

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: PUBLIC WORKS
Urgent _____ Routine
CEO Concurs with Recommendation YES _____ NO _____
(Information Attached)

BOARD AGENDA # 9:25 A.M. (A)
AGENDA DATE AUGUST 7, 2001
4/5 Vote Required YES _____ NO

SUBJECT: PUBLIC HEARING TO SET THE 2001/2002 ANNUAL ASSESSMENT FOR THE SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT

STAFF
RECOMMEN-
DATIONS:

1. CONDUCT A PUBLIC HEARING TO RECEIVE COMMENTS REGARDING THE 2001/2002 ANNUAL ASSESSMENT FOR THE SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT;
2. SET THE 2001/2002 ANNUAL ASSESSMENT AS SHOWN ON EXHIBIT "A" FOR THE SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT;

(CONTINUED ON PAGE 2)

FISCAL
IMPACT:

There will be no impact to the General Fund. An annual assessment in the amount of \$33.15 will be charged to each parcel to pay for the requested services and to maintain a reserve account.

BOARD ACTION AS FOLLOWS:

No. 2001-594

On motion of Supervisor Caruso, Seconded by Supervisor Simon
and approved by the following vote,
Ayes: Supervisors: Mayfield, Blom, Simon, Caruso, and Chair Paul
Noes: Supervisors: None
Excused or Absent: Supervisors: None
Abstaining: Supervisor: None

- 1) Approved as recommended
- 2) _____ Denied
- 3) _____ Approved as amended

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

By: Deputy

File No. DL-36-2

SUBJECT: PUBLIC HEARING TO SET THE 2001/2002 ANNUAL ASSESSMENT FOR THE SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT

PAGE: 2

**STAFF
RECOMMEN-
DATIONS**

(Continued):

3. MAKE THE "SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT ANNUAL ENGINEER'S REPORT FISCAL YEAR 2001/2002" A PART OF THE RECORD OF THIS PROCEEDING; AND,
4. AUTHORIZE THE AUDITOR-CONTROLLER TO ADD THE ANNUAL ASSESSMENT TO THE 2001/2002 TAX ROLL.

DISCUSSION:

In an effort to deter crime, promote traffic safety and help law enforcement officers, several property owners within the Shackelford neighborhood requested that the County initiate proceedings to form the Shackelford Landscape and Lighting District ("District") so that street lights could be installed and maintained. Following the assessment ballot vote required by Proposition 218, a statewide initiative approved by the voters in November, 1998, the District was formed on June 29, 1999, by Board Resolution No. 1999-528. The assessment ballot vote also approved the formula to calculate the annual assessment.

Government Code Section 25210.77(A) requires that a written report containing a description of each parcel of real property receiving a particular extended service and the amount of the annual assessment for each parcel be prepared once a year and filed with the Clerk of the Board of Supervisors. The Department of Public Works prepared an Engineer's Report ("Report") and filed it with the Clerk of the Board on July 31, 2001. The annual assessment set forth in the Report applies to the 2001/2002 tax year. The Report shall become a part of the record of this proceeding.

There are 495 Assessor's parcels within the District. Eighty 200-watt high pressure sodium street lights were installed, with a current monthly Turlock Irrigation District cost of \$16.30 per light. This results in a power cost of \$15,648 for a 12-month period. With an \$8.36 State surcharge, the total cost to operate the street lights is \$15,666.36. The annual assessment is levied without regard to property valuation, and each parcel receives equal benefit from the street lights. The street lights only provide a special benefit to the parcels within the District, therefore, no general benefit has been assigned. An additional \$1.50 assessment will be levied on each parcel during Fiscal Year 2001/2002 to cover administration costs and generate a general reserve. Therefore, the 2001/2002 annual assessment is as follows:

The 2001/2002 Annual Assessment = $\$15,666.36 \div 495 \text{ parcels} = \$31.65 + \$1.50 = \33.15 per parcel.

The 2000/2001 Annual Assessment was \$33.15 per parcel.

There is no change in the proposed annual assessment.

