

MEETING DATE: **06.06.11**

AGENDA ITEM: **Adoption of a Resolution Approving the Engineer's Report and Declaring the City Council's Intention to Order the Levy of Annual Assessments for the West Washington Boulevard Benefit Assessment District Number 2.**

ATTACHMENTS

	<u>Pages</u>
1. Area Improvement Plan Map	1
2. Engineer's Report	2-16
3. Resolution of Intention	17-19



GIS PROGRAM
AUGUST 04, 2009



Area Improvement Plan West Washington

Phase

- 1
- 2
- 3

- Demonstration Areas
- City Boundary



City of Culver City

Benefit Assessment District West Washington Boulevard No. 2

2011/12 Engineer's Report

July 2011

Main Office

32605 Temecula Parkway, Suite 100
Temecula, CA 92592
Toll free: 800.676.7516 Fax: 951.296.1998

Regional Office

870 Market Street, Suite 1223
San Francisco, CA 94102
Toll free: 800.434.8349 Fax: 415.391.8439

**CITY OF CULVER CITY
BENEFIT ASSESSMENT DISTRICT
WEST WASHINGTON BOULEVARD NO. 2
9770 Culver Blvd.
Culver City, CA. 90232
Phone - (310) 253-5700**

CITY COUNCIL

Christopher Armenta, Mayor

Micheál O' Leary, Vice Mayor

D. Scott Malsin, Council Member

Andrew Weissman, Council Member

Jeffery Cooper, Council Member

CITY STAFF

John Nachbar, City Manager

Sol Blumenfeld, Community Development Director

Charles D. Herbertson, Public Works Director

Martin Cole, Assistant City Manager/City Clerk

Todd Tipton, Redevelopment Administrator

Mate Gaspar, Engineering Services Manager

Elaine Gerety-Warner, Senior Management Analyst

NBS

Pablo Perez, Client Services Director

Tiffany Ellis, Project Manager

Nick Dayhoff, Financial Analyst

TABLE OF CONTENTS

1. ENGINEER'S LETTER	1-1
2. PLANS AND SPECIFICATIONS	2-1
2.1. Description of the Boundaries of the District	2-1
2.2. Description of Improvements and Services	2-1
3. ESTIMATE OF COSTS	3-1
3.1. District Budget.....	3-1
3.2. Definitions of Budget Items	3-2
4. METHOD OF APPORTIONMENT	4-1
4.1. General	4-1
4.2. Special Benefit	4-1
4.3. General Benefit	4-2
4.4. Method of Apportionment Spread	4-2
4.5. Cost of Living Inflation	4-3
5. ASSESSMENT DIAGRAM	5-1
6. ASSESSMENT ROLL	6-1

1. ENGINEER'S LETTER

WHEREAS, on June 13, 2011, the City Council of the City of Culver City (the "City"), State of California, under the Culver City Municipal Code (the "CCMC"), adopted its Resolution Initiating Proceedings for the Annual Levy of Assessments and Ordering the Preparation of an Engineer's Report for the Benefit Assessment District West Washington Boulevard No. 2 (the "District");

WHEREAS, the Resolution of Initiation directed the NBS Government Finance Group, to prepare and file a report presenting plans and specifications describing the general nature, location and extent of the improvements to be maintained, an estimate of cost of the maintenance, operations and servicing of the improvements for the District for the referenced fiscal year, a diagram for the District, showing the area and properties proposed to be assessed, and an assessment of the estimated costs of the maintenance, operations and servicing the improvements, assessing the net amount upon all assessable lots and/or parcels within the District in proportion to the special benefit received;

NOW THEREFORE, the following assessment is made to cover the portion of the estimated cost of maintenance, operation and servicing of said improvements to be paid by the assessable real property within the District in proportion to the special benefit received:

SUMMARY OF ASSESSMENT

	As Preliminarily Approved	As Approved by Council
Direct Maintenance and Administrative Costs	\$19,598.86	
Reserve Fund Contribution	(\$5,294.62)	
Total Actual Budget Costs	\$14,304.24	
Total District Parcels	32	
Total Assessable Linear Front Footage	1,936.38	
Total Assessable Building Square Footage	94,386	
Proposed Assessment Per Linear Front Foot	\$5.17097	
Proposed Assessment Per Building Square Foot	\$0.04547	
Maximum Assessment Per Linear Square Foot	\$7.08498	
Maximum Assessment Per Building Square Foot	\$0.06229	

2. PLANS AND SPECIFICATIONS

The District provides for the continued administration, maintenance, operations, and servicing of various improvements located within the public right-of-way and dedicated easements within the boundaries of the District.

2.1. Description of the Boundaries of the District

The District is located in the City of Culver City. The boundaries of the District are generally described as that area located west of Centinela Avenue, east of Neosho Avenue, and along West Washington Boulevard.

2.2. Description of Improvements and Services

The improvements are the construction, operation, maintenance and servicing of medians, landscaping, lighting, and appurtenant facilities, including, but not limited to, labor costs, utilities, material, contracting services and any other items necessary for the satisfactory maintenance and operation of the these improvements as described below.

Reference is made to the plans and specifications for the improvements, which are on file with the Culver City Redevelopment Agency. The table below lists specific improvements within the District to be maintained:

Medians
Landscaping
Lighting
Irrigation

3. ESTIMATE OF COSTS

The estimated cost of administration, maintenance, operations, and servicing the improvements as described in the Plans and Specifications are summarized below. Each year, as part of the assessment district levy calculation process, the costs and expenses are reviewed and the annual costs are projected for the following fiscal year.

3.1. District Budget

DIRECT MAINTENANCE COSTS	MAXIMUM BUDGET FISCAL YEAR 2011/12	ACTUAL BUDGET FISCAL YEAR 2011/12
Maintenance Costs	\$7,246.97	\$7,246.97
Water for Irrigation	1,019.76	1,019.76
Lighting	3,105.84	3,105.84
Mulch Replenishment	900.69	900.69
Plant Replacement	2,588.20	2,588.20
Irrigation Replacement	1,035.28	1,035.28
Subtotal Direct Costs	\$15,896.74	\$15,896.74
ADMINISTRATION COSTS		
City Administration	\$1,000.00	\$1,000.00
Consultants	2,644.12	2,644.12
County Fee*	58.00	58.00
Subtotal Administration Costs	\$3,702.12	\$3,702.12
Subtotal of Direct & Administrative Costs	\$19,598.86	\$19,598.86
Amount to be carried over from Improvement Fund	\$0.00	\$0.00
Contributions from other Sources	0.00	0.00
Reserve Fund Contribution	0.00	(5,294.62)
Total Budget Costs	\$19,598.86	\$14,304.24
Rounding Adjustment	(0.20)	(0.14)
Total Balance to Levy	\$19,598.66	\$14,304.10
Total District Parcels	32	32
Total Assessable Linear Front Footage	1,936.38	1,936.38
Total Assessable Building Square Footage	94,386	94,386
Assessment Per Linear Front Foot	\$7.08498	\$5.17097
Assessment Per Building Square Foot	\$0.06229	\$0.04547

*Annual fee of \$50 per District, plus \$0.25 per parcel.

It is the intent of the City of Culver City to establish a reserve which shall not exceed the estimated costs of maintenance and servicing to December 10 of the fiscal year, or whenever the City expects to receive its apportionment of special assessments and tax collections from the County, whichever is later. The reserve balance information for the District is as follows:

Estimated Fiscal Year Ending June 30, 2011 Reserve Fund Balance	\$13,243.00
Operating Reserve Collection / (Reduction) – Fiscal Year 2011/12	(\$5,294.62)
Estimated Fiscal Year Ending June 30, 2012 Reserve Fund Balance	\$7,948.38

3.2. Definitions of Budget Items

The following definitions describe the services and costs included in the District Budget:

Direct Costs:

Maintenance Costs includes all regularly scheduled labor, material and equipment required to properly maintain and ensure the satisfactory condition of all medians, palm trees, landscaping, and appurtenant facilities, on a bi-monthly basis.

