

RESOLUTION NO. 2016-42

A RESOLUTION OF CITY COUNCIL OF THE CITY OF MARINA PRELIMINARILY APPROVING THE FISCAL YEAR 2016-17 ENGINEER'S REPORT FOR THE MONTEREY BAY ESTATES LIGHTING & LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT; DECLARING ITS INTENTION TO LEVY AN ASSESSMENT IN FISCAL YEAR 2016-17 IN THAT DISTRICT; AND CALLING A PUBLIC HEARING FOR APRIL 19, 2016

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 Acting City Engineer, on the direction of the City Council, has filed with the City Clerk a report with respect to the Fiscal Year 2016-17 levy of the assessment in connection with the Assessment District (the "Report"); and

WHEREAS, the Report recommends that the assessment rate remain \$77.14 per parcel; and

WHEREAS, the Report is on file in the Office of the City Clerk, available for public inspection, and incorporated herein by reference; and

WHEREAS, the City Council desires to proceed with the process for levying the Fiscal Year 2016-17 levy of assessments in connection with the Assessment District.

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

1. The Report is hereby approved as filed.
2. The Council declares its intention to levy and collect assessments in the Assessment District for Fiscal Year 2016-17 as described in the Report.
3. Reference is made to the Report for a full and detailed description of (i) the improvements to be operated and maintained in connection with the Assessment District; (ii) the boundaries of the Assessment District; and (iii) the proposed assessments upon assessable lots and parcels of land within the Assessment District. The Report describes, among other things, each affected parcel of real property and the amount of the assessments for each such affected parcel for Fiscal Year 2016-17. The Assessment District generally includes all residential parcels in the Monterey Bay Estates subdivision. The amount of the assessment and the general nature of the improvements are not proposed to change from the prior year.
4. A public hearing on the levy of assessments in Fiscal Year 2016-17 in connection with each of the Districts is scheduled for Tuesday, April 19, 2016, at 6:30 P.M. or as soon thereafter as the matter may be heard in the City Council Chambers located at 211 Hillcrest Avenue, City of Marina, California
5. Staff is directed to give notice of the public hearing pursuant to Section 22626(a) of the Act.

Resolution No. 2016-42

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PASSED AND ADOPTED by the City Council of the City of Marina at a regular meeting duly held on the 5th day of April 2016, by the following vote:

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

NOES: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: None

ATTEST:

Frank O'Connell, Mayor Pro-Tem

Anita Sharp, Deputy City Clerk



**CITY OF MARINA
MONTEREY COUNTY
CALIFORNIA**

MONTEREY BAY ESTATES LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT

ENGINEER'S REPORT

FY 2016-2017

Council Members:

B. DELGADO, MAYOR

**F. O'CONNELL
N. AMADEO**

**G. MORTON
D. BROWN**

**LAYNE LONG
ANITA SHEPHERD-SHARP
ROBERT WELLINGTON
THERESA SZYMANIS**

**City Manager
Acting Deputy City Clerk
City Attorney
Acting Community Development Department
Director**

**Prepared By
City of Marina
Public Works Division**

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT

FY 2016-2017

This report concerns the Monterey Bay Estates Lighting and Landscape Maintenance District.

The Assessment District consists of the Monterey Bay Estates Subdivision located in the northeasterly portion of the City of Marina. The subdivision contains 162 lots, a percolation pond parcel, and a park parcel.

The subdivision consists of 162 single family homes complete with underground utilities, water and wastewater facilities, public lighting facilities, street and drainage improvements, and landscaping. The Assessment District has been formed for the purpose of maintaining and servicing both the landscaping areas and public lighting facilities within the subdivision. The landscaping areas to be maintained and serviced are those in the percolation pond parcel and the street rights-of-way of De Forest Road and Quebrada Del Mar adjacent thereto; in and adjacent to the Crescent Avenue right-of-way, installed and paid for by the developer. The public lighting facilities to be maintained and serviced include all the public lighting facilities within the subdivision installed and paid for by the developer.

