



America's Finest City

THE CITY OF SAN DIEGO



Assessment Engineer's Report

EASTGATE TECHNOLOGY PARK MAINTENANCE ASSESSMENT DISTRICT

Annual Update for Fiscal Year 2011

under the provisions of the

**San Diego Maintenance Assessment District Ordinance
of the San Diego Municipal Code**

and

**Landscaping & Lighting Act of 1972
of the California Streets & Highways Code**

Prepared For

City of San Diego, California

Prepared By

EFS Engineering, Inc.

P.O. Box 22370

San Diego, CA 92192-2370

(858) 752-3490

June 2010

CITY OF SAN DIEGO

Mayor

Jerry Sanders

City Council Members

Sherrí Lightner
District 1

Carl DeMaio
District 5

Kevin Faulconer
District 2 (Council President Pro Tem)

Donna Frye
District 6

Todd Gloria
District 3

Marti Emerald
District 7

Tony Young
District 4

Ben Hueso
District 8 (Council President)

City Attorney

Jan Goldsmith

Chief Operating Officer

Jay Goldstone

City Clerk

Elizabeth Maland

Independent Budget Analyst

Andrea Tevlin

City Engineer

Afshin Oskoui

Assessment Engineer

EFS Engineering, Inc.

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Assessment Engineer's Report Eastgate Technology Park Maintenance Assessment District

Preamble

Pursuant to the provisions of the "San Diego Maintenance Assessment District Ordinance" (being Division 2, Article 5, Chapter VI beginning at Section 65.0201 of the San Diego Municipal Code), provisions of the "Landscaping and Lighting Act of 1972" (being Part 2 of Division 15 of the California Streets and Highways Code), applicable provisions of "Proposition 218" (being Article XIID of the California Constitution), and provisions of the "Proposition 218 Omnibus Implementation Act" (being California Senate Bill 919) (the aforementioned provisions are hereinafter referred to collectively as "Assessment Law"), in connection with the proceedings for the EASTGATE TECHNOLOGY PARK MAINTENANCE ASSESSMENT DISTRICT (hereinafter referred to as "District"), EFS ENGINEERING, INC., as Assessment Engineer to the City of San Diego for these proceedings, submits herewith this report for the District as required by California Streets and Highways Code Section 22565.

FINAL APPROVAL, BY RESOLUTION NO. _____,
ADOPTED BY THE CITY COUNCIL OF THE CITY OF SAN
DIEGO, COUNTY OF SAN DIEGO, CALIFORNIA, ON THE
_____ DAY OF _____, 2010.

Elizabeth Maland, CITY CLERK
CITY OF SAN DIEGO
STATE OF CALIFORNIA



Executive Summary

Project: Eastgate Technology Park
 Maintenance Assessment District

Apportionment Method: Net Parcel Area (NPA)

	FY 2010	FY 2011 ⁽¹⁾	Maximum Authorized
Total Parcels Assessed:	35	35	--
Total Estimated Assessment:	\$136,875	\$136,875	--
<i>Zone 1</i>	\$136,586	\$136,586	--
<i>Zone 2</i>	\$289	\$289	--
<i>Zone 3</i>	\$0	\$0	--
Total NPA:	121.09	121.09	--
<i>Zone 1</i>	116.79	116.79	--
<i>Zone 2</i>	3.50	3.50	--
<i>Zone 3</i>	0.80	0.80	--
Assessment per NPA:			
<i>Zone 1</i>	\$1,169.50	\$1,169.50	\$1,169.50
<i>Zone 2</i>	\$82.58	\$82.58	\$82.58
<i>Zone 3</i>	\$0.00	\$0.00	\$0.00

⁽¹⁾ FY 2011 is the City's Fiscal Year 2011, which begins July 1, 2010 and ends June 30, 2011. Total Parcels Assessed, Total Estimated Assessment, and Total NPA may vary from fiscal prior year values due to parcel changes.

District History: The District was established in August 1986.

Annual Cost-Indexing: Indexing of assessments is not permitted under the current apportionment methodology.

