



AGENDA
REGULAR CITY COUNCIL MEETING AND JOINT MEETING OF THE CITY
COUNCIL AND THE BOARD OF DIRECTORS OF THE COMMUNITY
REDEVELOPMENT AGENCY OF THE CITY OF COTATI
WEDNESDAY JULY 8, 2009
6:00 PM CLOSED SESSION
7:00 PM REGULAR SESSION
City Council Chambers, City Hall, 201 W. Sierra Avenue and
Vice Mayor Robert Coleman-Sengor participating Via Teleconference from Prince Conti
Hotel, 830 Conti Street, New Orleans, LA 70112

The Cotati City Council welcomes you to its meetings that are generally scheduled for the 2nd and 4th Wednesday (or as otherwise noticed) of every month. Your interest and participation are encouraged and appreciated.

City Council meeting agendas, minutes and audio recordings (podcast) are posted on the City's website at www.ci.cotati.ca.us

To receive the City Council Agenda by e-mail, provide your e-mail address to the City Manager's office, or e-mail your request to the Deputy City Clerk at ttaylor@ci.cotati.ca.us

Notice is hereby given that Council may discuss and/or take action on any or all of the items listed on this agenda.

Any writings or documents provided to a majority of the Cotati City Council regarding any item on this agenda will be made available for public inspection in the City Manager's office located at 201 West Sierra Avenue, Cotati, California, during normal business hours.

Disabled Accommodation: Upon request, this agenda will be made available in appropriate formats to persons with disabilities as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should contact the Deputy City Clerk at (707) 665-3622 at least 48 hours in advance of the meeting.

Waiver Warning: If you challenge decisions/direction of the City Council of the City of Cotati in court, you may be limited to raising only those issues you or someone else raised at public hearing(s) described in this Agenda, or in written correspondence delivered to the City of Cotati at, or prior to, the public hearing(s).

Those wishing to address the Council are asked to sign the speaker's sign-up sheet and limit discussion to one presentation per individual and to keep comments to between 3 and 5 minutes; when you are called, step to the podium and state your name and address for the record. Persons wishing to address the Council are not required to identify themselves (Gov't. Code § 54953.3); however, this information assists the Mayor by ensuring that all persons wishing to address the Council are recognized and it assists the Deputy City Clerk in preparing the City Council meeting minutes.

6:00 PM CALL TO ORDER AND ROLL CALL FOR CLOSED SESSION

CLOSED SESSION (CITY MANAGER'S OFFICE)

CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)

City Designated Representative: City Manager

Employee Organizations: (1) Cotati Employees Association (2) Cotati Police Officers

Association (3) Cotati Police Management Association

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (California Government Code Section 54957), CONFERENCE WITH LABOR NEGOTIATORS (California Government Code Section 54957.6)

Title: City Attorney

Agency Representative: Mayor or City Manager

Unrepresented Employee: City Attorney

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (California Government Code Section 54957)

Title: City Manager

7:00 PM (REGULAR SESSION)

CALL TO ORDER OF REGULAR CITY COUNCIL MEETING

ROLL CALL

PLEDGE OF ALLEGIANCE

- 1. APPROVAL OF MINUTES OF JUNE 24, 2009 REGULAR MEETING, AND NOTICE OF WAIVING OF READING OF ALL RESOLUTIONS AND ORDINANCES INTRODUCED AND/OR ADOPTED UNDER THIS AGENDA**
(Action)

ANNOUNCEMENTS

Donate blood during Sonoma County's 4th Annual Mayors' Challenge Blood Drive hosted by Blood Bank of the Redwoods at various locations in Sonoma County including Oliver's Market on Saturday July 18 starting at 10:30 a.m.

The Cotati City Council invites applicants for appointment to the City's Design Review Committee (DRC). There is currently one vacancy on the DRC for a licensed architect position. Applicants for this position are NOT required to live in Cotati. Download an application from the City's website or call 665-3622 to request an application by mail.

17th Annual Cotati Kids Parade & Festival on Saturday, July 18, 2009 in downtown Cotati. Pancake Breakfast will be hosted by Church of the Oaks for a small fee starting at 7:00 a.m., followed by the parade at 9:30 a.m. and free festival until 3 p.m. in La Plaza Park.

The revenue measure public hearing that was noticed for this July 8th meeting has been postponed. The hearing will take place at the July 22 City Council meeting and has been re-noticed accordingly.

SONOMA STATE UNIVERSITY REPRESENTATIVE REPORT

Sonoma State University Student representative Jesse Schwartz will provide a verbal report to Council.

CITY MANAGER'S REPORT

APPROVAL OF FINAL AGENDA

CITIZEN BUSINESS

Any item raised by a member of the public which is not listed on the agenda but may require Council action shall be automatically referred to City staff for investigation and disposition unless the item requires action to be taken by the Council at the meeting during which it was raised and constitutes an emergency, or the need to take such action arose after the posting of the agendas within the meaning of Government Code Section 54954.2(b). In either event, the Council is entitled to discuss the matter before making the determination required under said Government Code provision, and if either finding is made may take action thereon. Please confine your comments during this portion of the agenda to matters not already on the agenda. The public will be given an opportunity to speak on each agenda item at the time it is called.

CITIZEN BUSINESS AT TELECONFERENCE LOCATION

CITIZEN BUSINESS AT COTATI CITY HALL

DIRECTION ON FUTURE AGENDA ITEMS

CONSENT CALENDAR - NONE

REGULAR AGENDA - NONE

PUBLIC HEARINGS

2. ACCEPTING AND APPROVING THE ENGINEER'S REPORTS FOR FISCAL YEAR 2009-2010 FOR LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICTS, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES (Administrative Services) (Action)

It is recommended that the City Council receive all oral and written protests to the amount of 2009-2010 assessments, adopt 10 resolutions to accept and approve the Engineer's Reports for the fiscal year 2009-2010 for the 1) Valparaiso Vista Subdivision, 2) Quail Hollow IV Subdivision, 3) Sommers Subdivision, 4) Macklin I Subdivision, 5) Sierra Meadows Subdivision, 6) Oak Knoll Subdivision, 7) Garden Gate Subdivision, 8) Park Meadows Subdivision, 9) Santero Way Subdivision, and 10) Altman Acres Subdivision Landscaping and Lighting Maintenance Assessment Districts and order the establishment of the 2009-2010 assessments.

3. ESTABLISHING THE OUTSTANDING WATER/SEWER CHARGES AND DIRECTING LEVYING OF ASSESSMENTS FOR FISCAL YEAR 2009-2010 (Administrative Services) (Action)

It is recommended that the City Council receive all oral and written protests to the outstanding water/sewer charges and adopt a resolution establishing the outstanding water/sewer charges and directing levying of assessments for fiscal year 2009-2010.

4. ESTABLISHING THE OUTSTANDING BACKFLOW TESTING CHARGES AND LEVYING OF ASSESSMENTS FOR FISCAL YEAR 2009-2010 (Administrative Services) (Action)

It is recommended that the City Council receive all oral and written protests to the amount of fiscal year 2009-2010 backflow testing charges and approve a resolution establishing the outstanding backflow testing charges and directing the levying of assessments for fiscal year 2009-2010.

5. AMENDMENTS TO CHAPTER 13 OF THE COTATI MUNICIPAL CODE REGARDING WATER CONSERVING TOILETS AND AMENDMENT TO RESOLUTION NO. 93-83 RELATING TO THE USE OF WATER/WASTEWATER CONSERVATION FEES (Public Works/Engineering) (Action)

It is recommended that the Council: 1) introduce and adopt an urgency ordinance to amend Chapters 13.64, 13.72 and 13.73 of the City of Cotati's municipal code to require the installation of a High Efficiency Toilet (HET) for new construction, bathroom remodels, and change of service; and 2) adopt a resolution amending Resolution 93-83 relating to the use of water/wastewater conservation fees.

ADJOURNMENT OF REGULAR MEETING OF THE CITY COUNCIL AND CALL TO ORDER OF JOINT MEETING OF CITY COUNCIL AND COMMUNITY REDEVELOPMENT AGENCY BOARD OF DIRECTORS

CONSENT CALENDAR

6. WARRANTS AND AUDITED CLAIMS (Administrative Services) (Action)

This motion receives and files warrants and audited claims for June 11th, 2009 – June 24, 2009.

7. CONSIDERATION OF ADOPTION OF RESOLUTION OF THE CITY COUNCIL / BOARD OF DIRECTORS CONTINUING THE FY 08-09 BUDGET TO JULY 22, 2009 (Administrative Services) (Action)

It is recommended that the City Council / Board Directors Adopt a Resolution Continuing the FY 08-09 Budget to July 22, 2009.

**ADJOURNMENT OF JOINT MEETING; RECONVENING OF REGULAR MEETING
OF CITY COUNCIL**

CITY COUNCIL REPORTS (*Discussion*)

ADJOURNMENT OF REGULAR CITY COUNCIL MEETING

Certification of Posting of the Agenda: I declare under penalty of perjury that I am employed by the City of Cotati and that I posted this agenda on the bulletin boards of City Hall, Veterans' Memorial Building and the U.S. Post Office on or before July 3, 2009

/s/ Tamara Taylor, Deputy City Clerk

DRAFT

Subject to approval.



MINUTES

**REGULAR CITY COUNCIL MEETING AND JOINT MEETING OF THE CITY
COUNCIL AND THE BOARD OF DIRECTORS OF THE COMMUNITY
REDEVELOPMENT AGENCY OF THE CITY OF COTATI**

WEDNESDAY JUNE 24, 2009

6:00 PM CLOSED SESSION

7:00 PM REGULAR SESSION

**City Council Chambers, City Hall, 201 W. Sierra Avenue and
Via Teleconference from Holiday Inn, 14707 W. Colfax Ave., Golden, Colorado**

6:00 PM CALL TO ORDER AND ROLL CALL FOR CLOSED SESSION

Mayor Guardino called the meeting to order at 6:08 p.m. in the City Council Chamber.

Councilmembers present at roll call: Barich, Gilardi, Orchard, Mayor Guardino.

Staff present: Administrative Services Director Jone Hayes, Deputy City Clerk Tamara Taylor, City Manager Dianne Thompson.

Mayor Guardino opened the floor to public comments; there being no one wishing to speak, he closed the public comment period and adjourned to closed session in the City Manager's office.

CLOSED SESSION (CITY MANAGER'S OFFICE)

CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION Significant Exposure to Litigation (Government Code Section 54956.9 (b)) (one potential case)

CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)

City Designated Representative: City Manager

Employee Organizations: (1) Cotati Employees Association (2) Cotati Police Officers Association (3) Cotati Police Management Association

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (California Government Code Section 54957), CONFERENCE WITH LABOR NEGOTIATORS (California Government Code Section 54957.6)

Title: City Attorney

Agency Representative: Mayor or City Manager

Unrepresented Employee: City Attorney

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (California Government Code Section 54957)

Title: City Manager

DRAFT

Subject to approval.

7:00 PM (REGULAR SESSION)

CALL TO ORDER OF REGULAR CITY COUNCIL MEETING

Mayor Guardino called the meeting to order at 7:04 p.m.

ROLL CALL

Councilmembers present: Barich, Gilardi, Orchard, Vice Mayor Coleman-Senghor (via teleconference from Holiday Inn, 14707 W. Colfax Ave., Golden, Colorado), Mayor Guardino.

Staff present: Administrative Services Director Jone Hayes, Director of Public Works/City Engineer Damien O'Bid, Chief of Police Robert Stewart, Deputy City Clerk Tamara Taylor, City Manager Dianne Thompson, City Attorney Rich Rudnansky.

PLEDGE OF ALLEGIANCE

Mayor Guardino lead the pledge of allegiance.

1. APPROVAL OF MINUTES OF JUNE 10, 2009 REGULAR MEETING, AND NOTICE OF WAIVING OF READING OF ALL RESOLUTIONS AND ORDINANCES INTRODUCED AND/OR ADOPTED UNDER THIS AGENDA (Action)

Moved by Councilmember Orchard, seconded by Councilmember Gilardi and passed unanimously to approve the minutes of the June 10, 2009 Regular meeting as amended (revisions to discussion comments under item 3) and to waive the reading of all ordinances introduced and/or adopted under this agenda.

ANNOUNCEMENTS

The Cotati City Council invites applicants for appointment to the City's Design Review Committee (DRC). There is currently one vacancy on the DRC for a licensed architect position. Applicants for this position are NOT required to live in Cotati. Download an application from the City's website or call 665-3622 to request an application by mail.

PROCLAMATION

2. UNITED STATES ARMY WEEK JUNE 15 THROUGH JUNE 21, 2009

Corporal Kang received the proclamation on behalf of the U.S. Army.

SONOMA STATE UNIVERSITY REPRESENTATIVE REPORT

Sonoma State University Student representative Jesse Schwartz provided a verbal report to Council.

DRAFT

Subject to approval.

CITY MANAGER'S REPORT

City Manager Dianne Thompson reported the following:

- Clarification of the responsibility of peace officers regarding injured animals.
- Announcement that Valerie Ingraham is working in the Community Development Department as an intern.
- The 'Outdoor Pro Shop' will be relocating to Cotati.
- The Planning Commission will consider the Downtown Specific Plan and its Environmental Impact Report in July.
- The pedestrian crossings on East Cotati Avenue are now operational.
- Coastside Concrete will begin ADA sidewalk repair next week.

APPROVAL OF FINAL AGENDA

No changes.

CITIZEN BUSINESS

CITIZEN BUSINESS AT TELECONFERENCE LOCATION

No speakers.

CITIZEN BUSINESS AT COTATI CITY HALL

Adrienne Lauby presented photographs of 100 Valparaiso and expressed concern regarding development of the property and the recent fire on the site. She expressed concern regarding the State budget and requested that the Council adopt a resolution encouraging citizens to assist each other. She suggested ways to help out citizens who are facing economic hardship to the State's budget concerns and commended Council on the new pedestrian crossings on East Cotati Avenue.

Ken Coleman addressed the Council in opposition to City Manager Thompson's memo regarding staff time used by Councilmembers.

Phil Salazar discussed comments made at the June 10 City Council meeting and made suggestions regarding combining overlapping Cotati and Rohnert Park city staff positions and weed abatement.

DRAFT

Subject to approval.

Staff responded to questions relating to the status of weed abatement, the investigation of the recent fire at 100 Valparaiso, economic help for citizens whose incomes depend on the State budget, the memorandum regarding Council's use of staff's hours, and tree removal at 100 Valparaiso.

Councilmember Orchard reminded Council that after the tree removal at 100 Valparaiso, Council adopted a practice of referring similar tree removals to the Design Review Committee.

DIRECTION ON FUTURE AGENDA ITEMS

Discussion ensued relative to reopening Citizens' Business at the end of the meeting; the consensus was to leave to the Mayor's discretion. Further discussion ensued regarding future discussion of closing the Planning division. The majority of Council was opposed.

CONSENT CALENDAR

Items 3 and 7 were pulled from the Consent Calendar for discussion.

Moved by Councilmember Gilardi, seconded by Councilmember Orchard, and passed unanimously to approve items 4, 5, 6 and 8 on the Consent Calendar.

3. AUTHORIZING TEMPORARY STREET CLOSURE AND AMPLIFIED MUSIC FOR THE 17TH ANNUAL KIDS DAY PARADE AND FESTIVAL ON SATURDAY, JULY 18, 2009 (Police) (Action)

Chief of Police Robert Stewart presented the staff report and responded to questions from Council regarding the cost of the event to the City.

Brief discussion ensued regarding the use of volunteers for this event.

Mayor Guardino opened the floor to public comment.

Phil Salazar expressed concern regarding the liability of using volunteers at the Kids Day event.

Susan Harvey noted that volunteers need to come forward with a plan; just stating it doesn't help.

Suzanne Whipple commented that she and many others volunteer their time at the Kids Day event.

Chief Stewart discussed the need to use City staff for certain tasks related to the event; he noted that many people volunteer their time to make the event a success.

There being no one else wishing to speak, Mayor Guardino closed the public comment period.

DRAFT

Subject to approval.

Councilmember Orchard commended the many volunteers who work hard on the Kids Day event.

Moved by Councilmember Gilardi, seconded by Councilmember Orchard and passed unanimously to adopt Resolution No. 2009-21 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI AUTHORIZING THE TEMPORARY STREET CLOSURE OF CERTAIN STREETS TO FACILITATE THE 17th ANNUAL KIDS DAY PARADE AND FESTIVAL ON SATURDAY, JULY 18, 2009 BETWEEN THE HOURS OF 8:00 A.M. AND 5:00 P.M. AND, FURTHER, AUTHORIZE AMPLIFIED MUSIC IN LA PLAZA PARK DURING THE SAME TIME PERIOD.

4. SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE OUTSTANDING BACKFLOW TESTING CHARGES AND DIRECTING LEVYING OF ASSESSMENTS FOR FISCAL YEAR 2009-2010 (Administrative Services) (Action)

Resolution No. 2009-22 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE OUTSTANDING BACKFLOW TESTING CHARGES AND DIRECTING LEVYING OF ASSESSMENTS FOR FISCAL YEAR 2009-2010.

5. SETTING A PUBLIC HEARING DATE FOR ESTABLISHING OUTSTANDING SEWER CHARGE FOR FISCAL YEAR 2009-2010 (Administrative Services) (Action)

Resolution No. 2009-23 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE OUTSTANDING WATER/SEWER CHARGES AND DIRECTING LEVYING OF ASSESSMENTS FOR FISCAL YEAR 2009-2010.

6. SETTING A PUBLIC HEARING DATE FOR ESTABLISHING LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATES (Administrative Services) (Action)

Resolution No. 2009-24 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR VALPARAISO VISTA SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-25 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR QUAIL HOLLOW IV SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-26 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE

DRAFT

Subject to approval.

FOR SOMMERS SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-27 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR MACKLIN PHASE I SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-28 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR SIERRA MEADOWS SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-29 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR OAK KNOLL SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-30 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR GARDEN GATE SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-31 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR PARK MEADOWS SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-32 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR SANTERO WAY DEVELOPMENTS LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

Resolution No. 2009-33 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SETTING A PUBLIC HEARING DATE FOR ESTABLISHING THE LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT RATE FOR ALTMAN ACRES SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-10.

DRAFT

Subject to approval.

7. LETTER OF SUPPORT FOR AB 1343 – ARCHITECTURAL PAINT RECYCLING (City Manager) (Action)

Assistant to the City Manager/Acting Community Development Director Marsha Sue Lustig presented the staff report and responded to questions from Council.

Mayor Guardino opened the floor to public comment.

Phil Salazar clarified his comments regarding volunteers. He suggested re-using paint.

There being no one else wishing to speak, Mayor Guardino closed the public comment period.

Moved by Councilmember Orchard, seconded by Councilmember Gilardi and passed unanimously to adopt a motion to send a letter of support to Assembly Member Jared Huffman in support of AB 1343 (if amended) regarding architectural paint recycling.