Water for Irrigation includes the furnishing of water required for the operation and maintenance of the landscape and irrigation systems.

Lighting includes the furnishing of electricity required for the operation and maintenance of the palm tree uplights.

Mulch Replenishment includes once annually replenishment of mulch as required for the operation and maintenance of the landscaping and median facilities.

Plant Replacement includes the replacement of plants as required to ensure the satisfactory condition of the landscaping and median facilities (does not include replacement of palm trees).

Irrigation Replacement includes the ongoing repair and replacement of the irrigation systems, including solar controller and rain sensor.

Administration Costs:

City Administration includes the cost to all particular departments and staff of the City for providing the coordination of the District services, operations and maintenance of the improvements, response to public concerns and education, and procedures associated with the levy and collection of assessments.

Consultants include the costs associated with contracting with professionals to provide services specific to the administration of the annual assessment levy.

County Fee includes fees charged by the County of Los Angeles for placing the assessments onto the tax rolls on a yearly basis. This fee is \$0.25 per parcel plus \$50 per District.

Operating Reserve Collection:

Operating Reserve Collection is the amount collected to maintain reserves to enable the City to pay for the operation and maintenance costs to December 10 of the fiscal year. The Reserve Fund Contribution will continue until such a time the Reserve Fund balance is approximately one half of the annual costs. The funds will be allowed to build up gradually in anticipation of any unforeseen expenses not normally included in the yearly maintenance costs. This may include, but is not limited to, palm tree replacement, repair or damaged equipment due to vandalism, storms, and other similar events.

4. METHOD OF APPORTIONMENT

4.1. General

Pursuant to the CCMC and Article XIID, all parcels that have a special benefit conferred upon them as a result of the maintenance and operation of improvements and services shall be identified and the proportionate special benefit derived by each identified parcel shall be determined in relationship to the entire costs of the maintenance and operation of improvements. The net amount to be assessed may be apportioned by any formula or method which fairly distributes the net amount among all assessable lots or parcels. Proposition 218, approved by the voters in November 1996, requires the Agency to separate general benefit from special benefit, where as only special benefit is assessed.

Each parcel within the District receives special and direct benefit from the improvements and associated appurtenances located within the public rights-of-ways located within the District, due to the proximity of said improvements.

4.2. Special Benefit

The landscape and median improvements will be installed by the Culver City Redevelopment Agency and the continued maintenance is guaranteed through the establishment (formation) of the District. Since these improvements are for the benefit of the properties within the District and those properties also benefit from the maintenance of the improvements, only the property owners within the District are assessed for the said maintenance of improvements.

In addition, the improvements confer a particular and distinct special benefit upon all parcels within the District because of the nature of the improvements. The ongoing and proper maintenance of landscaping improves the aesthetic appeal of the properties within the District providing a positive representation as well as the enhanced desirability of properties through association with the improvements. This increase in the value provides a distinct special benefit to the parcels within the District, which includes higher occupancy rates, increased rentals and lower vacancies. According to Judith Guido, Director of Marketing for LandCareUSA, landscaping can increase the resale value of a building up to 14% and speed up the sale of a building by 6 weeks. The installation and maintenance of raised medians improve both pedestrian and traffic safety to those either walking or driving within the District. According to the US Department of Transportation Federal Highway Administration, raised medians provide pedestrian protection by “reducing pedestrian involved crashes by 45 percent and fatalities by 78 percent” and after analysis of crash data in seven states, “raised medians reduce crashes by over 40 percent in urban areas.” The parcels within the District receive a distinct special benefit as their primary use is business/retail, and studies have proven that greenery and associated landscaping attract shoppers to the area as well as stimulate economic growth (Kathleen Wolf, University of Washington: Economic and Public Value of Urban Forests). Also, according to Virginia Cooperative Extension, a recent study has found that consumers are willing to pay a premium of up to 12% for goods purchased in retail establishments that are accompanied by quality landscaping. The ongoing and proper maintenance of the landscaping and appurtenant facilities specially benefits parcels within the District by enhancing the environmental quality of the parcels and making them more desirable by improving air quality, providing shade from solar radiation, reducing temperatures through evaporation and transpiration and absorbing heat (according to data from Planet, professional landscape network). All of the above mentioned items contribute to a specific enhancement and special benefit of the properties within the District.

