

RESOLUTION NO. 2016-16

A RESOLUTION OF CITY COUNCIL OF THE CITY OF MARINA  
ORDERING THE ACTING CITY ENGINEER TO PREPARE AND TO FILE A  
REPORT RELATED TO MAINTENANCE OF THE MONTEREY BAY  
ESTATES LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT  
DISTRICT FOR FISCAL YEAR 2016-2017

WHEREAS, at the regular meeting of October 3, 1989, the City Council adopted Resolution No. 1989-62, ordering the formation of the Monterey Bay Estates Lighting and Landscape Maintenance Assessment District pursuant to Streets and Highway Code §22594 and the Landscaping and Lighting Act of 1972 to maintain certain improvements required of new development as a condition of the subdivision approvals, and;

WHEREAS, the Landscaping and Lighting Act of 1972 requires an annual update report to be prepared which includes the costs to maintain the improvements of the Monterey Bay Estates Lighting and Landscape Maintenance Assessment District and what the proposed assessments will be to provide for that maintenance, and;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Marina that the City Council does order the Acting City Engineer to prepare and to file a report related to maintenance of the Monterey Bay Estates Lighting and Landscape Maintenance Assessment District for Fiscal Year 2016-2017 in accordance with the provisions of the Landscaping and Lighting Act of 1972 (Pursuant to §22622 of the California Streets and Highway Code).

PASSED AND ADOPTED by the City Council of the City of Marina at a regular meeting duly held on the 17<sup>th</sup> day of February 2016, by the following vote:

AYES: COUNCIL MEMBERS: Amadeo, Brown, Morton, O'Connell, Delgado

NOES: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: Noe

ABSTAIN: COUNCIL MEMBERS: None

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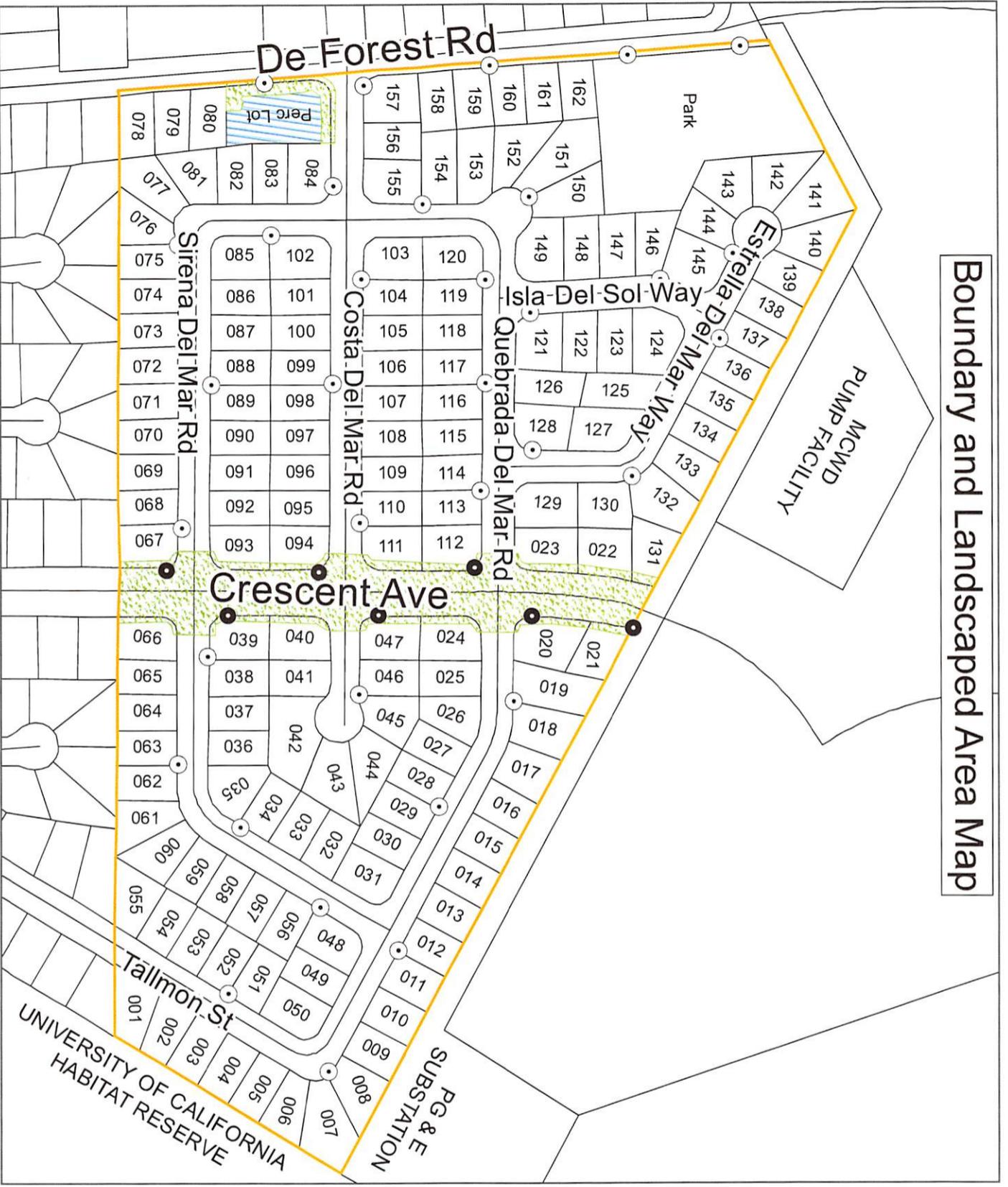
Bruce C. Delgado, Mayor