This report has been prepared pursuant to Sections 22500 through 22679 of the Streets and Highway Code (Landscaping and Lighting Act of 1972).

The improvements to be maintained which are the subject of this report, are briefly described as follows:

Landscaping elements within the percolation pond parcel and the street rights-of-way of De Forest Road and Quebrada Del Mar adjacent thereto, and landscaping elements within and adjacent to the Crescent Avenue right-of-way (See Exhibit A) are considered as the landscaping improvements included in the Assessment District. Landscaping elements consist of hydroseeded areas, groundcover, shrubs, trees, irrigation pipelines, controllers, valves, sprinklers, water and electrical service, and freestanding concrete block walls.

Public Lighting facilities within the street right-of-way of De Forest Road, Costa Del Mar Road, Sirena Del Mar Road, Tallmon Street, Quebrada Del Mar Road, Isla Del Sol Way, Estrella Del Mar Way and Crescent Avenue all within the boundary of the Monterey Bay Estates Subdivision (Tract no. 1102) are considered as the public lighting improvements included in the Assessment District, see Exhibit A. The public lighting facilities consist of electroliers, mast arm, ballast, electrical service, wiring and lamps.

Page Two
Engineer's Report
Monterey Bay Estates Lighting and Landscape Maintenance District

This report includes the following exhibits:

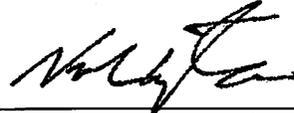
EXHIBIT A - An assessment diagram and boundary map showing all of the parcels of the real property within the Assessment District. The diagram is keyed to Exhibit C by the separate "Assessment Number".

EXHIBIT B - Spreadsheet showing estimated maintenance costs for FY 2015-2016, FY 2016-2017 and FY 2017-2018.

EXHIBIT C - An assessment roll showing the amount proposed to be assessed against each parcel of real property within this Assessment District. In addition to the Assessor's Parcel Number each parcel has been assigned a separate "Assessment Number" which corresponds to that parcel's lot number.

EXHIBIT D- A statement of the method by which the undersigned determined the amount to be assessed against each parcel based on the benefits to be derived by each parcel, respectively, from the improvements.

Respectfully submitted,



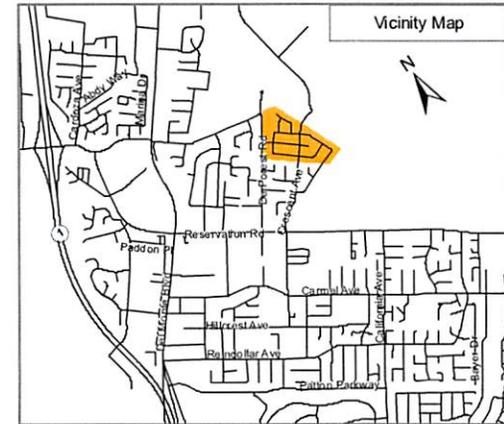
Nourdin Khayata, PE
Acting City Engineer

March 2016

Boundary and Landscaped Area Map



EXHIBIT A Monterey Bay Estates Lighting and Landscape Maintenance District



Legend

- | | |
|-------------------------------|-----------------|
| Monterey Bay Estates Boundary | Parcels |
| Landscaped Area 2.14 Acres | Percolation Lot |
| | Roads |

Maintained Street Lights

- Total 34 - 100W
- Total 7 - 200W

Date: April 15th, 2009

Notes: The City of Marina assumes no warranty or legal responsibility for the information contained on this map. Data and information represented on this map is subject to updates/modifications and 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)

