

RESOLUTION NO. 2007-167

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
LEVYING ASSESSMENTS IN THE CITY OF ELK GROVE
STREET MAINTENANCE DISTRICT NO. 1
FOR FISCAL YEAR 2007-08**

WHEREAS, after a duly noticed public hearing held on April 16, 2003, and after determining that the ballots submitted in opposition to the proposed assessment did not exceed the ballots submitted in favor of the assessment, the Elk Grove City Council (the "Council"), by Resolution No. 2003-82 (the "Resolution"), determined to levy assessments within an area referred to as Street Maintenance District No. 1, Zone 1 in accordance with the Engineer's Report (the "Engineer's Report") approved by the Resolution;

WHEREAS, after a duly noticed public hearing held on April 7, 2004, and after determining that the ballots submitted in opposition to the proposed assessment did not exceed the ballots submitted in favor of the assessment, the Elk Grove City Council (the "Council"), by Resolution No. 2004-65 (the "Resolution"), determined to levy assessments within an area referred to as Street Maintenance District No. 1, Zone 2 in accordance with the Engineer's Report (the "Engineer's Report") approved by the Resolution;

WHEREAS, after a duly noticed public hearing held on May 5, 2004, and after determining that the ballots submitted in opposition to the proposed assessment did not exceed the ballots submitted in favor of the assessment, the Elk Grove City Council (the "Council"), by Resolution No. 2004-87 (the "Resolution"), determined to levy assessments within an area referred to as Street Maintenance District No. 1, Zone 3 in accordance with the Engineer's Report (the "Engineer's Report") approved by the Resolution;

WHEREAS, after a duly noticed public hearing held on July 13, 2005, and after determining that the ballots submitted in opposition to the proposed assessment did not exceed the ballots submitted in favor of the assessment, the Elk Grove City Council (the "Council"), by Resolution No. 2005-211 (the "Resolution"), determined to levy assessments within an area referred to as Street Maintenance District No. 1, Zone 4 in accordance with the Engineer's Report (the "Engineer's Report") approved by the Resolution;

WHEREAS, after a duly noticed public hearing held on October 12, 2005, and after determining that the ballots submitted in opposition to the proposed assessment did not exceed the ballots submitted in favor of the assessment, the Elk Grove City Council (the "Council"), by Resolution No. 2005-325 (the "Resolution"), determined to levy assessments within an area referred to as Street Maintenance District No. 1, Zone 5 in accordance with the Engineer's Report (the "Engineer's Report") approved by the Resolution;

WHEREAS, pursuant to section 54718 of the Government Code of the State of California, the assessments shall be collected by the Finance Director of the County of Sacramento in the same manner as ordinary ad valorem property taxes are collected and shall be subject to the same procedure, sale, and lien priority in case of delinquency as is provided for ad valorem taxes, subject to all other conditions set forth in the Engineer's Report; and

WHEREAS, an Assessment Roll for Fiscal Year 2007-08 (the "Assessment Roll"), which has been prepared in accordance with the method described in the Engineer's Report, has been submitted to the Council and is on file with the City Clerk;

WHEREAS, summary information regarding the assessments to be levied for Fiscal Year 2007-08 is attached as Exhibit A hereto;

WHEREAS, the Council has determined to levy the assessments specified in the Assessment Roll;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elk Grove that:

Section 1. Recitals. The foregoing recitals are true and correct and this Council so finds and determines.

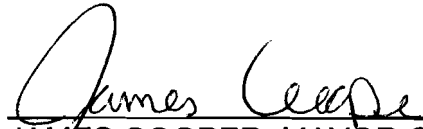
Section 2. Levy of Assessments. The Council hereby levies the assessments specified in the Assessment Roll.

Section 3. Adjustments to the Assessment Roll. The District Administrator is hereby authorized to make changes to the Assessment Roll prior to the final posting of the assessments to the County tax roll, in response to appeals from property owners, or otherwise to achieve a correct match of the assessments with the assessor's parcel numbers finally utilized by the County in sending out property tax bills or in order to correct errors that may, from time to time, arise in the application of the assessments to particular parcels.

