

AGENDA ITEM NO. 1 L
COUNCIL MEETING 1/14/2010
APPROVED BY


DEPARTMENT DIRECTOR

CITY MANAGER

January 14, 2010

FROM: PATRICK N. WIEMILLER, Public Works Director
Public Works Department

BY: SCOTT L. MOZIER, PE, City Engineer/Assistant Director
Public Works Department, Engineering Division 

SUBJECT: A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO ADOPTING
THE 46th AMENDMENT TO THE ANNUAL APPROPRIATION RESOLUTION NO.
2009-149 APPROPRIATING \$586,100 FOR MAINTENANCE OF COMMUNITY
FACILITIES DISTRICT NO. 2 AND REFUNDS TO ELIGIBLE DEVELOPERS

RECOMMENDATION

Adopt the 47th Amendment to the Annual Appropriation Resolution in the amount of \$586,100 for DPW Administration of Community Facilities District No. 2 and eligible developer deposit refunds for accepted tracts.

EXECUTIVE SUMMARY

Tract landscaping improvements for Community Facilities District No. 2 (CFD2) are accepted by the City for City maintenance year-round and immediately require City maintenance to begin. Funds for this maintenance are deposited by the developer as part of the tract's subdivision agreement. The recommended amendment would appropriate \$586,100 from the CFD2 account for release to the Public Works Street Division for maintenance of tracts accepted during the current reporting period and eligible developer deposit refunds for accepted tracts.

BACKGROUND

Throughout each year, landscaped areas of previously annexed tracts of Community Facilities District No. 2 (CFD2) are accepted for maintenance by the City. Public Works Street Division maintains the newly accepted landscaping for the remainder of the current CFD2 Fiscal Year using funds deposited by the tract developer with the tract subdivision agreement and held in the CFD2 account. This appropriation allows Public Works to release the deposited funds to Public Works Street Division for that maintenance.

Tracts 4911, 5029, 5081, 5235, 5237, 5258, 5287, 5295 and 5312 were accepted by the City during the reporting period from April 1, 2009 through September 30, 2009.

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FISCAL IMPACT

There will be no impact to the General Fund through the adoption of the recommended resolution. All funds to be appropriated are derived from developer deposits.

PNW/SLM/jb

Attachments: Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO ADOPTING THE 46th AMENDMENT TO THE ANNUAL APPROPRIATION RESOLUTION NO. 2009-149 APPROPRIATING \$586,100 FOR MAINTENANCE OF COMMUNITY FACILITIES DISTRICT NO. 2 AND REFUNDS TO ELIGIBLE DEVELOPERS

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FRESNO:

THAT PART III of the Annual Appropriation Resolution No. 2009-149 be and is hereby amended as follows:

	<u>Increase/(Decrease)</u>
TO: PUBLIC WORKS DEPARTMENT	
Community Facilities Dist No 2	\$ 586,100

THAT account titles and numbers requiring adjustment by this Resolution are as follows:

Community Facilities Dist No 2

Retained Earnings:

Account: 25300 Unreserved/Undesignated	\$ <u>586,100</u>
Fund: 30509	
Org Unit: 189901	

Total Retained Earnings \$ 586,100

Appropriations:

Account: 51501 Contract Extra Help	\$ <u>506,000</u>
Fund: 30509	
Org Unit: 181511	
Project: SM00041	
CS: SQ002	

Total Appropriations \$ 506,000

Appropriations:

Account: 58018 Refunds & Claims	\$ <u>80,100</u>
Fund: 30509	
Org Unit: 189901	
Project: PW00097	
CS: SQ002	

Total Appropriations \$ 80,100

THAT the purpose is to appropriate \$586,100 for the maintenance of newly accepted developer tract landscaping improvements and eligible developer deposit refunds. All appropriated funds are derived from developer deposits.

CLERK'S CERTIFICATION

STATE OF CALIFORNIA }
COUNTY OF FRESNO } ss.
CITY OF FRESNO }

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, California, at a regular meeting thereof, held on the _____ Day of _____, 2010

AYES:
NOES:
ABSENT:
ABSTAIN:

Mayor Approval: _____, 2010
Mayor Approval/No Return: _____, 2010
Mayor Veto: _____, 2010
Council Override Veto: _____, 2010

REBECCA E. KLISCH
City Clerk