

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

DEPT: Public Works *CPW*

BOARD AGENDA # *C-6

Urgent Routine

AGENDA DATE December 18, 2007

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Adopt a Resolution Ordering the Formation of the Salida Boulevard Landscape and Lighting District

STAFF RECOMMENDATIONS:

1. Adopt a resolution ordering the formation of the Salida Boulevard Landscape and Lighting District.
2. Direct the Department of Public Works to prepare and file the required Engineer's Report.

FISCAL IMPACT:

The cost of the formation of the District will be borne by the Department of Public Works.

If the Salida Boulevard Landscape and Lighting District is formed, an annual assessment will be levied on each property within the district.

BOARD ACTION AS FOLLOWS:

No. 2007-1010

On motion of Supervisor Mayfield, Seconded by Supervisor Grover
and approved by the following vote,

Ayes: Supervisors: Mayfield, Grover, Monteith, DeMartini, and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No. DLA-04-01

Approval to Adopt a Resolution Ordering the Formation of the Salida Boulevard Landscape and Lighting District

DISCUSSION:

Stanislaus County Redevelopment Agency (RDA) and the Department of Public Works have been involved in the development of an improvement project for Salida Boulevard. The limits of the Salida Boulevard Project are from Pelandale Avenue on the south to north of Kiernan Avenue. The scope of the project will include: resurfacing of the existing roadway, asphalt concrete sidewalk on the east side, storm drainage collection and disposal, and landscaping. The current cost estimate is \$2,800,000, with \$1,800,000 of the project being funded by the Salida PD EIR Road monies and \$500,000 funded by the Salida PD Storm Drainage monies. Other funding sources include the RDA and Stanislaus County Department of Public Works.

For some time there has been an expressed need on the part of several property owners of businesses along Salida Boulevard to have landscaping installed in order to enhance the aesthetics of the area and make it more attractive. The RDA and the Department of Public Works acknowledged this need and have incorporated this feature into the improvement project. Landscaping would be installed along the entire length of the median and a parkway-landscaping strip would be created along a portion of the northeast side of the street. There would be approximately 215,000 square feet of landscaping installed along this commercial corridor. As part of the installation of the landscaping and irrigation system, discussions occurred as to how to maintain these amenities. It was concluded that a landscape and lighting district needed to be formed in order to accomplish the task of paying for the maintenance of the landscaping. This seems reasonable since it would be similar to the function that County Service Area (CSA) No. 10 provides within the Salida Planned Development. Therefore, to accomplish this objective, the formation of a landscape and lighting district is proposed. The formation of the Salida Boulevard Landscape and Lighting District, pursuant to the Landscaping and Lighting Act of 1972 (Government Code sections 22500 et seq), will provide a means for the continued maintenance of the landscaping and irrigation system along this boulevard.

The formation of a landscape and lighting district is a multiple phase process:

- Adopt a resolution ordering the formation of the district;
- An Engineer's Report is prepared to spread the maintenance cost over the benefited lands and to prepare the necessary legal description;
- The Board will need to approve the Engineer's Report, authorize the ballot procedure in compliance with State Proposition 218, and set a date for the Public Hearing regarding the formation of the district, the ballot procedure, and to levy an assessment;
- A mail-in ballot is sent to affected landowners with the deadline for receiving the ballots being at the close of the Public Hearing;
- Affected landowners will be given an opportunity to speak for or against the formation of the district or the proposed assessment at the Public Hearing; and,
- At the conclusion of the Public Hearing, and depending upon the number of ballots received, the ballots may be tabulated on the spot. However, if there are too many ballots, they will be tabulated before the next scheduled Board meeting. After the tabulation of ballots, the Board may adopt a

Approval to Adopt a Resolution Ordering the Formation of the Salida Boulevard Landscape and Lighting District

resolution ordering that the district be formed, if a majority protest has not been filed, and the Board will then levy the proposed annual assessment.

The formation of the proposed District is a culmination of a community outreach program for the improvement and beautification of Salida Boulevard. The RDA and the Department of Public Works participated in community meetings held on October 25 and December 15, 2006 and June 6, 2007 to discuss the improvement project. Several topics of discussion were included in these meetings with one focusing on landscaping, maintenance, funding, and the formation of a district to handle the maintenance. The proposed District is the funding mechanism for providing the maintenance of the landscaping associated with the Salida Boulevard Improvement Project.

The attached map (Exhibit "A") shows the proposed boundary of the Salida Boulevard Landscape and Lighting District.

POLICY ISSUES:

The Board should determine if this action is consistent with the Board's priorities of providing a safe community and a healthy community.

STAFFING IMPACT:

There is no staffing impact associated with this item.

RC/RM:lc

(H:\Service\SALIDA BOULEVARD L&LD- order to form.BOS.rc)

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA

Date: December 18, 2007

No. 2007-1010

On motion of Supervisor Mayfield Seconded by Supervisor Grover
and approved by the following vote,

Ayes: Supervisors: Mayfield, Grover, Monteith, DeMartini, and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

THE FOLLOWING RESOLUTION WAS ADOPTED:

Item # *C-6

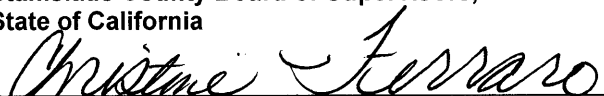
APPROVAL TO ADOPT A RESOLUTION ORDERING FORMATION OF THE SALIDA BOULEVARD
LANDSCAPE AND LIGHTING DISTRICT