8. UNCONSTITUTIONAL DIVERSION OF LOCAL SHARES OF HIGHWAY USERS TAX ACCOUNT (HUTA) FROM THE MOTOR FUEL (GAS) TAX (City Manager) (Action)

Resolution No. 2009-34 entitled: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI AUTHORIZING THE CITY MANAGER TO COOPERATE WITH THE LEAGUE OF CALIFORNIA CITIES, OTHER CITIES AND COUNTIES IN CHALLENGING THE CONSTITUTIONALITY OF ANY SEIZURE BY STATE GOVERNMENT OF THE CITY'S STREET MAINTENANCE FUNDS.

REGULAR AGENDA

9. PROPOSED WATER CONSERVATION MEASURES (Public Works/Engineering) (Action)

Director of Public Works/City Engineer Damien O'Bid presented the staff report and responded to questions from Council relating to the rate structure, number of residents in a household, type of water usage within a household, cost of programs to the rate-payers, and the water meters proposed for the pilot program.

Mayor Guardino opened the floor to public comment.

Phil Salazar addressed the Council regarding citizens who currently conserve water, how the public perceives the City and the Sonoma County Water Agency and use of computers for tracking water use.

Adrienne Lauby expressed support for the proposal.

robin birdsong commended staff of the new pedestrian crossings on East Cotati Avenue and discussed the use of gray water.

DRAFT

Subject to approval.

There being no one else wishing to speak, Mayor Guardino closed the public comment period.

Council expressed support for the water conservation programs.

Moved by Councilmember Orchard, seconded by Councilmember Gilardi and passed unanimously to adopt Resolution No. 2009-35 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI DIRECTING STAFF TO PROCEED WITH SPECIFIC WATER CONSERVATION ACTIVITIES AND PROGRAMS.

10. ECONOMIC DEVELOPMENT SUBCOMMITTEE (City Manager) (Action)

City Manager Dianne Thompson presented the staff report and responded to questions from Council.

Discussion ensued regarding a business plan for the City and the need for an economic development subcommittee

Mayor Guardino opened the floor to public comment.

Phil Salazar discussed traffic on Valparaiso, businesses in Cotati, cost of water and making amends to the public before starting new programs.

Robin Birdsong addressed the Council regarding how to define the term 'economic development'. She encouraged green, sustainable economic redevelopment and getting the public involved in economic development.

There being no one else wishing to speak, Mayor Guardino closed the public comment period.

Councilmember Gilardi commended the Chamber of Commerce for its efforts in encouraging businesses in Cotati and events that bring people to Cotati. She noted that we haven't had a plan for how to bring businesses here and expressed support for a subcommittee.

Councilmember Barich expressed support for the subcommittee.

Vice Mayor Coleman-Senghor discussed the need for a goal and charge for the subcommittee.

Mayor Guardino indicated, and the rest of Council concurred, that the subcommittee could enrich the relationship between the Council and the Chamber of Commerce. It would be helpful in stakeholder outreach, bringing feedback from the Chamber of Commerce and the public to form goals and a charge based on what the people in the City are concerned about.

DRAFT

Subject to approval.

Discussion ensued relative to the members of the subcommittee. Councilmember Orchard volunteered herself and suggested that the Mayor also be a member.

Moved by Councilmember Gilardi to form an Economic Development Subcommittee of the Council comprised of Councilmember Orchard and Mayor Guardino.

Councilmember Barich expressed concern that the Mayor is overwhelmed with responsibilities and volunteered himself to be a member of the subcommittee.

The majority of the Council did not support Councilmember Barich's amendment to the motion.

The motion as originally made was seconded by Councilmember Orchard and passed unanimously.

ADJOURNMENT OF REGULAR MEETING OF THE CITY COUNCIL AND CALL TO ORDER OF JOINT MEETING OF CITY COUNCIL AND COMMUNITY REDEVELOPMENT AGENCY BOARD OF DIRECTORS

Mayor Guardino adjourned the regular City Council meeting and called the joint meeting to order at 8:49 p.m.

CONSENT CALENDAR

Moved by Councilmember Orchard seconded by Councilmember Gilardi and passed unanimously to approve items 11 and 12 on the Consent Calendar.

11. WARRANTS AND AUDITED CLAIMS (Administrative Services) (Action)

This motion receives and files warrants and audited claims for May 28th, 2009 – June 10th, 2009.

12. CONSIDERATION OF ADOPTION OF RESOLUTIONS OF THE CITY COUNCIL / BOARD OF DIRECTORS CONTINUING THE FY 08-09 BUDGET (Administrative Services) (Action)

Resolution No. 2009-36 and CRA-214 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI AND THE COTATI COMMUNITY REDEVELOPMENT AGENCY CONTINUING THE FISCAL YEAR 2008-2009 BUDGET

ADJOURNMENT OF JOINT MEETING; RECONVENING OF REGULAR MEETING OF CITY COUNCIL

Mayor Guardino adjourned the joint meeting and reconvened the regular meeting to order at 8:50 p.m.

DRAFT

Subject to approval.

CITY COUNCIL REPORTS (*Discussion*)

Councilmembers reported on recent and upcoming activities, including reports from meetings attended at City expense.

Vice Mayor Coleman-Senghor left the meeting at this time.

ADJOURNMENT OF REGULAR CITY COUNCIL MEETING

Mayor Guardino adjourned the regular meeting at 8:55 p.m.

Respectfully Submitted,

Tamara Taylor, Deputy City Clerk

City Council Agenda Public Hearing

Subject: Accepting and Approving the Engineer's Reports for Fiscal Year 2009-2010 for Landscaping and Lighting Maintenance Assessment Districts, and Ordering the Establishment of the Assessment Rates

Date: July 8, 2009

Written By: Jone Hayes, Director of Administrative Services

Recommendations

It is recommended that the Council receive all oral and written protests to the amount of 2009-2010 assessments, adopt 10 resolutions to accept and approve the Engineer's Reports for the Fiscal Year 2009-2010 for the 1) Valparaiso Vista Subdivision, 2) Quail Hollow IV Subdivision, 3) Sommers Subdivision, 4) Macklin I Subdivision, 5) Sierra Meadows Subdivision, 6) Oak Knoll Subdivision, 7) Garden Gate Subdivision, 8) Park Meadows Subdivision, 9) Santero Way Subdivision, and 10) Altman Acres Subdivision Landscaping and Lighting Maintenance Assessment Districts and order the establishment of the 2009-2010 assessments.

Background

The City of Cotati established landscaping and lighting assessment districts to cover the costs of landscaping and lighting common areas within the Valparaiso Vista, Quail Hollow IV, Sommers, Macklin I, Sierra Meadows, Oak Knoll, Garden Gate, Park Meadows, Santero Way, and Altman Acres subdivisions. Under the California State Constitution, Article XVI, Section 19, the City Council is required to hold a public hearing annually to set the assessment rate for each maintenance assessment district. The amount of each assessment rate for 2009-2010 is supported by an Engineer's Report and is provided in the attached resolutions, which orders the assessment rates to be billed through the County tax collection process.

Analysis/Discussion

The annual public hearing for the maintenance districts is held to receive oral and written protests to the amount of the 2009-2010 assessments. An Engineer's Report for each district, which is available for public review, indicates a General Fund subsidy in the amount of \$ 0 for Fiscal Year 2009-2010. The Garden Gate, Oak Knoll, Park Meadows, and Altman Acres assessment districts have been adjusted to reflect the percentage change in the construction cost index (CCI) applicable to the San Francisco area found in the Engineering News Record occurring for the twelve-month period (January to December) of the immediately preceding year. This annual adjustment provision was included in these districts initial Engineer's Reports and remains in effect. No additional increase is indicated in the property owners' assessment for Fiscal Year 2009-2010.

The Sierra Meadows, and Santero Way Subdivisions will not have any charges assessed this year, as we are currently maintaining a significant balance in the accounts associated with these districts. This balance will be drawn down; the assessment will then resume.

Before July 1, 1997 maintenance district assessments were grandfathered in under Proposition 218 and did not require property owner ratification. As costs of providing maintenance services increase, any new increases to the grandfathered assessment rates require property owner approval.

The amounts of property owner assessments for 2009-2010 are based on the 2009-2010 Engineer's Reports. Due to current budget constraints the City will not be subsidizing any of the assessment districts. A letter is being mailed to all affected parties explaining the decrease in services and advising that they may choose to provide the district with further funding, hire a landscaper privately, or enlist volunteers to provide further maintenance.

Financial Considerations

The costs of district services are expected to be paid by district assessments. Because costs to provide services have increased in prior years, the City began to subsidize a portion of the costs with contributions from the General Fund in 1998-99. However, in Fiscal Year 2009-2010, the General Fund subsidy will be \$0.

Environmental Issues

None.

Attachments:

Proposed resolutions (10), each with attached Engineering Reports.
Correspondence

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER’S REPORT FOR FISCAL YEAR 2009-2010 FOR THE VALPARAISO VISTA SUBDIVISION MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Valparaiso Vista Subdivision Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer’s Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$158 (One Hundred Fifty-Eight dollars) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer’s Report for the Valparaiso Vista Subdivision Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEERING REPORT
FOR
LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT
VALPARAISO VISTA SUBDIVISION

City of Cotati
State of California

June 2009

CITY OF COTATI
LANDSCAPING AND LIGHTING MAINTENANCE
ASSESSMENT DISTRICT
VALPARAISO VISTA SUBDIVISION

Background

On June 12, 1991, the City Council adopted Resolution No. 91-35 initiating proceedings to establish the Valparaiso Vista Subdivision Landscape and Lighting Maintenance Assessment District, in accord with the "Landscaping and Lighting Act of 1972", Streets and Highways Code, Section 22500, et seq.

On June 12, 1991, the City Council adopted Resolution No. 91-35, approving the Engineer's Report, and on June 26, 1991, adopted Resolution No. 91-38, ordering the formation of the City of Cotati Valparaiso Vista Landscape and Lighting Maintenance Assessment District confirming the diagram and assessment, overruling protests and ordering the levy of an assessment for the fiscal year 1991-92.

On July 8, 1992, the City Council adopted Resolution No. 92-31, setting a public hearing date of July 22, 1992 for establishing rates for Fiscal Year 1992-1993.

On July 22, 1992, the City Council adopted Resolution No. 92-50 establishing assessment district rates for the fiscal year 1992-93.

On August 11, 1993, the City Council adopted Resolution No. 93-62, setting a public hearing date of August 25, 1993 for establishing rates for Fiscal Year 1993-94.

On August 25, 1993, the City Council adopted Resolution No. 93-66 establishing assessment district rates for the fiscal year 1993-94.

On May 17, 1994, the City Council adopted Resolution No. 94-30, setting a public hearing date of June 8, 1994 for establishing rates for Fiscal Year 1994-1995.

On June 8, 1994, the City Council adopted Resolution No. 94-37 establishing assessment district rates for fiscal year 1994-95.

On June 14, 1995, the City Council adopted Resolution No. 95-34, setting a public hearing date of June 28, 1995 for establishing rates for Fiscal Year 1995-96.

On June 28, 1995, the City Council adopted Resolution No. 95-38 establishing assessments for fiscal year 1995-96.

On May 8, 1996, the City Council adopted Resolution 96-37, setting a public hearing date of May 22, 1996 for establishing rates for Fiscal Year 1996-97.

Valparaiso Vista Subdivision

Landscaping and Lighting Maintenance
Assessment District

On May 22, 1996, the City Council adopted Resolution No. 96-40 establishing assessments for fiscal year 1996-97.

On June 25, 1997, the City Council adopted Resolution No. 97-37, establishing assessment district rates for the fiscal year 1997-98.

On May 27, 1998, the City Council adopted Resolution No. 98-36, setting a public hearing date of June 24, 1998 for establishing rates for Fiscal Year 1998-99.

On June 24, 1998, the City Council adopted Resolution No. 98-50, establishing assessment district rates for the fiscal year 1998-99.

On June 9, 1999, the City Council adopted Resolution No. 99-27, setting a public hearing date of June 23, 1999 for establishing rates for Fiscal Year 1999-00.

On June 23, 1999, the City Council adopted Resolution No. 99-32, establishing assessment district rates for the fiscal year 1999-2000.

On June 14, 2000, the City Council adopted Resolution 00-28, setting a public hearing date of June 28, 2000 for establishing rates for Fiscal Year 2000-01.

On June 28, 2000, the City Council adopted Resolution No. 00-29, establishing rates for the fiscal year 2000-2001.

On June 27, 2001, the City Council adopted Resolution No. 01-54, setting a public hearing date of July 11, 2001 for establishing rates for Fiscal Year 2001-2002.

On July 11, 2001, the City Council adopted Resolution No 01-69, establishing the rates for Fiscal Year 2001-02.

On May 22, 2002, the City Council adopted Resolution No. 02-28, setting a public hearing date of June 12, 2002 for establishing rates for Fiscal Year 2002-2003

On June 12, 2002, the City Council adopted Resolution No. 02-50, approving the Engineer's Report, overruling protests, and ordering the levy of and assessment for the Fiscal Year 2002-2003.

On June 25, 2003, the City Council adopted Resolution No. 03-24, setting a public hearing date of July 9, 2003 for establishing rates for Fiscal Year 2003-2004.

Valparaiso Vista Subdivision
Landscaping and Lighting Maintenance

Assessment District

On July 9, 2003, the City Council adopted Resolution No. 03-42, establishing the rates for Fiscal Year 2003-04.

On May 26, 2004, the City Council adopted Resolution No. 04-20, setting a public hearing date of June 9, 2004 for establishing rates for Fiscal Year 2004-2005.

On June 9, 2004, the City Council adopted Resolution No. 04-34, establishing the rates for Fiscal Year 2004-05.

On June 8, 2005, the City Council adopted Resolution No. 05-25, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

On June 22, 2005, the City Council adopted Resolution No. 05-50, establishing the rates for Fiscal Year 2005-06.

On June 28, 2006, the City Council adopted Resolution No. 06-23, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution No. 06-33, establishing the rates for Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-35, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-45, establishing the rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution NO. 08-27, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

On July 9, 2008, the City Council adopted Resolution No. 08-50, establishing the rates for Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09-, setting a public hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09-, establishing the rates for Fiscal Year 2009-2010.

Valparaiso Vista Subdivision
Landscape and Lighting Maintenance
Assessment District

The purpose of the assessment is to generate funds for the maintenance of Landscaping and Lighting in the Valparaiso Vista Subdivision, said funds to be used solely for maintenance of landscaping within Valparaiso Vista Subdivision.

Estimated Costs of Assessment District

The estimated annual cost of maintaining the landscaping and lighting for the fiscal year 2009-2010 is \$2,370.

Utility charges	\$ 1,392.00
Bucket Truck Rental for lighting maintenance	\$ 0.00
Landscape maintenance	\$ 605.00
Light Maintenance	\$ 250.00
Annual Report Administration	<u>\$ 123.00</u>
Subtotal	\$ 2,370.00
General Fund Subsidy	(0.00)
Total Assessment	\$ 2,370.00

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk

Method of Assessment Spread

The Assessment shall be divided equally among all of the individual parcels within the assessment district, as described above under "Assessment District Boundaries".

Valparaiso Vista Subdivision
Landscape and Lighting Maintenance
Assessment District

Assessment Spread

TAX CODE AREA: 906

Fifteen parcels in Assessment Area

Lot No. Charge	Assessor's Parcel Number	Annual
1	144-400-051	\$ 158.00
2	144-400-052	158.00
3	144-400-053	158.00
4	144-400-054	158.00
5	144-400-055	158.00
6	144-400-056	158.00
7	144-400-057	158.00
8	144-400-058	158.00
9	144-400-059	158.00
10	144-400-060	158.00
11	144-400-061	158.00
12	144-400-062	158.00
13	144-400-063	158.00
14	144-400-064	158.00
15	144-400-065	<u>158.00</u>
	Total Annual Assessment	\$2,370.00

Damien O'Bid
City Engineer

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER'S REPORT FOR FISCAL YEAR 2009-2010 FOR THE QUAIL HOLLOW IV SUBDIVISION MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Quail Hollow IV Subdivision Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer's Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$40 (Forty dollars) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer's Report for the Quail Hollow IV Subdivision Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEERING REPORT
FOR
LANDSCAPE MAINTENANCE DISTRICT
QUAIL HOLLOW IV SUBDIVISION

City of Cotati
State of California

June 2009

CITY OF COTATI
LANDSCAPING MAINTENANCE
ASSESSMENT DISTRICT
QUAIL HOLLOW IV
SUBDIVISION

Background

On February 28, 1989, the City Council adopted Ordinance No. 509 granting tentative approval for the Quail Hollow IV Subdivision. Condition No. 11 of said Ordinance requires that a source of maintenance funding shall be provided for the landscaping to be placed between the back of sidewalk and property line fence along Myrtle Avenue. The method that has been chosen for such funding is a Landscaping Maintenance Assessment District in accord with the "Landscaping and Lighting Act of 1972", Streets and Highways Code, Section 22500, et seq. On December 12, 1989, the City Council adopted Resolution No. 89-62, ordering the formation of the City of Cotati Quail Hollow IV Subdivision Landscaping Maintenance Assessment District confirming the diagram and assessment for the fiscal year 1990-91.

On June 26, 1991, the City Council adopted Resolution No. 91-44, setting a public hearing date of July 24, 1991 for establishing rates for Fiscal Year 1991-1992.

On July 24, 1991, the City Council adopted Resolution No. 91-48 establishing assessment rates for fiscal year 1991-92.

On July 8, 1992, the City Council adopted Resolution No. 92-30, setting a public hearing date of July 22, 1992 for establishing rates for Fiscal Year 1992-1993.

On July 22, 1992, the City Council adopted Resolution No. 92-48 establishing assessment district rates for the fiscal year 1992-93.

On August 11, 1993, the City Council adopted Resolution No. 93-63, setting a public hearing date of August 25, 1993 for establishing rates for Fiscal Year 1993-94.

On August 25, 1993, the City Council adopted Resolution No. 93-67 establishing assessment district rates for the fiscal year 1993-94.

On May 17, 1994, the City Council adopted Resolution No. 94-32, setting a public hearing date of June 8, 1994 for establishing rates for Fiscal Year 1994-1995.

On June 8, 1994, the City Council adopted Resolution No. 94-38 establishing assessment district rates for the fiscal year 1994-95.

On June 14, 1995, the City Council adopted Resolution No. 95-36, setting a public hearing date of June 28, 1995 for establishing rates for Fiscal Year 1995-96.

On June 28, 1995, the City Council adopted Resolution No. 95-40 establishing assessments for fiscal year 1995-96.

Quail Hollow IV Subdivision
Assessment District

On May 8, 1996, the City Council adopted Resolution No. 96-39, setting a public hearing date of May 22, 1996 for establishing rates for Fiscal Year 1996-1997.

On May 22, 1996, the City Council adopted Resolution No. 96-42 establishing assessments for fiscal year 1996-97.

On June 11, 1997, the City Council adopted Resolution No. 97-35, setting a public hearing date of June 25, 1997 for establishing rates for Fiscal Year 1997-98.

On June 25, 1997, the City Council adopted Resolution No. 97-45, establishing assessments for Fiscal Year 1997-98.

On May 27, 1998, the City Council adopted Resolution No. 98-34, setting a public hearing date of June 24, 1998 for establishing rates for Fiscal Year 1998-99.

On June 24, 1998, the City Council adopted Resolution No. 98-52, establishing assessments for Fiscal Year 1998-99.

