

RESOLUTION NUMBER R- 290362

ADOPTED ON JUN 29 1998

RESOLUTION TO LEVY AND COLLECT FISCAL YEAR  
1998-99 ANNUAL ASSESSMENTS ON PENASQUITOS EAST  
LANDSCAPE MAINTENANCE DISTRICT.

BE IT RESOLVED, by the Council of The City of San Diego, that this Council hereby orders the levy and collection of assessments to pay a prescribed portion of the cost of future maintenance of all trees, plants, etc., planted or placed within the open space areas as designated, located within the boundaries of the Penasquitos East Landscape Maintenance District (the "District"), in said City for the fiscal year 1998-1999, pursuant to the provisions of California Streets and Highways Code sections 22500 et seq. (referred to herein as the "Law"). Such maintenance being more particularly described as follows:

Section 1

DESCRIPTION OF AUTHORIZED ACTIVITIES

The proposed maintenance consists in general of those items described in Exhibit "A," attached hereto.

The maintenance shall be for a period of one year, terminating on June 30, 1999.

Section 2

DESCRIPTION OF MAINTENANCE DISTRICT

The District is described as follows:

All that real property in said City of San Diego included within the exterior boundary lines of the map designated as the District, filed in the office of the City Clerk under Document No.

RR- **290362**, excepting therefrom all public streets, roads, alleys, avenues and highways. Reference is hereby made to the map for a further and more particular description of the District, so on file, shall govern for all details as to the extent of the District.

Section 3

ASSESSMENT OF COST AND EXPENSE

The expense of the contemplated maintenance is made chargeable upon the District, and the Council does declare that certain properties within the District receive special benefit by the maintenance.

Those properties within the District which receive a special benefit from the maintenance shall be assessed for the total amount of maintenance costs of the District, plus the incidental expenses thereto, less a City contribution of \$32,728 representing general benefits and the special benefits to public parcels (\$21,203 from the Gas Tax Fund for maintenance of medians and \$2,175 from the Environmental Growth Fund for open space), to be received by the individual parcels of real property within the District.

The Council may order a portion of the costs of maintenance to be paid by the City from appropriate funds.

**FUND**

<b><u>DESCRIPTION</u></b>	<b><u>OPERATIONS</u></b>	<b><u>RESERVE</u></b>	<b><u>TOTAL</u></b>
<b>BEGINNING BALANCE</b>	\$ 0.00	\$ 232,560.00	\$ 232,560.00
<b>REVENUE:</b>			
Assessments	\$ 155,144.00	\$ 0.00	\$ 155,144.00
Interest	0.00	5,400.00	5,400.00
City Contribution	<u>32,728.00</u>	<u>0.00</u>	<u>32,728.00</u>
<b>TOTAL REVENUE</b>	<b>\$ 187,872.00</b>	<b>\$ 5,400.00</b>	<b>\$ 193,272.00</b>
<b>TRANSFER</b>	\$ 5,432.00	(\$ 5,432.00)	\$ 0.00
<b>EXPENSE:</b>			
Personnel	\$ 17,363.00	\$ 0.00	\$ 17,363.00
Contractual	111,000.00	0.00	111,000.00
Incidental	45,191.00	0.00	45,191.00
Utilities	<u>19,750.00</u>	<u>0.00</u>	<u>19,750.00</u>
<b>TOTAL EXPENSE</b>	<b>\$ 193,304.00</b>	<b>\$ 0.00</b>	<b>\$ 193,304.00</b>
<b>ENDING BALANCE</b>	\$ 0.00	\$ 232,528.00	\$ 232,528.00

A statement of the proposed assessments levied against the several lots or parcels of land as shown on the map referred to in Section 2 above, is on file in the office of Financial and Technical Services Division.

APPROVED: CASEY GWINN, City Attorney

By Kelly J. Salt  
Kelly J. Salt  
Deputy City Attorney

KJS:pev  
6/1/98  
6/26/98 Cor. Copy  
Or. Dept. Fin. & Tech. Svcs  
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## EXHIBIT A

- a. Irrigation
- b. Fertilization
- c. Removal of weeds, trash and litter
- d. Pruning of trees and shrubs
- e. Replacement of dead or diseased trees and shrubs
- f. Repair of facilities