair, or replace the improvements of the Laguna Creek Floodway.

3. In accordance with this Council's resolution directing the filing of any Annual Report, the Engineer of Work has filed with the City Clerk the report required by Chapter 3.124, Sacramento City Code. All interested persons are referred to that report for a full and detailed description of the improvements, the boundaries of the assessment district, and the proposed assessments upon assessable lots and parcels of land within the assessment district.

4. On Tuesday, the 26th day of June, 2001, at the hour of 2 p.m., the City Council will conduct a public hearing on the question of the levy of the proposed annual assessment. The hearing will be held at the meeting place of the City Council located in City Hall, 915 I Street, Sacramento, California.

5. The City Clerk is authorized and directed to give the notice of hearing required by Chapter 3.124 of the Sacramento City Code.

HEATHER FARGO, Mayor.
ATTEST
VALERIE BURROWES, City Clerk
Ad No. 9288



APPROVED
BY THE CITY COUNCIL

JUN 15 1999

OFFICE OF THE
CITY CLERK

3.2

DEPARTMENT OF
PUBLIC WORKS

CITY OF SACRAMENTO
CALIFORNIA

SPECIAL DISTRICTS
1231 I STREET
ROOM 300
SACRAMENTO, CA
95814

TECHNICAL SERVICES DIVISION

May 26, 1999

City Council
Sacramento, California

PH 916-264-7474
FAX 916-264-7480

Honorable Members in Session:

SUBJECT: LAGUNA CREEK MAINTENANCE DISTRICT - PUBLIC HEARING

LOCATION AND COUNCIL DISTRICT:

The Laguna Creek Maintenance District is located north of Sheldon Road between Franklin Boulevard and Bruceville Road in Council District No. 8 (see attached Exhibit A).

RECOMMENDATION:

This report recommends that City Council adopt:

- Resolution Overruling Protests (if necessary) for the Laguna Creek Maintenance District. For FY 1999/00.
- Resolution Confirming Diagram and Assessment and Levying Assessment for the Laguna Creek Maintenance District For FY 1999/00.
- Resolution Amending the FY 1999/00 Budget for the Laguna Creek Maintenance District.

CONTACT PERSON: Ron Wicky, Special Districts Analyst, 264-5628

FOR COUNCIL MEETING OF: June 15, 1999

SUMMARY:

The recommended Council action will levy a continuation of an annual assessment for the Laguna Creek Maintenance District. The district was established in 1991 to recover the annual costs of maintenance related to the Laguna Wetlands Mitigation Program. There will be no increase in this year's annual assessment.

COMMITTEE/COMMISSION ACTION

None.

City Council
Laguna Creek Maintenance District
May 26, 1999

BACKGROUND INFORMATION:

The Laguna Creek wetlands area was constructed in 1988. On April 16, 1991, the City Council approved formation of the Laguna Creek Maintenance District. The district provides funding for environmental monitoring and maintenance activities associated with the Laguna Creek Wetlands Mitigation program. The monitoring and maintenance work is required to comply with a Section 404 Permit (No. 9570) issued by the U.S. Army Corps of Engineers to the City of Sacramento. The adopted monitoring program identifies a five to eight year monitoring period. The monitoring portion has essentially been completed but the required remediation work is still ongoing.

Monitoring and Maintenance Program

The Laguna Creek Wetlands Maintenance Area is located between Sheldon Road, Bruceville Road, and Franklin Boulevard. This area includes the primary creek channel and adjacent wetlands, wetlands preserve to the south of the floodway, and adjacent turf areas. The maintenance area also includes channel improvements and wetlands located west of Franklin Boulevard, which were constructed as part of the Laguna Creek Floodway project (please see attached map). In brief, the work that is funded by the annual maintenance district includes:

- Monitoring, maintenance, repair of vernal pools, and other designated wetland areas, and preparation of annual report to Army Corps of Engineers.
- Maintenance and repair of irrigation systems.
- Maintenance and operation of planting basins, including fertilization, pruning, staking, turf and grassland mowing, disking fire breaks, litter control, and patrolling.
- Maintenance of bikeways and landscaping adjacent to the wetlands area.
- Unscheduled maintenance such as repair of damage due to vandalism, flood or fire, and temporary irrigation of vernal pools not wetted by natural events.
- Public outreach, including design and development of interpretive signage, education workshops, nature walks, information for the kiosk (i.e. community information center), and for wetlands articles in the North Laguna Creek Neighborhood Association newspaper.