Section 4. Filing the Assessment Roll. In order to have the assessments collected in the next assessment collection period and thus be available to finance the costs of maintaining streets and roads within the District, the District Administrator shall deliver the Assessment Roll to the Director of Finance of the County of Sacramento by the deadline established by the County for inclusion on the tax roll for 2007-08.

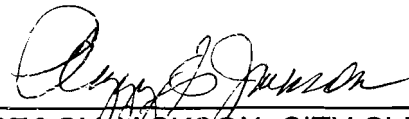
Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Elk Grove on the 25th day of July 2007.



JAMES COOPER, MAYOR OF THE
CITY OF ELK GROVE

ATTEST:



PEGGY JACKSON, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS, INTERIM CITY
ATTORNEY

EXHIBIT A

TOTAL FUNDS REQUIRED FOR FISCAL YEAR 2007-08:

LEVY COMPONENTS	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
MAINTENANCE EXPENSES					
Road Maintenance	532,910.47	4,450.00	68,500.00	0.00	0.00
Total Maintenance Expenses	\$532,910.47	\$4,450.00	\$68,500.00	\$0.00	\$0.00
ADMINISTRATIVE EXPENSES					
<i>Staff Allocations</i>					
Professional Services	0.00	0.00	0.00	0.00	0.00
Other Staff and Agency Administration	5,000.00	1,000.00	2,000.00	500.00	500.00
Attorney's Fees/Legal Services	2,500.00	600.00	2,000.00	0.00	0.00
Total Agency Staff and Expenses	\$7,500.00	\$1,600.00	\$4,000.00	\$500.00	\$500.00
County Auditor and Assessor Fees	4,911.68	364.43	1,169.39	137.39	152.87
MuniFinancial Administration Fee	3,500.08	246.45	822.41	83.99	95.07
MuniFinancial Expenses	1,105.75	77.86	259.82	26.54	30.03
Delinquency Monitoring Allowance	0.00	0.00	0.00	0.00	0.00
Other Costs	0.00	0.00	0.00	0.00	0.00
Total Other Fees	\$9,517.52	\$688.73	\$2,251.62	\$247.92	\$277.98
Total Administrative Expenses	\$17,017.52	\$2,288.73	\$6,251.62	\$747.92	\$777.98
Replacement/Reserve Fund	\$0.00	\$4,837.69	\$60,726.14	\$4,149.72	\$3,575.10
TOTAL FUNDS REQUIRED FOR FISCAL YEAR 2007-08	\$549,927.99	\$11,576.42	\$135,477.76	\$4,897.64	\$4,353.08

EXHIBIT A (CONTINUED)

<p align="center">Table 1 Assessment Rate for Developed Property for Fiscal Year 2007-08 Street Maintenance District No. 1 – Zone 1</p>						
Description	EDU FACTOR	Maximum Rate Per EDU	FY 2007-08 Assessment Levy per Unit / Acre	Number of Units/Acres	Estimated Fiscal Year 2007-08 Revenue ⁽¹⁾	Percent of Maximum Assessment
Residential Single Family Detached	1 EDU / Dwelling Unit	\$145.14	\$145.14	3,637	\$527,874.18	100%
Residential Multi-Family	.7 EDU / Dwelling Unit	145.14	101.60	154	15,646.40	100%
Residential Single Family Detached – Private Streets			57.74	0	0	N/A
Residential Multi-Family - Private Streets			40.42	0	0	N/A
Commercial	15.6 EDU / Acre	145.14	2,264.10	2.83	6,407.40	100%
Total Estimated Revenue for Zone 1 ⁽¹⁾					\$549,927.98	

(1) The Estimated Fiscal Year Revenue amounts are preliminary and subject to change based upon additional parcel development. However, no parcel will be levied at a rate higher than the Maximum Rate specified for each land use class.

