

City of Sacramento

Legislation Details (With Text)

File #: 2019-01139 **Version:** 1 **Name:**
Type: Consent Item **Status:** Agenda Ready
File created: 7/25/2019 **In control:** City Council - 5PM
On agenda: 8/20/2019 **Final action:**
Title: Ordinance Dissolving the Streetcar Community Facilities District No. 2017-01 and Rescinding Ordinance No. 2017-043
Sponsors:
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
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Title:
Ordinance Dissolving the Streetcar Community Facilities District No. 2017-01 and Rescinding Ordinance No. 2017-043

File ID: 2019-01139

Location: Districts 3 and 4

Recommendation:

Adopt an Ordinance dissolving the Streetcar Community Facilities District No. 2017-01 (CFD) and rescinding Ordinance No. 2017-0043 levying the special tax.

Contact: Sheri Smith, Special Districts Manager, (916) 808-7204, Department of Finance

Presenter: None

Attachments:

- 1-Description/Analysis
- 2-Ordinance

Description/Analysis

Issue Detail: On March 21, 2017, City Council (Council) held a public hearing and passed Resolution No. 2017-0105 establishing the CFD to fund maintenance of the proposed streetcar. The

City conducted a special election (mail-ballot) on the proposed special tax to fund the CFD which passed with a 78.05% approval and on July 25, 2017, the Council adopted Ordinance No. 2017-0043 to levy the special tax within the CFD.

Following the formation of the CFD, Horizon Capital Investments, LLC and others sued to invalidate the CFD. The City has entered into a Settlement Agreement, City Agreement No. 2019-0541 (Agreement), and agreed to dissolve the CFD and to not levy the special tax in exchange for dismissal of the lawsuit. The actions in the attached ordinance will satisfy a requirement for dismissal of the lawsuit under the Agreement.

Policy Considerations: The procedures for CFD dissolution are set forth in Government Code section 53338.5.

Economic Impacts: Not applicable

Environmental Considerations:

California Environmental Quality Act (CEQA): This report concerns administrative activities and governmental fiscal activities that do not constitute a “project” as defined by the CEQA Guidelines Sections 15378(b)(2) and 15378(b)(4) and are not subject to the provisions of CEQA (CEQA Guidelines Section 15060(c)(3)).

Sustainability: Not applicable

Commission/Committee Action: None

Rationale for Recommendation: Adoption of the Ordinance will implement the Agreement approved by Council on July 23, 2019.

Financial Considerations: None

Local Business Enterprise (LBE): Not applicable