City of FRESNO **REPORT TO THE CITY COUNCIL**

AGENDA ITEM NO.
COUNCIL MEETING
APPROVED BY
DEPARTMENT DIRECTOR
CITY MANAGER

February 10, 2009

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 67th AMENDMENT TO THE ANNUAL APPROPRIATION RESOLUTION NO. 2008-162 APPROPRIATING $352,400 FOR MAINTENANCE OF COMMUNITY FACILITIES DISTRICT NO. 2 AND ELIGIBLE DEVELOPER DEPOSIT REFUNDS

KEY RESULT AREA

One Fresno

RECOMMENDATION

Adopt the 67th Amendment to the Annual Appropriation Resolution in the amount of $352,400 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 $352,400 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.

KEY OBJECTIVE

This appropriation best balances the three Key Objectives of Customer Satisfaction, Employee Satisfaction and prudent Financial Management. The appropriation will enable the Public Works Street Division to maintain the landscaping within CFD2 in a timely manner, allowing increased Customer Satisfaction as well as Employee Satisfaction. The third objective, Financial Management, is met by the release of the deposited funds to Public Works Street Division for that maintenance and reimbursement to eligible developers for remaining deposit balances for tracts accepted within the current reporting period.

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 5169, 5265, 5284, 5414 and 5477 were accepted by the City during the current reporting period.

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

CFD2Appropriation 021009

Attachments: Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO ADOPTING THE 67th AMENDMENT TO THE ANNUAL APPROPRIATION RESOLUTION NO. 2008-162 APPROPRIATING $352,400 FOR MAINTENANCE OF COMMUNITY FACILITIES DISTRICT NO. 2 AND ELIGIBLE DEVELOPER REFUNDS

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

THAT PART III of the Annual Appropriation Resolution No. 2008-162 be and is hereby amended as follows:

	Increase/(Decrease)
TO: PUBLIC WORKS DEPARTMENT	
Community Facilities Dist No 2	$ 352,400

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

Community Facilities Dist No 2		
Retained Earnings:		
Account: **25300** Unreserved/Undesignated	$ 352,400	
Fund: **30509**		
Org Unit: **189901**		
Total Retained Earnings		$ 352,400
Appropriations:		
Account: **51501** Contract Extra Help	$ 214,500	
54101 Utilities	5,800	
Fund: **30509**		
Org Unit: **181511**		
Project: **SM00041**		
KRA: **0103012000**		
Total Appropriations		$ 220,300
Appropriations:		
Account: **58018** Refunds & Claims	$ 132,100	
Fund: **30509**		
Org Unit: **189901**		
Project: **PW00097**		
KRA: **0401001000**		
Total Appropriations		$ 132,100

THAT the purpose is to appropriate $352,400 for maintenance of Community Facilities District No. 2 and eligible developer refunds.

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 _____, 2009

AYES:
NOES:
ABSENT:
ABSTAIN:

Mayor Approval: _____, 2009
Mayor Approval/No Return: _____, 2009
Mayor Veto: _____, 2009
Council Override Veto: _____, 2009

_____
REBECCA E. KLISCH
City Clerk