

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

DEPT: Public Works

BOARD AGENDA # \*C-4

Urgent  Routine

AGENDA DATE June 30, 2009

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

STAFF RECOMMENDATIONS:

1. Set a public hearing on July 21, 2009 at 6:40 p.m. regarding Fiscal Year 2009/2010 assessments for various County Service Areas and Landscape and Lighting Districts.
2. Direct the Clerk of the Board of Supervisors to publish a notice of such hearing pursuant to Section 6066 of the Government Code.

FISCAL IMPACT:

There is no fiscal impact associated with this item. The cost of publishing the notice will be borne by the various County Service Areas and Landscape and Lighting Districts.

BOARD ACTION AS FOLLOWS:

No. 2009-451

On motion of Supervisor O'Brien, Seconded by Supervisor Grover

and approved by the following vote,

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

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.

Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

**DISCUSSION:**

The Department of Public Works staff has made a concentrated effort to review each CSA and LLD to determine appropriate levels of services for each and to develop costs based on those services. In general, cost increases are due to inflated energy and fuel costs, however, some of the increase is due to better oversight of the program including estimating and tracking of expenditures. This improved oversight has also resulted in some reductions.

The following is a summary of the proposed Fiscal Year 2009/2010 annual assessments:

**CSA 4 - Bristol Glen (in Salida):** The assessment for Fiscal Year 2009/2010 is \$31.38 per parcel, which is no change from the assessment of Fiscal Year 2008/2009. An amount of \$5,079 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$10,928.

It is estimated there will be a fund balance on June 30, 2009, of \$96,767. This amount has been generated in order to have funds available for future capital improvements in the storm drain system, including an estimated \$23,000 for pump replacement. This fiscal approach is aimed at accumulating a sufficient reserve by the time capital improvements are required such that no increase in the annual assessment will be necessary to cover these costs.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$4,690 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 (June 30, 2009) to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

The continued use of fund balance to offset the cost of operating the CSA will deplete the fund balance to a point where either services will have to be reduced to match the revenue being collected, or a ballot measure to increase the assessment, per Proposition 218, would have to be conducted.

**CSA 5 - Starlite Place (in Keyes):** The assessment for Fiscal Year 2009/2010 is \$32.24 per parcel, which is no change from the assessment of Fiscal Year 2008/2009. An amount of \$3,935 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$5,434.

It is estimated there will be a fund balance on June 30, 2009, of \$144,035. This amount has been generated in order to have funds available for future capital improvements in the storm drain system, including an estimated \$23,000 for pump replacement. This fiscal approach is aimed at accumulating a sufficient reserve by the time the capital improvements are required such that no increase in the annual assessment will be necessary to cover these costs.

Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$5,217 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 (June 30, 2009) to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

The continued use of the fund balance to offset the cost of operating the CSA will deplete the fund balance to a point where either services will have to be reduced to match the revenue being collected, or a ballot measure to increase the assessment, per Proposition 218, would have to be conducted.

**CSA 6 - Raymond Tract Subdivision (Keyes):** CSA 6 has been dissolved and is now included in the new CSA 26.

**CSA 7 - Modesto Auto Center (in north Modesto):** The assessment for the Fiscal Year 2009/2010 is \$253.81 per net acre. There is no change in the assessment from Fiscal Year 2008/2009. An amount of \$5,066 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$5,920.

It is estimated there will be a fund balance on June 30, 2009, of \$61,399. This amount has been generated in order to have funds available for future capital improvements in the storm drain system, including an estimated \$25,000 for pump replacement. This fiscal approach is aimed at accumulating a sufficient reserve by the time capital improvements are required such that no increase in the annual assessment will be necessary to cover these costs.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$3,533 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 (June 30, 2009) to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

The continued use of the fund balance to offset the cost of operating the CSA will deplete the fund balance to a point where either services will have to be reduced to match the revenue being collected, or a ballot measure to increase the assessment, per Proposition 218, would have to be conducted.

**CSA 8 - Honey Bee Estates (in Empire):** The assessment for Fiscal Year 2009/2010 is \$31.24 per parcel. There has been no change over the previous year's assessment. An amount of \$7,513 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$11,882.

Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

It is estimated there will be a fund balance on June 30, 2009, of \$30,311. The continued use of the fund balance to offset the cost of operating the CSA will deplete the fund balance within 3 years to a point where either services will have to be reduced to match the revenue being collected, or a ballot measure to increase the assessment, would have to be conducted.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$4,132 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 (June 30, 2009) to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

**CSA 9 - River/Souza (in Ceres area):** The assessment for Fiscal Year 2009/2010 is \$20.26 per parcel. There has been no change over the previous year's assessment. An amount of \$7,884 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$9,091.

It is estimated there will be a fund balance on June 30, 2009, of \$72,540. This amount was generated in order to have funds available for capital improvements in the storm drainage system.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half on the annual operating/budget of \$4,691 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 (June 30, 2009) to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

The continued use of the fund balance to offset the cost of operating the CSA will deplete the fund balance to a point where either services will have to be reduced to match the revenue being collected, or a ballot measure to increase the assessment, per Proposition 218, would have to be conducted.

**CSA 11 - Gilbert Road (in Oakdale area):** The assessment for Fiscal Year 2009/2010 is \$0 per linear foot, which is a decrease from the assessment of Fiscal Year 2008/2009 of \$0.166 per linear foot. An amount of \$300 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby reducing the assessment to \$0. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$0.

It is estimated there will be a fund balance on June 30, 2008, of \$8,976. Fund balance will be held as a reserve to be used to offset future operations and maintenance costs.

Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$150 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 (June 30, 2009) to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

**CSA 12 - Peach Blossom Estates (in west Oakdale area):** The assessment for Fiscal Year 2009/2010 is \$83.34, which is no change from the assessment of Fiscal Year 2008/2009. An amount of \$1,710 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$2,184.

It is estimated there will be a fund balance on June 30, 2009, of \$32,387. This amount was generated in order to have funds available for capital improvements in the storm drainage system.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$1,438 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 (June 30, 2009) to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

The continued use of the fund balance to offset the cost of operating the CSA will deplete the fund balance to a point where either services will have to be reduced to match the revenue being collected, or a ballot measure to increase the assessment, per Proposition 218, would have to be conducted.

**CSA 13 - La Jolla Subdivision (Keyes):** CSA 13 has been dissolved and is now included in the new CSA 26.

**CSA 14 - United Pallet (in north Modesto area):** There are 84 parcels within CSA 14, however, the CSA is inactive since the storm drain system remains private. Therefore, the Fiscal Year 2009/2010 assessment will be \$0 for all parcels.

**CSA 16 - Olive Ranch Estates (in east Oakdale area):** The assessment for Fiscal Year 2009/2010 is \$623.59. The Fiscal Year 2008/2009 assessment was \$666.33 per parcel. The proposed annual assessment is a decrease of \$42.74 (13%) to last year's assessment due to the reduction of the estimated budget of the Parks and Recreation Department for Fiscal Year 2009/2010.

Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

It is estimated there will be a fund balance on June 30, 2009, of \$31,143. The fund balance will be carried forward as a general reserve and will not be used to offset the cost to operate the District. This amount has been generated in order to have funds available for future capital improvements in the storm drain system, including an estimated \$43,000 for the pump replacement. This fiscal approach is aimed at accumulating a sufficient reserve by the time capital improvements are required such that no increase in the annual assessment will be necessary.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$9,354 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 (June 30, 2009) to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

**CSA 17 - Sunny Estates (Keyes):** CSA 17 has been dissolved and is now included in the new CSA 26.

**CSA 18 - Atlas Park (in east Oakdale area):** The assessment for Fiscal Year 2009/2010 is \$560.34, which is a 10% increase to the assessment from Fiscal Year 2008/2009 of \$509.38. An amount of \$4,183 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$6,500.

It is estimated there will be a fund balance on June 30, 2009, of \$14,388. A portion of the fund balance will be carried forward as a general reserve.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Therefore, \$3,287 from the estimated fund balance, as of June 30, 2009, of \$14,388, will be carried forward to cover costs from July 1<sup>st</sup> through December 31<sup>st</sup> 2009.