4.3. General Benefit

In addition to the special benefits received by the parcels within the District, there are incidental general benefits conferred by the proposed improvements. It is recognized that the proper maintenance of the medians and landscaping improvements provide only an incidental benefit to the public at large, including traffic and pedestrian safety for those passing through the District. Also, according to Projectevergreen.com Economic Fact Sheet, the installation and proper maintenance of landscaping can protect the City's drainage systems. In addition, the proper maintenance of landscaping, lighting and appurtenant facilities reduces property relating crimes (especially vandalism) against properties located in the vicinity of the improvements (Diane Relf, Extension Specialist and Environmental Horticulture of Virginia Tech). Finally, the proper maintenance of landscaping provides a positive visual experience to persons passing through the District, which is only an incidental benefit. All of the aforementioned constitutes incidental general benefits conferred by the improvements.

The total benefits thus are a combination of the special benefits to the parcels within the District and the general benefits to the public at large and to the adjacent properties. Because the median and landscaping improvements are located immediately in front of the properties within the District, and is maintained for the benefit of said properties, any benefit received by properties outside the District is merely coincidental. Nonetheless, the Agency has agreed to ensure that no property is assessed in excess of the reasonable cost of the proportional special benefit conferred upon that property.

4.4. Method of Apportionment Spread

Each of the parcels within the District is deemed to receive special benefit from the improvements. Each parcel that has a special benefit conferred upon them as a result of the maintenance and operation of improvements are identified and the proportionate special benefit derived by each identified parcel is determined in relationship to the entire costs of the maintenance and operation of the improvements. The maximum assessment per linear front foot and building square foot is determined as follows:

$$\begin{aligned} \text{Assessment per Linear Front Foot} &= (\text{Total Costs} \times 0.70) / \text{Total District Linear Front Feet} \\ \text{Assessment per Building Square Foot} &= (\text{Total Costs} \times 0.30) / \text{Total District Building Square Feet} \end{aligned}$$

Only parcels that receive direct special benefit are assessed, and each parcel is assessed in proportion to the estimated benefit received, in accordance with the formula listed below:

$$\text{Parcel's Linear Front Footage} \times \text{Assessment per Linear Foot} + \text{Parcel's Building Square Footage} \times \text{Assessment per Building Square Foot} = \text{Assessment Per Parcel}$$

There are 32 total parcels within the District, with 1,936.38 total linear front feet and 94,386 total building square feet. The assessment is spread as follows:

Fiscal Year 2011/12 Total Budget Costs	\$14,304.24
Total District Linear Front Footage	1,936.38
Total District Building Square Footage	94,386
Proposed Fiscal Year 2011/12 Assessment per Linear Front Foot	\$5.17097
Proposed Fiscal Year 2011/12 Assessment per Building Square Foot	\$0.04547

4.5. Cost of Living Inflation

The proposed maximum assessment sets the initial maximum assessment and is stated in Fiscal Year 2010/11 dollars. Each fiscal year beginning Fiscal Year 2011/12, the maximum assessment amount shall be increased by the February Consumer Price Index for All Urban Consumers for the Los Angeles, Riverside and Orange County area. The annual assessment shall not exceed the maximum assessment, unless the appropriate Proposition 218 proceedings are conducted by the City to authorize an increase beyond the maximum assessment amount.