SUBJECT: PUBLIC HEARING TO SET THE 2001/2002 ANNUAL ASSESSMENT FOR THE SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT
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DISCUSSION

(Continued): The public hearing date was set by the Board of Supervisors on July 31, 2001. Notice of the public hearing was mailed to the residents in the District per the Assessor's Tax Roll. Said notice stated that all persons will be afforded an opportunity to speak.

POLICY

ISSUE: This action is consistent with the Board's policy of providing a safe, healthy community.

STAFFING

IMPACT: There is no staffing impact associated with this item.

RC/la

(H:\SERVICES\SHACKELFORD2001-02.RC)

EXHIBIT "A"

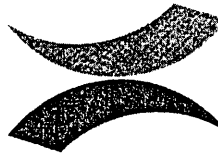
SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT
FISCAL YEAR 2001/2002

The Assessor's parcels listed below are subject to the annual assessment:

038-28-01 thru 038-28-40 (inclusive)	\$33.15
038-28-42	\$33.15
038-28-48	\$33.15
038-28-51	\$33.15
038-29-01 thru 038-29-30 (inclusive)	\$33.15
038-29-33 thru 038-29-76 (inclusive)	\$33.15
038-30-01 thru 038-30-07 (inclusive)	\$33.15
038-30-10	\$33.15
038-30-11	\$33.15
038-30-13	\$33.15
038-30-15 thru 038-30-19 (inclusive)	\$33.15
038-30-21 thru 038-30-44 (inclusive)	\$33.15
038-30-46 thru 038-30-52 (inclusive)	\$33.15
038-31-01 thru 038-31-10 (inclusive)	\$33.15
038-31-12 thru 038-31-42 (inclusive)	\$33.15
038-31-45 thru 038-31-70 (inclusive)	\$33.15
038-32-02 thru 038-32-04 (inclusive)	\$33.15
038-32-06 thru 038-32-16 (inclusive)	\$33.15
038-32-18 thru 038-32-24 (inclusive)	\$33.15
038-32-27 thru 038-32-34 (inclusive)	\$33.15
038-32-36	\$33.15
038-32-37	\$33.15
038-33-03 thru 038-33-09 (inclusive)	\$33.15
038-33-11	\$33.15
038-33-12	\$33.15
038-35-02 thru 038-35-12 (inclusive)	\$33.15
038-35-15 thru 038-35-30 (inclusive)	\$33.15
038-35-32 thru 038-35-59 (inclusive)	\$33.15
038-35-62 thru 038-35-64 (inclusive)	\$33.15
038-36-01 thru 038-36-10 (inclusive)	\$33.15
038-36-12 thru 038-36-43 (inclusive)	\$33.15
038-37-01	\$33.15
038-37-04 thru 038-37-29 (inclusive)	\$33.15
038-37-32 thru 038-37-89 (inclusive)	\$33.15
038-38-01 thru 038-38-40 (inclusive)	\$33.15

GEORGE STILLMAN
Director

Administration
Engineering
Development Services
Transit
Facilities Services
Road Maintenance
Landfill



Public Works

STANISLAUS COUNTY

SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT ANNUAL ENGINEER'S REPORT FISCAL YEAR 2001/2002

The Shackelford Landscape and Lighting District (District) was established by the Stanislaus County Board of Supervisors on June 29, 1999, by Board Resolution No. 1999-528, following an election conforming with the requirements of Proposition 218. The District was created to install and maintain street lights within the Shackelford Neighborhood to deter crime, promote traffic safety, and aid law enforcement officers. The boundary of the District is shown on Exhibit "A" that is attached hereto and made a part of this Engineer's Report.

Government Code Section 25210.77(A) requires that a written report containing a description of each parcel of real property receiving the particular extended service and the amount of the assessment for each parcel be prepared once a year and filed with the Clerk of the Board of Supervisors.

There are 495 Assessor's parcels within the District, and each parcel receives equal benefit from the street lights. The street lights only provide a special benefit to the parcels within the District, therefore, no general benefit has been assigned.

80 street lights were installed within the District. The street lights are 200 watt high pressure sodium, and the current Turlock Irrigation District Schedule LD rate is \$16.30 per month per light which is the same rate as last year.

