

TO: James L. App, City Manager
FROM: Doug Monn, Director of Public Works
SUBJECT: Annual Levy Report for the Landscape/ Lighting and Drainage Districts
DATE: May 5, 2009

NEEDS: For the City Council to open the public hearing, receive comments from persons in attendance, and continue the open public hearing to the meeting of May 19, 2009.

- FACTS:**
1. At their meeting of April 7, 2009, the City Council adopted Resolutions declaring the City's intention to levy Landscape and Lighting District and Drainage District assessments for Fiscal Year 2008/2009 and setting a public hearing for May 5, 2009. The public hearing notification also requires newspaper publication 10-days prior to the date of the hearing.
 2. At the public hearing, the City Council provides the public an opportunity to submit oral or written comments, testimony or protest regarding the Districts and proposed assessments.
 3. Engineer's Reports for the Landscape/Lighting and Drainage Districts (outlining the proposed improvements and assessments for fiscal year 2009/2010) have been previously prepared and presented to the City Council and have been made available for public inspection – one copy in the Library, one copy at the City Clerk's office and an electronic copy on the City of Paso Robles website.
 4. The required newspaper publication for the public hearing was not made in time for the May 5th meeting. However, it is possible to still take testimony so as not to inconvenience those who wish to address Council on this item.

**ANALYSIS &
CONCLUSION:**

At the April 7, 2009 meeting of the City Council a May 5, 2009 Public Hearing date was approved by resolution. Due to staff oversight the required newspaper noticing (10 days before the Public Hearing) was not done. Therefore staff requests that the Public Hearing be opened, for anyone in attendance who wishes to comment, and then continued to the meeting of May 19th so that proper newspaper noticing can be completed.

POLICY

REFERENCE: Resolution No. 89-89, forming the Paso Robles Landscape and Lighting District.

Proposition 218.

Resolution No. 08-036 forming the Paso Robles Drainage Maintenance District No. 2008-1.

FISCAL

IMPACT:

It is estimated that approximately \$1,416,300 will be assessed for the District in fiscal year 2009/2010 to fund the costs of those areas maintained under the Landscape and Lighting District.

It is estimated that approximately \$3,400 will be assessed for the Paso Robles Drainage District to fund district maintenance.

OPTIONS:

- a. Receive public testimony regarding the annual levy of the Landscape/Lighting and Drainage Districts and continue the public hearing to the meeting of May 19, 2009.
- b. Amend, modify, or reject the above option.