

RESOLUTION NO. 4220

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD, COUNTY OF MONTEREY, STATE OF CALIFORNIA, PRELIMINARILY APPROVING THE ENGINEER'S REPORT AND DECLARING ITS INTENTION TO LEVY AND COLLECT ANNUAL ASSESSMENTS WITHIN RANCHO SAN VICENTE PARKS AND OPEN SPACES MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2008/2009, AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING

The City Council of the City of Soledad, California (hereinafter referred to as the "City"), does resolve as follows:

WHEREAS, the City Council of the City of Soledad has, by previous Resolution number 3283, formed the Rancho San Vicente Parks and Open Spaces Maintenance Assessment District (hereinafter referred to as the "District"), pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (hereinafter referred to as the "Act") and as provided by Article XIII D of the California Constitution, to levy and collect assessments against the lots or parcels of land within such district to pay for the costs and expenses of operating, maintaining and servicing improvements and facilities located within public places within the boundaries of the District; and,

WHEREAS, the District and the associated assessments are in compliance with the provisions of the Act and California Constitution Article XIID; and,

WHEREAS, the Engineer, MuniFinancial has prepared and filed with the City Clerk of the City of Soledad and the City staff has reviewed and recommended approval of such report entitled "Engineer's Final Annual Levy Report, Rancho San Vicente Parks and Open Spaces Maintenance Assessment District";

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL OF THE CITY OF SOLEDAD FOR THE RANCHO SAN VICENTE PARKS AND OPEN SPACES MAINTENANCE ASSESSMENT DISTRICT AS FOLLOWS:

Section 1 The City Council hereby (1) finds that the public interest and convenience requires and (2) declares its intention to order the approval for the levy and to collect assessments against the assessable lots and parcels of land within such District for that portion of the fiscal year commencing July 1, 2008 and ending June 30, 2009 to pay the costs and expenses of the improvements described in Section 2. The City Council in subsequent fiscal years may thereafter impose the assessment at any rate or amount that is less than or equal to the amount authorized for each fiscal year, increased each year based upon an established Assessment Range Formula that provides for reasonable increases and inflationary adjustments to the annual assessments. The District provides for an annual adjustment to the Maximum Assessment Rate per EFSU (equivalent single family unit) of three percent (3%). Generally, if the proposed annual assessment for the current fiscal year is less than or equal to the calculated Maximum Assessment, then the proposed annual assessment is not considered an increased assessment. The Maximum Assessment is equal to the initial assessment (approved by property owners within the District) adjusted annually by three percent (3%).

Section 2 The improvements within the District include: the maintenance and operation of and the furnishing of services and materials for landscape maintenance easement areas including open space areas, parkways, and slopes within the boundaries of the District, including, but not limited to trees, shrubs, turf and other ornamental vegetation, drainage and irrigation systems, stitch piers; park maintenance and repairs, and sound wall maintenance repairs; and other appurtenant facilities. The Engineer's Annual Levy Report describes all new improvements or substantial changes in existing improvements.

Section 3 The general location and boundaries of the District are shown on maps on file in the office of the City Engineer, are incorporated herein by reference, and open to public inspection. The designation of the District is as follows: Rancho San Vicente Parks and Open Spaces Maintenance Assessment District.

Section 4 Reference is hereby made to the Engineer's Report, on file in the office of the City Clerk and the City Engineer and open to public inspection, for a full and detailed description of the improvements, the boundaries of the District and the proposed assessments upon assessable lots and parcels of land within the District.

Section 5 Notice is hereby given that Wednesday, the 2nd day of July, 2008 at 6:30 p.m. in the Council Chambers of the City Hall of the City of Soledad, 248 Main Street, California, is the time and place fixed for a public hearing by the City Council on the question of the levy and collection of assessments for fiscal year 2008/2009 against lots and parcels of land within the District. At the hearing, all interested persons shall be afforded the opportunity to hear and be heard. After said hearing, the City Council shall adopt the 2008/2009 Final Engineer's Report.

Section 6 The City Clerk is hereby authorized and directed to give notice of the public hearing as set forth in Section 5 in accordance with law.

