



# Memorandum

**TO:** HONORABLE MAYOR AND  
CITY COUNCIL

**FROM:** Katy Allen  
Jane Light

**SUBJECT: LIBRARY DISTRICT  
BUDGET REPORT FOR  
FISCAL YEAR 2004-2005**

**DATE:** 05-24-04

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Approved

Date

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Council District: Citywide

## **RECOMMENDATION**

Adoption of a resolution approving, confirming and adopting the City of San José Library Benefit Assessment District Annual Report for Fiscal Year 2004-2005 and levying the assessments.

CEQA: Not a project.

## **BACKGROUND**

On June 6, 1995, in accordance with the requirements of Municipal Code, Chapter 14.26, Council approved the formation of a ten-year Library Benefit Assessment District. By the levy of benefit assessments on property in San José, additional funds are provided to enhance City-wide library services and facilities.

To levy annual benefit assessments in each fiscal year through 2004-2005, Chapter 14.26 requires that Council approve an annual report and the proposed assessments in the report. The assessments are collected with County property taxes.

The District is exempt from the re-authorization requirements of Proposition 218, because it received voter approval prior to the implementation of the Proposition.

## **ANALYSIS**

In compliance with Chapter 14.26, the Annual Report for Fiscal Year 2004-2005 will be on file in the City Clerk's Office prior to the City Council meeting. It contains:

1. The name and general location of the District.

2. The aggregate amount of the assessment for the fiscal year.
3. A schedule showing the apportionment of the aggregate assessment among the properties within the District.
4. A general description of the proposed uses of the assessment.

The total amount of revenue generated by the Fiscal Year 2004-2005 proposed assessment is approximately \$6,150,000. The assessment remains unchanged from last year's rate of \$25 per residential parcel with various adjustments for multifamily residential, commercial and other uses. There may be changes in the roll if adjustments are required to reflect property configuration or use changes. These changes will be made through July as the property information is released by the County.

The proposed uses of the funds described in the Annual Report are for general information. The actual approval of the appropriation of funds is a part of the City's Operating and Capital Budget hearings.

The Council resolution that approves the Annual Report also confirms the assessments and directs the Director of Finance to deliver the assessments to the County for collection with the property taxes. About half is to be collected by December 10, 2004 and the balance will be collected by April 10, 2005.

### **PUBLIC OUTREACH**

Annual budget reports are prepared by the City Engineer and filed as public record in the Office of the City Clerk. Upon approval by Council, copies will be made available to the public at the main library.

### **COORDINATION**

This report and related documents and resolutions were prepared in cooperation with the Departments of Library and Planning, Building and Code Enforcement, City Attorney's Office and City Manager's Budget Office.

### **COST IMPLICATIONS**

The recommendations contained in this memorandum are in compliance with the Council-approved Budget Strategy. The enhancements to library services and facilities will be funded by assessments collected by the district.

HONORABLE MAYOR AND CITY COUNCIL

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### **BUDGET REFERENCE**

The Benefit Assessment District fund is appropriated in the 2004-2005 Proposed Operating Budget (Page XI-39) and the 2005-2009 Proposed Capital Improvement Program (Page 390).

### **CEQA**

Not a project.

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