On May 25, 1999, the City Council adopted the Resolution of Intention which set a hearing on this date for the Annual Report. As of this date, no protests have been received.

City Council
 Laguna Creek Maintenance District
 May 26, 1999

FINANCIAL CONSIDERATIONS:

The total cost for the fiscal year 1999/00 is projected at \$79,300. This year's proposed assessment is a 7% increase from the previous year. The following is a summary of the costs:

	<u>FY 98/99</u>	<u>Proposed FY 99/00</u>
Monitoring Program	\$ 0	\$ 0
Maintenance Contracts	62,200	62,578
Unscheduled Maintenance	1,500	2,000
Public Outreach	20,000	20,000
Administration	26,600	26,600
Special Districts Annual Reporting	4,392	6,400
Contingency	<u>70,000</u>	<u>70,000</u>
Subtotal	\$184,692	\$187,578
Billing & Administration	<u>1,368</u>	<u>4,020</u>
Total Budget	\$186,060	\$191,598
(Surplus)/Deficit	<u>(112,060)</u>	<u>(112,298)</u>
Total Assessed	\$ 74,000	\$ 79,300

Though the monitoring program has been completed, the FY 1997/98 required remediation work is still ongoing and is being funded by an alternate funding source.

Maintenance costs will be assessed to both developed and undeveloped properties within the district. At present there are 2,402 individual ownership parcels within the district. This figure is expected to grow in the coming years as additional properties are subdivided and developed. The following table summarizes how the maintenance costs are apportioned to the various land use categories.

	<u>Annual Maintenance Assessment</u>		
	<u>Maximum Authorized</u>	<u>FY 1998/99</u>	<u>FY 1999/00</u>
Single-Family Residential (per unit)	\$ 81.73	\$ 24.44	\$ 26.08
Developed Multi-Family and Condos (per unit)	58.78	16.82	18.29
Undeveloped Multi-Family (per acre)	741.72	243.82	250.62
 <u>Non-Residential (Land Area)</u>			
0-25,000 Square Feet (per parcel)	\$ 113.04	\$ 34.86	\$ 36.73
25,000-100,000 Square Feet (per parcel)	525.45	171.94	177.04
Over 100,000 Square Feet (per parcel)	1,082.23	357.02	366.46
Churches (per parcel)	39.52	10.52	11.73

City Council
Laguna Creek Maintenance District
May 26, 1999

ENVIRONMENTAL CONSIDERATION:

Under CEQA Guidelines, administration and annual maintenance do not constitute a project and are therefore exempt from review.

POLICY CONSIDERATIONS:

These proceedings for the Annual Report are being held pursuant to Chapter 81 of the City Code. This chapter of the Code was specifically developed and adopted as an enabling ordinance for the subject maintenance district. No new policy decisions are required for this item.

ESBD CONSIDERATIONS:

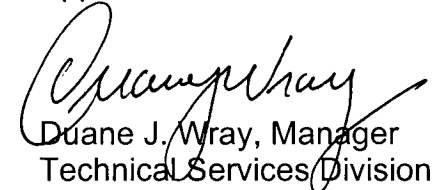
This annual budget and assessment levy process does not involve the contractor selection process.

Respectfully submitted,



Gary Alm, Manager
Special Districts

Approved:



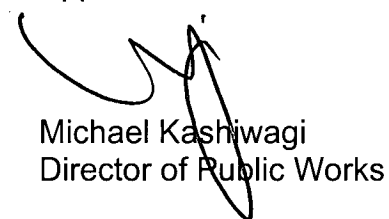
Duane J. Wray, Manager
Technical Services Division

RECOMMENDATION APPROVED:



ROBERT P. THOMAS
City Manager

Approved:



