

RESOLUTION NO. _____

A RESOLUTION DIRECTING THE PREPARATION OF THE ENGINEER’S REPORT FOR THE CONTINUATION OF THE ESPARTO PARK MAINTENANCE AND OPERATION ASSESSMENT DISTRICT OF THE BOARD OF SUPERVISORS OF YOLO COUNTY

WHEREAS, the Board of Supervisors of the County of Yolo, State of California (the “Board”) is authorized pursuant to the authority provided by the Landscaping and Lighting Act of 1972 (Part 2 of Division 15 of the California Streets and Highway Code (commencing with Section 22500 therefo) (the “Act”) to levy and collect assessments for the Esparto Park Maintenance and Operations Assessment District (“Assessment District”); and

WHEREAS, Articles XIII C and XIII D of the California Constitution and implementing statutes impose certain procedural and substantive requirements relating to assessments (as defined); and

WHEREAS, the assessment was authorized by an assessment ballot proceeding conducted in May 2015 and approved by 61.38% of the weighted ballots returned by property owners, and such assessment were levied by the Board by Resolution No. 15-58 passed on May 19, 2015; and

WHEREAS, Streets and Highways Code section 22566 states that a qualified engineer shall prepare a report meeting the requirements of the Act “for each fiscal year for which assessments are to be levied and collected to pay the costs of the improvements described in the report”; and

WHEREAS, to support imposition of assessments in fiscal year 2022-23, the Board of Supervisors would like to authorize preparation of the engineer’s report and other actions necessary to enable it to take final action on assessments to maintain and otherwise support improvements within the Assessment District; to included in the estimated revenue and appropriations of the General Services Department budget for fiscal year 2021-2022; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Yolo that:

1. It is the intention of the Board to levy and collect assessments within the Assessment District for fiscal year 2022-23 pursuant to the Act and Article XIII D of the California Constitution.
2. SCI Consulting Group is hereby designated as Engineer of Work for purposes of these proceedings and is hereby ordered to prepare an Engineer’s Report in accordance with Article 4 of Chapter 1 of the Act and Article XIII D of the California Constitution. Upon completion, the Engineer shall file the Engineer’s Report with the Clerk of the Governing Board for submission to the Board.
3. The purposes of the Assessment District is for the maintenance and servicing of improvements, as described in Section 4 below.
4. Within the Assessment District, the existing and proposed improvement to be undertaken by the Assessment District are generally described as: installation, maintenance and servicing of the public recreational facilities and improvements, which may include, but not limited to , turf and play areas, landscaping, ground cover, shrubs and trees, irrigation systems, drainage systems, lighting, fencing, basketball courts, swimming pools, aquatic features, and other recreational facilities; to protect the Improvements, graffiti removal and repainting and labor, materials, supplies, utilities and equipment, as applicable. As applied herein, “Installation” means the construction of recreational improvements,

including but not limited to, land preparation (such as grading, leveling, cutting, and filling), sod, landscaping, irrigation systems, parking lots, sidewalks and drainage, lights, playing fields, recreational facilities, and public restrooms. "Maintenance" means the furnishing of services and materials for the ordinary and usual maintenance, operation and servicing of any improvement, including repair, removal or replacement of all or any part of any improvement; providing for the life, growth, health, and beauty of landscaping, including cultivation, irrigation, trimming, spraying, fertilizing, or treating for disease or injury; the removal of trimmings, rubbish, debris, and other solid waste, and the cleaning, sandblasting, and painting of walls and other improvements to remove or cover graffiti. "Servicing" means furnishing of electric current, or energy, gas or other illuminating agent for any public lighting facilities or for the lighting or operation of any other improvements, or water for the irrigation of any landscaping, the operation of any fountains or the maintenance of any other improvements.

PASSED AND ADOPTED by the Yolo County Board of Supervisors this 8th of March 2022, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Angel Barajas, Chair
Yolo County Board of Supervisors

Attest: Julie Dachtler, Senior Deputy
Clerk of the Board of Supervisors

Approved as to Form:

By _____
Deputy (Seal)

By  _____
Philip J. Pogledich, County Counsel