

RESOLUTION NO. 2014 - \_\_\_\_\_

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA LEVYING THE ASSESSMENTS AND COLLECTIBLES FOR CITY OPEN SPACE DISTRICTS 1 THROUGH 7, 9, 11, 14, 15, 17, 18, 20, 23, 24, 26, 31 AND 33, EASTLAKE MAINTENANCE DISTRICT NO. 1 (ELMD #1), AND BAY BOULEVARD MAINTENANCE DISTRICT

WHEREAS, prior to the adoption of this Resolution, the City Council caused the formation of various districts under and pursuant to state law; and

WHEREAS, pursuant to Article 4, Chapter 1, part 2 of Division 15 of the California Streets and Highways Code, also known as “Landscaping and Lighting Act of 1972” and Chula Vista Municipal Code Chapter 17.07, NBS Government Finance Group, dba NBS has prepared and filed, on behalf of and under the direction of the City Engineer, the annual Engineer’s Report for all existing Open Space Maintenance Districts in the City; and

WHEREAS, on June 10, 2014, Council approved the Engineer’s Report and set July 8, 2014 as the date for the public hearing; and

WHEREAS, the proposed assessments for Fiscal Year 2014/2015 are as follows:

Open Space District or Zone	Assessment per EDU		Collectible per EDU				
	FY 13/14	Proposed FY 14/15	FY 13/14	Proposed FY 14/15	Variance (\$)	Variance (%)	Projected Revenue (6)
1	\$123.24	\$123.56	\$98.00	\$123.56	\$25.56	26.09%	\$81,259.23
2	57.17	57.32	57.17	57.32	0.15	0.26%	14,272.68
3	391.44	392.45	387.00	392.45	5.45	1.41%	49,841.15
4	413.43	414.50	407.00	414.50	7.50	1.84%	87,045.00
5	403.16	404.21	403.16	404.21	1.05	0.26%	49,313.62
6	199.38	199.90	197.00	199.90	2.90	1.47%	32,383.80
7	139.27	139.63	111.00	98.00	-13.00	-13.27%	9,898.00
9	180.32	180.79	178.00	180.79	2.79	1.57%	69,784.94
11	123.14	123.47	99.00	123.47	24.47	24.72%	163,108.81
14	395.83	396.86	395.83	396.86	1.03	0.26%	342,490.18
15	379.77	380.76	374.00	380.76	6.76	1.81%	21,703.32
17	181.79	182.26	179.00	182.26	3.26	1.82%	8,383.96
18	429.55	430.67	343.00	394.00	51.00	14.87%	171,784.00
20							
Zone 1 - Desilting Basin	66.38	66.55	66.38	66.55	0.17	0.26%	58,315.08
Zone 2 - Rice Canyon	5.04	5.05	5.00	5.05	0.05	1.00%	19,993.96
Zone 3 - H Street	7.18	7.20	2.00	7.00	5.00	250%	42,997.53

Zone 4 - Business Center	55.20	55.34	0.00	16.00	16.00	N/A	41,639.87
Zone 5 - SPA I	403.38	404.43	111.00	404.43	293.43	264%	725,951.85
Zone 6 - SPA II	309.94	310.74	0.00	293.00	293.00	N/A	166,485.53
Zone 7 - SPA III	191.32	191.81	189.00	191.81	2.81	1.49%	225,719.90
Zone 8 - N Desilting Basin	44.11	44.22	0.00	44.22	44.22	N/A	5,254.22
Zone 9 - Tel Cyn Channel	35.02	35.11	35.02	35.11	0.09	0.26%	1,841.91
23	491.13	492.41	180.00	474.00	294.00	163%	54,500.52
24	735.96	737.88	735.96	737.88	1.92	0.26%	29,515.20
26	577.63	579.13	577.63	579.13	1.50	0.26%	11,003.47
31	596.69	598.24	373.00	540.00	167.00	44.77%	185,220.00
33 (1)	1,458.28	1,462.07	0.00	0.00	N/A (1)	N/A (1)	0.00
ELMD No. 1							
Otay Lakes Rd(2)	N/A (2)	N/A (2)	2.50	2.50	0.00	0.00%	0.00
Zone A - Eastlake I	13.64	13.68	11.00	13.00	2.00	18.18%	113,086.45
Zone B - Eastlake Greens	22.34	22.40	7.00	19.00	12.00	171%	64,151.22
Zone C - Oly Training Ctr	185.01	185.49	0.00	0.65	0.65	N/A	6,075.88
Zone D - Salt Creek I	246.75	247.39	246.75	247.00	0.25	0.10%	104,678.60
Zone E - Tel Cyn Chnl(3)	35.18	35.27	0.00	0.00	0.00	0.00%	0.00
Bay Boulevard(4)	3,183.31	3,191.59	0.00	0.00	0.00	N/A	0.00
<b>Total Projected Revenues</b>							<b>\$2,957,699.88</b>
(1) OSD 33 was formed several years ago in anticipation of development. The project has not progressed and consequently there is no maintenance required. Should the project develop in the future the District may be assessed to cover future maintenance expenses.							
(2) Zones A - D share in the cost of Otay Lakes Road medians and off-site parkways. Collectible and projected revenue for Otay Lakes Road are reflected in collectible and projected revenue for Zones A - D.							
(3) Portions of Eastlake I and Eastlake Greens are in this benefit area.							
(4) Bay Boulevard rates are based on acres.							
(5) Town Centre rates have been based on parcel square footage since FY 2001/02. However, a Downtown PBID replaced this District in 2001, but the City determined that there was some potential long-term exposure for the City based on the remote potential that the current PBID might not receive sufficient support for future renewal processes.							
(6) The Projected Revenues are preliminary figures based upon the prior year's EDU assignments and the Maximum Rates for Fiscal Year 2014/15.							

WHEREAS, the City Council of the City of Chula Vista held a public hearing on the date and time set for such hearing; and

WHEREAS, all interested persons were afforded the opportunity to hear and be heard; and

WHEREAS, the City Council considered all oral statements and written protests made or filed by all interested persons.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, as to all Open Space and Maintenance Districts referenced in this Resolution, as follows:

1. That it finds that written protests against the proposed assessment have not been made by owners representing more than one-half of the area of land to be assessed.
2. That it confirms the diagram and assessment contained in the Engineer's Report.
3. That it orders that the open space and maintenance facilities be maintained.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista that the adoption of this Resolution constitutes the levy of assessments and collectibles as proposed in the Engineer's Report for the 2014/2015 fiscal year for Open Space Districts 1 through 7, 9, 10, 11, 14, 15, 17, 18, 20, 23, 24, 26, 31 and 33, Eastlake Maintenance District No. 1 (ELMD #1), and Bay Boulevard Maintenance District

Presented by

Approved as to form by

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Richard A. Hopkins  
Director of Public Works

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Glen R. Googins  
City Attorney