Michael Kashiwagi
Director of Public Works

RW:jd

S:\TECHSVC\Project Delivery\SpecDist\PROJECTS\MD\LAGUNACM\CC-1999-00 Hearing.wpd

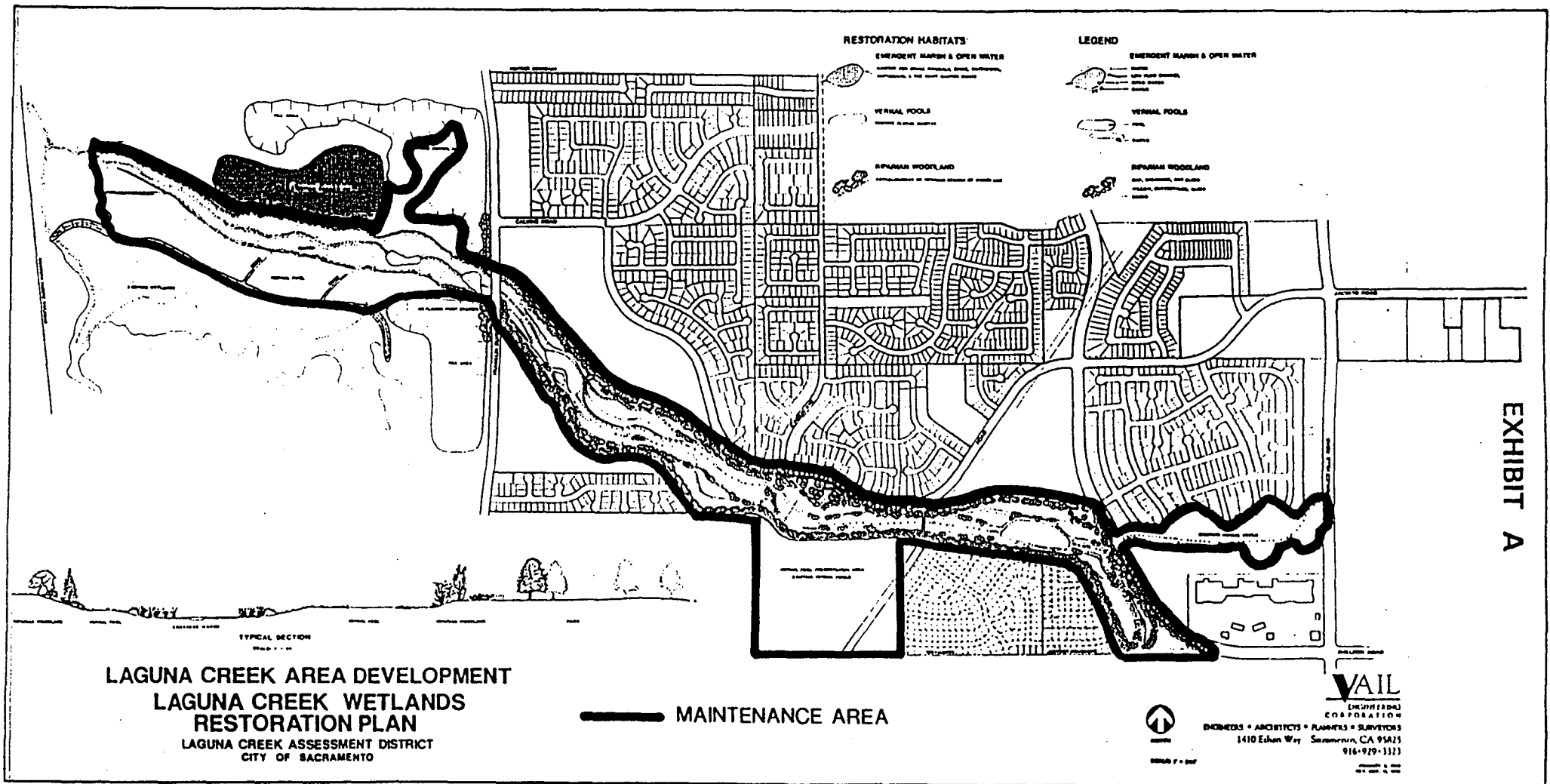


EXHIBIT A

LAGUNA CREEK AREA DEVELOPMENT
LAGUNA CREEK WETLANDS
RESTORATION PLAN
LAGUNA CREEK ASSESSMENT DISTRICT
CITY OF SACRAMENTO

MAINTENANCE AREA



VAIL
ENGINEERING CORPORATION
ENGINEERS • ARCHITECTS • PLANNERS • SURVEYORS
1410 Echan Way Sacramento, CA 95825
916-929-3323

EXHIBIT A
LAGUNA CREEK FLOODWAY ILLUSTRATIVE MAP

EXHIBIT B

LAGUNA CREEK MAINTENANCE DISTRICT
FY 1997/98 SCHEDULE

May 25, 1999 *Council Adopted Resolution of Intention and Set Date For Hearing

May 1999 *Post and Publish Notice of Hearing

June 15, 1999 *Hold Hearing

***COUNCIL CONSIDERS ALL PROTESTS, LEVIES ANNUAL ASSESSMENT**

July 1999 *Record Assessment Diagram and Notice of Assessment with County Recorder

