
MEETING DATE: April 7, 2011

RECOMMENDATION

Staff recommends that the City Council of the City of Rio Vista adopt Resolution No _____, "Initiate proceedings for the levy and collection of assessments and ordering the preparation of an Annual Report for the Landscape and Lighting District No. 95-2 (Summerset Rio Vista) for the 2011-12 Fiscal Year."

BACKGROUND

The Council completed its proceedings in accordance with and pursuant to the Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500) to establish the City’s Summerset Landscape and Lighting District No. 95-2 (LLMD);

In accordance with the 1972 Act, each year the City must follow specific procedures to levy the annual assessment for the maintenance of the Summerset Landscape and Lighting District. The City has previously contracted with NBS to manage this annual process and administer the district.

REVIEW AND ANALYSIS

NBS is requesting that the City order to prepare and file with the City Clerk the Engineer’s Annual Levy Report concerning the levy and collection of assessments for the District for the fiscal year commencing July 1, 2011 and ending June 30, 2012.

The City Council wishes to initiate proceedings to provide for the levy of assessments for Fiscal Year 2011/12 in order to provide for the necessary costs and expenses pertaining to the maintenance of the improvements within the District.
As discussed in previous meeting, NBS has been directed to make changes to the Engineers report. Some of the changes include utilization of prior years actual cost to determine the new years costs, narrative explanation of some of the costs, and clarifying the boundaries of the district.

The Annual Report regarding the District will also contain the following information:

A. The plans and specifications describing the general nature, location, and extent of the improvements to be maintained.
B. An estimate of cost of the maintenance and/or servicing of the improvements for the referenced fiscal year.
C. A diagram showing the areas and the properties proposed to be assessed.

Staff plans to present to the City Council the Engineer’s Report and Resolution approving the Report at the May 19, 2011 City Council meeting. At the meeting, the City Council will also set the date for the public hearing.

Also attached is the Assessment diagram for the LLMD which reflects all the existing parcels annexed into the District. The golf course and Nines Restaurant are not included in the District.

**FINANCIAL CONSIDERATIONS**

Assessment of the annual levy provides the financial resources necessary to maintain the landscape and streetlights within the District.

**ALTERNATIVES**

- None

___________________________________________
Finance Manager

___________________________________________
City Manager

Attachment: Resolution  
Assessment Diagram
RESOLUTION NO. _____________

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIO VISTA, CALIFORNIA, INITIATING PROCEEDINGS FOR THE ANNUAL LEVY AND COLLECTION OF ASSESSMENTS AND ORDERING THE PREPARATION OF AN ANNUAL REPORT FOR LANDSCAPE AND LIGHTING DISTRICT NO. 95-2 (SUMMERSET RIO VISTA) FOR FISCAL YEAR 2011/12

WHEREAS, the City Council (the “Council”) of the City of Rio Vista (the “City”) previously completed its proceedings in accordance with and pursuant to the Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500) (the “Act”) to establish the City’s Landscape and Lighting District No. 95-2 (Summerset Rio Vista) (the “District”); and

WHEREAS, the Council previously ratified the formation and annexation of the District by Resolution No. 2011-025 adopted on March 17, 2011; and

WHEREAS, the City has retained NBS for the purpose of assisting with the annual levy of the District, and to prepare and file an Annual Report.

WHEREAS, the City Council wishes to initiate proceedings to provide for the levy of assessments for Fiscal Year 2011/12 in order to provide for the necessary costs and expenses pertaining to the maintenance of the improvements within the District; and,

NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED BY THE COUNCIL, AS FOLLOWS:

RECITALS

1. The above recitals are true and correct.

ENGINEER’S REPORT

2. The City Council hereby orders NBS Government Finance Group, DBA NBS, to prepare an Annual Report regarding the District containing the following information:

D. The plans and specifications describing the general nature, location and extent of the improvements to be maintained.
E. An estimate of cost of the maintenance and/or servicing of the improvements for the referenced fiscal year.
F. A diagram showing the areas and the properties proposed to be assessed.
G. An assessment of the estimated costs of the maintenance and/or servicing, assessing the net amount upon all assessable lots and/or parcels in proportion to the benefits received.

NBS shall file the Annual Report with the City Clerk of the City of Rio Vista, who shall then submit the Annual Report to the City Council for immediate review and consideration.
FISCAL YEAR

3. The assessments relating to these proceedings will constitute the District revenues for the Fiscal Year commencing July 1, 2011 and ending June 30, 2012.

IMPROVEMENTS

4. There are no proposed new improvements or any substantial changes in existing improvements.

PASSED, ADOPTED AND APPROVED this seventh day of April, 2011 by the following roll call vote:

AYES: COUNCILMEMBERS __________________________
NOES: COUNCILMEMBERS __________________________
ABSENT: COUNCILMEMBERS __________________________
ABSTAIN: COUNCILMEMBERS __________________________

ATTEST:

___________________________________________
Carolyn Parkinson, MMC
Interim City Clerk