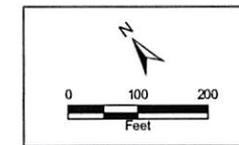


EXHIBIT B
MONTEREY BAY ESTATES LIGHTING & LANDSCAPE MAINTENANCE DISTRICT

| Summary | Estimates FY 2015-2016 | Estimates FY 2016-2017 | Estimates FY 2017-2018 |
|--|----------------------------------|----------------------------------|----------------------------------|
| Beginning Cash Balance, July 1st | \$ 3,237 | \$ 5,100 | \$ 5,843 |
| ^(a)Total Assessment Revenues (162 Parcels) | \$ 12,497 | \$ 12,497 | \$ 12,497 |
| Expenditures | | | |
| Contractor Services | | | |
| Landscape Maintenance Contract | \$ 4,560 | \$ 4,680 | \$ 4,680 |
| Utilities | \$ 1,000 | \$ 1,000 | \$ 1,000 |
| Large Tree Trimming | \$ - | \$ - | \$ - |
| Extraordinary Maintenance | \$ - | \$ - | \$ - |
| Plant Replacement | \$ - | \$ - | \$ - |
| Administrative Services | | | |
| Supervision | \$ 1,000 | \$ 1,000 | \$ 1,000 |
| Administration (Incl. Engineers Report) | \$ 1,000 | \$ 2,000 | \$ 1,000 |
| Cost Allocation Plan Charges | \$ 2,871 | \$ 2,871 | \$ 2,871 |
| Legal Advertising | \$ 203 | \$ 203 | \$ 203 |
| Total Expenditures | \$ 10,634 | \$ 11,754 | \$ 10,754 |
| ^(b)Net Change in Fund Balance | \$ 1,863 | \$ 743 | \$ 1,743 |
| ^(c)Ending Fund Balance, June 30th | \$ 5,100 | \$ 5,843 | \$ 7,585 |

^(a) Maximum Assessment per Prop 218 is \$77.14 per parcel. The assessment amount for FY15-16 is consistent with FY14-15 at \$77.14 per parcel.

^(b) Net Change in Fund Balance equals the Total Expenditures subtracted from Total Assessment Revenue for that Fiscal Year.

^(c) End Fund Balance equals the Net Change in Fund Balance plus the Beginning Cash Balance of that Fiscal Year.

EXHIBIT C

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|-------------------------------|---------------------------------|------------|
| 1 | 032-541-01 | \$77.14 |
| 2 | 032-541-02 | \$77.14 |
| 3 | 032-541-03 | \$77.14 |
| 4 | 032-541-04 | \$77.14 |
| 5 | 032-541-05 | \$77.14 |
| 6 | 032-541-06 | \$77.14 |
| 7 | 032-541-07 | \$77.14 |
| 8 | 032-541-08 | \$77.14 |
| 9 | 032-541-09 | \$77.14 |
| 10 | 032-541-10 | \$77.14 |
| 11 | 032-541-11 | \$77.14 |
| 12 | 032-541-12 | \$77.14 |
| 13 | 032-541-13 | \$77.14 |
| 14 | 032-541-14 | \$77.14 |
| 15 | 032-541-15 | \$77.14 |
| 16 | 032-541-16 | \$77.14 |
| 17 | 032-541-17 | \$77.14 |
| 18 | 032-541-18 | \$77.14 |

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|-------------------------------|---------------------------------|------------|
| 19 | 032-541-19 | \$77.14 |
| 20 | 032-541-20 | \$77.14 |
| 21 | 032-541-21 | \$77.14 |
| 22 | 032-555-38 | \$77.14 |
| 23 | 032-555-02 | \$77.14 |
| 24 | 032-542-01 | \$77.14 |
| 25 | 032-542-02 | \$77.14 |
| 26 | 032-542-03 | \$77.14 |
| 27 | 032-542-04 | \$77.14 |
| 28 | 032-542-05 | \$77.14 |
| 29 | 032-542-06 | \$77.14 |
| 30 | 032-542-07 | \$77.14 |
| 31 | 032-542-08 | \$77.14 |
| 32 | 032-542-09 | \$77.14 |
| 33 | 032-542-10 | \$77.14 |
| 34 | 032-542-11 | \$77.14 |
| 35 | 032-542-12 | \$77.14 |
| 36 | 032-542-13 | \$77.14 |