Section 7 The City Council hereby designates Brad Mills at MuniFinancial, telephone number 800-755-6864 to answer inquiries regarding the hearing, protest proceedings, and procedural or technical matters.

Section 8 Lots or parcels within the District that are owned or used by any county, city, city and county, special district or any other local or regional governmental agency, the State of California or the United States shall be assessed unless the City demonstrates by clear and convincing evidence that such lots or parcels receive no special benefit from the proposed improvements.

PASSED, APPROVED and ADOPTED at a regular meeting held this 4th day of June, 2008 by the following vote:

AYES, and in favor thereof, Councilmembers: Martha Camacho, Juan Saavedra, Patricia Stephens, Mayor Pro Tem Christopher Bourke, Mayor Richard Ortiz

NOES, Councilmembers: None

ABSTAINED, Councilmembers: None

ABSENT, Councilmembers: None

08 - 2009
COLLECTION RATES
TRI-CITIES

GARBAGE COLLECTION AND DISPOSAL RATES - 2008-2009 (EFFECTIVE JULY 1, 2008) - REFUSE, YARDWASTE AND RECYCLING IN CARTS													
DESCRIPTION OF SERVICES	FY 07-08 Garbage Rates	CPI 2.83%	TCDR Garbage Rates	CONTRACT ADM. RATE \$ 0.23	Total Service Rate	FRANCHISE FEE (CITY) 20%	TOTAL MONTHLY COLLECTION	LANDFILL DISPOSAL (07-08)	Disposal Rate Increase 8.62%	LANDFILL DISPOSAL (08-09)	Franch/Admin FEE (CITY) 20.0%	2008-09 DISPOSAL RATE	TOTAL GARBAGE RATE
Residential Weekly Can Service													
1-48 gallon cart	\$ 10.30	\$ 0.29	\$ 10.59	\$ 0.23	\$ 10.82	\$ 2.12	\$12.94	\$ 6.85	\$ 0.59	\$ 7.44	\$ 1.49	\$ 8.93	\$ 21.87
1-65 gallon cart	\$ 13.52	\$ 0.38	\$ 13.90	\$ 0.23	\$ 14.13	\$ 2.78	\$16.91	\$ 13.71	\$ 1.18	\$ 14.89	\$ 2.98	\$ 17.87	\$ 34.78
1-96 gallon cart	\$ 16.75	\$ 0.47	\$ 17.22	\$ 0.23	\$ 17.45	\$ 3.44	\$20.89	\$ 20.57	\$ 1.77	\$ 22.34	\$ 4.47	\$ 26.81	\$ 47.70
Bulky Goods (per Pick-up)	\$ 16.26	\$ 0.46	\$ 16.72	\$ 0.23	\$ 16.95	\$ 3.34	\$20.29	\$ 6.85	\$ 0.59	\$ 7.44	\$ 1.49	\$ 8.93	\$ 29.22
Call back (per trip)	\$ 5.42	\$ 0.15	\$ 5.57	\$ 0.23	\$ 5.80	\$ 1.11	\$6.91	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 6.91
Overloaded can (per bag)	\$ 5.42	\$ 0.15	\$ 5.57	\$ 0.23	\$ 5.80	\$ 1.11	\$6.91	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 6.91
Extra Can or Bag Pick-up (1)	\$ 10.84	\$ 0.31	\$ 11.15	\$ 0.23	\$ 11.38	\$ 2.23	\$13.61	\$ 1.06	\$ 0.09	\$ 1.15	\$ 0.23	\$ 1.38	\$ 14.99
Cart Replacement	\$ 21.67	\$ 0.61	\$ 22.28	\$ 0.23	\$ 22.51	\$ 4.46	\$26.97	\$ 1.06	\$ 0.09	\$ 1.15	\$ 0.23	\$ 1.38	\$ 28.35
Commercial and Multiple Dwelling Can Service													
1 Pickup Per Week - 1-48 gallon cart	\$ 9.60	\$ 0.27	\$ 9.87	\$ 0.23	\$ 10.10	\$ 1.97	\$12.07	\$ 6.85	\$ 0.59	\$ 7.44	\$ 1.49	\$ 8.93	\$ 21.00
1 Pickup Per Week - 1-64 gallon cart	\$ 12.50	\$ 0.35	\$ 12.85	\$ 0.23	\$ 13.08	\$ 2.57	\$15.65	\$ 13.71	\$ 1.18	\$ 14.89	\$ 2.98	\$ 17.87	\$ 33.52