July 1999 *Liens Placed on Affected Properties

APPROVED
BY THE CITY COUNCIL

JUN 15 1999

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 99-308

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

RESOLUTION OVERRULING PROTESTS FOR
LAGUNA CREEK MAINTENANCE DISTRICT
FOR FY 1999/00

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

On June 15, 1999, the City Council opened a public hearing on the Resolution of Intention and the Engineer's Annual Report for Laguna Creek Maintenance District, City of Sacramento, County of Sacramento, State of California.

At or before the time set for the hearing, certain interested persons made protests or objections to the proposed maintenance, the extent of the assessment district, or the proposed assessment.

The City Council hereby overrules each of these protests, written or oral.

The City Council finds that the protests against the proposed maintenance (including all written protests not withdrawn in writing before the conclusion of the protest hearing) is made by the owners of less than one-half of the area of the land to be assessed for the improvement.

MAYOR

ATTEST:

CITY CLERK

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FOR CITY CLERK USE ONLY

RESOLUTION NO: _____

DATE ADOPTED: _____

APPROVED
BY THE CITY COUNCIL

JUN 15 1999

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 99-309

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

RESOLUTION CONFIRMING DIAGRAM AND ASSESSMENT FOR
LEVYING ASSESSMENT FOR LAGUNA CREEK MAINTENANCE
DISTRICT FOR FY 1999/00

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. Pursuant to Title 81 of the Sacramento City Code, the City Council directed the Director of Public Works as the Engineer of Work for the Laguna Creek Maintenance District to prepare and file an Annual Report for the FY 1999/00.
2. The Engineer of Work filed the Annual Report on May 25, 1999, and the City Council adopted its Resolution of Intention to levy and collect assessment within the assessment district for FY 1999/00 and set a public hearing to be held at 2:00 p.m., on June 15, 1999, in the meeting place of the City Council, City Hall, 2nd Floor, Sacramento, California. Notice of the hearing was given in the time and manner required by law.
3. At the public hearing, the City Council afforded to every interested person an opportunity to make a protest to the Annual Report, either in writing or orally, and the City Council has considered each protest.
4. The City Council hereby confirms the diagram and assessment as set forth in the Annual Report to the Engineer of Work and hereby levies the assessment set forth therein for FY 1999/00.

MAYOR

ATTEST:

CITY CLERK

S:\TECHSVC\Project Delivery\SpecDist\PROJECTS\MD\LAGUNACM\CC-1999-00 Hearing.wpd

FOR CITY CLERK USE ONLY

RESOLUTION NO: _____

DATE ADOPTED: _____

APPROVED
BY THE CITY COUNCIL

JUN 15 1999

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 99-310

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**RESOLUTION AMENDING THE FY 1999/00
BUDGET FOR LAGUNA CREEK MAINTENANCE
DISTRICT**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. The FY 1999/00 Expenditure Budget for the Laguna Creek Maintenance District is adopted as follows:

Department

Planning	\$ 95,000
Public Works	22,578
Finance	4,020
Contingency	<u>70,000</u>
	\$191,598

2. The FY 1999/00 Revenue Budget for the Laguna Creek Maintenance District is adopted as follows:

226-310-3131-3657	\$ 79,300
-------------------	-----------

MAYOR

ATTEST:

CITY CLERK

S:\TECHSVC\Project Delivery\SpecDist\PROJECTS\MD\LAGUNACM\CC-1999-00 Hearing.wpd

FOR CITY CLERK USE ONLY

RESOLUTION NO: _____

DATE ADOPTED: _____



3.2

DEPARTMENT OF
PUBLIC WORKS

ADMINISTRATION

CITY OF SACRAMENTO
CALIFORNIA

CITY HALL
ROOM 200
915 I STREET
SACRAMENTO, CA
95814-2608

APPROVED
BY THE CITY COUNCIL

PH 916-264-7110
FAX 916-264-5573

May 26, 1995

JUN 13 1995

City Council
Sacramento, California

OFFICE OF THE
CITY CLERK

Honorable Members in Session:

SUBJECT: LAGUNA CREEK MAINTENANCE DISTRICT - PUBLIC HEARING

LOCATION AND COUNCIL DISTRICT:

The Laguna Creek Maintenance District is located north of Sheldon Road between Franklin Boulevard and Bruceville Road in Council District No. 8 (please see attached Exhibit "A").

