



City Council

Staff Report

TO: Honorable Mayor and City Council

FROM: John Jansons, City Manager *JJ*

DATE: August 1, 2016

SUBJECT: Resolutions 2016 - 026 thru 2016 - 037 Approving Landscape, Lighting and Maintenance District Assessments for Fiscal Year 2016 - 2017

RECOMMENDED ACTION:

- 1) That the City Council, in this public meeting, adopt Resolutions 2016 - 026 thru 2016 - 037 that accepts the engineer's reports and levies the assessments for Farmersville's Landscape, Lighting and Maintenance Districts, and
- 2) Certify to the County of Tulare the validity of the legal process used to place certain Special Assessments on the tax rolls.

BACKGROUND:

The City currently has 12 landscape, lighting and maintenance districts (LLMD's) formed as a part of the approval process of various subdivisions for the purpose of maintaining the surrounding landscaping in each of the subdivisions. The City maintains the turf, shrubs, trees, irrigation systems, lighting (in some districts), and walls on the exterior of the parcels of land which are all located in the public right of way.

Each parcel within each subdivision is assessed an amount equal to their share of the costs for said maintenance. Each fiscal year, the City is required, by the rules for the assessment districts (in accordance with the 1972 Landscape and Lighting District Act), to do a cost accounting of the assessments for the upcoming year.

DISCUSSION:

There are several steps in the process to recover the cost of maintenance for these districts. The following is a summary of the steps that have taken place in this process:

1. The City Council authorized the City Engineer to prepare an engineer's report at its May 9, 2016 Council meeting.

There are currently 12 separate districts in the City consisting of 804 individual lots.

2. The City Engineer prepared the engineer's report and incorporated applicable charges for the individual districts. The reports were presented to the Council during the July 25, 2016 Council meeting.
3. The City Council set the public hearing for July 11, 2016 but was continued to July 25, 2016. The public hearing was conducted on that date.
4. After the public meeting is conducted the City Clerk will deliver a master list with the assessment to be applied to each applicable parcel to the County Assessor's office.
5. The adjusted assessments will be added to the County's assessment rolls in August and the City would receive from the County the monies from the two normal semiannual property tax collections (one in December and one in April).

PUBLIC COMMENT:

During the July 25th Public Hearing, it should be noted that no residents testified at the meeting for, or against, the proposed assessments, nor was any written testimony received regarding the engineer's reports or the proposed assessments.

COORDINATION & REVIEW:

The recommended action has been reviewed with the Finance Director for timing and funding.

ALTERNATIVES:

None proposed

FISCAL IMPACT:

The assessment districts are self-funded and costs recovered by the County Assessor cover the actual costs. The applicable charges will be included in the 2016 - 2017 fiscal year budget.

CONCLUSION:

- 1) It is respectfully recommended that the City Council, in this public meeting, adopt Resolutions 2016 - 026 thru 2016 - 037 that accepts the engineer's reports and levies the assessments for Farmersville's Landscape, Lighting and Maintenance Districts, and
- 2) Certify to the County of Tulare the validity of the legal process used to place certain Special Assessments on the tax rolls.

Attachment(s): Resolutions 2016 - 026 to 2016 – 037.

Respectfully Submitted By:



John Jansons
City Manager

Prepared By:

Tom McCurdy, Public Works Manager
Quad Knopf

RESOLUTION NO. 2016 – 026

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER'S REPORT AND CONFIRMING ASSESSMENT ON WALNUT WOOD IV ASSESSMENT DISTRICT NO. 01-01

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer's Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer's Report and levies the assessment for the fiscal year 2015/16.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder's Office for Recordation:
Clerk's Certification to County Auditor
Engineer's Report
Exhibit A: Recording History
Exhibit B: Recapitalization of Assessments
Exhibit C: Estimated Assessments
Exhibit D Assessment Roll
Exhibit E Diagram Showing All Parcels of Real Property Within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 -027

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER'S REPORT AND CONFIRMING ASSESSMENT ON ASSESSMENT DISTRICT NO. 08-03 WALNUT WOODS ESTATES V

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer's Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer's Report and levies the assessment for the fiscal year 2016/17.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder's Office for Recordation:
 - Clerk's Certification to County Auditor
 - Engineer's Report
 - Exhibit A: Recording History
 - Exhibit B: Recapitalization of Assessments
 - Exhibit C: Estimated Assessments
 - Exhibit D Assessment Roll
 - Exhibit E Diagram Showing All Parcels of Real Property Within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 – 028

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER’S REPORT AND CONFIRMING ASSESSMENT ON WALNUT WOOD ESTATES I & II

ASSESSMENT DISTRICT NO. 94-03

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer’s Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer’s Report and levies the assessment for the fiscal year 2016/17.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder’s Office for Recordation:
Clerk’s Certification to County Auditor
Engineer’s Report
Exhibit A: Recording History
Exhibit B: Recapitalization of Assessments
Exhibit C: Estimated Assessments
Exhibit D Assessment Roll
Exhibit E Diagram Showing All Parcels of Real Property Within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

BY:

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 – 029

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER’S REPORT AND CONFIRMING ASSESSMENT ON WALNUT WOOD III ASSESSMENT DISTRICT NO. 97-01

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer’s Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer’s Report and levies the assessment for the fiscal year 2016/17.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder’s Office for Recordation:
 - Clerk’s Certification to County Auditor
 - Engineer’s Report
 - Exhibit A: Recording History
 - Exhibit B: Recapitalization of Assessments
 - Exhibit C: Estimated Assessments
 - Exhibit D Assessment Roll
 - Exhibit E Diagram Showing All Parcels of Real Property Within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 – 030