On June 9, 1999, the City Council adopted Resolution No. 99-27, setting a public hearing date of June 23, 1999 for establishing rates for Fiscal Year 1999-00.

On June 23, 1999, the City Council adopted Resolution No. 99-34, establishing the assessment district rates for the Fiscal Year 1999-2000.

On June 14, 2000, the City Council adopted Resolution No. 00-28, setting a public hearing date of June 28, 2000 for establishing rates for Fiscal Year 2000-01.

On June 28, 2000, the City Council adopted Resolution No. 00-31, establishing the assessment district rates for the Fiscal Year 2000-2001.

On June 27, 2001, the City Council adopted Resolution No. 01-56, setting a public hearing date of July 11, 2001 for establishing rates for Fiscal Year 2001-2002.

On July 11, 2002, the City Council adopted Resolution No. 01-71, establishing the assessment district rates for the Fiscal Year 2001-02.

On May 22, 2002, the City Council adopted Resolution No. 02-30, setting a public hearing date of June 12, 2002 for establishing rates for Fiscal Year 2002-2003.

On June 12, 2002, the City Council adopted Resolution No. 02-52, establishing the assessment district rates for the Fiscal Year 2002-03.

On June 25, 2003, the City Council adopted Resolution No. 03-22, setting a public hearing date of July 11, 2003 for establishing rates for Fiscal Year 2003-2004.

Quail Hollow IV Subdivision
Assessment District

On July 11, 2003, the City Council adopted Resolution 03-43, establishing the assessment district rates for the Fiscal Year 2003-04.

On May 26, 2004, the City Council adopted Resolution No. 04-21, setting a public hearing date of June 9, 2004 for establishing rates for Fiscal Year 2004-2005.

On June 9, 2004, the City Council adopted Resolution No. 04-35, establishing the assessment district rates for the Fiscal Year 2004-05.

On June 8, 2005, the City Council adopted Resolution No. 05-26, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

On June 22, 2005, the City Council adopted Resolution No. 05-47, establishing the assessment district rates for the Fiscal Year 2005-06

On June 28, 2006, the City Council adopted Resolution No. 06-24, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution No. 06-34, establishing the assessment district rates for the Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-36, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-46, establishing the assessment district rates for the Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-28, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

On July 9, 2008, the City Council adopted Resolution No. 08-51, establishing the assessment district rates for the Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for the Fiscal Year 2009-2010.

The purpose of the assessment is to generate funds for the maintenance of landscaping within Myrtle Avenue Right of Way and the curve return portion of the intersection of Myrtle Avenue and Aguirre Way Right of Way of Quail Hollow IV Subdivision, said funds to be used solely for maintenance of landscaping within Quail Hollow IV Subdivision.

Quail Hollow IV Subdivision
Assessment District

Estimated Costs of Assessment District

The estimated annual cost of maintaining the landscaping for the fiscal year 2009-2010 is \$1,240.

Utility charges	\$ 841.00
Landscape maintenance	226.00
Public Works Administration	50.00
Annual Reporting Administration	<u>123.00</u>
Subtotal	\$ 1,240.00
General Fund Subsidy	(0.00)
Total Assessment	\$ 1,240.00

* * * * *

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk

Method of Assessment Spread

The Assessment shall be divided equally among all of the individual parcels within the assessment district, as described above under "Assessment District Boundaries".

Assessment Spread

Thirty-one Parcels in Assessment Area
Tax Code Area: 904

Lot #	Assessor's Parcel Number	Annual Charge
1	046-610-017	\$ 40.00
2	046-610-018	\$ 40.00
3	046-610-019	\$ 40.00
4	046-610-020	\$ 40.00
5	046-610-021	\$ 40.00
6	046-610-022	\$ 40.00
7	046-610-023	\$ 40.00

8	046-610-024	\$ 40.00
9	046-610-025	\$ 40.00
10	046-610-026	\$ 40.00
11	046-610-027	\$ 40.00
12	046-610-028	\$ 40.00
13	046-610-029	\$ 40.00
14	046-610-030	\$ 40.00
15	046-610-031	\$ 40.00
16	046-610-032	\$ 40.00
17	046-610-033	\$ 40.00
18	046-610-034	\$ 40.00
19	046-610-035	\$ 40.00
20	046-610-036	\$ 40.00
21	046-610-037	\$ 40.00
22	046-610-038	\$ 40.00
23	046-610-039	\$ 40.00
24	046-610-040	\$ 40.00
25	046-610-041	\$ 40.00
26	046-610-042	\$ 40.00
27	046-610-043	\$ 40.00
28	046-610-044	\$ 40.00
29	046-610-045	\$ 40.00
30	046-610-046	\$ 40.00
31	046-610-047	\$ 40.00

Total Annual Assessment

\$1,240.00

Damien O'Bid, City Engineer

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER’S REPORT FOR FISCAL YEAR 2009-2010 FOR THE SOMMERS SUBDIVISION MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Sommers Subdivision Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer’s Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$290.00 (Two Hundred Ninety dollars and zero cents) per parcel with duplex per year and \$435.00 (Four Hundred Thirty Five dollars and zero cents) per parcel with triplex per year; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer’s Report for the Sommers Subdivision Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEERING REPORT
FOR
LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT
SOMMERS SUBDIVISION

City of Cotati
State of California

June 2009

CITY OF COTATI
LANDSCAPING AND LIGHTING MAINTENANCE
ASSESSMENT DISTRICT
SOMMERS SUBDIVISION

Background

On March 28, 1989, the City Council adopted Resolution No. 89-11 initiating proceedings to establish the Sommers Subdivision Landscape and Lighting Maintenance Assessment District, in accord with the "Landscaping and Lighting Act of 1972", Streets and Highways Code, Section 22500, et seq.

On March 28, 1989, the City Council adopted Resolution No. 89-11, approving the Engineer's Report, and on March 28, 1989, adopted Resolution No. 89-11, ordering the formation of the City of Cotati Sommers Subdivision Landscape and Lighting Maintenance Assessment District confirming the diagram and assessment, overruling protests and ordering the levy of an assessment for the fiscal year 1991-92.

On June 26, 1991, the City Council adopted Resolution No. 91-45, setting a public hearing date of July 24, 1991 for establishing rates for Fiscal Year 1991-92.

On July 24, 1991, the City Council adopted Resolution No. 91-49 establishing assessment rates for Fiscal Year 1991-92.

On July 8, 1992, the City Council adopted Resolution No. 92-29, setting a public hearing date of July 22, 1992 for establishing rates for Fiscal Year 1992-93.

On July 22, 1992, the City Council adopted Resolution No. 92-47 establishing assessment rates for the Fiscal Year 1992-93.

On August 11, 1993, the City Council adopted Resolution No. 93-64, setting a public hearing date of August 25, 1993 for establishing rates for Fiscal Year 1993-94.

On August 25, 1993, the City Council adopted Resolution No. 93-68 establishing assessment rates for Fiscal Year 1993-94.

On May 17, 1994, the City Council adopted Resolution No. 94-31, setting a public hearing date of June 8, 1994 for establishing rates for Fiscal Year 1994-95.

On June 8, 1994, the City Council adopted Resolution No. 94-39 establishing assessment rates for fiscal year 1994-95.

On June 14, 1995, the City Council adopted Resolution No. 95-37, setting a public hearing date of June 28, 1995 for establishing rates for Fiscal Year 1995-96.

On June 28, 1995, the City Council adopted Resolution No. 95-41 establishing assessment rates for Fiscal Year 1995-96.

Sommers Subdivision
Landscape and Lighting Assessment District

On May 8, 1996, the City Council adopted Resolution No. 96-36, setting a public hearing date of May 22, 1996 for establishing rates for Fiscal Year 1996-97.

On May 22, 1996, the City Council adopted Resolution No. 96-43 establishing assessment rates for Fiscal Year 1996-97.

On June 11, 1997, the City Council adopted Resolution No. 97-36, setting a public hearing date of June 25, 1997 for establishing rates for Fiscal Year 1997-98.

On June 25, 1997, the City Council adopted Resolution No. 97-46, establishing assessment rates for Fiscal Year 1997-98.

On May 27, 1998, the City Council adopted Resolution No. 98-35, setting a public hearing date of June 24, 1998 for establishing rates for Fiscal Year 1998-99.

On June 24, 1998, the City Council adopted Resolution No. 98-53, establishing assessment rates for Fiscal Year 1998-99.

On June 9, 1999, the City Council adopted Resolution No. 99-27, setting a public hearing date of June 23, 1999 for establishing rates for Fiscal Year 1999-2000.

On June 23, 1999, the City Council adopted Resolution No. 99-35, establishing the assessment district rates for the Fiscal Year 1999-2000.

On June 14, 2000, the City Council adopted Resolution No. 00-28, setting a public hearing date of June 28, 2000 for establishing rates for Fiscal Year 2000-01.

On June 28, 2000, the City Council adopted Resolution No. 00-32, establishing the assessment district rates for the Fiscal Year 2000-01.

On June 27, 2001, the City Council adopted Resolution No. 01-57, setting a public hearing date of July 11, 2001 for establishing rates for Fiscal Year 2001-02.

On July 11, 2001, the City Council adopted Resolution No. 01-72, establishing the assessment district rates for the Fiscal Year 2001-02.

On May 22, 2002, the City Council adopted Resolution No. 02-31, setting a public hearing date of June 12, 2002 for establishing rates for Fiscal Year 2002-2003.

On June 12, 2002, the City Council adopted Resolution No. 02-53, establishing the assessment district rates for Fiscal Year 2002-03.

Sommers Subdivision
Landscape and Lighting Assessment District

On May 28, 2003, the City Council adopted Resolution No. 03-23, setting a public hearing date of June 11, 2003 for establishing rates for Fiscal Year 2003-2004.

On May 26, 2004, the City Council adopted Resolution No. 04-22, setting a public hearing date of June 9, 2004 for establishing rates for Fiscal Year 2004-2005.

On June 9, 2004, the City Council adopted Resolution No. 04-36, establishing the assessment district rates for Fiscal Year 2004-05.

On June 8, 2005, the City Council adopted Resolution No. 05-27, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

On June 22, 2005, the City Council adopted Resolution No. 05-49, establishing the assessment district rates for Fiscal Year 2005-06.

On June 28, 2006, the City Council adopted Resolution No. 06-25, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution No. 06-35, establishing the assessment district rates for Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-37, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-47, establishing the assessment district rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-29, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

On July 9, 2008, the City Council adopted Resolution No. 08-52, establishing the assessment district rates for Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a public hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for Fiscal Year 2009-2010

The purpose of the assessment is to generate funds for the maintenance of Landscaping and Lighting in the Sommers Subdivision, said funds to be used solely for maintenance of landscaping and lighting within the Sommers Subdivision.

Sommers Subdivision
Landscape and Lighting Assessment District

Estimated Costs of Assessment District

The estimated annual cost of maintaining the landscaping for the fiscal year 2009-2010 is \$2,465.

Utility charges	\$ 588.00
Landscape maintenance	\$ 1,504.00
Equipment Rental	\$ 0.00
Public Works Administration	\$ 250.00
City Administration	<u>\$ 123.00</u>
Subtotal	\$ 2,465.00

General Fund Subsidy (0.00)

Total Assessment \$ 2,465.00

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk

Method of Assessment Spread

The Assessment shall be assessed at \$290.00 (Two Hundred Ninety dollars and zero cents) per parcel with duplex per year and \$435.00 (Four Hundred Thirty Five dollars and zero cents) per parcel with triplex per year.

Sommers Subdivision
Landscape and Lighting Assessment District

Assessment Spread

Eight Parcels in Assessment Area

Tax Code Area: 905

Assessor's Parcel Number	Annual Charge
Parcel #1 (144-282-020)	\$ 290.00
Parcel #2 (144-282-021)	\$ 290.00
Parcel #3 (144-282-022)	\$ 290.00
Parcel #4 (144-282-023)	\$ 290.00
Parcel #5 (144-282-024)	\$ 435.00
Parcel #6 (144-282-025)	\$ 290.00
Parcel #7 (144-282-026)	\$ 290.00
Parcel #8 (144-282-027)	\$ 290.00
Total Annual Assessment	<u>\$ 2,465.00</u>

Damien O'Bid
City Engineer

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER'S REPORT FOR FISCAL YEAR 2009-2010 FOR THE MACKLIN PHASE I SUBDIVISION MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Macklin Phase I Subdivision Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer's Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$32 (Thirty Two dollars) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer's Report for the Macklin Phase I Subdivision Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEERING REPORT
FOR
LANDSCAPE MAINTENANCE DISTRICT
MACKLIN SUBDIVISION PHASE I

City of Cotati
State of California

June 2009

CITY OF COTATI
LANDSCAPING MAINTENANCE
ASSESSMENT DISTRICT
MACKLIN SUBDIVISION PHASE I

Background

On June 12, 1991, the City Council adopted Resolution No. 91-34 initiating proceedings to establish the Macklin Subdivision Phase I Landscape Maintenance Assessment District, in accord with the "Landscaping and Lighting Act of 1972", Streets and Highways Code, Section 22500, et seq. On June 12, 1991, the City Council adopted Resolution No. 91-34, approving the Engineer's Report, and on June 26, 1991, adopted Resolution No. 91-37, ordering the formation of the City of Cotati Macklin Subdivision Phase I Landscape Maintenance Assessment District confirming the diagram and assessment, overruling protests and ordering the levy of an assessment for the fiscal year 1991-92.

On July 8, 1992, the City Council adopted Resolution No. 92-32, setting a public hearing date of July 22, 1992 for establishing the rates for Fiscal Year 1992-93.

On July 22, 1992, the City Council adopted Resolution No. 92-50 establishing assessment district rates for the Fiscal Year 1992-93.

On August 11, 1993, the City Council adopted Resolution No. 93-61, setting a public hearing date of August 25, 1993 for establishing the rates for Fiscal Year 1993-94.

On August 25, 1993, the City Council adopted Resolution 93-65 establishing assessment district rates for the Fiscal Year 1993-94.

On May 17, 1994, the City Council adopted Resolution 94-33, setting a public hearing date of June 8, 1994 for establishing the rates for Fiscal Year 1994-95.

On June 8, 1994, the City Council adopted Resolution No. 94-33 establishing assessment district rates for the Fiscal Year 1994-95.

On June 8, 1995, the City Council adopted Resolution No. 95-35, setting a public hearing date of June 14, 1995 for establishing the rates for Fiscal Year 1995-96.

On June 28, 1995, the City Council adopted Resolution No. 95-39 establishing assessments for Fiscal Year 1995-96.

On May 8, 1996, the City Council adopted Resolution 96-38, setting a public hearing date of May 22, 1996 for establishing the rates for Fiscal Year 1996-97.

Macklin Phase I
Landscape Maintenance
Assessment District

On May 22, 1996, the City Council adopted Resolution No. 96-41 establishing assessments for Fiscal Year 1996-97.

On June 11, 1997, the City Council adopted Resolution No. 97-34, setting a public hearing date of June 25, 1997 for establishing the rates for Fiscal Year 1997-98.

On June 25, 1997, the City Council adopted Resolution No. 97-44, establishing assessment district rates for the Fiscal Year 1997-98.

On May 27, 1998, the City Council adopted Resolution No. 98-33, setting a public hearing date of June 24, 1998 for establishing the rates for Fiscal Year 1998-99.

On June 24, 1998, the City Council adopted Resolution No. 98-51, establishing assessment district rates for the Fiscal Year 1998-99.

On June 9, 1999, the City Council adopted Resolution 99-27, setting a public hearing date of June 23, 1999 for establishing the rates for Fiscal Year 1999-2000.

On June 23, 1999, the City Council adopted Resolution No. 99-33, establishing the assessment district rates for the Fiscal Year 1999-2000.

On June 14, 2000, the City Council adopted Resolution No. 00-28, setting a public hearing date of June 28, 2000 for establishing the rates for Fiscal Year 2000-01.

On June 28, 2000, the City Council adopted Resolution No. 00-30, establishing the assessment district rates for Fiscal Year 2000-01.

On June 27, 2001, the City Council adopted Resolution No. 01-55, setting a public hearing date of July 11, 2001 for establishing the rates for Fiscal Year 2001-02.

On July 11, 2001, the City Council adopted Resolution 01-70, establishing the assessment district rates for Fiscal Year 2001-02.

On May 22, 2002, the City Council adopted Resolution No. 02-29, setting a public hearing date of June 12, 2002 for establishing rates for Fiscal Year 2002-2003.

On June 12, 2002, the City Council adopted Resolution No. 02-51, establishing the assessment district rates for Fiscal Year 2002-03.

On June 25, 2003, the City Council adopted Resolution No. 03-19, setting a public hearing date of July 09, 2003 for establishing rates for Fiscal Year 2003-2004.

Macklin Phase I
Landscape Maintenance
Assessment District

On July 9, 2003, the City Council adopted Resolution 03-45, establishing the assessment district rates for Fiscal Year 2003-04.

On May 26, 2004, the City Council adopted Resolution No. 04-23, setting a public hearing date of June 9, 2004 for establishing rates for Fiscal Year 2004-2005.

On June 9, 2004, the City Council adopted Resolution No. 04-37, establishing the assessment district rates for Fiscal Year 2004-05.

On June 8, 2005, the City Council adopted Resolution No. 05-28, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

On June 22, 2005, the City Council adopted Resolution No. 05-45, establishing the assessment district rates for Fiscal Year 2005-06.

On June 28, 2006, the City Council adopted Resolution No. 06-26, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution No. 06-36, establishing the assessment district rates for Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-38, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-48, establishing the assessment district rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-30, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

On July 9, 2008, the City Council adopted Resolution No. 08-53, establishing the assessment district rates for Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a public hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for Fiscal Year 2009-2010.

Macklin Phase I
Landscape Maintenance
Assessment District

The purpose of the assessment is to generate funds for the maintenance of Landscaping in the Macklin Subdivision Phase I, said funds to be used solely for maintenance of landscaping within Macklin Subdivision Phase I.

Estimated Costs of Assessment District

The estimated annual cost of maintaining the landscaping for the fiscal year 2009-2010 is \$1,248.

Utility charges	\$ 476.00
Landscape maintenance	\$ 549.00
Public Works Administration	\$ 100.00
City Administration	<u>\$ 123.00</u>
Subtotal	\$ 1,248.00

General Fund Subsidy (0.00)

Total Assessment \$ 1,248.00

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk

Method of Assessment Spread

The Assessment shall be divided equally among all of the individual parcels within the assessment district, as described above under "Assessment District Boundaries".