RECOMMENDATION:

This report recommends that the City Council adopt:

- Resolution Overruling Protests for the Laguna Creek Maintenance District for FY 1995/96.
- Resolution Confirming Diagram and Assessment and Levying Assessment for the Laguna Creek Maintenance District for FY 1995/96.
- Resolution Amending the FY 1995/96 Budget for the Laguna Creek Maintenance District.

CONTACT PERSON:

Ronald Wicky, Special Districts Analyst, 264-5628

FOR COUNCIL MEETING OF:

June 13, 1995.

SUMMARY:

The recommended Council action will levy a continuation of an annual assessment for the Laguna Creek Maintenance District. The district was established in 1991 to recover the annual costs of maintenance related to the Laguna Wetlands Mitigation Program. The total assessment for FY 1995/96 will be \$135,200, a decrease of \$7,280 from the previous year.

COMMITTEE/COMMISSION ACTION:

None.

BACKGROUND INFORMATION:

The Laguna Creek wetlands area was constructed in 1988. On April 16, 1991, the City Council approved formation of the Laguna Creek Maintenance District. The district provides funding for environmental monitoring and maintenance activities associated with the Laguna Creek Wetlands Mitigation Program. The monitoring and maintenance work is required to comply with a Section 404 Permit (No. 9570) issued by the U.S. Army Corps of Engineers to the City of Sacramento. The adopted monitoring program identifies a five to eight-year monitoring period. The City is currently in its sixth year of monitoring.

Monitoring and Maintenance Program

The Laguna Creek Wetlands Maintenance Area is located between Sheldon Road, Bruceville Road, and Franklin Boulevard. This area includes the primary creek channel and adjacent wetlands, wetlands preserve to the south of the floodway, and adjacent turf areas. The maintenance area also includes channel improvements and wetlands located west of Franklin Boulevard, which were constructed as part of the Laguna Creek Floodway project (please see attached map). In brief, the work that is funded by the annual maintenance district includes:

- Monitoring, maintenance, repair of vernal pools, and other designated wetland areas, and preparation of annual report to Army Corps of Engineers.
- Maintenance and repair of irrigation systems.
- Maintenance and operation of planting basins, including fertilization, pruning, staking, turf and grassland mowing, disking fire breaks, litter control, and patrolling.
- Maintenance of bikeways and landscaping adjacent to the wetlands area.
- Unscheduled maintenance such as repair of damage due to vandalism, flood or fire, and temporary irrigation of vernal pools not wetted by natural events.
- Public outreach, including design and development of interpretive signage, education workshops, nature walks, information for the kiosk (i.e. community information center), and for wetlands articles in the North Laguna Creek Neighborhood Association newspaper.

On May 23, 1995, the City Council adopted the Resolution of Intention which set a hearing on this date for the Annual Report. As of May 26, 1995, no protests have been received.

FINANCIAL CONSIDERATIONS:

The total cost for the fiscal year 1995/96 is projected at \$135,200. This represents a 5.1% decrease from the \$142,480 assessed for fiscal year 1994/95. The following is a summary of the costs:

	FY 94/95	Proposed FY 95/96
Monitoring Program	\$53,569	\$53,569
Maintenance Contracts	52,372	63,419
Unscheduled Maintenance	5,000	8,000
Public Outreach	10,000	10,000
Administration	23,101	16,400
Special Districts Annual Reporting	3,680	4,388
Contingency	<u>45,000</u>	<u>80,000</u>
Subtotal	\$192,722	\$235,776
Billing & Administration	<u>965</u>	<u>1,236</u>
Total Budget	193,687	237,012
(Surplus)/Deficit	<u>(51,207)</u>	<u>(101,812)</u>
Total Assessed	\$142,480	\$135,200

Maintenance costs will be assessed to both developed and undeveloped properties within the district. At present there are 2,036 individual ownership parcels within the district. This figure is expected to grow in the coming years as additional properties are subdivided and developed. The following table summarizes how the maintenance costs are apportioned to the various land use categories.