EXHIBIT A (CONTINUED)

<p align="center">Table 1 Assessment Rate for Developed Property for Fiscal Year 2007-08 Street Maintenance District No. 1 – Zone 2</p>						
Description	EDU FACTOR	Maximum Rate Per EDU	FY 2007-08 Assessment Levy per Unit / Acre	Number of Units/Acres	Estimated Fiscal Year 2007-08 Revenue ⁽¹⁾	Percent of Maximum Assessment
Residential Single Family Detached	1 EDU / Dwelling Unit	\$121.16	\$121.16	52	\$6,300.32	100%
Residential Multi-Family	.7 EDU / Dwelling Unit	121.16	84.82	0	0	N/A
Residential Single Family Detached – Private Streets			35.06	0	0	N/A
Residential Multi-Family - Private Streets			24.54	215	\$5,276.10	100%
Total Estimated Revenue for Zone 2 ⁽¹⁾					\$11,576.42	

(1) The Estimated Fiscal Year Revenue amounts are preliminary and subject to change based upon additional parcel development. However, no parcel will be levied at a rate higher than the Maximum Rate specified for each land use class.

EXHIBIT A (CONTINUED)

<p align="center">Table 1 Assessment Rate for Developed Property for Fiscal Year 2007-08 Street Maintenance District No. 1 – Zone 3</p>						
Description	EDU FACTOR	Maximum Rate Per EDU	FY 2007-08 Assessment Levy per Unit / Acre	Number of Units/Acres	Estimated Fiscal Year 2007-08 Revenue ⁽¹⁾	Percent of Maximum Assessment
Residential Single Family Detached	1 EDU / Dwelling Unit	\$125.71	\$125.70	809	\$101,691.30	100%
Residential Multi-Family	.7 EDU / Dwelling Unit	125.71	87.98	364	32,024.72	100%
Residential Single Family Detached – Private Streets			31.70	1	31.70	100%
Residential Multi-Family - Private Streets			22.18	78	1,730.04	100%
Total Estimated Revenue for Zone 3 ⁽¹⁾					\$135,477.76	

(1) The Estimated Fiscal Year Revenue amounts are preliminary and subject to change based upon additional parcel development. However, no parcel will be levied at a rate higher than the Maximum Rate specified for each land use class.

EXHIBIT A (CONTINUED)

<p align="center">Table 1 Assessment Rate for Developed Property for Fiscal Year 2007-08 Street Maintenance District No. 1 – Zone 4</p>						
Description	EDU FACTOR	Maximum Rate Per EDU	FY 2007-08 Assessment Levy per Unit / Acre	Number of Units/Acres	Estimated Fiscal Year 2007-08 Revenue ⁽¹⁾	Percent of Maximum Assessment
Residential Single Family Detached	1 EDU / Dwelling Unit	\$115.07	\$115.06	18	\$2,071.08	100%
Residential Multi-Family	.7 EDU / Dwelling Unit	115.07	80.56	0	0	N/A
Residential Single Family Detached – Private Streets			38.72	73	2,826.56	100%
Residential Multi-Family - Private Streets			27.10	0	0	N/A
Total Estimated Revenue for Zone 4 ⁽¹⁾					\$4,897.64	

(1) The Estimated Fiscal Year Revenue amounts are preliminary and subject to change based upon additional parcel development. However, no parcel will be levied at a rate higher than the Maximum Rate specified for each land use class.

EXHIBIT A (CONTINUED)

<p align="center">Table 1 Assessment Rate for Developed Property for Fiscal Year 2007-08 Street Maintenance District No. 1 – Zone 5</p>						
Description	EDU FACTOR	Maximum Rate Per EDU	FY 2007-08 Assessment Levy per Unit / Acre	Number of Units/Acres	Estimated Fiscal Year 2007-08 Revenue ⁽¹⁾	Percent of Maximum Assessment
Residential Single Family Detached	1 EDU / Dwelling Unit	\$94.04	\$94.04	22	\$2,068.88	100%
Residential Multi-Family	.7 EDU / Dwelling Unit	94.04	65.82	0	0	N/A
Age Restricted Private Streets	.3 EDU / Dwelling Unit	94.04	28.20	81	\$2,284.20	100%
Residential Single Family Detached – Private Streets			40.94	0	0	N/A
Residential Multi-Family - Private Streets			28.66	0	0	N/A
Age Restricted – Private Streets			12.28	0	0	N/A
Church	5.7 EDU / Acre	94.04	536.04	0	0	N/A
Commercial	15.6 EDU / Acre	94.04	1,467.02	0	0	N/A
Office	13.8 EDU / Acre	94.04	1,297.75	0	0	N/A
Total Estimated Revenue for Zone 5 ⁽¹⁾					\$4,353.08	
Total Estimated Revenue for the District ⁽¹⁾					\$706,232.88	

(1) The Estimated Fiscal Year Revenue amounts are preliminary and subject to change based upon additional parcel development. However, no parcel will be levied at a rate higher than the Maximum Rate specified for each land use class.