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE,
TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER’S REPORT AND
CONFIRMING ASSESSMENT ON ASSESSMENT DISTRICT NO. 09-01
SIERRA WOODS SOUTH WEST IV**

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer’s Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer’s Report and levies the assessment for the fiscal year 2016/17.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder’s Office for Recordation:
 - Clerk’s Certification to County Auditor
 - Engineer’s Report
 - Exhibit A: Recording History
 - Exhibit B: Recapitalization of Assessments
 - Exhibit C: Estimated Assessments
 - Exhibit D Assessment Roll
 - Exhibit E Diagram Showing All Parcels of Real Property Within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 – 031

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER’S REPORT AND CONFIRMING ASSESSMENT ON

ASSESSMENT DISTRICT NO. 09-02 WALNUT GROVE I
ASSESSMENT DISTRICT NO. 92-03 WALNUT GROVE II
ASSESSMENT DISTRICT NO. 94-01 WALNUT GROVE III
ASSESSMENT DISTRICT NO. 95-01 WALNUT GROVE IV

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer’s Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer’s Report and levies the assessment for the fiscal year 2016/17.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder’s Office for Recordation:
Clerk’s Certification to County Auditor
Engineer’s Report
Exhibit A: Recording History
Exhibit B: Recapitalization of Assessments
Exhibit C: Estimated Assessments
Exhibit D Assessment Roll
Exhibit E Diagram Showing All Parcels of Real Property Within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

BY:

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 – 033

RESOLUTION APPROVING ENGINEER’S REPORT AND CONFIRMING ASSESSMENT ON:

ASSESSMENT DISTRICT NO. 04-01 SIERRA WOODS WEST UNITS 1-3
ASSESSMENT DISTRICT NO. 04-02 SIERRA WOODS WEST SUB. UNITS 4 &5
ASSESSMENT DISTRICT No. 05-01 SIERRA WOODS WEST SUB. UNIT NO. 6

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer’s Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

- 1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer’s Report and levies the assessment for the fiscal year 2016/17.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder’s Office for Recordation:
Clerk’s Certification to County Auditor
Engineer’s Report
Exhibit A: Recording History
Exhibit B: Recapitalization of Assessments
Exhibit C: Estimated Assessments
Exhibit D Assessment Roll
Exhibit E Diagram Showing All Parcels of Real Property Within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

BY:

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 – 034

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER’S REPORT AND CONFIRMING ASSESSMENT ON

ASSESSMENT DISTRICT NO. 93-01 WOODCREST ESTATES PHASE ONE
ASSESSMENT DISTRICT NO. 94-02 WOODCREST ESTATES PHASE TWO
ASSESSMENT DISTRICT NO. 96-01 WOODCREST ESTATES PHASE THREE

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer’s Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

- 1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer’s Report and levies the assessment for the fiscal year 2015/16.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder’s Office for Recordation:
Clerk’s Certification to County Auditor
Engineer’s Report
Exhibit A: Recording History
Exhibit B: Recapitalization of Assessments
Exhibit C: Estimated Assessments
Exhibit D Assessment Roll
Exhibit E Diagram Showing All Parcels of Real Property Within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 – 035

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE,
TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER'S REPORT AND
CONFIRMING ASSESSMENT ON CANAL GARDENS SUBDIVISION
ASSESSMENT DISTRICT NO. 00-02**

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code): and

WHEREAS, the Engineer for the proceedings filed an Engineer's Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer's Report and levies the assessment for the fiscal year 2016/17.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder's Office for Recordation:
 - Clerk's Certification to County Auditor
 - Engineer's Report
 - Exhibit A: Recording History
 - Exhibit B: Recapitalization of Assessments
 - Exhibit C: Estimated Assessments
 - Exhibit D Assessment Roll
 - Exhibit E Diagram Showing All Parcels of Real Property within the Assessments District.

The motion was made by Council Member L. Benavides and seconded by Council Member D. Rowlett at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

BY:

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem

RESOLUTION NO. 2016 – 036

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE,
TULARE COUNTY, CALIFORNIA, APPROVING ENGINEER'S REPORT AND
CONFIRMING ASSESSMENT ON ASSESSMENT DISTRICT NO. 08-01
WALNUT CREEK SUBDIVISION

WHEREAS, the City of Farmersville formed an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Section 22500 and following, Streets & Highways Code); and

WHEREAS, the Engineer for the proceedings filed an Engineer's Report with the City Clerk in accordance with Article 4 of Chapter 1 of the Landscaping & Lighting Act of 1972; and

WHEREAS, the City Council did conduct a public hearing on July 25, 2016 to consider its intent to levy and collect assessments on said assessment district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmersville:

1. The City Council of the City of Farmersville hereby confirms the diagram and assessment contained in the Engineer's Report and levies the assessment for the fiscal year 2016/17.
2. The City Council of the City of Farmersville hereby forwards the following attachments to Tulare County Recorder's Office for Recordation:
 - Clerk's Certification to County Auditor
 - Engineer's Report
 - Exhibit A: Recording History
 - Exhibit B: Recapitalization of Assessments
 - Exhibit C: Estimated Assessments
 - Exhibit D Assessment Roll
 - Exhibit E Diagram Showing All Parcels of Real Property within the Assessments District.

The motion was made by Council Member _____ and seconded by Council Member _____ at a regular meeting held on the 8th day of August, 2016 by the following vote:

AYES:
NOES: 0
ABSTAIN: 0
ABSENT: 0

BY:

ATTEST:

Gregorio Gomez, Mayor

Paul Boyer, City Clerk Pro Tem