Bonds: No bonds will be issued in connection with this District



Background

The Eastgate Technology Park Maintenance Assessment District (District) was established in August 1986. The original Assessment Engineer's Report is on file in the City of San Diego (City) Clerk's office. The District funds the maintenance of landscaped medians, rights-of-way, pedestrian easement areas, monument areas, and a public mini-park within the District.

District Proceedings for Fiscal Year 2011

This District is authorized and administered under the provisions of the "San Diego Maintenance Assessment District Procedural Ordinance of 1986" (being Division 2, Article 5, Chapter VI beginning at Section 65.0201 of the San Diego Municipal Code), provisions of the "Landscaping and Lighting Act of 1972" (being Part 2 of Division 15 of the California Streets and Highways Code), applicable provisions of "Proposition 218" (being Article XIID of the California Constitution), and provisions of the "Proposition 218 Omnibus Implementation Act" (being California Senate Bill 919) (the aforementioned provisions are hereinafter referred to collectively as "Assessment Law").

The purpose of the proposed proceedings and this Assessment Engineer's Report is to update the District budget and assessments for Fiscal Year 2011. The Fiscal Year 2011 assessments proposed within this Assessment Engineer's Report are equal to or less than the maximum authorized assessment. Therefore, the vote requirements of Section 4 of Article XIID do not apply to these proceedings.

A public hearing will be scheduled where public testimony will be heard by the Council, and the Council may, at its discretion, adopt a resolution ordering the levying of the proposed assessments.

Bond Declaration

No bonds will be issued in connection with this District.



District Boundary

The Boundary Map and Assessment Diagram for the District are on file in the Maintenance Assessment Districts Section of the Park and Recreation Department of the City of San Diego and by reference is made a part of this report. The Boundary Map and Assessment Diagram are available for public inspection during normal business hours. The District boundary is depicted in Exhibit A.

Project Description

The project to be funded by the proposed assessments is the maintenance of landscaped medians, rights-of-way, pedestrian easement areas, monument areas, and a public mini-park within the District.

The engineering drawings for the improvements maintained by the District are on file at Maps and Records in the Development Services Department and are incorporated herein. The improvements and services provided by the District will be maintained in accordance with specifications and contracts on file with the Park and Recreation Department. These documents are available for public inspection during normal business hours.

Separation of General and Special Benefits

The proceeds from the assessment will be used to fund enhanced improvements, services and activities within the District that, in absence of the assessment, otherwise would not be provided at an enhanced level or frequency of service. The District will continue to receive the same level of general services provided to the public at large under City-funded and administered programs, as determined annually, for maintenance of public facilities and improvements (e.g., street trees, sidewalks, street lights, etc.), including street sweeping and graffiti removal on public property.

Consistent with City policy for the public at large, the City will provide the District with annual contributions from the Gas Tax Fund for median maintenance (32.20¢ per square foot of landscaped median and 12.84¢ per square foot of hardscaped median). These cost allocations, reviewed and adjusted annually by the City, are considered to be “general benefits” administered by the District. All



other maintenance, operations, and administration costs associated with the District, which exceed the City's contribution to the public at large, are accordingly considered to be "special benefits" funded by the District.

Cost Estimate

Estimated Costs

Estimated Fiscal Year 2011 annual expenses, revenues, reserves, and assessments (provided by the City) for the District are included as Exhibit B hereto.

Annual Cost-Indexing

With the passage of Proposition 218, any proposed increase in assessments must be placed for approval before the property owners by a mail ballot and a public hearing process, similar to these proceedings. A majority of ballots received must be affirmative for the City Council to confirm and levy the increased assessments. The current maximum authorized assessment established in 1986 is not authorized to be indexed (increased or decreased) without a vote of the affected property owners.

Method of Apportionment

Estimated Benefit of the Improvements

The Transportation Element of the City's General Plan and the general policy recommendations found in the local Community Plan establish several goals for the community's transportation system. The improvements being maintained by this District are consistent with the plans' goals for public safety and pleasing aesthetics.

Apportionment Methodology

As shown in Exhibit A, the District has been divided into three (3) zones for benefit apportionment purposes. The total cost for maintenance of District improvements will be assessed to the various parcels within the District in proportion to the net parcel area (NPA) of



each a parcel within a zone in relationship to the total NPA of all the parcels within the zone.