The following table shows the historical maximum and actual assessments for the District:

FISCAL YEAR	CPI	MAXIMUM ASSESSMENT PER LINEAR FRONT FOOT	MAXIMUM ASSESSMENT PER BUILDING SQUARE FOOT	ACTUAL ASSESSMENT PER LINEAR FRONT FOOT	ACTUAL ASSESSMENT PER BUILDING SQUARE FOOT
2010/11	-	\$6.92741	\$0.06091	\$6.92741	\$0.06091
2011/12	+2.27	7.08498	0.06229	5.17097	0.04547

5. ASSESSMENT DIAGRAM

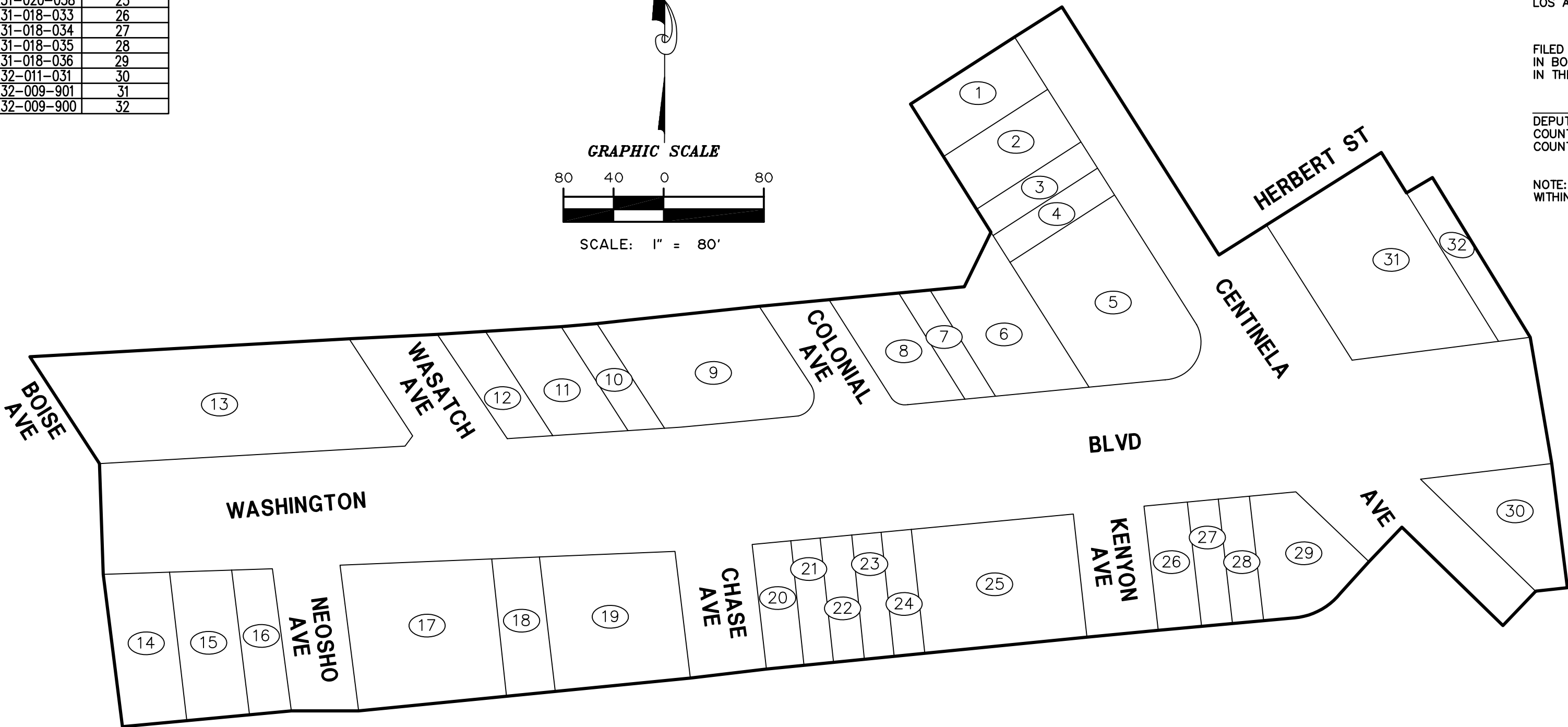
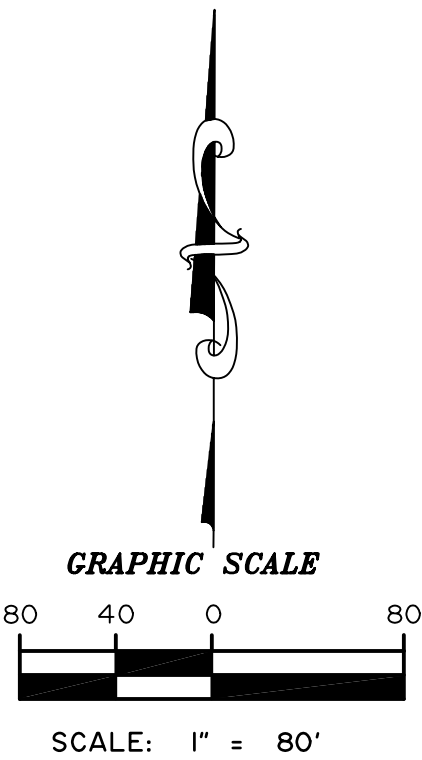
An Assessment Diagram for the District has been submitted to the City Clerk in the format required under the provision of the CCMC. The lines and dimensions shown on maps of the County Assessor of the County of Los Angeles for the current year are incorporated by reference herein and are made a part of this Report.

