

**City of Culver City, California
Agenda Item Report**

Meeting Date: 06/14/2010		Item Number: PH-1	
CITY COUNCIL AGENDA ITEM: PUBLIC HEARING Adoption of a Resolution Approving the Engineer's Report and Ordering the Sixth Annual Assessment Levy for the Albright Avenue Street Lighting Assessment District - Fiscal Year 2010/2011			
Contact Person/Dept.: Mate Gaspar/PW		Phone Number: 310-253-5602	
Fiscal Impact: Yes ☒ No ☐		General Fund: Yes ☐ No ☒	
Public Hearing: ☒		Action Item: ☐ Attachments: ☒	
Commission Action Required: Yes ☐ No ☒		Date: _____	
Public Notification: (E-Mail) Agenda and Meetings – City Council (06/09/2010); (Letter) Property Owners with the Assessment District (05/27/2010);			
Department Approval: Charles D. Herbertson (06/03/10)		City Attorney Approval: Carol Schwab (by H. Baker) (06/09/120)	
Chief Financial Officer Approval: Jeff Muir (by M. Noller) (06/09/10)		City Manager Approval: P. Lamont Ewell (06/10/10)	

RECOMMENDATION:

Staff recommends the City Council adopt a Resolution:

1. Approving the Engineer's Report for the Albright Street Lighting Assessment District for Fiscal Year 2010-2011; and,
2. Affirming the existing annual assessment levy for the Albright Street Lighting Assessment District for Fiscal Year July 1, 2010 to June 30, 2011.

PROCEDURE:

1. Mayor seeks motion from City Council to receive and file the affidavits of publication and posting of notices and correspondence received in response to the public hearing notices; and,
2. Mayor calls for a staff report and the City Council Members may pose questions to staff as desired; and,
3. Mayor seeks a motion to open the public hearing; and,
4. Mayor seeks a motion to close the public hearing after all public testimony has been presented and all ballots have been tabulated; and,
5. City Council discusses the item and arrives at its decision.

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BACKGROUND:

Location map is included in the Engineer's Report and is labeled "Exhibit C."

The assessment for the District includes costs for providing construction, plans and specifications and City staff time for the installation of five streetlights and the appurtenant underground power distribution.

DISCUSSION

On May 17, 2010, the City Council ordered the preparation of the Engineer's Report, declared its intention to order the assessment levy and set the date, time and place for this public hearing per Resolution No. 2009-R034.

The total cost incurred for the improvement was \$53,152 which was the basis for the subject assessment levy. The costs to be assessed during each fiscal year beginning in the 2005/2006 Fiscal Year have and continue to be \$6,552.00, including this Fiscal Year 2010/2011. This is the sixth year of the ten year assessment plan to recoup the cost of the project. One property owner has entirely paid the remaining principal for their portion of the assessment levy and will no longer receive an assessment levy on their property tax bill.

If there is a majority protest for the annual assessment, the City Council cannot impose the annual assessment. However, the City Council may choose to:

(1) By a 4/5ths majority vote, disband the District; (remaining principal will be absorbed by the General Fund) and/or

(2) Pay for the Assessment from the City's General Fund.

FISCAL ANALYSIS:

The Albright Avenue Street Lighting Assessment District budget is 100 percent self-supporting for all expenditures related to the street lighting installation improvement. Property owners within the District are charged for their fair share of these costs, as described in the City Engineer's Report. The cost of operations and maintenance are assumed by the City as part of the City's street lighting system grid.

ATTACHMENTS:

1. Engineer's Report
2. Proposed Resolution

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MOTION:

That the City Council:

(Absent a majority protest) Adopt a Resolution approving the Engineer's Report and ordering the sixth annual assessment levy for the Albright Avenue Street Lighting Assessment District for Fiscal Year 2010/2011.