Sample Calculations

As described above, the net parcel area (NPA) assigned to each parcel in the District has been calculated based on each parcel's net area and the identified apportionment factors, as shown in the following equation:

$\text{NPA} = (\text{Net Parcel Area}) \times \text{NPA Factor}$
--

Shown below are sample NPA calculations for several common land uses found in the District.

- **5-acre Industrial Property**
NPA = 5.00 acres x 1.00 = 5.00 NPA

- **5-acre Park without Recreation Center**
NPA = 5.00 acres x 1.00 = 5.00 NPA

The total assessment for each parcel in the District is based on the calculated NPA for the parcel and the applicable unit assessment rate, as shown in the following equation:

$\text{Total Assessment} = \text{Total NPA} \times \text{Unit Assessment Rate}$

The NPA calculated for each property can be found in the Assessment Roll (Exhibit C).



Summary Results

The District boundary is presented in Exhibit A.

An estimate of the costs of the improvements provided by the District is included as Exhibit B to this report.

The assessment methodology utilized is as described in the text of this report. Based on this methodology, the NPA and Fiscal Year 2011 District assessment for each parcel were calculated and are shown in the Assessment Roll (Exhibit C).

Each lot or parcel of land within the District has been identified by unique County Assessor's Parcel Number on the Assessment Roll and the Boundary Map and Assessment Diagram referenced herein. The net assessment for each parcel for Fiscal Year 2011 can be found on the Assessment Roll.

This report has been prepared and respectfully submitted by:

EFS ENGINEERING, INC.

Eugene F. Shank, PE

C 52792

Sharon F. Risse



I, _____, as CITY CLERK of the CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, CALIFORNIA, do hereby certify that the Assessment as shown on the Assessment Roll, together with the Assessment Diagram, both of which are incorporated into this report, were filed in my office on the ____ day of _____, 2010.

Elizabeth Maland, CITY CLERK
CITY OF SAN DIEGO
STATE OF CALIFORNIA

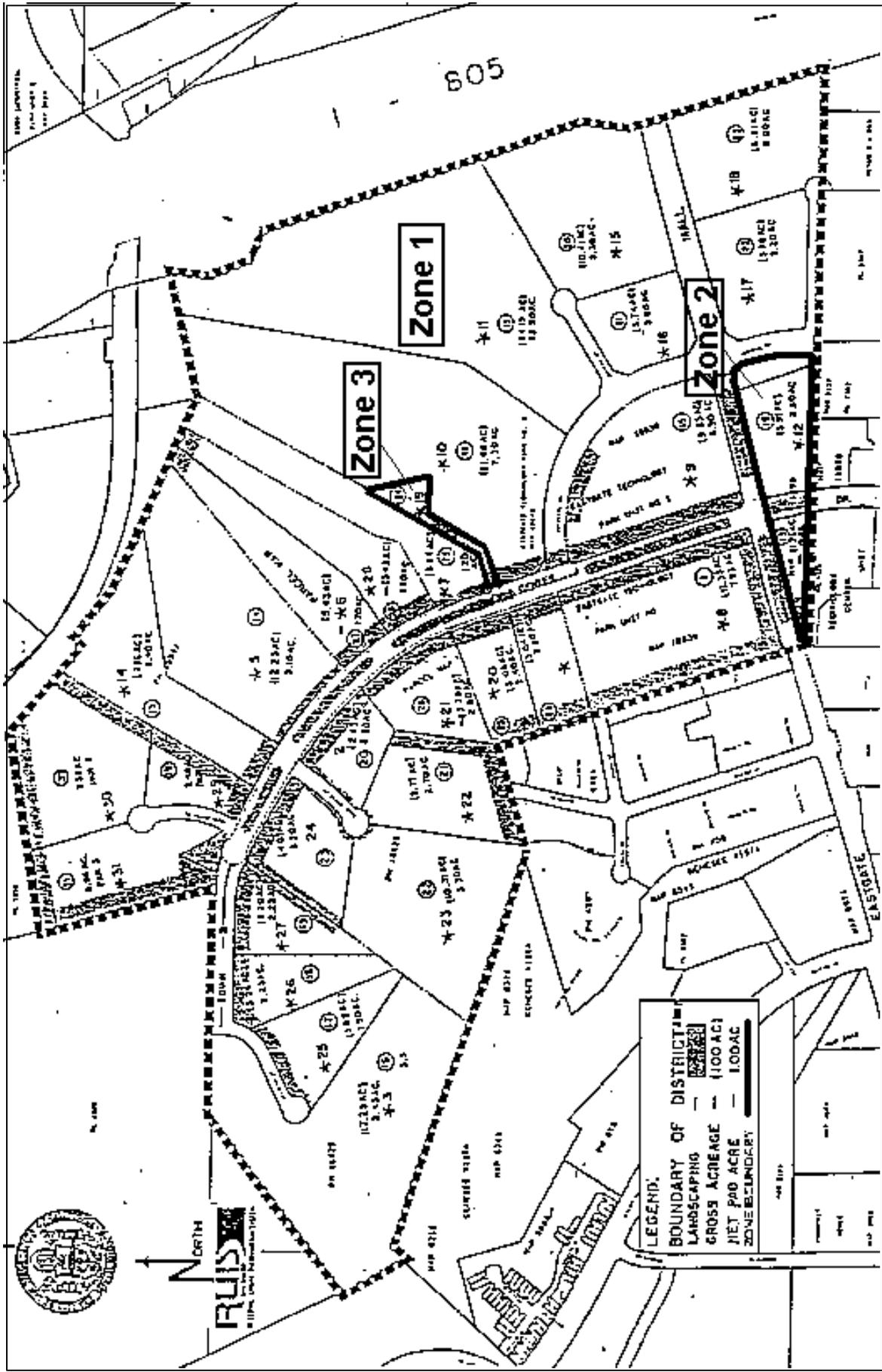
I, _____, as CITY CLERK of the CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, CALIFORNIA, do hereby certify that the foregoing Assessment, together with the Assessment Diagram incorporated into this report, was approved and confirmed by the CITY COUNCIL of said City on the ____ day of _____, 2010.