	Annual Maintenance Assessment	
	FY 94/95	FY 95/96
<u>Residential</u>		
Single Family Residential (per unit)	\$47.86	\$44.56
Developed Multi-Family and Condos (per unit)	\$32.72	\$30.50
Undeveloped Multi-Family (per acre)	\$483.30	\$448.92
<u>Non-Residential (Land Area)</u>		
0-25,000 Square Feet (per parcel)	\$68.52	\$63.74
25,000-100,000 Square Feet (per parcel)	\$340.60	\$316.42
Over 100,000 Square Feet (per parcel)	\$707.96	\$657.54
Churches (per parcel)		

ENVIRONMENTAL CONSIDERATION:

Not applicable.

City Council
Laguna Creek M.D.
May 26, 1994
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POLICY CONSIDERATIONS:

These proceedings for the Annual Report are being held pursuant to Title 81 of the City Code. This chapter of the Code was specifically developed and adopted as an enabling ordinance for the subject maintenance district. No new policy decisions are required for this item.

MBE/WBE:

This annual budget and assessment levy process does not involve the contractor selection process.


Respectfully submitted,


GARY ALM
Manager, Special Districts

Recommendation Approved:


WILLIAM H. EDGAR
City Manager

Approved:


MICHAEL KASHIWAGI
Director of Public Works, Technical Services

GA:RW:yg

Attachments

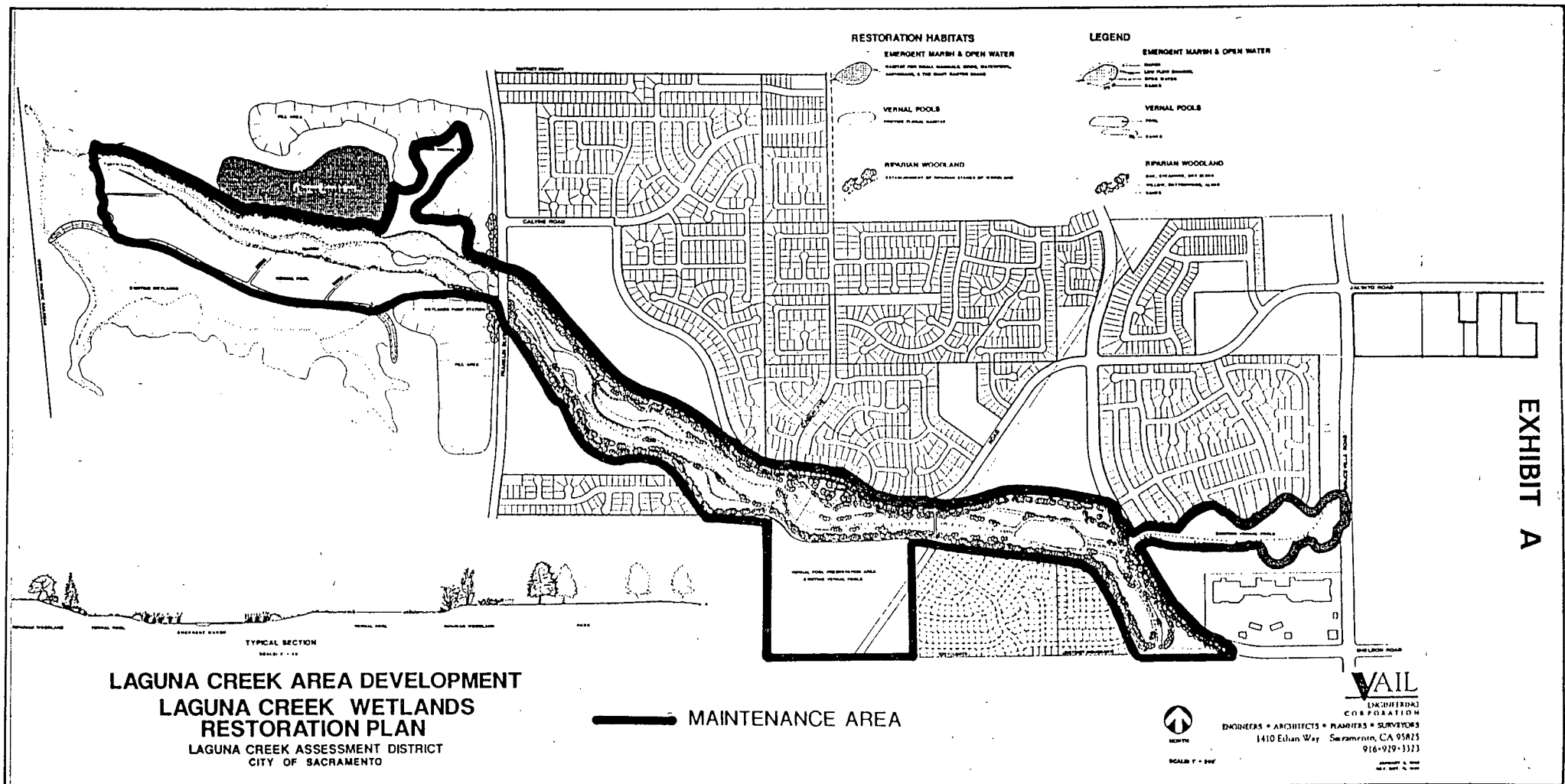


EXHIBIT A

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EXHIBIT A
 LAGUNA CREEK FLOODWAY ILLUSTRATIVE MAP

EXHIBIT "B"

LAGUNA CREEK MAINTENANCE DISTRICT

FY 1995/96 SCHEDULE

May 23, 1995 *Council Considers Resolution of Intention and Sets Date for Hearing

May 1995 *Post and Publish Notice of Hearing

June 13, 1995 *Hold Hearing

***COUNCIL CONSIDERS ALL PROTESTS, LEVIES ANNUAL ASSESSMENT**

July 1995 *Record Assessment Diagram and Notice of Assessment with County Recorder

July 1995 *Liens Placed on Affected Properties

RESOLUTION NO. 95-325

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

APPROVED
BY THE CITY COUNCIL

JUN 13 1995

OFFICE OF THE
CITY CLERK

**RESOLUTION OVERRULING PROTESTS
LAGUNA CREEK MAINTENANCE DISTRICT FOR FY 1995/96**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

On June 13, 1995, the City Council opened a public hearing on the Resolution of Intention and the Engineer's Annual Report for the Laguna Creek Maintenance District, City of Sacramento, County of Sacramento, State of California.

At or before the time set for the hearing, certain interested persons made protests or objections to the proposed maintenance, the extent of the assessment district, or the proposed maintenance.

The City Council hereby overrules each of these protests, written or oral.