1 Pickup Per Week - 1-96 gallon cart	\$ 15.42	\$ 0.44	\$ 15.86	\$ 0.23	\$ 16.09	\$ 3.17	\$19.26	\$ 20.57	\$ 1.77	\$ 22.34	\$ 4.47	\$ 26.81	\$ 46.07
1-96 GAL CART/WEEK (Yard Waste) (1)	\$ 13.47	\$ 0.38	\$ 13.85	\$ 0.23	\$ 14.08	\$ 2.77	\$16.82	\$ 6.86	\$ 0.59	\$ 7.45	\$ 1.49	\$ 8.94	\$ 25.56
1-EXTRA-48-GAL-CART/WEEK	\$ 8.97	\$ 0.26	\$ 9.23	\$ 0.23	\$ 9.46	\$ 1.84	\$11.06	\$ 6.85	\$ 0.59	\$ 7.44	\$ 1.49	\$ 8.93	\$ 19.99
1-EXTRA-64-GAL-CART/WEEK	\$ 17.13	\$ 0.48	\$ 17.61	\$ 0.23	\$ 17.84	\$ 3.52	\$21.13	\$ 13.71	\$ 1.18	\$ 14.89	\$ 2.98	\$ 17.87	\$ 39.80
1-EXTRA-96-GAL-CART/WEEK	\$ 23.69	\$ 0.67	\$ 24.36	\$ 0.23	\$ 24.59	\$ 4.82	\$29.23	\$ 20.57	\$ 1.77	\$ 22.34	\$ 4.47	\$ 26.81	\$ 56.04
Enclosure, Key, Gate, Long Walk or Long Drive Charge	\$ 11.17	\$ 0.32	\$ 11.49	\$ 0.23	\$ 11.72	\$ 2.30	\$13.79	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 13.79
Call back (per trip)	\$ 5.42	\$ 0.15	\$ 5.57	\$ 0.23	\$ 5.80	\$ 1.11	\$6.68	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 6.68
Extra Can or Bag Pick-up (1)	\$ 10.84	\$ 0.31	\$ 11.15	\$ 0.23	\$ 11.38	\$ 2.23	\$13.38	\$ 1.06	\$ 0.09	\$ 1.15	\$ 0.23	\$ 1.38	\$ 14.76
Commercial and Multiple Units Bin Service (Includes Free Recycling)													
One Cubic Yard Containers													
1 Pickup Per Week	\$ 68.60	\$ 1.94	\$ 70.54	\$ 0.23	\$ 70.77	\$ 14.11	\$84.88	\$ 34.28	\$ 2.95	\$ 37.23	\$ 7.45	\$ 44.68	\$ 129.56
2 Pickup Per Week	\$ 130.48	\$ 3.69	\$ 134.17	\$ 0.23	\$ 134.40	\$ 26.83	\$161.23	\$ 68.56	\$ 5.91	\$ 74.47	\$ 14.89	\$ 89.36	\$ 250.59
3 Pickup Per Week	\$ 186.30	\$ 5.27	\$ 191.57	\$ 0.23	\$ 191.80	\$ 38.31	\$230.11	\$ 102.83	\$ 8.86	\$ 111.69	\$ 22.34	\$ 134.03	\$ 364.14
Each Extra Pickup	\$ 18.96	\$ 0.54	\$ 19.50	\$ 0.23	\$ 19.73	\$ 3.90	\$23.40	\$ 7.90	\$ 0.68	\$ 8.58	\$ 1.72	\$ 10.30	\$ 33.70
Call back (per trip)	\$ 16.26	\$ 0.46	\$ 16.72	\$ 0.23	\$ 16.95	\$ 3.34	\$20.06	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 20.06
Commercial and Multiple Units Bin Service (Includes Free Recycling) continued													
Two Cubic Yard Containers													
1 Pickup Per Week	\$ 98.44	\$ 2.79	\$ 101.23	\$ 0.23	\$ 101.46	\$ 20.25	\$121.71	\$ 68.56	\$ 5.91	\$ 74.47	\$ 14.89	\$ 89.36	\$ 211.07
2 Pickup Per Week	\$ 188.00	\$ 5.32	\$ 193.32	\$ 0.23	\$ 193.55	\$ 38.66	\$232.21	\$ 137.11	\$ 11.82	\$ 148.93	\$ 29.79	\$ 178.72	\$ 410.93
3 Pickup Per Week	\$ 268.72	\$ 7.60	\$ 276.32	\$ 0.23	\$ 276.55	\$ 55.26	\$331.81	\$ 205.67	\$ 17.73	\$ 223.40	\$ 44.68	\$ 268.08	\$ 599.89
Each Extra Pickup	\$ 27.15	\$ 0.77	\$ 27.92	\$ 0.23	\$ 28.15	\$ 5.58	\$33.50	\$ 15.82	\$ 1.36	\$ 17.18	\$ 3.44	\$ 20.62	\$ 54.12
Call back (per trip)	\$ 16.26	\$ 0.46	\$ 16.72	\$ 0.23	\$ 16.95	\$ 3.34	\$20.06	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 20.06