Elizabeth Maland, CITY CLERK
CITY OF SAN DIEGO
STATE OF CALIFORNIA

I, _____, as CITY ENGINEER of the CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, CALIFORNIA, do hereby certify that the foregoing Assessment, together with the Assessment Diagram was recorded in my office on the ____ day of _____, 2010.

Afshin Oskoui, CITY ENGINEER
CITY OF SAN DIEGO
STATE OF CALIFORNIA

EXHIBIT A



EASTGATE TECHNOLOGY PARK

Maintenance Assessment District

EXHIBIT B

EXHIBIT B

Park and Recreation Department - Open Space Division
Maintenance Assessment Districts Program
Summary of Fiscal Year 2011 (07-01-10 to 06-30-11) Budget

Eastgate Technology Park Maintenance Assessment District
Fund 70229 (SAP Fund 200044/Cost Center 1714151613)

	FY 2009 Actuals 0.15	FY 2010 Estimate 0.15	FY 2011 Proposed 0.15
Full-Time Equivalent/Grounds Maintenance Manager			
<u>District Personnel Costs</u>			
Total Labor & Fringe	\$ 13,497.61	\$ 13,090.00	\$ 14,452.00
<u>District Non-Personnel Costs</u>			
Contract Services			
Landscaping	\$ 94,485.96	\$ 95,754.00	\$ 81,318.00
Tree Trimming	\$ 2,750.98	\$ 3,000.00	\$ 3,000.00
Electrical Repairs (irrigation timers)	\$ -	\$ 500.00	\$ 500.00
Other Supplies & Services	\$ 1,713.75	\$ 2,541.00	\$ 1,841.00
Management Costs	\$ 13,909.00	\$ 14,605.00	\$ 15,335.00
Vehicle Usage & Assignment	\$ 1,170.84	\$ 1,424.00	\$ 1,495.00
Water / Storm Drain/ Electrical	\$ 45,022.20	\$ 48,523.00	\$ 58,919.00
Subtotal Non-Personnel Costs	\$ 159,052.73	\$ 166,347.00	\$ 162,408.00
TOTAL	\$ 172,550.34	\$ 179,437.00	\$ 176,860.00
<u>District Revenues & Reserves</u>			
Special Assessments	\$ 137,071.08	\$ 136,875.00	\$ 136,875.00 ⁽¹⁾
Interest Earnings	\$ 3,691.03	\$ 1,500.00	\$ 1,000.00
City Contributions			
Gas Tax Fund	\$ 5,891.00	\$ 5,943.00	\$ 5,943.00
TOTAL	\$ 146,653.11	\$ 144,318.00	\$ 143,818.00
<u>District Reserves</u>			
Beginning Fund Balance	\$ 134,228.72	\$ 108,506.98	\$ 73,388.00
Change in Fund Balance	\$ (25,897.23)	\$ (35,118.98)	\$ (33,042.00)
Year End Operating Reserves	\$ 108,331.49	\$ 73,388.00	\$ 40,346.00

