



Legislation Details (With Text)

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Title: HEARING to adopt resolutions and ordinance amending Annexation No. 74 of the City of Fresno Community District No. 11, Final Tract Map No. 6139, to change the rate and method of apportionment of the special tax, and the Maximum Special Tax to be levied (Northeast corner of N. Polk Avenue and W. Olive Avenue) (Council District 3)

1. ***RESOLUTION - Authorizing the Amendment of Annexation No. 74 of Community Facilities District No. 11 and to Authorize the Change in the Rate and Method of Apportionment of the Special Tax and the Levy of a New Maximum Special Tax (Subject to Mayor's Veto)
2. ***RESOLUTION - Calling Special Mailed-Ballot Election (Subject to Mayor's Veto)
3. ***RESOLUTION - Declaring Election Results (Subject to Mayor's Veto)
4. ***BILL - (For introduction and adoption) - Amending Ordinance No. 2017-12 and Levying a Changed Maximum Special Tax for the Property Tax Year 2017-2018 and Future Tax Years Within and Relating to Community Facilities District No. 11, Annexation No. 74 (Subject to Mayor's Veto)

Sponsors: Public Works Department

Indexes:

Code sections:

Attachments: 1. T6139 Annex74 Location Map.pdf, 2. T6139 Annex74 Revised Feature Map.pdf, 3. T6139 Annex74 HRG Amending Annex-Levy Reso.pdf, 4. T6139 Annex74 HRG Calling Election.pdf, 5. T6139 Annex74 HRG Declaring Results.pdf, 6. T6139 Annex74 HRG Amended Ordinance.pdf

Date	Ver.	Action By	Action	Result
12/7/2017	1	City Council	approved	Pass

REPORT TO THE CITY COUNCIL

December 7, 2017

FROM: SCOTT L. MOZIER, PE, Director
Public Works Department

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Public Works Department, Traffic Operations and Planning Division

SUBJECT

HEARING to adopt resolutions and ordinance amending Annexation No. 74 of the City of Fresno Community District No. 11, Final Tract Map No. 6139, to change the rate and method of apportionment of the special tax, and the Maximum Special Tax to be levied

(Northeast corner of N. Polk Avenue and W. Olive Avenue) (Council District 3)

1. *****RESOLUTION** - Authorizing the Amendment of Annexation No. 74 of Community Facilities District No. 11 and to Authorize the Change in the Rate and Method of Apportionment of the Special Tax and the Levy of a New Maximum Special Tax (Subject to Mayor's Veto)
2. *****RESOLUTION** - Calling Special Mailed-Ballot Election (Subject to Mayor's Veto)
3. *****RESOLUTION** - Declaring Election Results (Subject to Mayor's Veto)
4. *****BILL** - (For introduction and adoption) - Amending Ordinance No. 2017-12 and Levying a Changed Maximum Special Tax for the Property Tax Year 2017-2018 and Future Tax Years Within and Relating to Community Facilities District No. 11, Annexation No. 74 (Subject to Mayor's Veto)

RECOMMENDATIONS

1. Adopt Resolution Amending Annexation No. 74 to Change the Rate and Method of Apportionment of the Special Tax, and the Maximum Special Tax to be Levied for Services by Community Facilities District No. 11
2. Adopt Resolution Calling Special Mailed-Ballot Election
3. Adopt Resolution Declaring Election Results
4. Adopt Ordinance Amending Ordinance No. 2017-12 and Levying a Changed Maximum Special Tax for the Property Tax Year 2017-2018 and Future Tax Years Within and Relating to Community Facilities District No. 11, Annexation No. 74

EXECUTIVE SUMMARY

On November 9, 2017, the Council of the City of Fresno ("Council") adopted Council Resolution No. 2017-306 with the consideration to amend Annexation No. 74 of Community Facilities District No. 11 ("CFD No. 11") at the request of the landowner of Final Tract Map No. 6139. This is the noticed public hearing to consider the changes and amend Annexation No. 74 of CFD No. 11 to finance the Services pertaining to certain public improvements associated with Final Tract Map No. 6139. The change in the cost for these Services is \$591.06 per lot annually for Fiscal Year 2017-2018. If approved, the recommended resolutions and ordinance will levy a new Maximum Special Tax on the properties in Final Tract Map No. 6139 for identified Services. (See attached location and features map.)

BACKGROUND

On November 9, 2017, the Council adopted Council Resolution No. 2017-306 with consideration to amend Annexation No. 74 of CFD No. 11 at the request of the landowner of Final Tract Map No. 6139. Council Resolution No. 2017-306 authorized the change in the rate and method of apportionment of the special tax, the levy of a new Maximum Special Tax for Annexation No. 74 of CFD No. 11 to finance certain public improvements associated with Final Tract Map No. 6139, and set the public hearing for formal consideration. (See attached location and features map.)

Council Resolution No. 2017-306 directed the preparation of an Amended Engineer's Report describing the changes in types of Services and the costs to perform those Services. This report is on file with the City Clerk.

If adopted by the Council, the attached ordinance would levy the proposed new Maximum Special Tax of \$591.06 per residential lot to provide Services for Fiscal Year 2014-2015. The Maximum Special Tax will be adjusted upward annually by 3% plus the rise, if any, in the Construction Cost Index for the San Francisco Region.

The levy of the new Maximum Special Tax is subject to approval by the qualified electors through a special election. Two additional resolutions are attached for Council consideration pertaining to this special election.

Today's public hearing has been duly noticed and the attached ordinance and resolutions have been approved as to form by the City Attorney's Office.

ENVIRONMENTAL FINDINGS

By the definition provided in the California Environmental Quality Act Guidelines Section 15378 this hearing does not qualify as a "project" and is therefore exempt from the California Environmental Quality Act requirements.

LOCAL PREFERENCE

Local preference was not considered because this hearing does not include a bid or award of a construction or services contract.

FISCAL IMPACT

No City funds will be involved. All costs for services will be borne by the property owners within the subject tract.

Attachments: Location Map
 Feature Map
 Resolutions (3)
 Ordinance