**CSA 19 - Tuolumne-Gratton (in Denair):** The Fiscal Year 2009/2010 assessment for Sterling Ranch Units 1-5 is \$165.06 per parcel and for Runyan Country Estates, \$42.80 per parcel. The assessment for Sterling Ranch has decreased by \$10.04 (6%) and Runyan Estates has decreased \$5.40 (11%). An amount of \$850 for Runyan Estates and \$3,812 for Sterling Ranch is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$1,459 for Runyan Estates and \$6,000 for Sterling Ranch.

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It is estimated there will be a fund balance on June 30, 2009, of \$112,046 for Sterling Ranch and \$12,249 for Runyan Estates for a total of \$124,295 for the CSA. This amount has been generated in order to have funds available for future capital improvements in the storm drain system, including an estimated \$54,000 for pump replacement. This fiscal approach is aimed at accumulating a sufficient fund reserve by the time capital improvements are required such that no increase in the annual assessment will be necessary.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Therefore, \$27,077 of fund balance will be used to meet expenses from July 1<sup>st</sup> to December 31<sup>st</sup> 2009.

**CSA 20 - Summit (industrial park in north Modesto area):** The assessment for Fiscal Year 2009/2010 is \$130.40. This is a 10% increase to the Fiscal Year 2008/2009 assessment of \$118.55. An amount of \$2,562 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$4,456.

It is estimated that the available fund balance as of June 30, 2009 is \$9,423. The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the Fiscal Year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget, \$3,625, will be carried forward from the fund balance available at the end of the Fiscal Year 2008/2009 to cover expenditures from July 1<sup>st</sup> to December 31<sup>st</sup> 2009.

**CSA 21 - Riopel (in Denair):** The Fiscal Year 2009/2010 assessment is \$340.15 per parcel. This is a 20% increase of the Fiscal Year 2008/2009 assessment of \$283.45. It is estimated there will be a fund balance on June 30, 2009, of \$43,844. An amount of \$16,342 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$15,419.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget, \$17,525, will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

An increase of 20% will be implemented for three consecutive years, Fiscal Year 2009/2010 thru Fiscal Year 2011/2012, to capture the increase in the Parks and Recreation Department's budget for their services provided to CSA 21. This increase in the Parks and Recreation Department is due to the fact that the park was recently accepted into the park system and is now being maintained by the Parks and Recreation Department. In prior years this park was under development and being maintained by the project developer.

Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

**CSA 22 - Old School North (in Denair):** The assessment for Fiscal Year 2009/2010 is \$840.03, which is a \$184.24 decrease or 18% from the Fiscal Year 2008/2009 assessment of \$1,024.27. An amount of \$1,500 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$3,655.

It is estimated there will be a fund balance on June 30, 2009, of \$18,134.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget, \$5,370, will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

**CSA 23 - Hillsborough-Schutz (in east Oakdale):** The assessment for Fiscal Year 2009/2010 is \$58.81, which is an 18% decrease from the Fiscal Year 2008/2009 assessment of \$71.99. An amount of \$3,500 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$5,500.

The estimated fund balance as of June 30, 2009 is \$86,389.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$4,014 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

**CSA 24 - Hideaway Terrace (in Denair):** The assessment for Fiscal Year 2009/2010 is \$620.23. This is a decrease of \$225.08 or 27% from the Fiscal Year 2008/2009 assessment of \$845.31. This decrease in assessment is due to a concentrated effort, of the public works department, of estimating and tracking expenditures for this service area. This conscience effort has provided a consistent level of service that parallels the proposed budget for Fiscal Year 2009/2010.

The revenue collected for Fiscal Year 2008/2009 was only \$845.52, due to property owners defaulting on property taxes and assessments. This resulted in a fund balance deficit of \$9,325. Assessments will continue to be placed on the tax rolls and services will continue to be provided in order to maintain the infrastructure that has been put into place. Fund Balance will be restored as defaulted property taxes and assessments are brought current. Penalties and interest on associated revenues will also be received.



Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. The estimated fund balance of CSA 24 as of June 30, 2009 is at -\$9,325. Due to the lack of fund balance, there are no funds available to cover expenses for the first six months as explained above.