⁽¹⁾ Revenue was adjusted in Fiscal Year 2011 Proposed Budget to reflect latest parcel information.

EXHIBIT C

ASSESSMENT ENGINEER'S REPORT
ASSESSMENT ROLL

The undersigned, pursuant to the "Maintenance Assessment Districts Ordinance" (Division 2, Article 5, Chapter VI beginning at Section 65.0201 of the San Diego Municipal Code), the "Landscaping and Lighting Act of 1972" (Part 2, Division 15 of the California Streets and Highways Code), applicable provisions of "Proposition 218" (Article XIID of the California Constitution), and the "Proposition 218 Omnibus Implementation Act" (California Senate Bill 919) (the aforementioned provisions are hereinafter referred to collectively as "Assessment Law"), does hereby submit the following:

1. Pursuant to the provisions of Assessment Law and the Resolution of Intention, we have assessed the costs and expenses of the works of improvement (maintenance) to be performed in the Assessment District upon the parcels of land in the Assessment District in accordance with the approved apportionment methodology. For particulars as to the identification of said parcels, reference is made to the Assessment Diagram and Boundary Map on file in the Maintenance Assessment Districts section of the Park and Recreation Department of the City of San Diego. The District boundary is depicted in the Assessment Engineer's Report as Exhibit A.
2. The Assessment Diagram included in this report shows the Assessment District, as well as the boundaries and dimensions of the respective parcels and subdivisions of land within the Assessment District, the same as existed at the time of the passage of the Resolution of Intention, each of which subdivisions of land or parcels or lots respectively have been given a separate number upon the Assessment Diagram and in the Assessment Roll (Exhibit C).
3. By virtue of the authority contained in said Assessment Law, and by further direction and order of the legislative body, we hereby make the following assessment to cover the costs and expenses of the works of improvement (maintenance) for the Assessment District based on the costs and expenses as set forth in the Assessment Engineer's Report.

For particulars as to the individual assessments and their descriptions, reference is made to the Assessment Roll (Exhibit C) attached hereto.

DATED: _____, 2010

EFS ENGINEERING, INC.

By: _____
Eugene F. Shank, PE C 52792

By: _____
Sharon F. Risse

EXHIBIT C - Assessment Roll (Fiscal Year 2011)
Eastgate Technology Park Maintenance Assessment District