The City Council finds that the protest against the proposed maintenance (including all written protests not withdrawn in writing before the conclusion of the protest hearing) is made by the owners of less than one-half of the area of the land to be assessed for the improvement.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

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RESOLUTION NO. 95-326

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

APPROVED
BY THE CITY COUNCIL

JUN 13 1995

OFFICE OF THE
CITY CLERK

**RESOLUTION CONFIRMING DIAGRAM AND ASSESSMENT AND LEVYING
ASSESSMENT FOR LAGUNA CREEK MAINTENANCE DISTRICT FOR
FY 1995/96**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. Pursuant to Title 81 of the Sacramento City Code, the City Council directed the Director of Public Works as the Engineer of Work for the Laguna Creek Maintenance District to prepare and file an Annual Report for the Fiscal Year 1995/96.
2. The Engineer of Work filed the Annual Report on May 23, 1995, and the City Council adopted its Resolution of Intention to levy and collect assessment within the assessment district for Fiscal Year 1995/96 and set a public hearing to be held on June 13, 1995, in the meeting place of the City Council, City Hall, 915 "I" Street, Second Floor, Sacramento, California. Notice of the hearing was given in the time and manner required by law.
3. At the public hearing, the City Council afforded to every interested person an opportunity to make a protest to the Annual Report, either in writing or orally, and the City Council has considered each protest.
4. The City Council hereby confirms the diagram and assessment as set forth in the Annual Report of the Engineer of Work and hereby levies the assessment set forth therein for Fiscal Year 1995/96.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

8

RESOLUTION NO.: _____

DATE ADOPTED: _____

RESOLUTION NO. 95-327

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

APPROVED
BY THE CITY COUNCIL

JUN 13 1995

OFFICE OF THE
CITY CLERK

**RESOLUTION AMENDING THE FY 1995/96 BUDGET FOR
LAGUNA CREEK MAINTENANCE DISTRICT**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. The Fiscal Year 1995/96 Expenditure Budget for the Laguna Creek Maintenance District is adopted as follows:

Department

Planning	119,238
Public Works	36,538
Finance	1,236
Contingency	<u>80,000</u>
	\$237,012

2. The Fiscal Year 1995/96 Revenue Budget for the Laguna Creek Maintenance District is adopted as follows:

226-310-3213-3657	\$135,200
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MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

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RESOLUTION NO.: _____

DATE ADOPTED: _____