Assessment Spread

TAX CODE AREA: 903
Thirty-nine parcels in assessment area

Lot No.	Assessor's Parcel Number	Annual Charge
1	046-620-001	\$ 32.00
2	046-620-002	32.00
3	046-620-003	32.00

4	046-620-004	32.00
Macklin Phase I Landscape Maintenance Assessment District		
5	046-620-005	32.00
6	046-620-006	32.00
7	046-620-007	32.00
8	046-620-008	32.00
9	046-620-009	32.00
10	046-620-010	32.00
11	046-620-011	32.00
12	046-620-012	32.00
13	046-620-013	32.00
14	046-620-014	32.00
15	046-620-015	32.00
16	046-620-016	32.00
17	046-620-017	32.00
18	046-620-018	32.00
19	046-620-019	32.00
20	046-620-020	32.00
21	046-620-021	32.00
22	046-620-022	32.00
23	046-620-023	32.00
24	046-620-024	32.00
25	046-620-025	32.00
26	046-620-026	32.00
27	046-620-027	32.00
28	046-620-028	32.00
29	046-620-029	32.00
30	046-620-030	32.00
31	046-620-031	32.00
32	046-620-032	32.00
33	046-620-033	32.00
34	046-620-034	32.00
35	046-620-035	32.00
36	046-620-036	32.00
37	046-620-037	32.00
38	046-620-038	32.00
39	046-620-039	<u>32.00</u>
	Total Annual Assessment	1,248.00

Damien O'Bid
City Engineer

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER’S REPORT FOR FISCAL YEAR 2009-2010 FOR THE SIERRA MEADOWS SUBDIVISION MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Sierra Meadows Subdivision Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer’s Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$0.00 (Zero dollars) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer’s Report for the Sierra Meadows Subdivision Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEERING REPORT
FOR
LIGHTING ASSESSMENT DISTRICT
SIERRA MEADOWS SUBDIVISION

City of Cotati
State of California

June 2009

CITY OF COTATI
LIGHTING
ASSESSMENT DISTRICT
SIERRA MEADOWS SUBDIVISION

Background

On August 28, 1996, the City Council:

1. Adopted Resolution No.96-64 initiating proceedings to establish the Sierra Meadows Subdivision Lighting Assessment District, in accord with the "Landscaping and Lighting Act of 1972", Streets and Highways Code, Section 22500, et seq.
2. Adopted Resolution No. 96-65, setting a public hearing date for the formation of lighting maintenance assessment district and establishing rates for the Sierra Meadows Subdivision Lighting Assessment District for Fiscal Year 1997-98.

At the City Council meeting of September 11, 1996, Resolution No. 96-66 was adopted approving the Engineer's Report, ordering the formation of the City of Cotati Sierra Meadows Subdivision Lighting Assessment District confirming the diagram and assessment, overruling protests, and ordering the levy of an assessment for the fiscal year 1997-98.

On May 27, 1998, the City Council adopted Resolution No. 98-64, setting a public hearing date of June 24, 1998 for establishing the rates for Fiscal Year 1998-99.

On June 24, 1998, the City Council adopted Resolution 98-71, establishing the assessment district rates for Fiscal Yer 1998-99.

On June 9, 1999, the City Council adopted Resolution No. 99-27, setting a public hearing date of June 23, 1999 for establishing the rates for Fiscal Year 1999-2000.

On June 23, 1999, the City Council adopted Resolution No. 99-36, establishing the assessment district rates for the Fiscal Year 1999-2000.

On June 14, 2000, the City Council adopted Resolution No. 00-28, setting a public hearing date of June 28, 2000 for establishing the rates for Fiscal Year 2000-01.

On June 28, 2000, the City Council adopted Resolution No. 00-33, establishing the assessment district rates for the Fiscal Year 2000-2001.

On June 27, 2001, the City Council adopted Resolution No. 01-58, setting a public hearing date of July 11, 2001 for establishing the rates for Fiscal Year 2001-02.

Sierra Meadows Subdivision

Lighting Assessment District

On July 11, 2001, the City Council adopted Resolution No. 01-73, establishing the assessment district rates for Fiscal Year 2001-02.

On May 22, 2002, the City Council adopted Resolution No. 02-32, setting a public hearing date of June 12, 2002 for establishing rates for Fiscal Year 2002-2003.

On June 12, 2002, the City Council adopted Resolution No. 02-54, establishing the assessment district rates for Fiscal Year 2002-03.

On June 25, 2003, the City Council adopted Resolution No. 03-27, setting a public hearing date of July 9, 2003 for establishing rates for Fiscal Year 2003-2004.

On July 9, 2003, the City Council adopted Resolution No. 03-44, establishing the assessment district rates for Fiscal Year 2003-04.

On May 26, 2004, the City Council adopted Resolution No. 04-24, setting a public hearing date of June 9, 2004 for establishing rates for Fiscal Year 2004-2005.

On June 9, 2004, the City Council adopted Resolution 04-38, establishing the assessment district rates for Fiscal Year 2004-05.

On June 8, 2005, the City Council adopted Resolution No. 05-29, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

On June 22, 2005, the City Council adopted Resolution 05-48, establishing the assessment district rates for Fiscal Year 2005-2006.

On June 28, 2006, the City Council adopted Resolution No. 06-27, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution 06-37, establishing the assessment district rates for Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-39, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-49, establishing the assessment district rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-31, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

Sierra Meadows Subdivision Lighting Assessment District

On July 9, 2008, the City Council adopted Resolution No. 08-54, establishing the assessment district rates for Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a public hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for Fiscal Year 2009-2010.

The purpose of the assessment is to generate funds for the maintenance of lighting in the Sierra Meadows Subdivision, said funds to be used for electrical costs and incidental expenses associated with street lighting within the Sierra Meadows Subdivision.

Assessment District Boundaries

Included in this report is an Assessment Diagram (Exhibit A) showing the boundaries of the Lighting Assessment District which coincide with the exterior boundaries of Sierra Meadows Subdivision.

All individual lots within the boundaries of Sierra Meadows Subdivision are included in the assessment district.

Estimated Costs of Assessment District

For Fiscal Year 2009-2010, the estimated annual cost of maintaining the lighting is \$443.00.

Seven light standards are owned by the City of Cotati and must be maintained by the City.

Lighting maintenance (equipment rent)	\$ 0.00
Utility charges	270.00
City administration (finance & eng)	<u>173.00</u>
Sub-total	\$ 443.00
General Fund Subsidy	(0)
Total Assessment	\$ 0.00

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk

Method of Assessment Spread

The Assessment shall be divided equally among all of the individual parcels within the assessment district, as described above under "Assessment District Boundaries".

Assessment Spread

Thirty lots in assessment area

<u>Lot No.</u>	<u>Parcel No.</u>	<u>Annual Charge</u>
1	144-730-001	\$ 0.00
2	144-730-002	\$ 0.00
3	144-730-003	\$ 0.00
4	144-730-004	\$ 0.00
5	144-730-005	\$ 0.00
6	144-730-006	\$ 0.00
7	144-730-007	\$ 0.00
8	144-730-008	\$ 0.00
9	144-730-009	\$ 0.00
10	144-730-010	\$ 0.00
11	144-730-011	\$ 0.00
12	144-730-012	\$ 0.00
13	144-730-013	\$ 0.00
14	144-730-014	\$ 0.00
15	144-730-015	\$ 0.00
16	144-730-016	\$ 0.00
17	144-730-017	\$ 0.00
18	144-730-018	\$ 0.00
19	144-730-019	\$ 0.00
20	144-730-020	\$ 0.00
21	144-730-021	\$ 0.00
22	144-730-022	\$ 0.00
23	144-730-023	\$ 0.00
24	144-730-024	\$ 0.00
25	144-730-025	\$ 0.00
26	144-730-026	\$ 0.00
29	144-730-029	\$ 0.00
30	144-730-031	\$ 0.00
31	144-730-032	\$ 0.00

32

144-730-033

\$ 0.00

Total Annual Assessment

\$0.00

Damien O'Bid
City Engineer

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER’S REPORT FOR FISCAL YEAR 2009-2010 FOR THE OAK KNOLL SUBDIVISION MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Oak Knoll Subdivision Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer’s Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$133.50 (One hundred thirty three dollars and fifty cents) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer’s Report for the Oak Knoll Subdivision Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

LANDSCAPING AND STREET LIGHT MAINTENANCE

ASSESSMENT DISTRICT

OAK KNOLL SUBDIVISION

**CITY OF COTATI
STATE OF CALIFORNIA**

June 2009

CITY OF COTATI
LANDSCAPE AND STREET LIGHT MAINTENANCE
ASSESSMENT DISTRICT
OAK KNOLL SUBDIVISION

Background

On April 9, 1997, the City Council of the City of Cotati adopted Resolution No. 97-22 granting tentative approval for the Oak Knoll Subdivision. Condition No. 2 of said resolution requires that a landscape and street light maintenance assessment district be formed to provide funds for the maintenance of landscaping and street lighting within the Oak Knoll Subdivision, in accordance with the provision of Streets and Highways Code, Section 22500, et seq., (the Landscape and Lighting Act of 1972).

On March 11, 1998, the City Council of the City of Cotati, California, adopted Resolution No. 98-14 determining to initiate proceedings to levy an annual assessment for the landscaping and lighting improvements of the City of Cotati Oak Knoll Subdivision Landscape and Street Light Maintenance Assessment District, Sonoma County, California ("Assessment District"), pursuant to the provisions of the California Streets and highways Code Section 22500 et seq., (the Landscape and Lighting Act of 1972).

On June 9, 1999, the City Council adopted Resolution No. 99-27, setting a public hearing date of June 23, 1999 for establishing the rates for Fiscal Year 1999-2000.

On June 23, 1999, the City Council adopted Resolution No. 99-37 establishing the assessment district rates for Fiscal Year 1999-2000.

On June 14, 2000, the City Council adopted Resolution No. 00-28, setting a public hearing date of June 28, 2000 for establishing the rates for Fiscal Year 2000-01.

On June 28, 2000, the City Council adopted Resolution No. 00-34 establishing the assessment district rates for Fiscal Year 2000-2001.

On June 27, 2001, the City Council adopted Resolution No. 01-59, setting a public hearing date of July 11, 2001 for establishing the rates for Fiscal Year 2001-02.

On July 11, 2001, the City Council adopted Resolution 01-74, establishing the assessment district rates for Fiscal Year 2001-02.

On May 22, 2002, the City Council of the City of Cotati adopted Resolution No. 02-33, setting a public hearing date of June 12, 2002 for establishing rates for Fiscal Year 2002-2003.

On June 12, 2002, the City Council adopted Resolution No. 02-55, establishing the assessment district rates for Fiscal Year 2002-03.

Oak Knoll Subdivision

Landscape and Lighting Assessment District

On May 26, 2004, the City Council adopted Resolution No. 04-25, setting a public hearing date of June 9, 2004 for establishing rates for Fiscal Year 2004-2005.

On June 9, 2004, the City Council adopted Resolution No. 04-39, establishing the assessment district rates for Fiscal Year 2004-05.

On June 8, 2005, the City Council adopted Resolution No. 05-30, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

On June 22, 2005, the City Council adopted Resolution No. 05-46, establishing the assessment district rates for Fiscal Year 2005-06.

On June 28, 2006, the City Council adopted Resolution No. 06-28, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution No. 06-38, establishing the assessment district rates for Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-40, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-50, establishing the assessment district rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-32, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

On July 9, 2008, the City Council adopted Resolution No. 08-55, establishing the assessment district rates for Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a public hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for Fiscal Year 2009-2010.

The maintenance of landscaping and lighting improvements that are the subject of this Engineer's Report are briefly described as follows: Maintenance of landscaping and street lighting within the Christensen Court right of way of the Oak Knoll Subdivision.

Oak Knoll Subdivision

Landscape and Lighting Assessment District

Assessment District Boundaries

Included in this report is an Assessment Diagram, Exhibit "A", showing the boundaries of the Landscape and Street Light Maintenance Assessment District, which coincide with the exterior boundary of the Oak Knoll Subdivision.

All individual lots within the boundary of Oak Knoll Subdivision shall be included within the assessment district, with the exception of all dedicated public streets and Parcel "A" as shown upon the recorded map of Oak Knoll Subdivision.

Estimated Costs of Assessment District

The estimated annual cost of maintaining the landscaping for the fiscal year 2009-2010 is \$ 3,204.00.

Utility charges	\$ 392.00
Landscape maintenance	\$ 2,189.00
Public Works Administration	\$ 500.00
City Administration	<u>\$ 123.00</u>
Subtotal	\$ 3,204.00

General Fund Subsidy (0.00)

Total Assessment \$3,204.00

Method of Assessment Spread

The parcels within the Oak Knoll Subdivision receive special benefits of well-maintained public landscaped areas and streetlights. These special benefits include enhanced neighborhood identity and quality of life, as well as a sense of community along with increased property values. Based on the foregoing, each of the individual parcels within the assessment district, as described above under "Assessment District Boundaries", will be assessed an amount equal to 1/24th of the total assessment since they receive equal share of the special benefits mentioned above. Parcel "A" is a driveway serving lots 7, 8, 9, and 10. As Parcel "A" does not receive any of the special benefits, it is not assessed.

Assessment Spread

<u>No. of Parcels in District</u>	<u>Annual Charge Per Parcel</u>	<u>Total Annual Assessment</u>
24	\$133.50	\$3,204.00

Lot No.	Assessor's Parcel Number	Annual Charge
---------	--------------------------	---------------

1	144-340-028	133.50
2	144-340-029	133.50
3	144-340-030	133.50
4	144-340-031	133.50
5	144-340-032	133.50
6	144-340-033	133.50
7	144-340-034	133.50
8	144-340-035	133.50
9	144-340-036	133.50
10	144-340-037	133.50
11	144-340-038	133.50
12	144-340-039	133.50
13	144-340-040	133.50
14	144-340-041	133.50
15	144-340-042	133.50
16	144-340-043	133.50
17	144-340-044	133.50
18	144-340-045	133.50
19	144-340-046	133.50
20	144-340-047	133.50
21	144-340-048	133.50
22	144-340-049	133.50
23	144-340-050	133.50
24	144-340-051	<u>133.50</u>

Total Annual Assessment 3,204.00

Damien O'Bid, City Engineer

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk
City of Cotati

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER’S REPORT FOR FISCAL YEAR 2009-2010 FOR THE GARDEN GATE SUBDIVISION MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Garden Gate Subdivision Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer’s Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$195.56 (One hundred Ninety Five dollars and fifty-six cents) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer’s Report for the Garden Gate Subdivision Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEER'S REPORT
FOR
GARDEN GATE SUBDIVISION
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT

CITY OF COTATI
STATE OF CALIFORNIA

June 2009

**CITY OF COTATI
LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT
GARDEN GATE SUBDIVISION**

Background

On February 14, 2001 the City Council of the City of Cotati:

- 1.) Adopted Resolution No. 01-10 initiating proceedings to establish the Garden Gate Subdivision Landscape and Lighting Assessment District, in accord with the "Landscaping and Lighting Act of 1972", Streets and Highways Code, Section 22500, et seq.
- 2.) Adopted Resolution No. 01-12 setting a public hearing date for the formation of the Landscape and Lighting Assessment District and establishing rates for the Garden Gate Subdivision Landscape and Lighting Assessment District for Fiscal Year 2001-2002.

On the meeting of April 11, 2001, the City Council of the City of Cotati adopted Resolution No. 01-28 approving the Engineer's Report, ordering the formation of the City of Cotati Garden Gate Subdivision Landscape and Lighting Assessment District confirming the diagram and assessment, overruling protests, and ordering the levy of and assessment for the Fiscal Year 2001-2002.

On May 22, 2002 the City Council adopted Resolution No. 02-34, setting a public hearing date of June 12, 2002 for establishing rates for Fiscal Year 2002-2003.

On June 12, 2002 the City Council adopted Resolution No. 02-56, establishing the assessment district rates for Fiscal Year 2002-03.

On June 25, 2003, the City Council adopted Resolution No. 03-18, setting a public hearing date of July 09, 2003 for establishing rates for Fiscal Year 2003-2004.

On July 9, 2003, the City Council adopted Resolution No. 03-46, establishing the assessment district rates for Fiscal Year 2003-04.

On May 26, 2004, the City Council adopted Resolution No. 04-26, setting a public hearing date of June 9, 2004 for establishing rates for Fiscal Year 2004-2005.

On June 9, 2004, the City Council adopted Resolution No. 04-40, establishing the assessment district rates for Fiscal Year 2004-05.

On June 8, 2005, the City Council adopted Resolution No. 05-31, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

Garden Gate Subdivision

Landscape and Lighting Assessment District

On June 22, 2005, the City Council adopted Resolution No 05-44, establishing the assessment district rates for Fiscal Year 2005-06.

On June 28, 2006, the City Council adopted Resolution No. 06-29, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution No 06-39, establishing the assessment district rates for Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-41, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-51, establishing the assessment district rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-33, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

On July 9, 2008, the City Council adopted Resolution No. 08-56, establishing the assessment district rates for Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a public hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for Fiscal Year 2009-2010.

The purpose of the assessment is to generate funds for the maintenance of Landscape and Lighting in the Garden Gate Subdivision, said funds to be used for electrical, landscape and incidental expenses associated with street lighting and Parcel A & B Landscape Maintenance within the Garden Gate Subdivision.

Assessment District Boundaries

Included in this report is an Assessment Diagram (Exhibit A) showing the proposed boundaries of the Landscape and Lighting Assessment District which coincide with the exterior boundaries of the Garden Gate Subdivision.

All individual Lots 1- 15 within the boundaries of Garden Gate Subdivision are included in the assessment district.

Garden Gate Subdivision

Landscape and Lighting
Assessment District

Estimated Costs of Assessment District

Pursuant to the Landscaping & Lighting Act of 1972, an annual Engineer's Report must be filed. In this Engineer's Report, cost estimates for operation and maintenance of the facilities are defined. These will be updated with annual engineer's reports as required by the 1972 Act. The costs specified in the Engineer's Report shall be adjusted annually by the percentage change in the construction cost index (CCI) applicable to the San Francisco area found in the Engineering News Record occurring for the twelve-month period (January to December) of the immediately preceding year. If, as a result of the calculation of the percentage change in said index, if any, the said costs are increased, then, based on that increase; the assessments specified in the Engineer's Report shall be increased and allocated accordingly. The construction cost index is used because it reflects relative costs pertaining to labor and materials. In the event that the Engineering News Record ceases publication, a similar index chosen in the sole discretion of the City's Finance Director shall be used in its place.

If the annual Engineer's Report recommends any adjustment up to the previous assessment plus an adjustment up to the applicable percentage change in the San Francisco CCI, no notices shall be required to be sent nor shall a vote be required. If however, the adjustments recommended in the annual Engineer's Report exceed the previous year's assessment plus an adjustment up to the applicable percentage change in the San Francisco CCI, noticing and/or voting shall be required in accordance with the provisions applicable to this Assessment Act and Proposition 218.

In the 2009-2010 assessment there is a 4.86 % increase per the San Francisco CCI.

The estimated annual cost of maintaining the lighting and Parcels A & B landscaping for the Fiscal Year 2009-2010 is \$2,933.40. Five streetlights and Parcels A & B are owned by the City of Cotati and must be maintained by the City.

Landscape and Lighting
Assessment District

GARDEN GATE SUBDIVISION
Assessment District Estimated Costs

Landscape Maintenance

Total Landscaping Area Parcel A & B 2900 Sq. Ft. + -

Water Cost	\$ 672.00
Electrical Cost	258.00
Landscape Maintenance Cost	1,380.40
Public Works Maintenance & Inspection	500.00
Administration	123.00
Equipment Rental	<u>0.00</u>
Total	\$ 2,933.40

*3.506 per light per month PG & E Estimate

General Fund subsidy (0.00)

Total Assessment \$2,933.40

Total of 15 Lots, cost per Lot is \$195.56

Method of Assessment Spread

The assessment shall be divided equally among all of the individual parcels within the Assessment District, as described above under "Assessment District Boundaries".