Parcel Number	NPA ⁽¹⁾ (Acres)	Zone	Land Use	NPA ⁽¹⁾ Factor	Total NPA ⁽¹⁾	Unit Cost (\$/EDU)	FY 2011 ⁽²⁾ Assessment	Owner Name
343 121 13 00	1.20	1	DIND	1.00	1.20	\$1,169.50	\$1,403.40	D W C G Inc
343 121 14 00	3.10	1	DIND	1.00	3.10	\$1,169.50	\$3,625.46	Arden Realty Ltd Ptnshp
343 121 16 00	3.40	1	DIND	1.00	3.40	\$1,169.50	\$3,976.30	City Of San Diego
343 121 20 00	2.20	1	DIND	1.00	2.20	\$1,169.50	\$2,572.90	Arden Realty Ltd Ptnshp
343 121 21 00	2.70	1	DIND	1.00	2.70	\$1,169.50	\$3,157.66	Arden Realty Ltd Ptnshp
343 121 22 00	3.30	1	DIND	1.00	3.30	\$1,169.50	\$3,859.36	Tanabe Holding America Inc
343 121 23 00	3.30	1	DIND	1.00	3.30	\$1,169.50	\$3,859.36	Arden Realty Ltd Ptnshp
343 121 27 00	1.70	1	DIND	1.00	1.70	\$1,169.50	\$1,988.16	Eastgate Investment L L C
343 121 28 00	1.70	1	DIND	1.00	1.70	\$1,169.50	\$1,988.16	Eastgate Investment L L C
343 121 33 00	3.60	1	DIND	1.00	3.60	\$1,169.50	\$4,210.20	Kilroy Realty L P
343 121 34 00	3.80	1	DIND	1.00	3.80	\$1,169.50	\$4,444.10	Kilroy Realty L P
343 121 40 00	5.48	1	DIND	1.00	5.48	\$1,169.50	\$6,408.86	L P L Holdings Inc
343 121 41 00	6.40	1	DIND	1.00	6.40	\$1,169.50	\$7,484.80	Irvine Co
343 122 13 00	0.90	2	DIND	1.00	0.90	\$82.58	\$74.32	Eastgate Partners Associates
343 122 16 00	2.60	2	DIND	1.00	2.60	\$82.58	\$214.72	Kilroy Realty L P
343 122 24 00	0.80	3	PKU	1.00	0.80	\$0.00	\$0.00	City Of San Diego
343 122 26 00	7.48	1	DIND	1.00	7.48	\$1,169.50	\$8,747.86	9625 Towne Centre Partners L P
343 122 35 00	1.20	1	DIND	1.00	1.20	\$1,169.50	\$1,403.40	9514 T C D L L C
343 122 40 00	7.49	1	DIND	1.00	7.49	\$1,169.50	\$8,759.56	Irvine Co
343 122 41 00	5.82	1	DIND	1.00	5.82	\$1,169.50	\$6,806.50	Irvine Co
343 122 42 00	3.36	1	DIND	1.00	3.36	\$1,169.50	\$3,929.52	Irvine Company Llc The
343 122 43 00	4.53	1	DIND	1.00	4.53	\$1,169.50	\$5,297.84	Irvine Company Llc The
343 122 45 00	2.82	1	DIND	1.00	2.82	\$1,169.50	\$3,298.00	The Irvine Company L L C
343 122 46 00	2.83	1	DIND	1.00	2.83	\$1,169.50	\$3,309.70	The Irvine Company L L C
343 122 47 00	3.41	1	DIND	1.00	3.41	\$1,169.50	\$3,988.00	The Irvine Company L L C
343 122 48 00	3.44	1	DIND	1.00	3.44	\$1,169.50	\$4,023.08	The Irvine Company L L C
343 122 49 00	3.63	1	DIND	1.00	3.63	\$1,169.50	\$4,245.30	Irvine Company Llc
343 122 50 00	4.62	1	DIND	1.00	4.62	\$1,169.50	\$5,403.10	Irvine Company Llc
343 122 51 00	3.51	1	DIND	1.00	3.51	\$1,169.50	\$4,104.96	Irvine Company Llc
343 122 52 00	3.12	1	DIND	1.00	3.12	\$1,169.50	\$3,648.84	Irvine Company Llc
343 122 60 00	3.34	1	DIND	1.00	3.34	\$1,169.50	\$3,906.14	Irvine Company Llc
343 122 61 00	2.52	1	DIND	1.00	2.52	\$1,169.50	\$2,947.14	Irvine Company Llc
343 122 62 00	4.68	1	DIND	1.00	4.68	\$1,169.50	\$5,473.26	Irvine Company Llc
343 122 63 00	3.16	1	DIND	1.00	3.16	\$1,169.50	\$3,695.62	Irvine Company Llc
343 122 64 00	3.95	1	DIND	1.00	3.95	\$1,169.50	\$4,619.54	Irvine Company Llc

TOTAL	88.56	-	-	-	121.09	-	\$136,875	
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⁽¹⁾ Net Parcel Area (NPA).

⁽²⁾ FY 2011 is the City's Fiscal Year 2011, which begins July 1, 2010 and ends June 30, 2011.