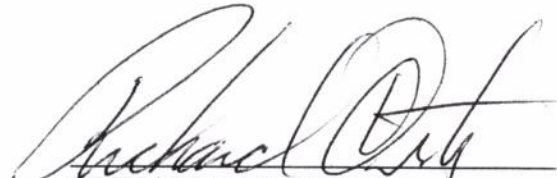
**2008 - 2009
COLLECTION RATES
TRI-CITIES**

GARBAGE COLLECTION AND DISPOSAL RATES - 2008-2009 (EFFECTIVE JULY 1, 2008) - REFUSE, YARDWASTE AND RECYCLING IN CARTS													
DESCRIPTION OF SERVICES	FY 07-08 Garbage Rates	CPI 2.83%	TCDR Garbage Rates	CONTRACT ADM. RATE \$ 0.23	Total Service Rate	FRANCHISE FEE (CITY) 20%	TOTAL MONTHLY COLLECTION	LANDFILL DISPOSAL (07-08)	Disposal Rate Increase 8.62%	LANDFILL DISPOSAL (08-09)	Franch/Admin FEE (CITY) 20.0%	2008-09 DISPOSAL RATE	TOTAL GARBAGE RATE
Three Cubic Yard Containers													
1 Pickup Per Week	\$ 139.45	\$ 3.95	\$ 143.40	\$ 0.23	\$ 143.63	\$ 28.68	\$172.31	\$ 102.83	\$ 8.86	\$ 111.69	\$ 22.34	\$ 134.03	\$ 306.34
2 Pickup Per Week	\$ 265.92	\$ 7.53	\$ 273.45	\$ 0.23	\$ 273.68	\$ 54.69	\$328.37	\$ 205.67	\$ 17.73	\$ 223.40	\$ 44.68	\$ 268.08	\$ 596.45
3 Pickup Per Week	\$ 380.18	\$ 10.76	\$ 390.94	\$ 0.23	\$ 391.17	\$ 78.19	\$469.36	\$ 308.50	\$ 26.59	\$ 335.09	\$ 67.02	\$ 402.11	\$ 871.47
Each Extra Pickup	\$ 38.26	\$ 1.08	\$ 39.34		\$ 39.34	\$ 7.87	\$47.21	\$ 23.72	\$ 2.04	\$ 25.76	\$ 5.15	\$ 30.91	\$ 78.12
Call back (per trip)	\$ 16.26	\$ 0.46	\$ 16.72		\$ 16.72	\$ 3.34	\$20.06	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 20.06
Four Cubic Yard Containers													
1 Pickup Per Week	\$ 179.12	\$ 5.07	\$ 184.19	\$ 0.23	\$ 184.42	\$ 36.84	\$221.26	\$ 137.11	\$ 11.82	\$ 148.93	\$ 29.79	\$ 178.72	\$ 399.98
2 Pickup Per Week	\$ 341.14	\$ 9.65	\$ 350.79	\$ 0.23	\$ 351.02	\$ 70.16	\$421.18	\$ 274.22	\$ 23.64	\$ 297.86	\$ 59.57	\$ 357.43	\$ 778.61
3 Pickup Per Week	\$ 489.33	\$ 13.85	\$ 503.18	\$ 0.23	\$ 503.41	\$ 100.64	\$604.05	\$ 411.32	\$ 35.46	\$ 446.78	\$ 89.36	\$ 536.14	\$ 1,140.19
Each Extra Pickup	\$ 49.31	\$ 1.40	\$ 50.71		\$ 50.71	\$ 10.14	\$60.85	\$ 31.64	\$ 2.73	\$ 34.37	\$ 6.87	\$ 41.24	\$ 102.09
Call back (per trip)	\$ 16.26	\$ 0.46	\$ 16.72		\$ 16.72	\$ 3.34	\$20.06	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 20.06