EXHIBIT A (CONTINUED)

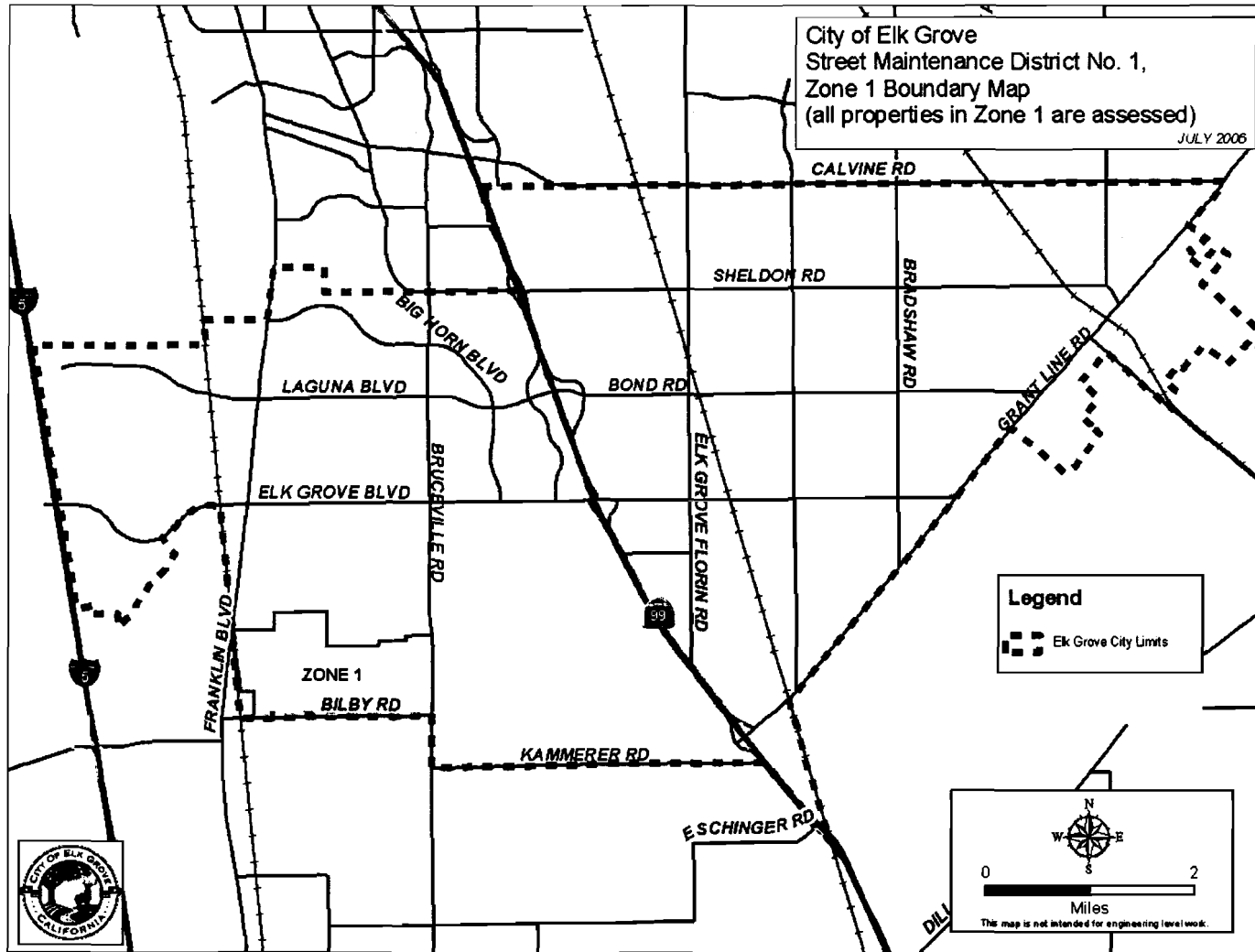


EXHIBIT A (CONTINUED)