FISCAL YEAR 2001/2002 ASSESSMENT CALCULATION

The formula used to calculate the assessment, approved with the Proposition 218 election, is the total cost to operate and maintain the street lights (Turlock Irrigation District energy charges, State surcharge, and any charges for the repair and/or replacement of the street lights) divided equally by the number of parcels within the District. To cover administration costs and generate a general reserve, an additional \$1.50 assessment will be levied on each parcel.

The fiscal year is the 12-month period commencing on July 1st and ending on the following June 30th. However, the assessment is collected in December and April. This means the fiscal year starts on July 1st, but the first installment of the assessment will not be collected until December. This creates a six-month lag in receiving the money necessary to operate and maintain the street lights. To overcome this six-month lag, \$7,833.13 will be carried over from the 2000/2001 fiscal year to cover the operating cost of the street lights for the months of July through December, 2001.

SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT
ANNUAL ENGINEER'S REPORT
FISCAL YEAR 2001/2002

Estimated fund balance on June 30, 2001:	\$7,255.45
6-month funding:	7,833.13
6-month expenses	<u>-7,833.13</u>
Fund balance:	\$7,255.45

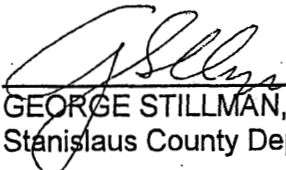
The balance of the District's account will be carried forward as a general reserve and will not be used to offset the cost to operate the District.

District costs:	Improvement costs:	\$	0.00
	State surcharge:		18.36
	Power costs:		<u>15,648.00</u>
	Total costs:		\$15,666.36

2001/2002 Assessment = $\$15,666.36 \div 495 \text{ parcels} = \$31.65 + \$1.50 = \$33.15 \text{ per parcel.}$
2000/2001 Assessment = \$33.15 per parcel

There is no change in the proposed annual assessment.

The parcels subject to the assessment are listed on Exhibit "B" that is attached hereto and made a part of this Engineer's Report.