**CSA 25 - Suncrest II (in Denair):** The assessment for Fiscal Year 2009/2010 is \$540.73 per parcel. This is a decrease of \$1.08 from Fiscal Year 2008/2009 assessment of \$541.81. An amount of \$500 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs, thereby keeping the assessment at the previous year's level. The proposed use of the fund balance in Fiscal Year 2008/2009 was \$5,226.

The estimated fund balance as of June 30, 2009 is \$6,583. The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, fund balance in the amount of \$4,306 will be carried forward to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

**CSA 26 - Keyes:** Fiscal Year 2009/2010 is the first year assessments were levied as an approved County Service Area. The assessment levied for Fiscal Year 2009/2010 is \$159.58. An amount of \$9,399 is proposed to be withdrawn from the available fund balance in Fiscal Year 2009/2010 to offset operations and maintenance costs. The proposed use of the fund balance for CSA 6, 13, and 17 in Fiscal Year 2008/2009 was \$64,606.

On June 30, 2009, it is estimated that CSA 26 will have a fund balance of \$308,330. The fund balance amount has been attained from combining the fund balances of CSA 6, 13, and 17, which were dissolved and placed under the jurisdiction of CSA 26. This reserve will remain in place to have funds available for future capital improvements in the storm drain system. CSA 26 has five pumps located throughout the system. The collective total replacement cost is estimated at approximately \$165,000. This fiscal approach is aimed at accumulating a sufficient reserve by the time the pumps are replaced such that no increase in the annual assessment will be necessary.

The fiscal year is the 12-month period commencing on July 1<sup>st</sup> and ending on the following June 30<sup>th</sup>. However, the annual assessment is collected in December and April. This means the fiscal year starts on July 1<sup>st</sup> but the first installment of the annual assessment will not be collected until December. This creates a 6-month lag in receiving the money necessary to maintain the various services provided. Consequently, a reserve of one half of the annual operating budget of \$92,207 will be carried forward from the fund balance available at the end of Fiscal Year 2008/2009 to cover costs from July 1<sup>st</sup> to December 31<sup>st</sup>, 2009.

**Bret Harte Landscape and Lighting District (in south Modesto area):** District provides street lighting to the neighborhood. The decrease of assessment is \$1.59 per parcel to \$38.56 per parcel for Fiscal Year 2009/2010. This is a decrease of 4% from the Fiscal Year 2008/2009 assessment of \$40.15. The first installment of assessments is received in December; therefore adequate funds must be carried forward to cover operating costs from July through December. The estimated fund balance as of June 30, 2009 is \$17,431. The total budget is \$42,235.

**Bystrum Landscape and Lighting District (in northwest Ceres):** District provides street lighting to the neighborhood. The assessment for Fiscal Year 2009/2010 is \$50.19 per parcel. This assessment is equal to that of Fiscal Year 2008/2009. The first installment of assessments is received in December; therefore adequate funds must be carried forward to cover operating costs from July through December. The estimated fund balance as of June 30, 2009 is \$9,775. The total budget is \$26,249.

**Howard/McCracken Landscape and Lighting District (in Westley area; I-5/McCracken Interchange):** District provides maintenance of landscaping and street lighting to the neighborhood. The increase of assessment by \$467.29 per parcel to \$1107.94 per parcel is due to an increase in PG&E utility cost and a lack of fund balance to offset the operating cost. This is an increase of 73% over the Fiscal Year 2008/2009 assessment of \$640.65. Fiscal Year's 2008/2009 assessment was lower due to the availability of fund balance. There is insufficient fund balance to do this in Fiscal Year 2009/2010, therefore assessments have increased to fully fund services provided. The estimated fund balance as of June 30, 2008 is \$12,690. Of this amount \$10,509 will be used to cover estimated expenses between July and December prior to the collection of the December assessment. An additional \$2,182 will be used to offset operating costs for Fiscal Year 2008/2009. The total budget is \$21,017.