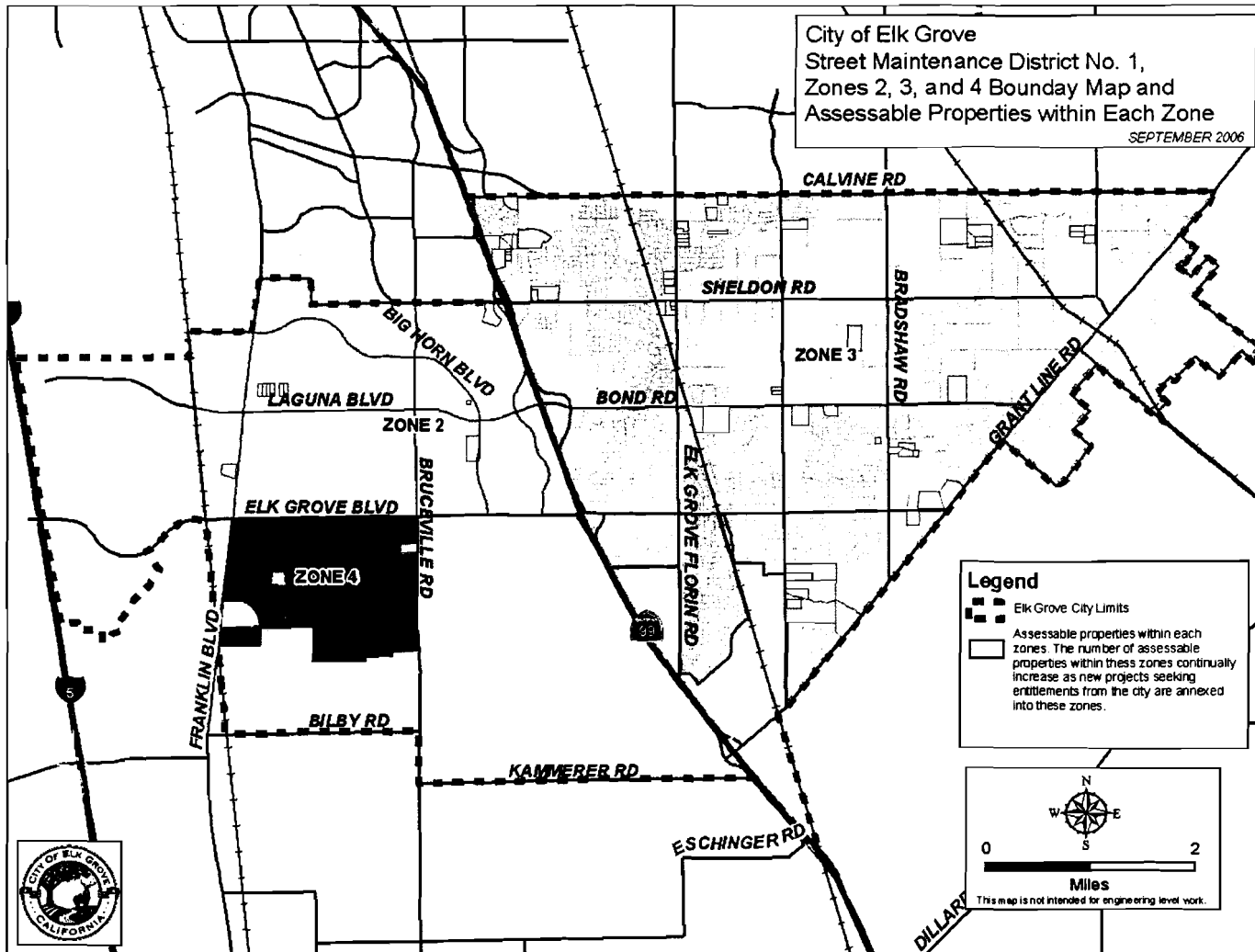
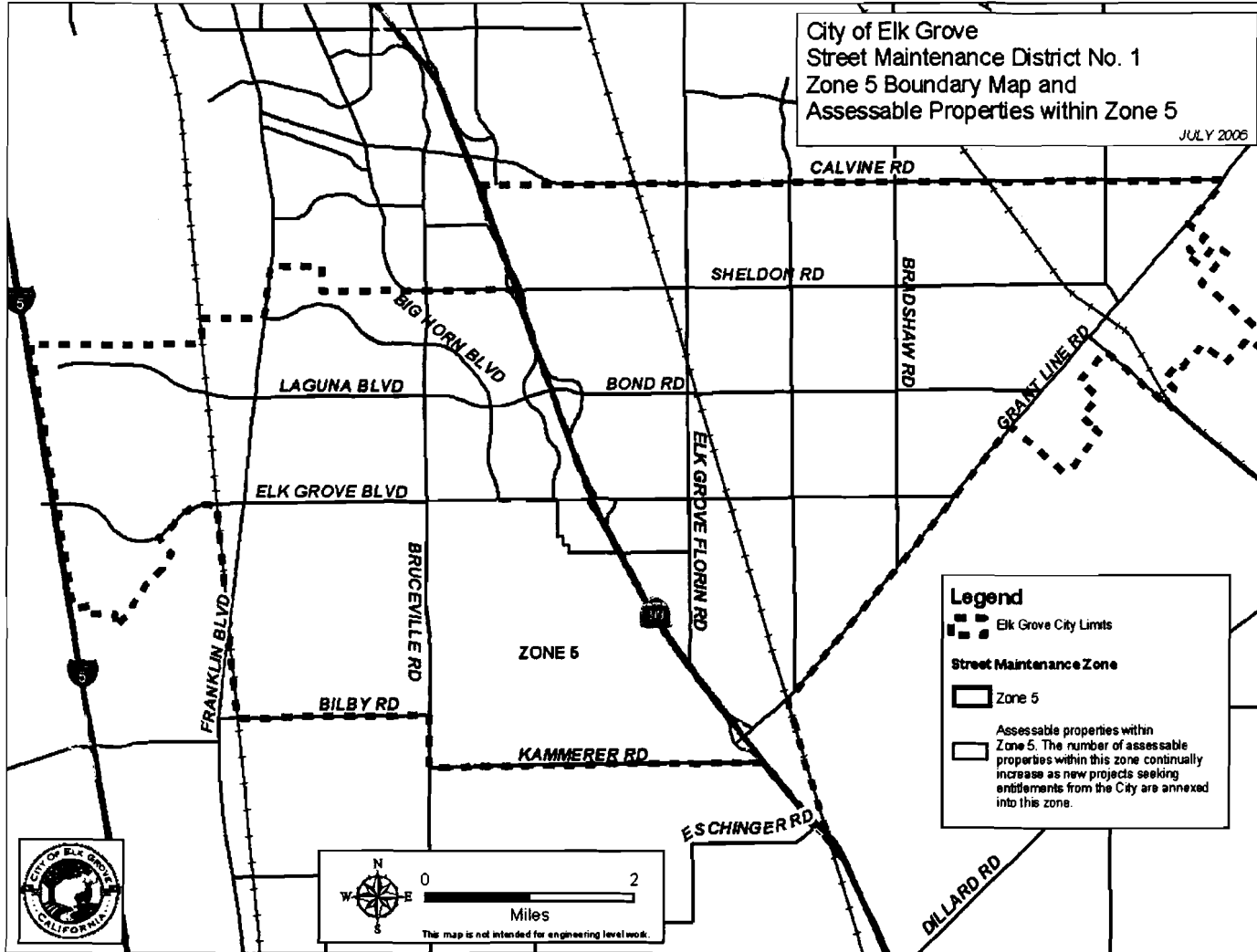


EXHIBIT A (CONTINUED)



**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2007-167**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)


I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on July 25, 2007 by the following vote:

AYES : COUNCILMEMBERS: Cooper, Davis, Hume

NOES: COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: Leary, Scherman



**Peggy E. Jackson, City Clerk
City of Elk Grove, California**