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|-------------------------------|---------------------------------|------------|
| 37 | 032-542-14 | \$77.14 |
| 38 | 032-542-15 | \$77.14 |
| 39 | 032-542-16 | \$77.14 |
| 40 | 032-542-17 | \$77.14 |
| 41 | 032-542-18 | \$77.14 |
| 42 | 032-542-25 | \$77.14 |
| 43 | 032-542-26 | \$77.14 |
| 44 | 032-542-21 | \$77.14 |
| 45 | 032-542-22 | \$77.14 |
| 46 | 032-542-23 | \$77.14 |
| 47 | 032-542-24 | \$77.14 |
| 48 | 032-543-01 | \$77.14 |
| 49 | 032-543-02 | \$77.14 |
| 50 | 032-543-03 | \$77.14 |
| 51 | 032-543-04 | \$77.14 |
| 52 | 032-543-05 | \$77.14 |
| 53 | 032-543-06 | \$77.14 |
| 54 | 032-543-07 | \$77.14 |
| 55 | 032-543-08 | \$77.14 |

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|-------------------------------|---------------------------------|------------|
| 56 | 032-543-09 | \$77.14 |
| 57 | 032-543-10 | \$77.14 |
| 58 | 032-543-11 | \$77.14 |
| 59 | 032-543-12 | \$77.14 |
| 60 | 032-543-13 | \$77.14 |
| 61 | 032-543-14 | \$77.14 |
| 62 | 032-543-15 | \$77.14 |
| 63 | 032-543-16 | \$77.14 |
| 64 | 032-543-17 | \$77.14 |
| 65 | 032-543-18 | \$77.14 |
| 66 | 032-543-19 | \$77.14 |
| 67 | 032-551-01 | \$77.14 |
| 68 | 032-551-02 | \$77.14 |
| 69 | 032-551-03 | \$77.14 |
| 70 | 032-551-04 | \$77.14 |
| 71 | 032-551-05 | \$77.14 |
| 72 | 032-551-06 | \$77.14 |
| 73 | 032-551-07 | \$77.14 |
| 74 | 032-551-08 | \$77.14 |

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|-------------------------------|---------------------------------|------------|
| 75 | 032-551-09 | \$77.14 |
| 76 | 032-551-10 | \$77.14 |
| 77 | 032-551-11 | \$77.14 |
| 78 | 032-551-12 | \$77.14 |
| 79 | 032-551-13 | \$77.14 |
| 80 | 032-551-14 | \$77.14 |
| 81 | 032-551-15 | \$77.14 |
| 82 | 032-551-16 | \$77.14 |
| 83 | 032-551-17 | \$77.14 |
| 84 | 032-551-18 | \$77.14 |
| 85 | 032-552-01 | \$77.14 |
| 86 | 032-552-02 | \$77.14 |
| 87 | 032-552-03 | \$77.14 |
| 88 | 032-552-04 | \$77.14 |
| 89 | 032-552-05 | \$77.14 |
| 90 | 032-552-06 | \$77.14 |
| 91 | 032-552-07 | \$77.14 |
| 92 | 032-552-08 | \$77.14 |
| 93 | 032-552-09 | \$77.14 |

**MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017**

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|---------------------------------------|---|-------------------|
| 94 | 032-552-10 | \$77.14 |
| 95 | 032-552-11 | \$77.14 |
| 96 | 032-552-12 | \$77.14 |
| 97 | 032-552-13 | \$77.14 |
| 98 | 032-552-14 | \$77.14 |
| 99 | 032-552-15 | \$77.14 |
| 100 | 032-552-16 | \$77.14 |
| 101 | 032-552-17 | \$77.14 |
| 102 | 032-552-18 | \$77.14 |
| 103 | 032-553-01 | \$77.14 |
| 104 | 032-553-02 | \$77.14 |
| 105 | 032-553-03 | \$77.14 |
| 106 | 032-553-04 | \$77.14 |
| 107 | 032-553-05 | \$77.14 |
| 108 | 032-553-06 | \$77.14 |
| 109 | 032-553-07 | \$77.14 |
| 110 | 032-553-08 | \$77.14 |