Assessment Spread

Fifteen lots in assessment area:

Assessment #	Annual Charge
144-720-042	\$195.56
144-720-043	\$195.56
144-720-044	\$195.56
144-720-045	\$195.56
144-720-046	\$195.56
144-720-047	\$195.56
144-720-048	\$195.56
144-720-049	\$195.56
144-720-050	\$195.56
144-720-051	\$195.56
144-720-052	\$195.56
144-720-053	\$195.56
144-720-058	\$195.56
144-720-059	\$195.56

144-720-060	\$195.56
Total Annual Assessment	\$2,933.40

Approved by:

Damien O'Bid
City Engineer

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER'S REPORT FOR FISCAL YEAR 2009-2010 FOR THE PARK MEADOWS SUBDIVISION MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Park Meadows Subdivision Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer's Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$388.10 (Three Hundred Eighty Eight dollars and ten cents) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer's Report for the Park Meadows Subdivision Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEER'S REPORT
FOR
PARK MEADOW SUBDIVISION
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT

CITY OF COTATI
STATE OF CALIFORNIA

June 2009

**CITY OF COTATI
LANDSCAPE AND STREET LIGHT MAINTENANCE
ASSESSMENT DISTRICT
PARK MEADOWS SUBDIVISION**

Background

On October 13, 1999, the City Council of the City of Cotati adopted Resolution No. 99-72 granting tentative approval for the Park Meadows Subdivision. Condition No. 43 of said resolution requires that a landscape and street light maintenance assessment district be formed to provide funds for the maintenance of landscaping and street lighting within the Park Meadows Subdivision, in accordance with the provision of Streets and Highways Code, Section 22500, et seq., (the Landscape and Lighting Act of 1972).

On February 14, 2001, the City Council of the City of Cotati, California

1) Adopted Resolution No.01-11 initiating proceedings to establish the Park Meadow Subdivision Landscape and Lighting Assessment District ("Assessment District") pursuant to the provisions of the California Streets and Highways Code Section 22500 et. seq., (the Landscape and Lighting Act of 1972).

2) Adopted Resolution No. 01-12 setting a public hearing date of April 11, 2001 for the formation of the Assessment District and establishing rates for Fiscal Year 2001-2002.

On April 11, 2001 the City Council of the City of Cotati adopted Resolution No.01-30 approving the Engineer's Report, ordering the formation of the Assessment District, confirming the diagram and assessment, overruling protests, and ordering the levy of and assessment for the Fiscal Year 2001-2002.

On May 22, 2002, the City Council adopted Resolution No. 02-35, setting a public hearing date of June 12, 2002 for establishing rates for Fiscal Year 2002-2003

On June 12, 2003, the City Council adopted Resolution No. 02-57, establishing the assessment district rates for Fiscal Year 2002-03.

On February 26, 2003 the City Council adopted Resolution 03-06, overruling protests and specifying the reorganization of an assessment district for the Park Meadows Subdivision and confirming the diagram and assessments to annex the Dluzak Subdivision into the Park Meadows Landscape and Lighting Assessment District.

On February 26, 2003, the City Council adopted Resolution 03-07, concerning foreclosure of delinquent assessment liens for the lighting and landscaping maintenance assess district for the Park Meadows Subdivision.

On June 25, 2003, the City Council adopted Resolution No. 03-21, setting a public hearing date of July 09, 2003 for establishing rates for Fiscal Year 2003-2004.

Park Meadows Subdivision
Landscape and Lighting
Assessment District

On July 9, 2003, the City Council adopted Resolution No. 03-47, establishing the assessment district rates for Fiscal Year 2003-04.

On May 26, 2004, the City Council adopted Resolution No. 04-27, setting a public hearing date of June 9, 2004 for establishing rates for Fiscal Year 2004-2005.

On June 9, 2004, the City Council adopted Resolution No. 04-41, establishing the assessment district rates for Fiscal Year 2004-05.

On June 8, 2005, the City Council adopted Resolution No. 05-32, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

On June 22, 2005, the City Council adopted Resolution No. 05-43, establishing the assessment district rates for Fiscal Year 2005-06.

On June 28, 2006, the City Council adopted Resolution No. 06-30, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution No. 06-40, establishing the assessment district rates for Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-42, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-52, establishing the assessment district rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-34, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

On July 9, 2008, the City Council adopted Resolution No. 08-57, establishing the assessment district rates for Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a public hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for Fiscal Year 2009-2010.

The maintenance of landscaping and lighting improvements that are the subject of this Engineer's Report are briefly described as follows: Maintenance of landscaping and street lighting within the City right-of-way and Parcel "A" of the Park Meadows Subdivision.

Park Meadows Subdivision
Landscape and Lighting
Assessment District

Plans and Specifications

Plans and specifications for the improvements are those prepared by Kincheloe Engineering and Phil Manoukian & Associates. These plans and specifications have been filed separately with the Clerk of the legislative body and are incorporated in this Engineer's Report by reference.

Assessment District Boundaries

Included in this report is an Assessment Diagram, Exhibit "A", showing the proposed boundaries of the Assessment District.

All individual lots within the boundary of Park Meadows Subdivision shall be included within the assessment district, with the following exceptions:

- 1) All dedicated public streets and Parcel "A" and Parcel "B" as shown upon the map of Park Meadow Subdivision, recorded in Book 615 of Maps, Pages 15 through 18, Sonoma County Records.

Estimated Costs of Assessment District

The estimated annual costs of landscaping and street light maintenance are as follows:

Landscaping:	
Water	3,600.00
Maintenance Costs	9,895.90
Street Lighting:	
Energy Costs	840.00
Maintenance Costs	800.00
Incidentals/Repair/Replacements:	0.00
Administration	<u>0.00</u>
Subtotal	15,135.90
General Fund Subsidy	(0.00)
Total Assessment	15,135.90

Pursuant to the Landscaping & Lighting Act of 1972, an annual Engineer's Report must be filed. In this Engineer's Report, cost estimates for operation and maintenance of the facilities are defined. These will be updated with annual engineer's reports as required by the 1972 Act. The costs specified in the Engineer's Report shall be adjusted annually by the percentage change in the construction cost index (CCI) applicable to the San Francisco area found in the Engineering News Record occurring for the twelve-month period (January to December) of the immediately preceding year. If, as a result of the calculation of the percentage change in said index, if any, the said costs are increased, then, based on that increase; the assessments specified in the Engineer's Report shall be increased and allocated accordingly. The construction cost index is used because it reflects relative costs pertaining to labor and materials. In the event that the Engineering News

Park Meadows Subdivision
Landscape and Lighting
Assessment District

Record ceases publication, a similar index chosen in the sole discretion of the City's Finance Director shall be used in its place.

If the annual Engineer's Report recommends any adjustment up to the previous assessment plus an adjustment up to the applicable percentage change in the San Francisco CCI, no notices shall be required to be sent nor shall a vote be required. If however, the adjustments recommended in the annual Engineer's Report exceed the previous year's assessment plus an adjustment up to the applicable percentage change in the San Francisco CCI, noticing and/or voting shall be required in accordance with the provisions applicable to this Assessment Act and Proposition 218.

In the 2009-2010 assessment there is a 4.86 % increase per the San Francisco CCI.

Method of Assessment Spread

The parcels within the Park Meadow Subdivision will receive special benefits of well-maintained public landscaped areas and streetlights. These special benefits include enhanced neighborhood identity and quality of life, as well as a sense of community along with increased property values. Based on the foregoing, each of the individual parcels within the assessment district, as described above under "Assessment District Boundaries", will be assessed an amount equal to 1/39th of the total assessment since they receive equal share of the special benefits mentioned above. Parcel "A" and Parcel "B" are open space areas, therefore they are not assessed.

Assessment Spread

No. of Parcels In District	Annual Charge Per Parcel	Total Annual Assessment
39	\$388.10	\$15,135.90

Approved by:

Damien O'Bid
City Engineer

**ASSESSMENT ROLL
CITY OF COTATI
PARK MEADOWS SUBDIVISION
LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT**

Lot No.	APN	Annual Assessment Amount
1	144-074-001	\$ 388.10
2	144-074-002	\$ 388.10
3	144-074-003	\$ 388.10
4	144-074-004	\$ 388.10
5	144-074-005	\$ 388.10

6	144-074-006	\$ 388.10
7	144-074-007	\$ 388.10
8	144-074-008	\$ 388.10
9	144-074-009	\$ 388.10
10	144-074-010	\$ 388.10
11	144-074-011	\$ 388.10
12	144-074-012	\$ 388.10
13	144-074-013	\$ 388.10
14	144-074-014	\$ 388.10
15	144-074-015	\$ 388.10
16	144-074-016	\$ 388.10
17	144-074-017	\$ 388.10
18	144-074-018	\$ 388.10
19	144-074-019	\$ 388.10
20	144-074-020	\$ 388.10
21	144-074-021	\$ 388.10
22	144-074-022	\$ 388.10
23	144-074-023	\$ 388.10
24	144-074-024	\$ 388.10
25	144-074-025	\$ 388.10
26	144-074-026	\$ 388.10
27	144-074-027	\$ 388.10
28	144-074-028	\$ 388.10
29	144-074-029	\$ 388.10
30	144-074-030	\$ 388.10
31	144-074-031	\$ 388.10
32	144-074-032	\$ 388.10
33	144-074-033	\$ 388.10
34	144-074-034	\$ 388.10
35	144-074-035	\$ 388.10
36	144-074-036	\$ 388.10

Lands of Dluzak

37	144-740-046	\$ 388.10
38	144-740-047	\$ 388.10
39	144-740-048	\$ 388.10

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009

Deputy City Clerk

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER'S REPORT FOR FISCAL YEAR 2009-2010 FOR THE SANTERO WAY DEVELOPMENTS LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Santero Way Developments Landscaping and Lighting Maintenance Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer's Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$0.00 (Zero dollars and zero cents) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer's Report for the Santero Way Developments Landscaping and Lighting Maintenance Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEER'S REPORT
FOR
SANTERO WAY DEVELOPMENTS
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT

CITY OF COTATI
STATE OF CALIFORNIA

June 2009

**CITY OF COTATI
LANDSCAPE AND STREET LIGHT MAINTENANCE
ASSESSMENT DISTRICT
SANTERO WAY DEVELOPMENTS**

Background

On October 9, 2002, the City Council of the City of Cotati adopted Resolution No. 02-91 granting tentative approval for the Santero Way Developments. Condition No. 59 of said resolution requires that a landscape and street light maintenance assessment district be formed to provide funds for the maintenance of landscaping and street lighting within the Cotati Station Phase I Subdivision, in accordance with the provision of Streets and Highways Code, Section 22500, et seq., (the Landscape and Lighting Act of 1972).

On September 10, 2003 the City Council of the City of Cotati, California

1) Adopted Resolution No.03-62 initiating proceedings to establish the Santero Way Developments Subdivision Landscape and Lighting Assessment District ("Assessment District") pursuant to the provisions of the California Streets and Highways Code Section 22500 et. seq., (the Landscape and Lighting Act of 1972).

2) Adopted Resolution No. 03-62 setting a public hearing date of November 12, 2003 for the formation of the Assessment District and establishing rates for Fiscal Year 2003-2004.

On November 12, 2003 the City Council of the City of Cotati adopted Resolution No.03-70 approving the Engineer's Report, ordering the formation of the Assessment District, confirming the diagram and assessment, overruling protests, and ordering the levy of and assessment for the Fiscal Year 2003-2004.

On June 8, 2005, the City Council adopted Resolution No. 05-33, setting a public hearing date of June 22, 2005 for establishing rates for Fiscal Year 2005-2006.

On June 22, 2005, the City Council adopted Resolution No. 05-51, establishing the assessment district rates for Fiscal Year 2005-06.

On June 28, 2006, the City Council adopted Resolution No. 06-31, setting a public hearing date of July 12, 2006 for establishing rates for Fiscal Year 2006-2007.

On July 12, 2006, the City Council adopted Resolution No. 06-41, establishing the assessment district rates for Fiscal Year 2006-07.

On June 27, 2007, the City Council adopted Resolution No. 07-43, setting a public hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-53, establishing the assessment district rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-35, setting a public hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

Santero Way Developments
Landscape and Lighting
Assessment District

On July 9, 2008, the City Council adopted Resolution No. 08-58, establishing the assessment district rates for Fiscal Year 2008-09.

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a public hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for Fiscal Year 2009-2010.

The purpose of the assessment is to generate funds for the maintenance of landscape and lighting in the Santero Way Developments, said funds to be used for electrical power, landscape maintenance, water, park furniture maintenance and incidental expenses associated with public street lighting and landscape maintenance of the public park within the Santero Way Developments

Assessment District Boundaries

Included in this report is an Assessment Diagram showing the proposed boundaries of the Santero Way Developments Landscape and Lighting Assessment District (Exhibit A) which coincide with the exterior boundaries of the Cotati Station Subdivision, Phase 1, recorded in Book 654 at Pages 44 through 49, Sonoma County Records.

All individual Lots 1-50 and twenty (20) Condominium units within the boundaries of the Cotati Station Subdivision, Phase 1 (for a total of 70 dwelling units) are included in the assessment district.

Estimated Costs of Assessment District

The estimated annual costs of landscaping and street light maintenance are as follows:

Landscaping:

Water	432.00
Maintenance Costs	6,780.00

Street Lighting:

Energy Costs	715.00
Maintenance Costs	250.00

Incidentals/Repair/Replacements:	0.00
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Administration	<u>123.00</u>
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Subtotal	8,300.00
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General Fund Subsidy	(0.00)
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Total Assessment	0.00
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Santero Way Developments
Landscape and Lighting
Assessment District

Pursuant to the Landscaping & Lighting Act of 1972, an annual Engineer's Report must be filed. In this Engineer's Report, cost estimates for operation and maintenance of the facilities are defined. These will be updated with annual engineer's reports as required by the 1972 Act. The costs specified in the Engineer's Report shall be adjusted annually by the percentage change in the construction cost index (CCI) applicable to the San Francisco area found in the Engineering News Record occurring for the twelve-month period (January to December) of the immediately preceding year. If, as a result of the calculation of the percentage change in said index, if any, the said costs are increased, then, based on that increase; the assessments specified in the Engineer's Report shall be increased and allocated accordingly. The construction cost index is used because it reflects relative costs pertaining to labor and materials. In the event that the Engineering News Record ceases publication, a similar index chosen in the sole discretion of the City's Finance Director shall be used in its place.

If the annual Engineer's Report recommends any adjustment up to the previous assessment plus an adjustment up to the applicable percentage change in the San Francisco CCI, no notices shall be required to be sent nor shall a vote be required. If however, the adjustments recommended in the annual Engineer's Report exceed the previous year's assessment plus an adjustment up to the applicable percentage change in the San Francisco CCI, noticing and/or voting shall be required in accordance with the provisions applicable to this Assessment Act and Proposition 218.

In the 2009-2010 assessment there is a 4.86 % increase per the San Francisco CCI. However, there are sufficient funds on account to justify not implementing this increase this year.

Method of Assessment Spread

The assessment shall be equally divided among the seventy (70) dwelling units outlined in the attached Assessment Diagram and described above under the "Assessment District Boundaries."

Assessment Spread

No. of Parcels In District	Annual Charge Per Parcel	Total Annual Assessment
70	\$0.00	\$0.00

Approved by:

Damien O'Bid
City Engineer

Lot No.	Assessor's Parcel Number	Annual Charge
1	144-770-001	0.00
2	144-770-002	0.00
3	144-770-003	0.00
4	144-770-004	0.00
5	144-770-005	0.00
6	144-770-006	0.00
7	144-770-007	0.00
8	144-770-008	0.00
9	144-770-009	0.00
10	144-770-010	0.00
11	144-770-011	0.00
12	144-770-012	0.00
13	144-770-013	0.00
14	144-770-014	0.00
15	144-770-015	0.00
16	144-770-016	0.00
17	144-770-017	0.00
18	144-770-018	0.00
19	144-770-019	0.00
20	144-770-020	0.00
21	144-770-021	0.00
22	144-770-022	0.00
23	144-770-023	0.00
24	144-770-024	0.00
25	144-770-025	0.00
27	144-770-027	0.00
28	144-770-028	0.00
29	144-770-029	0.00
30	144-770-030	0.00
31	144-770-031	0.00
32	144-770-032	0.00
33	144-770-033	0.00
34	144-770-034	0.00
35	144-770-035	0.00
36	144-770-036	0.00
37	144-770-037	0.00
38	144-770-038	0.00
39	144-770-039	0.00
40	144-770-040	0.00
41	144-770-041	0.00
42	144-770-042	0.00
43	144-770-043	0.00
44	144-770-044	0.00
45	144-770-045	0.00
46	144-770-046	0.00
47	144-770-047	0.00
48	144-770-048	0.00

50	144-770-050	0.00
CAP 1A	144-770-051	0.00
CAP 1B	144-770-052	0.00
CAP 2A	144-770-053	0.00
CAP 2B	144-770-054	0.00
CAP 3A	144-770-055	0.00
CAP 3B	144-770-056	0.00
CAP 4A	144-770-057	0.00
CAP 4B	144-770-058	0.00
CAP 5A	144-770-059	0.00
CAP 5B	144-770-060	0.00
CAP 6A	144-770-061	0.00
CAP 6B	144-770-062	0.00
CAP 7A	144-770-063	0.00
CAP 7B	144-770-064	0.00
CAP 8A	144-770-065	0.00
CAP 8B	144-770-066	0.00
CAP 9A	144-770-067	0.00
CAP 9B	144-770-068	0.00
CAP 10A	144-770-069	0.00
CAP 10B	144-770-070	0.00

Total Annual Assessment 0.00

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ACCEPTING AND APPROVING THE ENGINEER’S REPORT FOR FISCAL YEAR 2009-2010 FOR THE ALTMAN ACRES SUBDIVISION LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT, AND ORDERING THE ESTABLISHMENT OF THE ASSESSMENT RATES, AS STATED THEREIN

WHEREAS, the Altman Acres Subdivision Landscaping and Lighting Maintenance Assessment District is a duly established and recorded assessment district; and

WHEREAS, the City Engineer has caused an Engineer’s Report to be prepared for Fiscal Year 2009-2010, which sets assessment amounts for properties within the Assessment District Area in the amount of \$350.00 (Three hundred Fifty dollars and zero cents) per unit; and

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept and approve the Engineer’s Report for the Altman Acres Subdivision Landscaping and Lighting Maintenance Assessment District, and orders the City Clerk to send notice of the assessments to properties within the District to the County Assessor/Auditor.

* * * * *

IT IS HEREBY CERTIFIED that the foregoing Resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

APPROVED: _____
John Guardino, Mayor

ATTEST: _____
Tamara Taylor, Deputy City Clerk

ENGINEER'S REPORT
FOR
ALTMAN ACRES SUBDIVISION
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT

CITY OF COTATI
STATE OF CALIFORNIA

June 2009

**CITY OF COTATI
LANDSCAPE AND STREET LIGHT MAINTENANCE
ASSESSMENT DISTRICT
ALTMAN ACRES SUBDIVISION**

Background

On October 9, 2002, the City Council of the City of Cotati adopted Resolution No. 02-91 granting tentative approval for the Altman Acres Subdivision. Condition No. 59 of said resolution requires that a landscape and street light maintenance assessment district be formed to provide funds for the maintenance of landscaping and street lighting within the Altman Acres Subdivision, in accordance with the provision of Streets and Highways Code, Section 22500, et seq., (the Landscape and Lighting Act of 1972).