**Laurel Landscape and Lighting District (in south Ceres area):** District provides street lighting to the neighborhood. The assessment for Fiscal Year 2009/2010 is \$70.19 per parcel. This assessment is equal to that of Fiscal Year 2008/2009 assessment. The estimated fund balance as of June 30, 2008 is \$6,102. The first installment of assessments is received in December; therefore adequate funds must be carried forward to cover operating costs from July through December. The total budget is \$11,090.

**Paradise South Landscape and Lighting District (in south Modesto area):** District provides street lighting to the neighborhood. The assessment for Fiscal Year 2009/2010 is \$51.12 per parcel. This is an increase of 3% over the Fiscal Year 2008/2009 assessment of \$49.86. The estimated fund balance as of June 30, 2009 is \$3,625. The increase is primarily due to the shortage of fund balance available to cover the period of July through December, the "dry period". The first installment of assessments is received in December; therefore adequate funds must be carried forward to cover operating costs from July through December. The total budget is \$18,480.

**Riverdale Landscape and Lighting District (in Riverdale Park Tract, southwest Modesto):** District provides street lighting to neighborhood. The assessment for Fiscal Year 2009/2010 is an increase of \$5.29 to \$49.78 per parcel. This is an increase of 12% from the Fiscal Year 2008/2009 assessment of \$44. 49. The estimated fund balance as of June 30, 2009 is \$4,659. The increase is primarily due a 7.85% increase to the utility rates by TID. The first installment of assessments is received in December; therefore adequate funds must be carried forward to cover operating costs from July through December. The total budget is \$8,942.

**Riverview Landscape and Lighting District (in southwest Modesto area):** District provides street lighting to neighborhood. The assessment for Fiscal Year 2009/2010 is \$42.43 per parcel, a decrease of \$1.51 (3%) from the previous year's assessment of \$43.94. The estimated fund balance as of June 30, 2009 is \$6,937. The first installment of assessments is received in December; therefore adequate funds must be carried forward to cover operating costs from July through December. The total budget is \$13,960.

Approval to Set a Public Hearing on July 21, 2009, at 6:40 p.m., Regarding Fiscal Year 2009/2010 Assessments for Various County Service Areas and Landscape and Lighting Districts

**Shackelford Landscape and Lighting District (in southwest Modesto area):** District provides street lighting to neighborhood. The assessment for Fiscal Year 2009/2010 is \$32.72 per parcel, an increase of \$2.98 (11%) from the previous year's assessment of \$29.74. The increase is primarily due to the shortage of fund balance available to cover the period of July through December, the "dry period" and a 7.85% increase in T.I.D. utility rates. The first installment of assessments is received in December; therefore adequate funds must be carried forward to cover operating costs from July through December. The estimated fund balance as of June 30, 2009 is \$8,962. The total budget is \$20,126.

**POLICY ISSUES:**

The Board should consider if this action is consistent with its priorities of providing a safe community, a healthy community, and a well-planned infrastructure system.

**STAFFING IMPACT:**

There is no staffing impact associated with this item.

**ATTACHMENTS AVAILABLE  
FROM YOUR CLERK**

DF/DH/RM/SR:lc

H:\SERVICES\Districts\Board Items\2009-2010\Set Hearing Agenda\Set Public Hearing 6-30-09.BOS

NOTICE OF HEARING REGARDING FISCAL YEAR 2009/2010 ASSESSMENTS  
FOR VARIOUS COUNTY SERVICE AREAS  
AND LANDSCAPE AND LIGHTING DISTRICTS

NOTICE IS HEREBY GIVEN that on Tuesday, July 21, 2009, at the hour of 6:40 p.m., or as soon thereafter as the matter may be heard, in the Joint Chambers located in the basement of the County/City Administration Building, 1010 10<sup>th</sup> Street, Modesto, California, the Board of Supervisors of Stanislaus County will hold a Public Hearing regarding the proposed Fiscal Year 2009/2010 assessments for the following County Service Areas and Landscape and Lighting Districts:

CSA NO. 4 - BRISTOL GLEN (SALIDA)  
CSA NO. 5 - STARLITE PLACE (KEYES)  
CSA NO. 7 - MODESTO AUTO CENTER (NORTH MODESTO)  
CSA NO. 8 - HONEY BEE ESTATES (EMPIRE)  
CSA NO. 9 - RIVER/SOUZA (MODESTO/CERES)  
CSA NO. 11- GILBERT ROAD  
CSA NO. 12- PEACH BLOSSOM ESTATES  
CSA NO. 14- UNITED PALLET (NORTH MODESTO)  
CSA NO. 16- OLIVE RANCH ESTATES (OAKDALE)  
CSA NO. 18- ATLAS PARK (OAKDALE)  
CSA NO. 19- TUOLUMNE-GRATTON (DENAIR)  
CSA NO. 20- SUMMIT (NORTH MODESTO)  
CSA NO. 21- RIOPEL (DENAIR)  
CSA NO. 22- OLD SCHOOL NORTH (DENAIR)  
CSA NO. 23- HILLSBOROUGH-SCHULTZ (OAKDALE)  
CSA NO. 24- HIDEAWAY TERRACE (DENAIR)  
CSA NO. 25- SUNCREST II (DENAIR)  
CSA NO. 26- KEYES  
LLD- BRET HARTE (SOUTH MODESTO)  
LLD- BYSTRUM (CERES)  
LLD- HOWARD/McCRACKEN (WESTLEY)  
LLD- LAUREL (CERES)  
LLD- PARADISE SOUTH (MODESTO)  
LLD- RIVERDALE (MODESTO)  
LLD- RIVERVIEW (MODESTO)  
LLD- SHACKELFORD (MODESTO)

NOTICE IS FURTHER GIVEN that, at the above time and place, all persons will be afforded an opportunity to speak for or against the proposed Fiscal Year 2009/2010 assessments. For additional information, call Stanislaus County Department of Public Works at (209) 525-6525.

NOTICE OF HEARING REGARDING FISCAL YEAR 2009/2010 ASSESSMENTS FOR VARIOUS COUNTY SERVICE AREAS AND LANDSCAPE AND LIGHTING DISTRICTS

NOTICE IS HEREBY GIVEN that on Tuesday, July 21, 2009, at the hour of 6:40 p.m., or as soon thereafter as the matter may be heard, in the Basement Chambers of the County/City Administration Building, 1010 10<sup>th</sup> Street, Modesto, California, the Board of Supervisors of Stanislaus County will hold a public hearing regarding the proposed Fiscal Year 2009/2010 assessments for the following County Service Areas and Landscape and Lighting Districts:

CSA NO. 4 - BRISTOL GLEN (SALIDA)  
CSA NO. 5 - STARLITE PLACE (KEYES)  
CSA NO. 7 - MODESTO AUTO CENTER (NORTH MODESTO)  
CSA NO. 8 - HONEY BEE ESTATES (EMPIRE)  
CSA NO. 9 - RIVER/SOUZA (MODESTO/CERES)  
CSA NO. 11- GILBERT ROAD  
CSA NO. 12- PEACH BLOSSOM ESTATES  
CSA NO. 14- UNITED PALLET (NORTH MODESTO)  
CSA NO. 16- OLIVE RANCH ESTATES (OAKDALE)  
CSA NO. 18- ATLAS PARK (OAKDALE)  
CSA NO. 19- TUOLUMNE-GRATTON (DENAIR)  
CSA NO. 20- SUMMIT (NORTH MODESTO)  
CSA NO. 21- RIOPEL (DENAIR)  
CSA NO. 22- OLD SCHOOL NORTH (DENAIR)  
CSA NO. 23- HILLSBOROUGH-SCHULTZ (OAKDALE)  
CSA NO. 24- HIDEAWAY TERRACE (DENAIR)  
CSA NO. 25- SUNCREST II (DENAIR)  
CSA NO. 26- KEYES  
LLD- BRET HARTE (SOUTH MODESTO)  
LLD- BYSTRUM (CERES)  
LLD- HOWARD/McCRACKEN (WESTLEY)  
LLD- LAUREL (CERES)  
LLD- PARADISE SOUTH (MODESTO)  
LLD- RIVERDALE (MODESTO)  
LLD- RIVERVIEW (MODESTO)  
LLD- SHACKELFORD (MODESTO)

NOTICE IS FURTHER GIVEN that, at the above time and place, all persons will be afforded an opportunity to speak for or against the proposed Fiscal Year 2009/2010 assessments. For additional information, call Stanislaus County Department of Public Works at (209) 525-6525.