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|-------------------------------|---------------------------------|------------|
| 111 | 032-553-09 | \$77.14 |
| 112 | 032-553-10 | \$77.14 |
| 113 | 032-553-11 | \$77.14 |
| 114 | 032-553-12 | \$77.14 |
| 115 | 032-553-13 | \$77.14 |
| 116 | 032-553-14 | \$77.14 |
| 117 | 032-553-15 | \$77.14 |
| 118 | 032-553-16 | \$77.14 |
| 119 | 032-553-17 | \$77.14 |
| 120 | 032-553-18 | \$77.14 |
| 121 | 032-554-01 | \$77.14 |
| 122 | 032-554-02 | \$77.14 |
| 123 | 032-554-03 | \$77.14 |
| 124 | 032-554-04 | \$77.14 |
| 125 | 032-554-05 | \$77.14 |
| 126 | 032-554-06 | \$77.14 |
| 127 | 032-554-07 | \$77.14 |
| 128 | 032-554-08 | \$77.14 |
| 129 | 032-555-03 | \$77.14 |

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|-------------------------------|---------------------------------|------------|
| 130 | 032-555-39 | \$77.14 |
| 131 | 032-555-05 | \$77.14 |
| 132 | 032-555-06 | \$77.14 |
| 133 | 032-555-07 | \$77.14 |
| 134 | 032-555-08 | \$77.14 |
| 135 | 032-555-09 | \$77.14 |
| 136 | 032-555-10 | \$77.14 |
| 137 | 032-555-11 | \$77.14 |
| 138 | 032-555-12 | \$77.14 |
| 139 | 032-555-13 | \$77.14 |
| 140 | 032-555-14 | \$77.14 |
| 141 | 032-555-15 | \$77.14 |
| 142 | 032-555-16 | \$77.14 |
| 143 | 032-555-17 | \$77.14 |
| 144 | 032-555-18 | \$77.14 |
| 145 | 032-555-19 | \$77.14 |
| 146 | 032-555-20 | \$77.14 |
| 147 | 032-555-21 | \$77.14 |

MONTEREY BAY ESTATES
LIGHTING AND LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT
ASSESSMENT ROLL FOR
FISCAL YEAR 2016-2017

| DIAGRAM AND ASSESSMENT NO. | ASSESSOR'S NET PARCEL NUMBER | ASSESSMENT |
|-------------------------------|---------------------------------|------------|
| 148 | 032-555-22 | \$77.14 |
| 149 | 032-555-23 | \$77.14 |
| 150 | 032-555-24 | \$77.14 |
| 151 | 032-555-25 | \$77.14 |
| 152 | 032-555-26 | \$77.14 |
| 153 | 032-555-27 | \$77.14 |
| 154 | 032-555-28 | \$77.14 |
| 155 | 032-555-29 | \$77.14 |
| 156 | 032-555-30 | \$77.14 |
| 157 | 032-555-31 | \$77.14 |
| 158 | 032-555-32 | \$77.14 |
| 159 | 032-555-33 | \$77.14 |
| 160 | 032-555-34 | \$77.14 |
| 161 | 032-555-35 | \$77.14 |
| 162 | 032-555-36 | \$77.14 |

EXHIBIT D

METHOD OF DETERMINATION OF ASSESSMENT SPREAD

The maintenance of the percolation pond and Crescent Avenue landscaping together with maintenance and service of the public lighting facilities, benefits the Assessment District as a whole. The tentative subdivision map approval was conditioned on the formation of this Maintenance District. Since the creation of the lots was so conditioned, each lot equally benefits from the District. Therefore, the assessment spread just based on the number of building sites or lots contained within the district.

Assessments shall be spread over the 162 lots indicated on the Assessment Diagram (Exhibit B).