GEORGE STILLMAN, DIRECTOR
Stanislaus County Department of Public Works

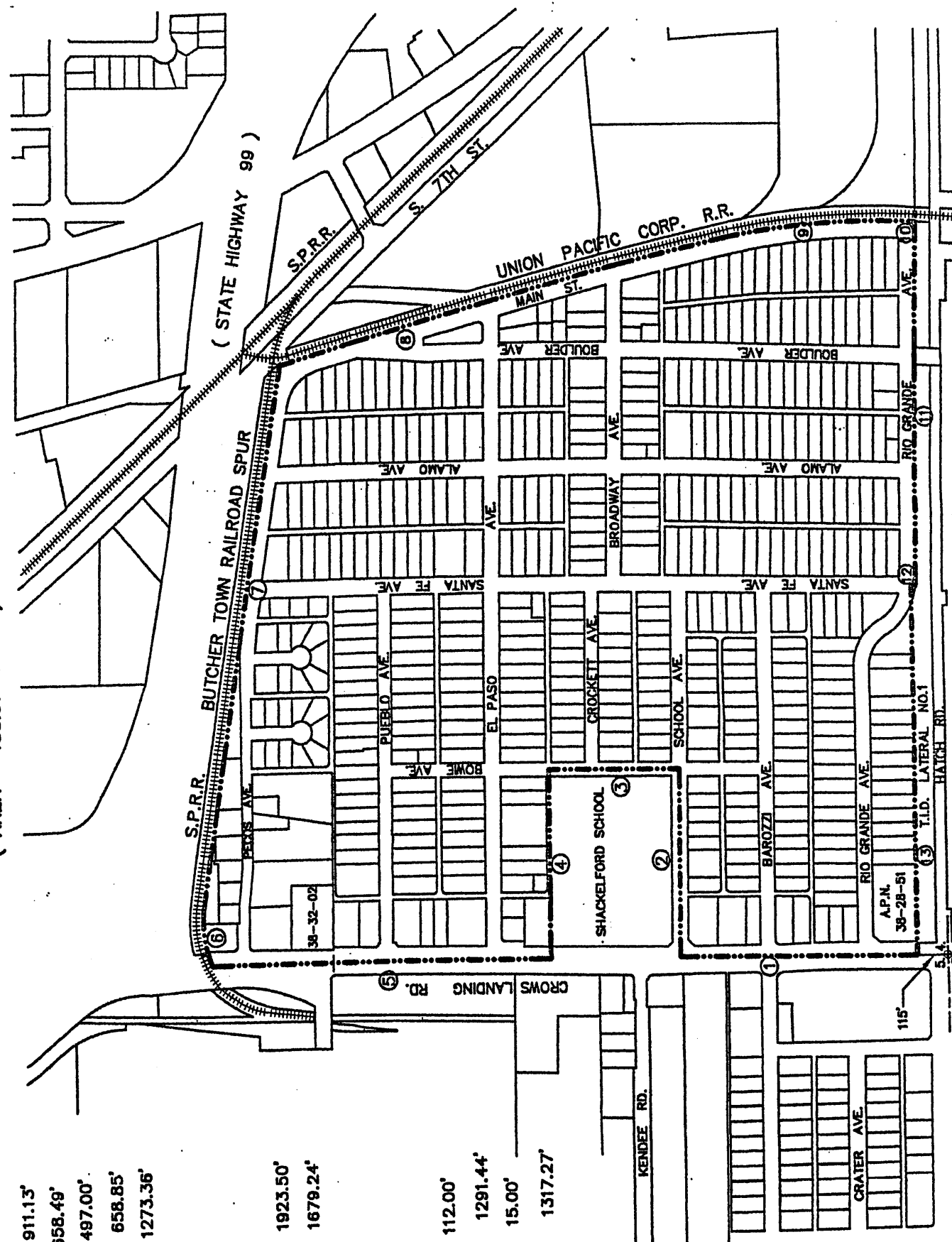
July 17, 2001



SHACKELFORD LANDSCAPE & LIGHTING DISTRICT

EXHIBIT "A"

(AREA = 133.67 ACRES)



- ① N 0°03'00" W 911.13'
- ② S 89°51'30" E 658.49'
- ③ N 0°02'00" W 497.00'
- ④ N 89°51'00" W 658.85'
- ⑤ N 0°03'00" W 1273.36'
- ⑥ R= 357.04'
Δ= 36°36'00"
T= 118.08'
L= 228.07'
- ⑦ S 80°34'18" E 1923.50'
- ⑧ S 14°02'00" E 1679.24'
- ⑨ R= 2827.90'
Δ= 13°36'00"
T= 337.20'
L= 671.24'
- ⑩ S 0°26'00" E 112.00'
- ⑪ S 89°46'00" W 1291.44'
- ⑫ N 0°02'00" W 15.00'
- ⑬ S 89°46'00" W 1317.27'



SCALE: 1" = 500'

**SHACKELFORD LANDSCAPE AND LIGHTING DISTRICT
ANNUAL ENGINEER'S REPORT
FISCAL YEAR 2001/2002**

EXHIBIT "B"

The Assessor's parcels listed below are subject to the Fiscal Year 2001/2002 annual assessment:

038-28-01 thru 038-28-40 (inclusive)	\$33.15
038-28-42	\$33.15
038-28-48	\$33.15
038-28-51	\$33.15
038-29-01 thru 038-29-30 (inclusive)	\$33.15
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038-30-46 thru 038-30-52 (inclusive)	\$33.15
038-31-01 thru 038-31-10 (inclusive)	\$33.15
038-31-12 thru 038-31-42 (inclusive)	\$33.15
038-31-45 thru 038-31-70 (inclusive)	\$33.15
038-32-02 thru 038-32-04 (inclusive)	\$33.15
038-32-06 thru 038-32-16 (inclusive)	\$33.15
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038-33-12	\$33.15
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038-35-15 thru 038-35-30 (inclusive)	\$33.15
038-35-32 thru 038-35-59 (inclusive)	\$33.15
038-35-62 thru 038-35-64 (inclusive)	\$33.15
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038-36-12 thru 038-36-43 (inclusive)	\$33.15
038-37-01	\$33.15
038-37-04 thru 038-37-29 (inclusive)	\$33.15
038-37-32 thru 038-37-89 (inclusive)	\$33.15
038-38-01 thru 038-38-40 (inclusive)	\$33.15