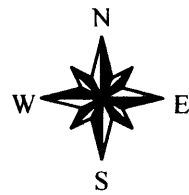
BE IT RESOLVED, that the Board of Supervisors, of the County of Stanislaus, State of California, hereby finds and determines as follows:

1. There is a need on the part of the property owners along Salida Boulevard to have the County install landscaping within the Salida Boulevard corridor in order to enhance the aesthetics of the area and make it more attractive for businesses.
2. There is a need on the part of Stanislaus County to have proposed landscaping maintained and paid for by the property owners that benefit from the installation of such landscaping. To accomplish that objective, the Board proposes to form an assessment district pursuant to the Landscaping and Lighting Act of 1972 (Government Code Sections 22500 et seq).
3. The assessment district shall consist of all that land shown on the attached map (Exhibit A), and shall be called the "Salida Boulevard Landscape and Lighting District" (hereafter, the "District").
4. The improvements to be maintained within the District include landscaping consisting of trees and ground cover along with an irrigation system to support the landscaping.



BE IT FURTHER RESOLVED, that the County Engineer is ordered to prepare and file a report in accordance with Article 4 (commencing with Section 22565) of Chapter 1, Part 2, Division 15 of the Streets and Highways Code.

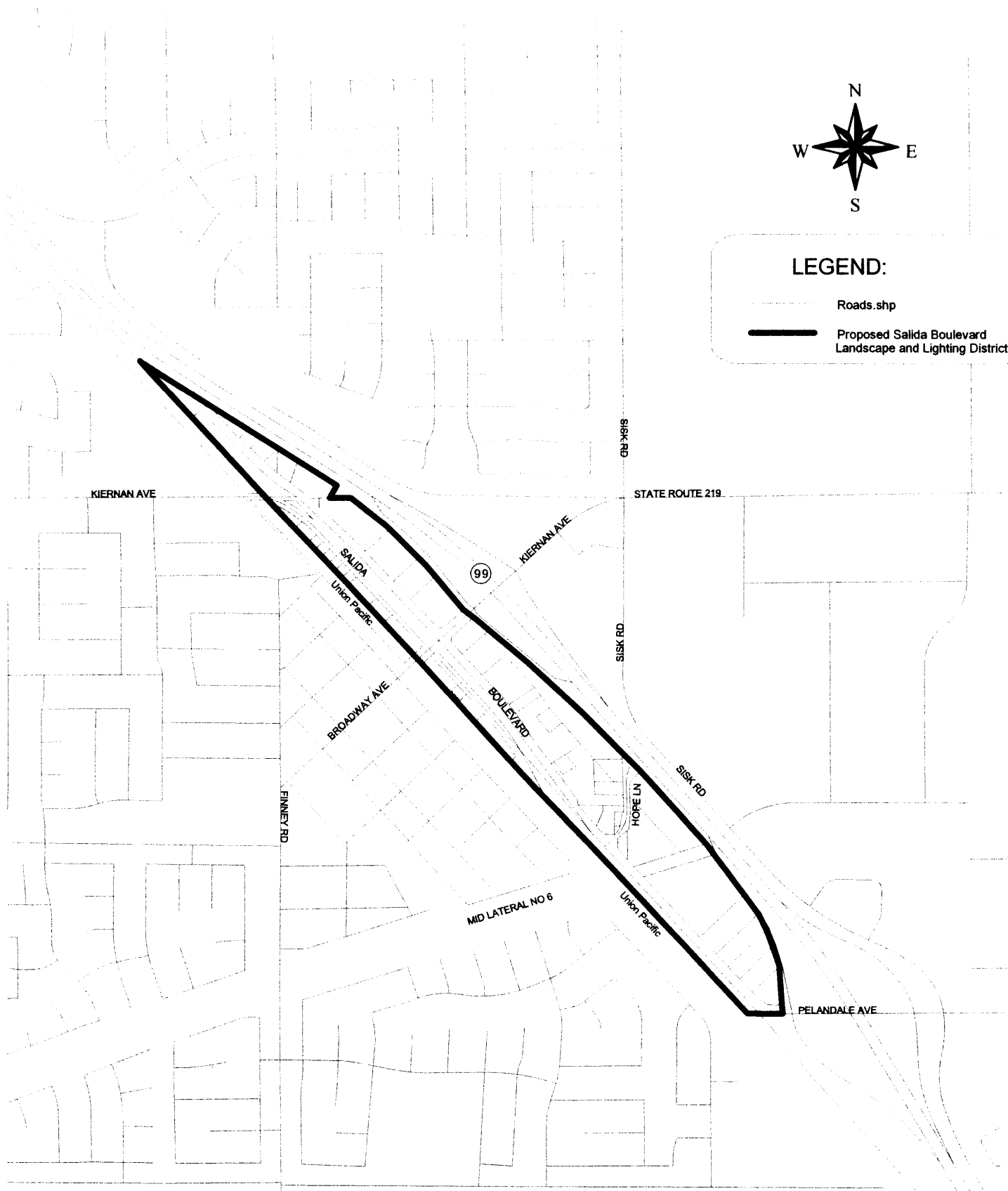
ATTEST: CHRISTINE FERRARO TALLMAN, Clerk
Stanislaus County Board of Supervisors,
State of California





LEGEND:

-  Roads.shp
-  Proposed Salida Boulevard Landscape and Lighting District



**PROPOSED SALIDA BOULEVARD
LANDSCAPE AND LIGHTING DISTRICT**