March 14, 2016

Item No. **8f (4)**

Honorable Mayor and Members
of the Marina City Council

City Council Meeting
of April 5, 2016

**CITY COUNCIL CONSIDER ADOPTING RESOLUTION NO. 2016-,
PRELIMINARILY APPROVING THE FISCAL YEAR 2016-17 ENGINEER'S
REPORT FOR THE MONTEREY BAY ESTATES LIGHTING & LANDSCAPE
MAINTENANCE ASSESSMENT DISTRICT; DECLARING ITS INTENTION TO
LEVY AN ASSESSMENT IN FISCAL YEAR 2016-17 IN THAT DISTRICT; AND
CALLING A PUBLIC HEARING FOR APRIL 19, 2016**

REQUEST:

It is requested that the City Council consider:

1. Adopting Resolution No. 2016-, preliminarily approving the Fiscal Year 2016-17 Engineer's Report for the Monterey Bay Estates Lighting & Landscape Maintenance Assessment District; declaring its intention to levy an assessment in fiscal year 2016-17 in that district; and calling a public hearing for April 19, 2016.

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.

The 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. After 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.

On April 16, 2014, the City Council adopted its Resolution No. 2014-33, which declared the intention of the City Council to establish an overlay assessment district in the same territory as the existing district; to levy an assessment in Fiscal Year 2014-15 at the rate of \$77.14 per parcel in the existing district and \$37.86 in the overlay district, called a public hearing on June 3, 2014 regarding these proposed actions and directed that an assessment ballot proceeding be conducted with respect to the formation of the overlay district.

Public hearing notices and assessment ballots were mailed to all affected property owners on April 18, 2014.

At the public hearing held on June 3, 2014, sixty two (62) ballots were received. After counting the ballots, the proposed increase and establishment of the overlay assessment district failed by a count of 50 to 12. The City Council approved a motion to direct staff to provide options regarding next steps, including dissolution, and returning to City Council for direction sometime in July.

At the regular meeting of July 1, 2014, the City Council approved the motion to direct City staff to continue the current assessment at \$77.14 per parcel, per year while reducing the level of service to balance with the revenue.

At the regular meeting of February 17, 2016, the City Council adopted Resolution No. 2016-16, ordering the Acting City Engineer to prepare and to file a report related to maintenance of the Monterey Bay Estates Lighting & Landscape Maintenance Assessment District for Fiscal Year 2016-2017.

At the regular meeting of March 17, 2016, , the City of Marina Public Works Commission adopted Resolution No. 2016-03(PW), recommending approval to City Council FY 2016-17 Engineer's Report for the Monterey Bay Estates Lighting & Landscape Maintenance Assessment District.

ANALYSIS:

Staff has prepared an Engineer's Report and filed the report with the City Clerk for the Monterey Bay Estates Lighting & Landscape Maintenance Assessment District for FY 2016-17. Staff has set the proposed assessment amounts as follows:

| | <u>Current FY 2015-16</u> | <u>Proposed FY 2016-17</u> |
|---------------------------------------|---------------------------|----------------------------|
| Monterey Bay Estates (162 parcels) | \$77.14 | \$77.14 |

To continue the current assessment of \$77.14 as directed by City Council, the following cost reduction measures were implemented:

- Shutting off the water and closing the meter accounts with the Marina Coast Water District (MCWD). Cost savings in utilities are estimated to be \$3,000/year.
- Reducing the level of maintenance services to one site visit per month (current schedule is weekly visits).

The current contract agreement with New Image Landscaping for District landscape maintenance will expire at the end of Fiscal Year 16/17. Additional funds have been programmed into that fiscal year's administration budget to prepare specifications and conduct a public bidding process for the maintenance contract of this District.

Staff is requesting that the City Council approve setting a public hearing for April 19, 2016 to hear concerns on levying and collection of the proposed assessment on this district.

FISCAL IMPACT:

Adequate funding for providing notices for the public hearing has been appropriated in the FY 15/16 budget account for the Monterey Bay Estates Lighting & Landscape Maintenance Assessment District. There is no fiscal impact to approving the engineer's report and setting a public hearing.

CONCLUSION:

This request is submitted for City Council discussion and possible action.

Respectfully submitted,

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

REVIEWED/CONCUR:

Nourdin Khayata, PE
Acting City Engineer
City of Marina

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

Layne P. Long
City Manager
City of Marina