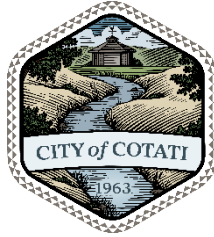


**A. ADOPTION OF A RESOLUTION APPOINTING THE ENGINEER OF WORK FOR PREPARING THE COTATI LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT FOR FY 25-26 and FY 26-27**

It is recommended that the City Council of the City of Cotati adopt a resolution appointing the City Engineer, as the Engineer of Work for the FY 2025-26 and 2026-27 Cotati Landscape and Lighting District and directing the preparation and filing of the Annual Engineer's Report pursuant to Section 22622 of the Streets and Highways Code.



## **Cotati City Council Agenda Staff Report**

**Item type:** CONSENT CALENDAR (ACTION)  
**To:** City Council  
**Subject:** **ADOPTION OF A RESOLUTION APPOINTING THE  
ENGINEER OF WORK FOR PREPARING THE COTATI  
LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT FOR  
FY 25-26 and FY 26-27**  
**Date:** January 28, 2025  
**Written by:** Henry Babits, Engineering Technician

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### **Recommendation**

It is recommended that the City Council of the City of Cotati adopt a resolution appointing the City Engineer, as the Engineer of Work for the FY 2025-26 and 2026-27 Cotati Landscape and Lighting District and directing the preparation and filing of the Annual Engineer's Report pursuant to Section 22622 of the Streets and Highways Code.

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### **Background**

In FY 17/18, the City consolidated the ten landscape and lighting assessment districts into one District. The ten Cotati Landscaping and Lighting Assessment Districts (“Districts”) were initially formed by the City from 1989 to 2003 in accordance with the Landscaping and Lighting Act of 1972 (“Landscaping and Lighting Act”) to pay for costs associated with maintaining landscaping and streetlights within developments. The ten initial districts are kept separate within the consolidated District as individual zones, each with their original name.

### **Analysis/Discussion**

The Landscaping and Lighting Act requires that the City undertake certain proceedings for any fiscal year in which assessments are to be levied and collected. These proceedings are typically accomplished at three separate Council meetings with the following actions: 1) Adopt a resolution appointing the Engineer of Work and directing the preparation of the annual Engineer's Report. 2) Approve the Preliminary Engineer's Report, declare the City Council's intent to levy and collect assessments and set a date for a public hearing. 3) Conduct a public hearing, approve the Final Engineer's Report and authorize the levying and collection of assessments for the upcoming fiscal year. The attached resolution begins the proceedings for the 2025-26 and 2026-27 Fiscal Years. The Engineer's Report will analyze the anticipated FY 2025-26 and FY 2026-27 costs for each zone in the District and determine the corresponding assessment amounts. The City Council can make changes to the Engineer's Report once it has been prepared and filed. There are no annexations to the District anticipated for FY 2025-26 or 2026-27.

### **Financial Considerations**

Costs associated with the annual proceedings and the annual operation, maintenance and administration of the Landscaping and Lighting Assessment District are recovered from the annual assessments levied on the properties within the District. The City prepares the annual engineer's report in-house with no consultant, as such no budgetary appropriation is required.

### **Environmental Issues**

Where it can be determined with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA review. This general rule can be applied to activities which could be subject to the CEQA process, but which logic dictates should not be subject to CEQA review. Therefore, based on the information provided above, the proposed resolution assigning an engineer of work is exempt from CEQA pursuant to Section 14.03.021 of the CEQA Guidelines in that there is no possibility that the activity may have a significant impact on the environment.

**RESOLUTION NO. (XX)**  
**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI APPOINTING**  
**THE CITY ENGINEER AS THE ENGINEER OF WORK FOR THE CITY OF**  
**COTATI LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT AND**  
**DIRECTING THE PREPARATION AND FILING OF THE ENGINEER'S REPORT**  
**FOR FISCAL YEAR 2025-26 AND 2026-27 (PURSUANT TO THE LANDSCAPING**  
**AND LIGHTING ACT OF 1972)**

**WHEREAS**, the City initially formed ten Cotati Landscaping and Lighting Assessment Districts (“Districts”) from 1989 to 2003 in accordance with the Landscaping and Lighting Act of 1972 (“Landscaping and Lighting Act”) to pay for costs associated with maintaining landscaping and streetlights within developments; and

**WHEREAS**, in FY 2017-18, the City consolidated the ten landscape and lighting assessment districts into one District; and

**WHEREAS**, pursuant to Section 22622 of the Streets and Highways Code, the City Council must annually appoint the Engineer of Work and direct the preparation and filing of the annual Engineer’s Report in order to levy and collect assessments on any following fiscal year; and

**WHEREAS**, it is anticipated that there will be no annexations into the Assessment District in FY 2025-26 or FY 2026-27; and

**WHEREAS**, the action of appointing an Engineer of Record and directing them to prepare the FY 2025-26 and FY 2026-27 LLAD Engineer’s Report does not constitute a project as defined by California Environmental Quality Act Guidelines Section 15378; therefore, no further environmental review is required.

**NOW THEREFORE BE IT RESOLVED**, that the City Council of the City of Cotati does hereby appoint the City Engineer as the Engineer of Work for the City of Cotati’s Landscaping and Lighting Assessment District and does hereby direct him to prepare and to file the Annual Engineer’s Report for Fiscal Year 2025-26 and 2026-27 showing any changes, pursuant to Section 22622 of the Streets and Highways Code.

**IT IS HEREBY CERTIFIED** that the foregoing resolution was duly adopted at a regular meeting of the City Council of the City of Cotati held on January 28, 2025, by the following vote, to wit:

Approved: \_\_\_\_\_

Mayor

Attest: \_\_\_\_\_

Kevin Patterson, Deputy City Clerk

Approved as to form: \_\_\_\_\_

City Attorney