On August 14, 2002 the City Council of the City of Cotati, California

1) Adopted Resolution No.02-73 initiating proceedings to establish the Altman Acres Subdivision Landscape and Lighting Assessment District ("Assessment District") pursuant to the provisions of the California Streets and Highways Code Section 22500 et. seq., (the Landscape and Lighting Act of 1972).

2) Adopted Resolution No. 02-74 setting a public hearing date of October 9, 2002 for the formation of the Assessment District and establishing rates for Fiscal Year 2002-2003.

On October 9, 2002 the City Council of the City of Cotati adopted Resolution No.02-94 approving the Engineer's Report, ordering the formation of the Assessment District, confirming the diagram and assessment, overruling protests, and ordering the levy of and assessment for the Fiscal Year 2002-2003.

On June 27, 2007, the City Council adopted Resolution No. 07-44, setting a hearing date of July 11, 2007 for establishing rates for Fiscal Year 2007-2008.

On July 11, 2007, the City Council adopted Resolution No. 07-54, establishing the assessment district rates for Fiscal Year 2007-08.

On June 25, 2008, the City Council adopted Resolution No. 08-36, setting a hearing date of July 9, 2008 for establishing rates for Fiscal Year 2008-2009.

On July 9, 2008, the City Council adopted Resolution No. 08-59, establishing the assessment district rates for Fiscal Year 2008-09

On June 24, 2009, the City Council adopted Resolution No. 09- , setting a hearing date of July 8, 2009 for establishing rates for Fiscal Year 2009-2010.

On July 8, 2009, the City Council adopted Resolution No. 09- , establishing the assessment district rates for Fiscal Year 2009-2010.

Altman Acres Subdivision
Landscape and Lighting
Assessment District

The purpose of the assessment is to generate funds for the maintenance of landscape and lighting in the Altman Acres Subdivision and along Old Redwood Highway right-of-way fronting Lots 1 through 7. All funds shall be used for electrical, landscape, and incidental expenses within the Altman Acres Subdivision.

Assessment District Boundaries

Included in this report is an Assessment Diagram showing the proposed boundaries of the Landscape and Lighting Assessment District (Exhibit A).

All individual Lots 1-14 within the boundaries of the Altman Acres Subdivision and the associated frontage extending to the centerline of Old Redwood Highway are included in the assessment district.

Estimated Costs of Assessment District

The estimated annual costs of landscaping and street light maintenance are as follows:

Landscaping:	
Water	200.00
Maintenance Costs	4,003.00
Street Lighting:	
Energy Costs	324.00
Maintenance Costs	250.00
Incidentals/Repair/Replacements:	0.00
Administration	<u>123.00</u>
Subtotal	4,900.00
 General Fund Subsidy	 (0.00)
 Total Assessment	 4,900.00

Pursuant to the Landscaping & Lighting Act of 1972, an annual Engineer's Report must be filed. In this Engineer's Report, cost estimates for operation and maintenance of the facilities are defined. These will be updated with annual engineer's reports as required by the 1972 Act. The costs specified in the Engineer's Report shall be adjusted annually by the percentage change in the construction cost index (CCI) applicable to the San Francisco area found in the Engineering News Record occurring for the twelve-month period (January to December) of the immediately preceding year. If, as a result of the calculation of the percentage change in said index, if any, the said costs are increased, then, based on that increase; the assessments specified in the Engineer's Report shall be increased and allocated accordingly. The construction cost index is used because it reflects relative costs pertaining to labor and materials. In the event that the Engineering News Record ceases publication, a similar index chosen in the sole discretion of the City's Finance Director shall be used in its place.

Altman Acres Subdivision
Landscape and Lighting
Assessment District

If the annual Engineer's Report recommends any adjustment up to the previous assessment plus an adjustment up to the applicable percentage change in the San Francisco CCI, no notices shall be required to be sent nor shall a vote be required. If however, the adjustments recommended in the annual Engineer's Report exceed the previous year's assessment plus an adjustment up to the applicable percentage change in the San Francisco CCI, noticing and/or voting shall be required in accordance with the provisions applicable to this Assessment Act and Proposition 218.

In the 2009-2010 assessment there is a 4.86 % increase per the San Francisco CCI.

Method of Assessment Spread

The assessment shall be equally divided among the fourteen (14) dwelling units outlined in the attached Assessment Diagram and described above under the "Assessment District Boundaries."

Assessment Spread

<u>No. of Parcels In District</u>	<u>Annual Charge Per Parcel</u>	<u>Total Annual Assessment</u>
14	\$350.00	\$4,900.00

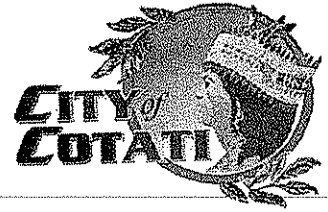
Approved by:

Damien O'Bid
City Engineer

<u>Lot No.</u>	<u>Assessor's Parcel Number</u>	<u>Annual Charge</u>
1	046-640-001	350.00
2	046-640-002	350.00
3	046-640-003	350.00
4	046-640-004	350.00
5	046-640-005	350.00
6	046-640-006	350.00
7	046-640-007	350.00
8	046-640-008	350.00
9	046-640-009	350.00
10	046-640-010	350.00
11	046-640-011	350.00
12	046-640-012	350.00
13	046-640-013	350.00
14	046-640-014	350.00
	Total Annual Assessment	4,900.00

I, the City Clerk of the City of Cotati, do hereby certify that the foregoing assessment, together with a diagram thereto attached, was approved and confirmed by the City Council of said City on July 8, 2009.

Deputy City Clerk



June 22, 2009

Daniel Gallagher
208 Aguirre Ct
Cotati, CA 94931-5370

**SUBJECT: LIGHTING AND LANDSCAPE MAINTENANCE DISTRICT SERVICE
REDUCTION**

Dear Daniel ,

As a result of a severe budget deficit in the City of Cotati's (City) General Fund, the City will no longer be able to subsidize the maintenance of the Quail Hollow IV Landscape maintenance district (LMD) that you contribute to. You are receiving this letter because you pay an annual assessment of \$40.00 with your property tax bill to support the maintenance of street lighting and/or common landscaped areas in your neighborhood.

Since Fiscal Year 1998-99, the City has provided a total subsidy of \$36,441.83 out of the City's General Fund to pay for the annual shortfall in funding to maintain the LMD. This is primarily because when the LMD was created, it was not structured to track inflation. Therefore, for many years, maintenance costs have been significantly higher than the funding that was available.

The City will continue to provide a minimum level of maintenance for safety throughout the City. The currently assessed amounts will allow for approximately 4 hours of additional staff time for maintenance each year. If you desire higher levels of service, residents within the District can voluntarily choose to provide the LMD with additional funding, can hire a landscaper, or can enlist volunteers to provide maintenance services.

A public hearing has been scheduled for July 8, 2009 at 7 pm in the City of Cotati Council chambers. This hearing is to set the annual assessment for Fiscal Year 2009-10.

If you have any questions or concerns, please don't hesitate to contact me at 707.665.3620 or dobid@ci.cotati.ca.us.

Sincerely,

Damien O'Bid, P.E.
City Engineer / Director of Public Works

Daniel O'Bid Cotati City Engineer

June 23, 2009

I just received your letter about the Maintenance regarding the Quail Hollow Landscape.

Hell yes; you should stop this rip off of the taxpayers. We all pay \$40 @ year to have somebody once a year trim some dying hedges. Have you noticed along Myrtle drive, about half of the trees that the city planted along with the other bushes have died, since I have resided on Aguirre Court. The city has not replaced any trees or plants that have died, and they still tax us for the barren ground. Plus in the winter when the rains are coming down, you still are using the sprinklers to water the already wet ground. Talk about conserving water.

What a waste no wonder the city and the county and state are going broke! Plus the sewage rates you charged us was really government robbery to say the least!

Dan Gallagher

A handwritten signature in black ink, appearing to read 'Dan Gallagher', written over a horizontal line.

City Council Agenda Public Hearing

Subject: Establishing the outstanding water/sewer charges and directing levying of assessments for fiscal year 2009-2010

Date: July 8, 2009

Written By: Jone Hayes, Director of Administrative Services

RECOMMENDATION:

It is recommended that the City Council receive all oral and written protests to the outstanding water/sewer charges and adopt a resolution establishing the outstanding water/sewer charges and directing levying of assessments for fiscal year 2009-2010.

Background:

The City of Cotati has one delinquent account that may necessitate collection through levying of assessment to the property rolls. In this case, the properties are currently served by the City sewer system only.

The Administrative Services department has invoiced the property owner for their sewer charges every 2 months at the same time as all other water/sewer customers in the City. This property owner has not remitted payment since February 2009.

Analysis/Discussion:

In normal cases where water and sewer are connected to the same address and the utility bill is not kept current, the water service can be turned off, thus requiring residents to pay the applicable bill if they want to continue receiving service. As these accounts are sewer only, the City's best recourse for collecting on the delinquent bills is through the process of adding the charges onto the property tax roles.

Financial Considerations:

Collection of the delinquent amounts outstanding in the amount of \$ 431.14 and the related processing costs.

Environmental Issues:

None.

Attachments: Proposed resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI
ESTABLISHING THE OUTSTANDING WATER/SEWER CHARGES AND
DIRECTING LEVYING OF ASSESSMENTS
FOR FISCAL YEAR 2009-2010**

WHEREAS, there has been submitted to the City Council of the City of Cotati an itemized report showing outstanding water/sewer charges identified below.

WHEREAS, the City Council has held a public hearing on July 8, 2009, duly advertised as required by State Law.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Cotati does hereby order the City Clerk to send notice of the assessments to properties as listed below to the County Assessor/Auditor.

<u>Parcel Number</u>	Outstanding Charges
046-233-005	\$431.14

* * * * *

IT IS HEREBY CERTIFIED that the foregoing resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009, by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

Approved: _____
John Guardino, Mayor

Attest: _____
Tamara Taylor, Deputy City Clerk

City Council Agenda Public Hearing

Subject: Establishing the Outstanding Backflow Testing Charges and Levying of Assessments for Fiscal Year 2009-2010

Date: July 8, 2009

Written By: Jone Hayes, Director of Administrative Services

Recommendations

It is recommended that the City Council receive all oral and written protests to the amount of fiscal year 2009-2010 backflow testing charges and approve a resolution establishing the outstanding backflow testing charges and directing the levying of assessments for fiscal year 2009-2010.

Background

The City of Cotati established backflow testing requirements with Ordinance No. 773. This Ordinance transferred the responsibility for testing and associated costs from the City of Cotati to the property owner and also allowed levying of assessment of outstanding backflow charges onto their property taxes. Under California State law, the City is required to hold a public hearing annually to set the assessment rates for the following year for each outstanding backflow testing charge.

Analysis/Discussion

In Fiscal Year 05-06 City staff implemented backflow testing procedures as defined in Ordinance No. 773. Property owners are notified annually of the requirement to provide certification to the City on any backflow prevention device on their property. The notices allow for them to hire their own contractor to do the work, and specify the date by which the certification is required to be on file in the Administrative Services Department. After that date, the City's contractor was provided with a list of properties that did not have certifications on file and they performed the required testing, made any necessary repairs and provided certifications for those properties. Invoices were then mailed out to the owner of each of the properties for which the City's contractor provided services. To date the City has not received payment on the properties listed on Exhibit "A" and is requesting that Council direct the levying of assessments on the Sonoma County property tax roll.

Financial Considerations

The costs of back flow testing are expected to be paid by owners of the property for which the testing was performed.

Environmental Issues

None.

Attachment: Proposed resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI
ORDERING THE ESTABLISHMENT OF OUTSTANDING BACKFLOW TESTING
CHARGES AND DIRECTING LEVYING OF ASSESSMENTS
FOR FISCAL YEAR 2009-2010.**

WHEREAS, Ordinance No. 773 adopted on May 25, 2005 added Chapter 13.20.070 regarding backflow testing expenses being considered a lien upon property.

WHEREAS, there has been submitted to the City Council of the City of Cotati an itemized report showing outstanding backflow testing charges identified below.

WHEREAS, the City Council has held a public hearing on July 8, 2009 duly advertised as required by State law.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Cotati hereby orders the establishment of outstanding backflow testing charges and directs the City Clerk to send notice of the assessments on the properties to the County Assessor/Auditor.

Parcel Number
Exhibit "A"

**Outstanding
Charges**
See Listing

* * * * *

IT IS HEREBY CERTIFIED that the foregoing resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009, by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

Approved: _____
John Guardino, Mayor

Attest: _____
Tamara Taylor, Deputy City Clerk

Exhibit "A"

APN	Outstanding Charges
144-010-013	49.34
144-010-019	49.34
144-151-034	49.34
144-351-001	49.34
144-360-032	49.34
144-440-024	49.34
144-760-001	49.34
144-760-025	49.34
144-770-003	49.34
144-770-011	49.34
144-770-029	49.34
144-770-033	49.34
144-770-034	49.34
144-770-037	49.34
144-800-003	49.34

City Council Agenda Public Hearing

Subject: Amendments to Chapter 13 of the Cotati Municipal Code Regarding Water Conserving Toilets and Amendment to Resolution No. 93-83 relating to the use of water/wastewater conservation fees.

Date: July 8, 2009

Written by: Damien O’Bid, Public Works Director / City Engineer

Recommendation

It is recommended that the Council: 1) introduce and adopt an urgency ordinance to amend Chapters 13.64, 13.72 and 13.73 of the City of Cotati’s municipal code to require the installation of a High Efficiency Toilet (HET) for new construction, bathroom remodels, and change of service; and 2) adopt a resolution amending Resolution 93-83 relating to the use of water/wastewater conservation fees.

Background

The City is a signatory to a memorandum of understanding (MOU) with the California Urban Water Conservation Council (CUWCC), which is a requirement of our water supply agreement with the Sonoma County Water Agency. The MOU currently requires 1.6 gallon per flush (gpf) Ultra Low Flow Toilets (ULFTs) as a water conservation Best Management Practice (BMP). Effective July 1, 2009, the new CUWCC MOU takes effect that requires 1.28 gpf High Efficiency Toilets (HETs).

New Connections

In 1989, the City of Cotati (City) adopted Ordinance 521, which added Chapter 13.64 “Water and Sewerage System Requirements” to the Cotati Municipal Code (CMC). Ordinance 521 required the installation of ULFT water conserving toilets in all new construction and bathroom remodels. It also provided a \$50 credit for customers who retrofit their existing toilets. The findings cited the need to conserve water and preserve sewer capacity as the reason for the ordinance.

In 1993, the City adopted Ordinance 610, which amended Chapter 13.64 of the Cotati Municipal Code (CMC). The primary amendment in Ordinance 610 was the establishment of a Water/Wastewater Conservation Fee for new connections, to be established by resolution. The companion Resolution 93-83 established the fees, but narrowly described their use as for

“...retrofitting toilets, shower heads, and faucets in existing residential, commercial and industrial properties..”.

In 2007, the City adopted Ordinance 811, which further amended Chapter 13.64 of the CMC by modifying the findings, and adding additional detail to the method of charge for the water/wastewater fee.

Existing Customers

In 2005, the City adopted Ordinance 774, which added Chapter 13.72 to the CMC. Ordinance 774 requires that all **residential** pre-1992 toilets be replaced with 1.6 gpf toilets (or better) at the time of change of service.

In 2006, the City adopted Ordinance 786, which added Chapter 13.73 to the CMC. Ordinance 786 requires that all **non-residential** pre-1992 toilets be replaced with 1.6 gpf toilets (or better) at the time of change of service.

Implementation

The City, through the Administrative Services Department, tracks the status of toilet retrofits and informs existing customers of the requirement to retrofit pre-1992 toilets at the time of change of service. The water/wastewater fee collected for new or upgraded connections is utilized to mitigate the cost of this retrofit by offering up to 2 free ULFT toilets, or \$150 rebates on higher cost ULFTs.

The City Building Department implements the water/wastewater conservation fee by including a fee on all new water connections. The current balance in this account is approximately \$900,000, which has historically been used for toilet retrofits and rebates.

Analysis/Discussion

The proposed amendments to CMC Chapter 13.64 will increase the flexibility to use the water/wastewater conservation fee for a wider variety of retrofit projects on existing properties, provided they achieve water conservation and/or preserve sewer capacity. This proposed amendment will also require a minimum of 1.28 gpf HETs for new construction or bathroom remodels.

The proposed amendments to CMC Chapters 13.72 and 13.73 will continue the requirement that toilets are upgraded at time of service change, but will change the requirement from 1.6 gpf ULFTs to 1.28 gpf HETs.

The intent of these amendments are to save water, preserve sewer capacity, and also to comply with the new CUWCC MOU. The City will utilize the US EPA Water Sense-approved HET toilets to determine eligibility for retrofit or rebates.

Financial Considerations

The toilet retrofit program is fully funded through the water/wastewater fee. The requirement for HET's increases the installed cost of the toilets by approximately \$115 per unit.

Environmental Issues

The toilet retrofit program saves precious water resources.

Attachments:

1. Proposed ordinance showing changes
2. Proposed ordinance
3. Proposed resolution showing changes to Resolution No. 93-83
4. Proposed amended Resolution No. 93-83

ORDINANCE NO. ____

ORDINANCE AMENDING SECTION 13.64.030 OF CHAPTER 13.64 WATER AND SEWERAGE SYSTEM REQUIREMENTS OF THE COTATI MUNICIPAL CODE

The City Council for the City of Cotati does hereby ordain as follows:

SECTION 1. Section 13.64.030 of Chapter 13.64 *Water and Sewerage System Requirements* of the Cotati Municipal Code is amended to read as follows:

13.64.030 Conservation devices—Required for building permit.

A. All tank-type water closets in any and all new construction and any project involving remodel of a bathroom(s) shall ~~use no more than one and six tenths (1.6) gallons per flush~~ use 1.28 gallons per flush or less and conform to the US Environmental Protection Agency Water Sense specifications, as demonstrated through Water Sense product labeling and shall be a minimum “ultra-low flush” type toilet.

B. In all new construction, and any construction project involving the remodeling of bathrooms, kitchens, laundry rooms or other areas where hot water piping is installed, potable hot water piping in accessible unconditioned areas leading from water heaters shall be insulated to provide an installed conductance of 0.33 or less.

C. A water/wastewater conservation fee is hereby established and shall be consistent with section 13.64.010 and as follows:

1. The water/wastewater fee shall apply to all new or increased (in number or size) sewer or water connections for residential and non-residential property.
2. The amount of the water/wastewater conservation fee shall be established by resolution of the city council and shall be amended from time to time to appropriately reflect cost changes.