ATTEST:

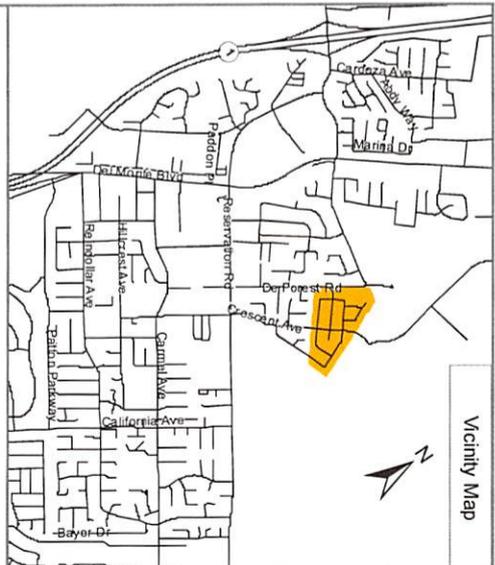
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Anita Sharp, Deputy City Clerk

# Boundary and Landscaped Area Map



## EXHIBIT A Monterey Bay Estates Lighting and Landscape Maintenance District



### Legend

- Monterey Bay Estates Boundary
- Landscaped Area 2.14 Acres
- Maintained Street Lights
  - Total 34 - 100W
  - Total 7 - 200W
- Parcels
- Percolation Lot
- Roads

**Notes:** The City of Marina assumes no warranty or legal responsibility for the information contained herein. The City of Marina is not responsible for any errors or omissions that may appear in this map. The City of Marina and Monterey County GIS may not be complete or appropriate for all purposes. The City of Marina and Monterey County GIS should be queried for the most current information. Parcel data is of mapping grade only and does not represent reliable locations or legal boundaries.

**Sources:** Monterey County GIS; City of Marina CDD  
Map Projection: California State Plane Zone IV, NAD 83 (Feet)

**Date:** April 15th, 2009

0 100 200 Feet

February 8, 2016

Item No. **8f(3)**

Honorable Mayor and Members  
of the Marina City Council

City Council Meeting  
of February 17, 2016

**CITY COUNCIL CONSIDER ADOPTING RESOLUTION NO. 2016-,  
ORDERING THE ACTING CITY ENGINEER TO PREPARE AND TO  
FILE A REPORT RELATED TO MAINTENANCE OF THE MONTEREY  
BAY ESTATES LIGHTING AND LANDSCAPE MAINTENANCE  
ASSESSMENT DISTRICT FOR FISCAL YEAR 2016-2017**

**REQUEST:**

It is requested that the City Council consider:

1. Adopting Resolution No. 2016-, ordering the Acting City Engineer to prepare and to file a report related to maintenance of the Monterey Bay Estates Lighting and Landscape Maintenance Assessment District for Fiscal Year 2016-2017

**BACKGROUND:**

At the regular meeting of October 3, 1989, the City Council adopted Resolution No. 1989-62, ordering the formation of the Monterey Bay Estates Lighting and Landscape Maintenance Assessment District pursuant to Streets and Highway Code §22594 and the Landscaping and Lighting Act of 1972 to maintain certain improvements required of new development as a condition of the subdivision approvals.

The Landscaping and Lighting Act of 1972 requires an annual update report to be prepared which includes the costs to maintain the improvements of the Districts and what the proposed assessments will be to provide for that maintenance.

This first step in the annual update process is for the City Council to initiate the process by adopting a resolution ordering the City Engineer to prepare and file an Engineer's Report for the District.

**ANALYSIS:**

Funds must be provided to enable the District to continue operation during the 2016-2017 Fiscal Year. The Monterey Bay Estates Lighting and Landscape Maintenance Assessment District encompasses 162 lots, a percolation lot parcel and a park parcel as illustrated on Exhibit "A" Map.

After the initiation of the update process and preparation of the update report, the City Council will be requested to adopt a resolution of intention to set a Public Hearing. Lastly, a Public Hearing will be held at a subsequent City Council meeting where the Assessment District is approved and confirmed, resulting in the adoption of a resolution confirming the levy of assessment pursuant to the provisions of the Landscape and Lighting Act of 1972 of Part 2 of Division 15 of the Streets and Highways Code of the State of California.

**FISCAL IMPACT:**

For Fiscal Year 2015-2016, a total budget of \$2,000 has been approved for the assessment engineering services needed for the Monterey Bay Estates Lighting and Landscape Maintenance Assessment District.

**CONCLUSION:**

This request is submitted for City Council's approval.

Respectfully submitted,

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Edrie Delos Santos, P.E.  
Senior Engineer, Engineering Division  
Community Development Department  
City of Marina

**REVIEWED/CONCUR:**

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Nourdin Khayata, PE  
Acting City Engineer  
City of Marina

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Theresa Szymanis, AICP CTP  
Acting Director  
Community Development Department  
City of Marina

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Layne P. Long  
City Manager  
City of Marina