Six Cubic Yard Containers													
1 Pickup Per Week	\$ 255.38	\$ 7.23	\$ 262.61	\$ 0.23	\$ 262.84	\$ 52.52	\$315.36	\$ 205.67	\$ 17.73	\$ 223.40	\$ 44.68	\$ 268.08	\$ 583.44
2 Pickup Per Week	\$ 487.89	\$ 13.81	\$ 501.70	\$ 0.23	\$ 501.93	\$ 100.34	\$602.27	\$ 411.32	\$ 35.46	\$ 446.78	\$ 89.36	\$ 536.14	\$ 1,138.41
3 Pickup Per Week	\$ 697.76	\$ 19.75	\$ 717.51	\$ 0.23	\$ 717.74	\$ 143.50	\$861.24	\$ 616.99	\$ 53.18	\$ 670.17	\$ 134.03	\$ 804.20	\$ 1,665.44
Each Extra Pickup	\$ 60.92	\$ 1.72	\$ 62.64		\$ 62.64	\$ 12.53	\$75.17	\$ 47.46	\$ 4.09	\$ 51.55	\$ 10.31	\$ 61.86	\$ 137.03
Call back (per trip)	\$ 16.26	\$ 0.46	\$ 16.72		\$ 16.72	\$ 3.34	\$20.06	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 20.06
Compactor Service													
20 Cubic Yard Compactor	\$ 133.79	\$ 3.79	\$ 137.58		\$ 137.58	\$ 27.52	\$165.10	Actual Cost	TBD	TBD	20.0%	TBD	TBD
30 Cubic Yard Compactor	\$ 160.54	\$ 4.54	\$ 165.08		\$ 165.08	\$ 33.02	\$198.10	Actual Cost	TBD	TBD	20.0%	TBD	TBD
Drop Box/Roll Off Service													
20 Cubic Yard Container	\$ 121.64	\$ 3.44	\$ 125.08		\$ 125.08	\$ 25.02	\$150.10	Actual Cost	TBD	TBD	20.0%	TBD	TBD
30 Cubic Yard Container	\$ 145.94	\$ 4.13	\$ 150.07		\$ 150.07	\$ 30.01	\$180.08	Actual Cost	TBD	TBD	20.0%	TBD	TBD
40 Cubic Yard Container	\$ 170.27	\$ 4.82	\$ 175.09		\$ 175.09	\$ 35.02	\$210.11	Actual Cost	TBD	TBD	20.0%	TBD	TBD

(1) For extra bag or can pick-up during automated collection after July 1, 2005

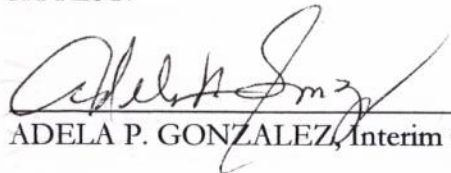
(3) "Multiple Dwelling" means livings units of two or more. Multiple Dwellings will be billed at the Multiple Dwelling rate unless the Customers optis for Franchise Yard Waste Service.

Upon the receipt of Yard Waste Service, the Multiple Dwelling Customer will be charged the Residential Rate.



RICHARD V. ORTIZ, Mayor

ATTEST:



ADELA P. GONZALEZ, Interim City Clerk