SECTION 2. Section 13.64.040 of Chapter 13.64 *Water and Sewerage System Requirements* of the Cotati Municipal Code is amended to read as follows:

13.64.040 Credit for installation of ~~ultra-low flush~~ Water Sense toilets.

Once it is confirmed that a residential or nonresidential water and/or sewer account has replaced existing toilet(s) that use more than 1.6 gallons per flush with one or more ultra-low toilets that use 1.28 gallons per flush or less and conform to the US Environmental Protection Agency Water Sense specifications, as demonstrated through Water Sense certification~~flush toilets or with toilets that use no more than 1.6 gallons per flush (as and confirmed by the building inspector)~~, the finance director shall provide a one hundred fifty dollar rebate to the property owner for each replaced toilet following the replacement installation as described in this section. The rebate amount of one hundred fifty dollars per toilet may be raised by the finance director at a rate of increase of the Bay Area consumer price index (CPI) beginning July 1, 2008 and by the CPI rate of increase each year thereafter, provided, there are adequate funds in the toilet rebate and retrofit account.

SECTION 3. Chapter 13.72 *Water and Sewerage System Requirements* of the Cotati Municipal Code is amended to read as follows:

13.72.010 Title.

This chapter shall be known as the "~~ultra low flow~~ Water Conservation Toilet Retrofit ordinance" of the city of Cotati and may be so cited.

13.72.020 Purpose and intent.

The purpose and intent of this chapter is to ensure that the present and future water resources and sanitary sewer treatment capacity available to the city of Cotati are utilized to maximum benefit for our present and future customers. The city intends to promote water conservation through requiring the installation of ultra low flow Water Sense toilets at the time of any change in water service by a residential customer. All residential customers applying for change of service shall comply with the requirements set forth in this chapter.

13.72.030 Definitions.

The terms used in this chapter shall have the following meanings:

"Certificate of retrofit compliance" means a certificate issued upon completion of installation of a toilet retrofit in a residential structure. The certificate requires the signature of a licensed plumber verifying inspection or installation of toilet retrofit for each nonconforming toilet at the service address.

"City" means the city of Cotati.

"Pre-1992 residential structure" means any residential structure built and available for use or occupancy before January 1, 1992.

"Property owner" means the person or entity holding legal ownership and financial authority over the residential property.

"Residential customer" means the person or entity applying for service from an existing connection for a residential property who is also the property owner of the residential property at the service address. For purposes of this chapter, "residential customer" is defined to exclude renters of residential property.

"Residential property" means a parcel or parcels of real property upon which is located a residential structure.

"Residential structure" means a structure or structures located upon a parcel or parcels of real property which is used to provide living accommodation to one or more persons. Includes, dwelling, dwelling unit or housing unit as defined in Title 17 of this code.

"Service address" means the address of a residential property receiving water service in the city.

"Toilet retrofit" means replacing each toilet using more than one and six tenths gallons of water per flush with a Water Sense toilet ~~"ultra low flow toilet."~~

~~"Ultra low flow toilet" means any toilet rated at one and six tenths gallons of water or less per flush.~~

“Water Sense” toilet means any toilet that uses 1.28 gallons per flush or less and conforms to the US Environmental Protection Agency Water Sense specifications, as demonstrated through Water Sense certification.

"Water service change" means a request for new, increased or modified residential water service at an existing service address.

13.72.040 Applicability.

All residential customers of a pre-1992 residential structure shall, at the time of water service change, comply with the requirements set forth in this chapter.

13.72.050 Retrofit at time of change of service.

All existing toilet fixtures in pre-1992 residential structures receiving water from the city's water system shall, at the time of water service change, be retrofitted, exclusively with a Water Sense ~~ultra low flow~~ toilet as defined in Section 13.72.030 of this chapter, if ~~not already done~~any existing toilet fixtures exceed 1.6 gallons per flush. A certificate of retrofit compliance shall be submitted by the property owner to the city for residential structures in which all toilet fixtures have been retrofitted ~~with ultra low flow toilets~~. If no certificate of retrofit compliance is on file with the city at the time of request for a water service change, a site inspection shall be required and the property owner shall be charged a city inspection fee. Such fee may be set by council by separate resolution. The inspection will be performed by city personnel or a licensed plumber contracted by the city. The property owner may also contract its own licensed plumber at its own expense, to conduct the inspection. If the pre-1992 residential structure is found to already be retrofitted, the city personnel or plumber will sign a certificate of retrofit compliance and submit it to the city building department with a copy to the property owner. If it is determined that a toilet retrofit is required the property owner shall be financially responsible for such toilet retrofit. Certificates of retrofit compliance will be maintained by the building department in order to provide future verification that ultra low flowall toilets ~~have been~~ installed in a structure do not exceed 1.6 gallons per flush.

13.72.070 Exemptions.

A residential customer shall be exempt from the requirements of this chapter in the following circumstances:

- A. Unavailability of a Water Sense ~~ultra low flow~~ toilet to either match a well-defined historic architectural style fitted with authentic plumbing fixtures or to accommodate existing house plumbing without bathroom alteration;
- B. One or more residents at the service address have special health circumstances that require specific plumbing fixtures which may not meet the ultra low-flow toilet criteria defined by this regulation;
- C. Other Exemptions. The city manager determines that an exemption is necessary for purposes of health, safety and sanitation.

A request for an exemption must be accompanied by substantial evidence of the existence of the facts supporting the requested exemption.

SECTION 4. Chapter 13.73 *Water and Sewerage System Requirements* of the Cotati Municipal Code is amended to read as follows:

13.73.010 Title.

This chapter shall be known as the "~~Ultra Low-Flow~~Water Conservation Toilet Retrofit Ordinance for Non-Residential Customers" of the city of Cotati and may be so cited.

13.73.020 Purpose and intent.

The purpose and intent of this chapter is to ensure that the present and future water resources ~~and sanitary sewer treatment capacity~~ available to the city of Cotati are utilized to maximum benefit for our present and future customers. The city intends to promote water conservation through requiring the installation of ~~ultra low flow~~Water Sense toilets at the time of any change in water service by a nonresidential customer. All nonresidential customers applying for change of service shall comply with the requirements set forth in this chapter.

13.73.030 Definitions.

The terms used in this chapter shall have the following meanings:

"Certificate of retrofit compliance" means a certificate issued upon completion of installation of a toilet retrofit in a residential structure. The certificate requires the signature of a licensed plumber verifying inspection or installation of toilet retrofit for each nonconforming toilet at the service address.

"City" means the city of Cotati.

"Nonresidential customer" means the person or entity applying for service from an existing connection for a property, or portion thereof, who is also the property owner of the property at the service address. For purposes of this chapter, "nonresidential customer" is defined to exclude renters or tenants of nonresidential property.

"Nonresidential property" or "property" means a parcel or parcels of real property upon which is located a nonresidential structure. For a "mixed use" property, the connection for a residential customer is governed by Chapter 13.32 of the municipal code, whereas the connection for a nonresidential customer is governed by this chapter.

"Nonresidential structure" means a structure or structures located upon a parcel or parcels of real property which is used for any purpose other than to provide living accommodation to one or more persons, including, but not limited to, use as a place of business for commercial, industrial, office or institutional purposes.

"Pre-1992 structure" means any nonresidential structure built and available for use or occupancy before January 1, 1992.

"Property owner" means the person or entity holding legal ownership and financial authority over the property.

"Service address" is the address of a nonresidential property receiving water service in the city.

"Toilet retrofit" means replacing each toilet using more than 1.6 gallons of water per flush with a Water Sense toilet~~"ultra low flow toilet."~~

~~"Ultra low flow toilet" means any toilet rated at 1.6 gallons of water or less per flush.~~

“Water Sense” toilet means any toilet that uses 1.28 gallons per flush or less and conforms to the US Environmental Protection Agency Water Sense specifications, as demonstrated through Water Sense certification.

"Water service change" means a request for new, increased or modified water service at an existing service address.

13.73.050 Retrofit at time of change of service.

All existing toilet fixtures in pre-1992 structures receiving water from the city's water system shall, at the time of water service change, be retrofitted, exclusively with an ~~an ultra low flow~~ Water Sense toilet as defined in Section 13.73.030, if ~~not already done~~ any existing toilet fixtures exceed 1.6 gallons per flush. A certificate of retrofit compliance shall be submitted by the property owner to the city for nonresidential structures in which all toilet fixtures have been retrofitted ~~with ultra low flow toilets~~. If no certificate of retrofit compliance is on file with the city at the time of request for a water service change, a site inspection shall be required and the property owner shall be charged a city inspection fee. Said fee may be set by council by separate resolution. The inspection will be performed by city personnel or a licensed plumber contracted by the city. The property owner may also contract its own licensed plumber at its own expense, to conduct the inspection. If the pre-1992 residential structure is found to already be retrofitted, the city personnel or plumber will sign a certificate of retrofit compliance and submit it to the city building department with a copy to the property owner. If it is determined that a toilet retrofit is required the property owner shall be financially responsible for said toilet retrofit. Certificates of retrofit compliance will be maintained by the building department in order to provide future verification that ~~ultra low flow~~ all toilets ~~have been~~ installed in a structure do not exceed 1.6 gallons per flush.

13.73.070 Exemptions.

A nonresidential customer shall be exempt from the requirements of this chapter in the following circumstances:

A. Unavailability of ~~an ultra low flow~~ Water Sense toilet to either match a well-defined historic architectural style fitted with authentic plumbing fixtures or to accommodate existing plumbing without bathroom alteration;

B. Other Exemptions. The city manager determines that an exemption is necessary for purposes of health, safety and sanitation.

A request for an exemption must be accompanied by substantial evidence of the existence of the facts supporting the requested exemption.

SECTION 5. Severability. If any section, subsection, sentenced, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 6. Effective Date. This ordinance shall become effective thirty (30) days after the date of adoption.

SECTION 7. Posting. The City Clerk shall cause this ordinance to be posted and/or published within fifteen (15) days after the date of adoption.

It is hereby certified that the foregoing ordinance was introduced on the 8th day of July, 2009, and adopted on the 8th day of July, 2009, by the following vote, to wit:

GUARDINO
COLEMAN-SENGHOR
BARICH
GILARDI
ORCHARD

Approved: _____
Mayor

Attest: _____
City Clerk

ORDINANCE NO. ____

**URGENCY ORDINANCE AMENDING SECTION 13.64.030 OF CHAPTER 13.64 WATER
AND SEWERAGE SYSTEM REQUIREMENTS OF THE COTATI MUNICIPAL CODE**

The City Council for the City of Cotati does hereby ordain as follows:

SECTION 1. Section 13.64.030 of Chapter 13.64 *Water and Sewerage System Requirements* of the Cotati Municipal Code is amended to read as follows:

13.64.030 Conservation devices—Required for building permit.

A. All tank-type water closets in any and all new construction and any project involving remodel of a bathroom(s) shall use 1.28 gallons per flush or less and conform to the US Environmental Protection Agency Water Sense specifications, as demonstrated through Water Sense product labeling.

B. In all new construction, and any construction project involving the remodeling of bathrooms, kitchens, laundry rooms or other areas where hot water piping is installed, potable hot water piping in accessible unconditioned areas leading from water heaters shall be insulated to provide an installed conductance of 0.33 or less.

C. A water/wastewater conservation fee is hereby established and shall be consistent with section 13.64.010 and as follows:

1. The water/wastewater fee shall apply to all new or increased (in number or size) sewer or water connections for residential and non-residential property.
2. The amount of the water/wastewater conservation fee shall be established by resolution of the city council and shall be amended from time to time to appropriately reflect cost changes.

SECTION 2. Section 13.64.040 of Chapter 13.64 *Water and Sewerage System Requirements* of the Cotati Municipal Code is amended to read as follows:

13.64.040 Credit for installation of Water Sense toilets.

Once it is confirmed that a residential or nonresidential water and/or sewer account has replaced existing toilet(s) that use more than 1.6 gallons per flush with one or more toilets that use 1.28 gallons per flush or less and conform to the US Environmental Protection Agency Water Sense specifications, as demonstrated through Water Sense certification and confirmed by the building inspector, the finance director shall provide a one hundred fifty dollar rebate to the property owner for each replaced toilet following the replacement installation as described in this section. The rebate amount of one hundred fifty dollars per toilet may be raised by the finance director at a rate of increase of the Bay Area consumer price index (CPI) beginning July 1, 2008 and by the CPI rate of increase each year thereafter, provided, there are adequate funds in the toilet rebate and retrofit account.

SECTION 3. Chapter 13.72 *Water and Sewerage System Requirements* of the Cotati Municipal Code is amended to read as follows:

13.72.010 Title.

This chapter shall be known as the "Water Conservation Toilet Retrofit ordinance" of the city of Cotati and may be so cited.

13.72.020 Purpose and intent.

The purpose and intent of this chapter is to ensure that the present and future water resources and sanitary sewer treatment capacity available to the city of Cotati are utilized to maximum benefit for our present and future customers. The city intends to promote water conservation through requiring the installation of Water Sense toilets at the time of any change in water service by a residential customer. All residential customers applying for change of service shall comply with the requirements set forth in this chapter.

13.72.030 Definitions.

The terms used in this chapter shall have the following meanings:

"Certificate of retrofit compliance" means a certificate issued upon completion of installation of a toilet retrofit in a residential structure. The certificate requires the signature of a licensed plumber verifying inspection or installation of toilet retrofit for each nonconforming toilet at the service address.

"City" means the city of Cotati.

"Pre-1992 residential structure" means any residential structure built and available for use or occupancy before January 1, 1992.

"Property owner" means the person or entity holding legal ownership and financial authority over the residential property.

"Residential customer" means the person or entity applying for service from an existing connection for a residential property who is also the property owner of the residential property at the service address. For purposes of this chapter, "residential customer" is defined to exclude renters of residential property.

"Residential property" means a parcel or parcels of real property upon which is located a residential structure.

"Residential structure" means a structure or structures located upon a parcel or parcels of real property which is used to provide living accommodation to one or more persons. Includes, dwelling, dwelling unit or housing unit as defined in Title 17 of this code.

"Service address" means the address of a residential property receiving water service in the city.

"Toilet retrofit" means replacing each toilet using more than one and six tenths gallons of water per flush with a Water Sense toilet.

"Water Sense" toilet means any toilet that uses 1.28 gallons per flush or less and conforms to the US Environmental Protection Agency Water Sense specifications, as demonstrated through Water Sense certification.

"Water service change" means a request for new, increased or modified residential water service at an existing service address.

13.72.040 Applicability.

All residential customers of a pre-1992 residential structure shall, at the time of water service change, comply with the requirements set forth in this chapter.

13.72.050 Retrofit at time of change of service.

All existing toilet fixtures in pre-1992 residential structures receiving water from the city's water system shall, at the time of water service change, be retrofitted, exclusively with a Water Sense toilet

as defined in Section 13.72.030 of this chapter, if any existing toilet fixtures exceed 1.6 gallons per flush. A certificate of retrofit compliance shall be submitted by the property owner to the city for residential structures in which all toilet fixtures have been retrofitted. If no certificate of retrofit compliance is on file with the city at the time of request for a water service change, a site inspection shall be required and the property owner shall be charged a city inspection fee. Such fee may be set by council by separate resolution. The inspection will be performed by city personnel or a licensed plumber contracted by the city. The property owner may also contract its own licensed plumber at its own expense, to conduct the inspection. If the pre-1992 residential structure is found to already be retrofitted, the city personnel or plumber will sign a certificate of retrofit compliance and submit it to the city building department with a copy to the property owner. If it is determined that a toilet retrofit is required the property owner shall be financially responsible for such toilet retrofit. Certificates of retrofit compliance will be maintained by the building department in order to provide future verification that all toilets installed in a structure do not exceed 1.6 gallons per flush.

13.72.070 Exemptions.

A residential customer shall be exempt from the requirements of this chapter in the following circumstances:

A. Unavailability of a Water Sense toilet to either match a well-defined historic architectural style fitted with authentic plumbing fixtures or to accommodate existing house plumbing without bathroom alteration;

B. One or more residents at the service address have special health circumstances that require specific plumbing fixtures which may not meet the ultra low-flow toilet criteria defined by this regulation;

C. Other Exemptions. The city manager determines that an exemption is necessary for purposes of health, safety and sanitation.

A request for an exemption must be accompanied by substantial evidence of the existence of the facts supporting the requested exemption.

SECTION 4. Chapter 13.73 *Water and Sewerage System Requirements* of the Cotati Municipal Code is amended to read as follows:

13.73.010 Title.

This chapter shall be known as the "Water Conservation Toilet Retrofit Ordinance for Non-Residential Customers" of the city of Cotati and may be so cited.

13.73.020 Purpose and intent.

The purpose and intent of this chapter is to ensure that the present and future water resources and sanitary sewer treatment capacity available to the city of Cotati are utilized to maximum benefit for our present and future customers. The city intends to promote water conservation through requiring the installation of Water Sense toilets at the time of any change in water service by a nonresidential customer. All nonresidential customers applying for change of service shall comply with the requirements set forth in this chapter.

13.73.030 Definitions.

The terms used in this chapter shall have the following meanings:

"Certificate of retrofit compliance" means a certificate issued upon completion of installation of a toilet retrofit in a residential structure. The certificate requires the signature of a licensed plumber verifying inspection or installation of toilet retrofit for each nonconforming toilet at the service address.

"City" means the city of Cotati.

"Nonresidential customer" means the person or entity applying for service from an existing connection for a property, or portion thereof, who is also the property owner of the property at the service address. For purposes of this chapter, "nonresidential customer" is defined to exclude renters or tenants of nonresidential property.

"Nonresidential property" or "property" means a parcel or parcels of real property upon which is located a nonresidential structure. For a "mixed use" property, the connection for a residential customer is governed by Chapter 13.32 of the municipal code, whereas the connection for a nonresidential customer is governed by this chapter.

"Nonresidential structure" means a structure or structures located upon a parcel or parcels of real property which is used for any purpose other than to provide living accommodation to one or more persons, including, but not limited to, use as a place of business for commercial, industrial, office or institutional purposes.

"Pre-1992 structure" means any nonresidential structure built and available for use or occupancy before January 1, 1992.

"Property owner" means the person or entity holding legal ownership and financial authority over the property.

"Service address" is the address of a nonresidential property receiving water service in the city.

"Toilet retrofit" means replacing each toilet using more than 1.6 gallons of water per flush with a Water Sense toilet.

"Water Sense" toilet means any toilet that uses 1.28 gallons per flush or less and conforms to the US Environmental Protection Agency Water Sense specifications, as demonstrated through Water Sense certification.

"Water service change" means a request for new, increased or modified water service at an existing service address.

13.73.050 Retrofit at time of change of service.

All existing toilet fixtures in pre-1992 structures receiving water from the city's water system shall, at the time of water service change, be retrofitted, exclusively with a Water Sense toilet as defined in Section 13.73.030, if any existing toilet fixtures exceed 1.6 gallons per flush. A certificate of retrofit compliance shall be submitted by the property owner to the city for nonresidential structures in which all toilet fixtures have been retrofitted. If no certificate of retrofit compliance is on file with the city at the time of request for a water service change, a site inspection shall be required and the property owner shall be charged a city inspection fee. Said fee may be set by council by separate resolution. The inspection will be performed by city personnel or a licensed plumber contracted by the city. The property owner may also contract its own licensed plumber at its own expense, to conduct the inspection. If the pre-1992 residential structure is found to already be retrofitted, the city personnel or plumber will sign a certificate of retrofit compliance and submit it to the city building department with a copy to the property owner. If it is determined that a toilet retrofit is required the property owner shall be financially responsible for said toilet retrofit. Certificates of retrofit compliance will be maintained by the building department in order to provide future verification that all toilets installed in a structure do not exceed 1.6 gallons per flush.