BY ORDER OF THE BOARD OF SUPERVISORS

DATED: June 30, 2009

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

BY:



Elizabeth A. King, Assistant Clerk of the Board

**DECLARATION OF PUBLICATION  
(C.C.P. S2015.5)**

**COUNTY OF STANISLAUS  
STATE OF CALIFORNIA**

I am a citizen of the United States and a resident Of the County aforesaid; I am over the age of Eighteen years, and not a party to or interested In the above entitle matter. I am a printer and Principal clerk of the publisher of **THE MODESTO BEE**, printed in the City of **MODESTO** , County of **STANISLAUS** , State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of **STANISLAUS** , State of California, Under the date of **February 25, 1951, Action No. 46453**; that the notice of which the annexed is a printed copy, has been published in each issue there of on the following dates, to wit:

Jul 06, 2009, Jul 13, 2009

**NOTICE OF HEARING  
REGARDING FISCAL YEAR  
2009/2010 ASSESSMENTS FOR  
VARIOUS COUNTY SERVICE  
AREAS AND LANDSCAPE AND  
LIGHTING DISTRICTS**

NOTICE IS HEREBY GIVEN that on Tuesday, July 21, 2009, at the hour of 6:40 p.m., or as soon thereafter as the matter may be heard, in the Basement Chambers of the County/City Administration Building, 1010 10th Street, Modesto, California, the Board of Supervisors of Stanislaus County will hold a public hearing regarding the proposed Fiscal Year 2009/2010 assessments for the following County Service Areas and Landscape and Lighting Districts: CSA NO. 4 - BRISTOL GLEN (SALIDA); CSA NO. 5 - STARLITE PLACE (KEYES); CSA NO. 7 - MODESTO AUTO CENTER (NORTH MODESTO); CSA NO. 8 - HONEY BEE ESTATES (EMPIRE); CSA NO. 9 - RIVER/SOUZA (MODESTO/CERES); CSA NO. 11 - GILBERT ROAD; CSA NO. 12 - PEACH BLOSSOM ESTATES; CSA NO. 14 - UNITED PALLET (NORTH MODESTO); CSA NO. 16 - OLIVE RANCH ESTATES (OAKDALE); CSA NO. 18 - ATLAS PARK (OAKDALE); CSA NO. 19 - TUOLUMNEGRATTON (DENAIR); CSA NO. 20 - SUMMIT (NORTH MODESTO); CSA NO. 21 - RIOPEL (DENAIR); CSA NO. 22 - OLD SCHOOL NORTH (DENAIR); CSA NO. 23 - HILLSBOROUGH-SCHULTZ (OAKDALE); CSA NO. 24 - HIDEAWAY TERRACE (DENAIR); CSA NO. 25 - SUNCREST II (DENAIR); CSA NO. 26 - KEYES; LLD - BRET HARTE (SOUTH MODESTO); LLD - BYSTRUM (CERES); LLD - HOWARD-McCRACKEN (WESTLEY); LLD - LAUREL (CERES); LLD - PARADISE SOUTH (MODESTO); LLD - RIVERDALE (MODESTO); LLD - RIVERVIEW (MODESTO); LLD - SHACKELFORD (MODESTO). NOTICE IS FURTHER GIVEN that, at the above time and place, all persons will be afforded an opportunity to speak for or against the proposed Fiscal Year 2009/2010 assessments. For additional information, call Stanislaus County Department of Public Works at (209) 525-6525. BY ORDER OF THE BOARD OF SUPERVISORS. DATED: June 30, 2009. ATTEST: CHRISTINE FERRARO TALLMAN, Clerk of the Board of Supervisors of the County of Stanislaus, State of California. BY: Elizabeth A. King, Assistant Clerk of the Board  
**Pub Dates July 6, 13, 2009**

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I certify (or declare) under penalty of perjury That the foregoing is true and correct and that This declaration was executed at

**MODESTO, California** on

August 18th, 2009

(Signature)

