

RESOLUTION NO. 2024-14

A RESOLUTION OF CITY COUNCIL OF THE CITY OF MARINA  
ORDERING THE CITY ENGINEER TO PREPARE AND TO FILE A REPORT  
RELATED TO MAINTENANCE OF THE CYPRESS COVE II LANDSCAPE  
MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2024-2025

WHEREAS at the regular meeting of June 16, 1987, the City Council adopted Resolution 1987-23, ordering the formation of the Cypress Cove II Landscape Maintenance Assessment District pursuant to Streets and Highway Code §22594 and the Landscaping and Lighting Act of 1972 to maintain certain improvements required of new development as a condition of the subdivision approvals, and;

WHEREAS the Landscaping and Lighting Act of 1972 requires an annual update report to be prepared which includes the costs to maintain the improvements of the Cypress Cove II Landscape Maintenance Assessment District and what the proposed assessments will be to provide for that maintenance, and;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Marina does hereby order the City Engineer to prepare and to file a report related to maintenance of the Cypress Cove II Landscape Maintenance Assessment District for Fiscal Year 2024-2025 in accordance with the provisions of the Landscaping and Lighting Act of 1972 (Pursuant to §22622 of the California Streets and Highway Code).

PASSED AND ADOPTED by the City Council of the City of Marina at a regular meeting duly held on the 21<sup>st</sup> day of February 2024, by the following vote:

AYES: COUNCIL MEMBERS: McCarthy, Biala, Visscher, Delgado

NOES: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: None

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Bruce C. Delgado, Mayor

ATTEST:

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Anita Sharp, Deputy City Clerk

February 13, 2024

Item No. **10f(1)**

Honorable Mayor and Members  
of the Marina City Council

City Council Meeting  
of February 21, 2024

**CITY COUNCIL CONSIDER ADOPTING RESOLUTION NO. 2024-,  
ORDERING THE CITY ENGINEER TO PREPARE AND TO FILE A  
REPORT RELATED TO MAINTENANCE OF THE CYPRESS COVE II  
LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL  
YEAR 2024-2025**

**REQUEST:**

It is requested that the City Council consider:

1. Adopting Resolution No. 2024-, ordering the City Engineer to prepare and to file a report related to maintenance of the Cypress Cove II Landscape Maintenance Assessment District for Fiscal Year 2024-2025

**BACKGROUND:**

At the regular meeting of June 16, 1987, the City Council adopted Resolution 1987-23, ordering the formation of the Cypress Cove II Landscape Maintenance Assessment District pursuant to Streets and Highway Code §22594 and the Landscaping and Lighting Act of 1972 to maintain certain improvements required of new development as a condition of the subdivision approvals.

The Landscaping and Lighting Act of 1972 requires an annual update report to be prepared, which includes the costs to maintain the improvements of the Cypress Cove II Landscape Maintenance Assessment District and what the proposed assessments will be to provide for that maintenance.

This first step in the annual update process is for the City Council to initiate the process by adopting a resolution ordering the City Engineer to prepare and file an Engineer's Report for the District.

**ANALYSIS:**

Funds must be provided to enable the district to continue operation during the 2024-2025 Fiscal Year. The Cypress Cove II Landscape Maintenance Assessment District encompasses 110 lots, a percolation basin (Lot 112) and an emergency access road (Lot 111) as illustrated on Exhibit "A" Map.

After initiation of the update process and preparation of the update report, the City Council will be requested to adopt a resolution of intention to set a Public Hearing. Lastly, a Public Hearing will be held at a subsequent City Council meeting where the Assessment District is approved and confirmed, resulting in the adoption of a resolution confirming the levy of assessment pursuant to the provisions of the Landscape and Lighting Act of 1972 of Part 2 of Division 15 of the Streets and Highways Code of the State of California.

**FISCAL IMPACT:**

For Fiscal Year 2023-2024, a total budget of \$2,000 has been approved for the assessment engineering services needed for the Cypress Cove II Landscape Maintenance Assessment District.

**CONCLUSION:**

This request is submitted for City Council discussion and possible action.

Respectfully submitted,

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Edrie Delos Santos, PE  
Public Works Department  
City of Marina

**REVIEWED/CONCUR:**

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Brian McMinn, P.E., P.L.S.  
Public Works Director/City Engineer  
City of Marina

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Layne P. Long  
City Manager  
City of Marina