13.73.070 Exemptions.

A nonresidential customer shall be exempt from the requirements of this chapter in the following circumstances:

A. Unavailability of a Water Sense toilet to either match a well-defined historic architectural style fitted with authentic plumbing fixtures or to accommodate existing plumbing without bathroom alteration;

B. Other Exemptions. The city manager determines that an exemption is necessary for purposes of health, safety and sanitation.

A request for an exemption must be accompanied by substantial evidence of the existence of the facts supporting the requested exemption.

SECTION 5. Severability. If any section, subsection, sentenced, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 6. Effective Date. This ordinance shall become effective thirty (30) days after the date of adoption.

SECTION 7. Posting. The City Clerk shall cause this ordinance to be posted and/or published within fifteen (15) days after the date of adoption.

IT IS HEREBY CERTIFIED that the foregoing ordinance was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

Approved: _____
John Guardino, Mayor

Attest: _____
Tamara Taylor, Deputy City Clerk

Approved as to form:

Rich Rudnansky, City Attorney

RESOLUTION NO. [To be inserted by Deputy City Clerk]

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI AMENDING
RESOLUTION 93-83**

WHEREAS, the City Council of the City of Cotati has adopted Ordinance No. 610, which establishes a water/wastewater conservation fee fund; and

WHEREAS, the findings of Chapter 13.64 of the CMC states that the purpose of the chapter is to preserve sewer capacity and also to preserve the City's water supply; and

WHEREAS, the water/wastewater conservation fee has been collected by the City for new (or increased in number or size) water connections; and

WHEREAS, in accordance with the intent of the findings of Chapter 13.64 of the CMC, the water/wastewater connection fee is appropriate to be used for water conservation and/or sewer preservation retrofits and projects that achieve the goal of reducing water use or preserving sewer capacity in existing properties across all user categories. ~~said fund is for the retrofitting of toilets, shower heads, and faucets in existing residential, commercial and industrial properties; and~~

WHEREAS, Ordinance No. 610 requires that the amount of the fee be established by Resolution.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Cotati does hereby ~~establish~~ continue the following ~~waste-water~~ existing water/wastewater conservation fees:

1. Residential - \$1,750 per new residential building permit. This fee is not to be assessed for remodels or additions.
2. Commercial and Industrial - \$1,500 per acre

BE IT FURTHER RESOLVED by the City Council of the City of Cotati that the water/wastewater conservation fee is a continuation of an existing fee and no new fee is being considered.

IT IS HEREBY CERTIFIED that the foregoing resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

Approved: _____
Mayor

Attest: _____
Deputy City Clerk

Approved as to form:

City Attorney

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI AMENDING
RESOLUTION 93-83**

WHEREAS, the City Council of the City of Cotati has adopted Ordinance No. 610, which establishes a water/wastewater conservation fee fund; and

WHEREAS, the findings of Chapter 13.64 of the CMC states that the purpose of the chapter is to preserve sewer capacity and also to preserve the City's water supply; and

WHEREAS, the water/wastewater conservation fee has been collected by the City for new (or increased in number or size) water connections; and

WHEREAS, in accordance with the intent of the findings of Chapter 13.64 of the CMC, the water/wastewater connection fee is appropriate to be used for water conservation and/or sewer preservation retrofits and projects that achieve the goal of reducing water use or preserving sewer capacity in existing properties across all user categories.

WHEREAS, Ordinance No. 610 requires that the amount of the fee be established by Resolution.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Cotati does hereby continue the following existing water/wastewater conservation fees:

1. Residential - \$1,750 per new residential building permit. This fee is not to be assessed for remodels or additions.
2. Commercial and Industrial - \$1,500 per acre

BE IT FURTHER RESOLVED by the City Council of the City of Cotati that the water/wastewater conservation fee is a continuation of an existing fee and no new fee is being considered.

IT IS HEREBY CERTIFIED that the foregoing resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

Approved: _____
John Guardino, Mayor

Attest: _____
Tamara Taylor, Deputy City Clerk

Approved as to form:

City Attorney

Joint Meeting of City Council and Redevelopment Agency Board of Directors Agenda Consent Calendar

Subject: Receive and File Warrants and Audited Claims for June 11th, 2009 – June 24th, 2009

Date: July 8, 2009

Written by: Jone Hayes, Director of Administrative Services

Recommendation

It is recommended that the City Council receive and file the warrants and audited claims (the A/P Check Registers) as submitted.

Background

Warrants (checks) are created by City Staff in compliance with the following Municipal Code Sections:

2.12.160 Expenditure control--Purchasing.

It shall be the duty of the city manager to see that no expenditures shall be submitted or recommended to the city council except on approval of the city manager or his authorized representative. The city manager, or his authorized representative, shall be responsible for the purchase of all supplies for all the departments or divisions of the city. (Ord. 97 §7.9, 1968).

3.36.010 Expenditures--Compliance required.

All expenditures of city funds in connection with purchases must be made strictly in accordance with the duly adopted budget, and in order that budgetary control may be effectively exercised, the procedures in this chapter shall be followed. (Ord. 575 §1(part), 1992).

Analysis/Discussion

Warrants and Audited Claims listings (now identified as the A/P Check Registers) list all warrants issued for the period indicated. Per Council action on July 11, 2007 all warrants are released as they are created.

All expenditures of City funds in connection with wages and benefits and purchases of services or materials are strictly in accordance with the duly adopted budget and / or Council actions

amending the adopted budget. Expenditures have been approved for payment by either the City Manager or by Department Heads.

Financial Considerations

The following is the totals for the Warrants and Audited Claims (the A/P Check Register) issued for the period of June 11th 2009 – June 24th, 2009:

June 24, 2009	\$ 171,011.30
June 24, 2009	<u>253.68</u>
Total	\$ 171,264.98

Environmental Issues

None.

Attachments:

1. Check Registers dated 6/24

PACKET: 00324 Regular Payments
 VENDOR SET: 01
 BANK : AP AP - CASH CLEARING (POOL)

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
ABL03	ABLE MAINTENANCE I-061609	RFD LANDSCAPE DEPOSIT	R	6/24/2009		14,000.00CR	057809	14,000.00
ACC04	ACCURINT-ACCT#1022911 I-20090531	MISC INFO SEARCHES - MAY 2009	R	6/24/2009		30.00CR	057810	30.00
ADA01	DIANE ADAMS I-062209	RFD - BABYSITTING DATE CHG	R	6/24/2009		20.00CR	057811	20.00
ADV01	AD-VANTAGE MARKETING I-48689	DSP POSTCARDS	R	6/24/2009		307.58CR	057812	307.58
AFL01	AFLAC I-599352	P6156 EMP PREMIUMS 6/1-6/15/09	R	6/24/2009		663.86CR	057813	663.86
AGG01	DESIREE AGGIO I-062209	RFD RM RENTAL DEPOSIT-6/13/09	R	6/24/2009		340.00CR	057814	340.00
ALT02	DENNIS ALTMAN I-011209-R	REISSUE DEMO BOND RFD 8830 ORH	R	6/24/2009		117.13CR	057815	117.13
BRE02	PETE BREELAND I-061809	AIKIDO INSTRUCTOR - JUNE 2009	R	6/24/2009		32.50CR	057816	32.50
BRO08	BRODIE'S TIRE & BRAKE, INC. I-190044	OIL & FILTER CHANGE - TAHOE	R	6/24/2009		62.88CR	057817	62.88
CAL42	CAL STEAM I-288244	LA PLAZA RESTROOM	R	6/24/2009		17.31CR	057818	17.31
CHE02	PICHMONY CHEYKIM I-102208-R	REISSUE RM RENTAL DEP 8/8/08	R	6/24/2009		350.00CR	057819	350.00
CIT05	CITY OF ROHNERT PARK I-20752	ANIMAL SVCS - JUNE 2009	R	6/24/2009		1,414.39CR	057820	1,414.39
CIT09	CITY OF SANTA ROSA I-106834	SUBREG WSTWTR SYSTM-JUNE	R	6/24/2009		130,410.62CR	057821	130,410.62
CIT19	CITY OF ROHNERT PARK I-061709 I-061709A	8789-000 4/1 - 5/31/09 8789-001 4/1 - 5/31/09	R R	6/24/2009 6/24/2009		179.71CR 219.96CR	057822 057822	399.67

PACKET: 00324 Regular Payments
 VENDOR SET: 01
 BANK : AP AP - CASH CLEARING (POOL)

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
COS01	I-061909	#111718968670 - RENEWAL	R	6/24/2009		100.00CR	057823	100.00
CRE02	I-59072	CREDIT CK-D. CALLAWAY (VOL)	R	6/24/2009		25.00CR	057824	25.00
	I-59073	CREDIT CK-JOEL SLOVICK (VOL)	R	6/24/2009		25.00CR	057824	50.00
DEP10	I-739368	DEPARTMENT OF JUSTICE FINGERPRINT APPS - MAY 2009	R	6/24/2009		306.00CR	057825	306.00
DEV03	I-7496 / 7491	DEVOTO PLUMBING, INC. RETRO-144 CHADWICK/621 WILFORD	R	6/24/2009		1,260.00CR	057826	1,260.00
	I-7505	TOILET RETRO - 145 KEYT WAY	R	6/24/2009		630.00CR	057826	1,890.00
DIV01	I-061109	DIVERSIFIED RISK/HUB INTERNATIONAL EVENT INSURANCE - JUNE 2009	R	6/24/2009		144.58CR	057827	144.58
ESP01	I-11888	ESP & ALARMS, INC. WATER TOWER - JUNE-AUG 2009	R	6/24/2009		180.00CR	057828	180.00
GIU01	I-2005-66	ALICIA GIUDICE SSBP - 5/21 - 6/9/09	R	6/24/2009		637.50CR	057829	637.50
	I-2005-67	20 WOODLAND HILLS 5/26 - 6/18	R	6/24/2009		276.25CR	057829	276.25
	I-2005-68	100 VALPARAISO 5/26 - 6/19/09	R	6/24/2009		510.00CR	057829	1,423.75
GRA01	I-9012936077	GRAINGER, INC. LIGHTBULBS - COTATI RM	R	6/24/2009		106.95CR	057830	106.95
	I-9014920269	LIGHTBULBS - PD	R	6/24/2009		71.28CR	057830	178.23
GRO05	I-4008178-00	GROENIGER AND COMPANY PW SUPPLIES	R	6/24/2009		366.15CR	057831	366.15
	I-4008246-00	PW SUPPLIES	R	6/24/2009		43.23CR	057831	409.38
HAM03	I-062209	SUSAN HAMMOND FELDENKRAIS INSTRUCTOR-JUNE	R	6/24/2009		210.60CR	057832	210.60
HOL04	I-061009	HOLIDAY PARK PARTIAL RFD - TREE REPLACEMENT	R	6/24/2009		900.00CR	057833	900.00
INT14	I-78943	INTERACTIVE COMPUTER DESIGNS INC. INSITE FEES - JUNE 2009	R	6/24/2009		117.00CR	057834	117.00

6/24/2009 10:59 AM

A / P CHECK REGISTER

PAGE: 3

PACKET: 00324 Regular Payments

VENDOR SET: 01

BANK : AP AP - CASH CLEARING (POOL)

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
JOS02	CHRISTOPHER A. JOSEPH & ASSOCIATES I-600355	DSP FEIR - APRIL 2009	R	6/24/2009		9,635.40CR	057835	9,635.40
JUD01	JUDICIAL DATA SYSTEM CORP I-211	PARKING CITATIONS - MAY 2009	R	6/24/2009		152.56CR	057836	152.56
KOU01	GABE KOURA I-062209	JIU JITSU INSTRUCTOR - JUNE	R	6/24/2009		142.35CR	057837	142.35
LEX03	LEXISNEXIS / MATTHEW BENDER I-79899129 I-79899137	CA DEER ELECTIONS SUPPLEMENT CA DEER GOVT SUPPLEMENT	R R	6/24/2009 6/24/2009		118.96CR 303.38CR	057838 057838	422.34
LYL01	LYNNE LYLE I-062209	RFD OVERPAYMENT-FELDENKRAIS	R	6/24/2009		21.00CR	057839	21.00
MAR23	KIM MARTIN I-062209	REFUND - ENGINEERING CAMP	R	6/24/2009		125.00CR	057840	125.00
MYE01	MYERS-STEVENS & TOOHEY CO I-814986	PD DISABILITY - JULY 2009	R	6/24/2009		351.00CR	057841	351.00
NEX01	NEXTEL COMMUNICATIONS I-262519522-061	5/7 - 6/6/09	R	6/24/2009		554.50CR	057842	554.50
OFF09	OFFICE DEPOT I-477318495-001 I-477318496-001	OFFICE SUPPLIES - PD OFFICE SUPPLIES - PD	R R	6/24/2009 6/24/2009		26.48CR 47.06CR	057843 057843	73.54
POW04	SANDRA POWELL I-062209	RFD - BABYSITTING CHG/CPR	R	6/24/2009		72.00CR	057844	72.00
PRE06	PRECISION WIRELESS SERVICE I-19444 I-19445	RADIO SVC - PD MICROPHONE - PD	R R	6/24/2009 6/24/2009		175.65CR 97.63CR	057845 057845	273.28
REP01	REPUBLIC ITS I-905463	TRAFFIC SIGNAL MAINT-MAY 2009	R	6/24/2009		528.65CR	057846	528.65
RIC04	BARBARA RICHARD I-062209	RFD - BABYSITTING DATE CHG	R	6/24/2009		20.00CR	057847	20.00

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A / P CHECK REGISTER

PAGE: 4

PACKET: 00324 Regular Payments

VENDOR SET: 01

BANK : AP AP - CASH CLEARING (POOL)

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
SAN20	I-10898	SANTA ROSA UNIFORM AND CAREER APPAREL NAMETAG-MCCULLOUGH (VOLUNTEER)	R	6/24/2009		9.78CR	057848	9.78
SET02	I-9027	SETTERLAND & ASSOCIATES PLAN CHECK - 8482 LA SALLE AVE	R	6/24/2009		914.00CR	057849	914.00
SHA01	I-722213	SHAMROCK MATERIALS INC. LEAK DETECTION/ROAD REPAIR	R	6/24/2009		19.62CR	057850	19.62
TAY04	I-061809	KEN & THERESA TAYLOR RETRO REBATE - 8804 LUND HILL	R	6/24/2009		300.00CR	057851	300.00
TER01	I-287036687 I-287036688 I-287036689	TERMINIX PROCESSING CENTER PD - JUNE 2009 COTATI RM / SCHOOL - JUNE 2009 CITY HALL - JUNE 2009	R R R	6/24/2009 6/24/2009 6/24/2009		54.00CR 52.00CR 47.00CR	057852 057852 057852	153.00
USC01	I-99135208	US CONCRETE CURB INLET BOXES (4)	R	6/24/2009		3,167.80CR	057853	3,167.80

* * T O T A L S * *	NO#	DISCOUNTS	CHECK AMT	TOTAL APPLIED
REGULAR CHECKS:	45	0.00	171,011.30	171,011.30
HANDWRITTEN CHECKS:	0	0.00	0.00	0.00
PRE-WRITE CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
VOID CHECKS:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
CORRECTIONS:	0	0.00	0.00	0.00
REGISTER TOTALS:	45	0.00	171,011.30	171,011.30

TOTAL ERRORS: 0 TOTAL WARNINGS: 0

6/24/2009 10:08 AM

REFUNDS CHECK REGISTER

PAGE: 1

PACKET: 00322 US - Refund
VENDOR SET: 01 City of Cotati
BANK: AP AP - CASH CLEARING (POOL)

VENDOR	I.D.	NAME	CHECK TYPE	DATE	DISCOUNT	CHECK AMOUNT	CHECK NO#	AMOUNT
1	I-000200906230186	WILKINS, LAUREN WILKINS, LAUREN	R	6/24/2009		83.15	057805	83.15
1	I-000200906230187	DIFATTA, GEENA DIFATTA, GEENA	R	6/24/2009		50.47	057806	50.47
1	I-000200906230188	VERMILYE, ANNE VERMILYE, ANNE	R	6/24/2009		67.75	057807	67.75
1	I-000200906230189	BERGMAN, SAMANTHA BERGMAN, SAMANTHA	R	6/24/2009		52.31	057808	52.31

* * B A N K T O T A L S * *
 REGULAR CHECKS: NO# 4 DISCOUNTS 0.00 CHECK AMT 253.68 TOTAL APPLIED 253.68
 HANDWRITTEN CHECKS: 0 0.00 0.00
 PRE-WRITE CHECKS: 0 0.00 0.00
 DRAFTS: 0 0.00 0.00
 VOID CHECKS: 0 0.00 0.00
 NON CHECKS: 0 0.00 0.00
 CORRECTIONS: 0 0.00 0.00
 BANK TOTALS: 4 0.00 253.68

Joint Meeting of City Council and Cotati Community
Redevelopment Agency Board of Directors
Consent Calendar

Subject: Consideration of Adoption of Resolution of the City Council / Board of Directors
Continuing the FY 08-09 Budget

Date: July 8, 2009

Written by: Jone Hayes, Director of Administrative Services

Recommendation

It is recommended that the City Council / Board Directors Adopt a Resolution Continuing the FY 08-09 Budget to July 22, 2009.

Background

By State law all cities are required to adopt the upcoming year's budget (FY 2009-2010) by June 30, 2009. If the budget is not adopted, the city must adopt a resolution continuing the previous year's budget into the new fiscal year and for a period less than 60 days.

Analysis/Discussion

At its June 24, 2009 meeting, the Council/Board adopted Resolution No. 2009-36/CRA-214 continuing the 2008-2009 Annual Budget to July 8, 2009. It is anticipated that the 2009-2009 Annual Budget will be adopted at the Council's/Board's July 22, 2009 meeting.

Attachments:

1. Proposed resolution

RESOLUTION NO. ____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI
AND THE COTATI COMMUNITY REDEVELOPMENT AGENCY
CONTINUING THE FISCAL YEAR 2008-2009 BUDGET**

WHEREAS, the City is in the process of developing an annual budget for fiscal year 2009-2010; and

WHEREAS, it is anticipated that the fiscal year 2009-2010 Budget will be adopted on July 22, 2009; and;

WHEREAS, the City is required to make routine and monthly payments for goods, services and miscellaneous maintenance as necessary to continue day-to-day operations of City government.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cotati does continue the 2008-09 annual budget in full force and effect until July 22, 2009, except for capital expenditures which may require City Council approval.

IT IS HEREBY CERTIFIED that the foregoing resolution was duly introduced and legally adopted at a regular meeting of the City Council of the City of Cotati held on the 8th day of July, 2009 by the following vote, to wit:

GUARDINO _____
COLEMAN-SENGHOR _____
BARICH _____
GILARDI _____
ORCHARD _____

Approved: _____
John Guardino, Mayor

Attest: _____
Tamara Taylor, Deputy City Clerk