ASSESSMENT DIAGRAM

BENEFIT ASSESSMENT DISTRICT WEST WASHINGTON BOULEVARD NO. 2

CITY OF CULVER CITY
COUNTY OF LOS ANGELES
STATE OF CALIFORNIA

APN	Assessment Number
4231-002-907	1
4231-002-909	2
4231-002-906	3
4231-002-905	4
4231-002-901	5
4231-002-902	6
4231-002-903	7
4231-002-904	8
4231-003-021	9
4231-003-001	10
4231-003-002	11
4231-003-003	12
4231-019-038	13
4231-022-003	14
4231-022-002	15
4231-022-001	16
4231-021-037	17
4231-021-038	18
4231-021-039	19
4231-020-031	20
4231-020-032	21
4231-020-033	22
4231-020-034	23
4231-020-035	24
4231-020-038	25
4231-018-033	26
4231-018-034	27
4231-018-035	28
4231-018-036	29
4232-011-031	30
4232-009-901	31
4232-009-900	32



FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY OF CULVER CITY
THIS ____ DAY OF _____, 2010.

CITY CLERK
CITY OF CULVER CITY
LOS ANGELES COUNTY, CALIFORNIA

I HEREBY CERTIFY THAT THE WITHIN DIAGRAM SHOWING THE PROPOSED FORMATION OF BENEFIT ASSESSMENT DISTRICT WEST WASHINGTON BOULEVARD NO. 2, CITY OF CULVER CITY, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF CULVER CITY AT A REGULAR MEETING THEREOF HELD ON THE ____ DAY OF _____, 2010, BY ITS RESOLUTION NO. _____.

CITY CLERK
CITY OF CULVER CITY
LOS ANGELES COUNTY, CALIFORNIA

FILED THIS ____ DAY OF _____, 2010, AT THE HOUR OF ____ O'CLOCK ____ M.,
IN BOOK ____ AT PAGE ____ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS
IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA.

DEPUTY
COUNTY RECORDER
COUNTY OF LOS ANGELES

NOTE: FOR A DETAILED DESCRIPTION OF THE LINES AND DIMENSIONS OF EACH PARCEL WITHIN THE DISTRICT REFER TO THE COUNTY OF LOS ANGELES ASSESSOR'S MAPS.

N B S

32605 Temecula Parkway, Suite 100
Temecula, CA 92592
Local Government Solutions



LEGEND

- BENEFIT ASSESSMENT DISTRICT BOUNDARY
- PARCEL LINES
- ASSESSMENT NUMBER

6. ASSESSMENT ROLL

Parcel Identification, for each lot or parcel within the District, shall be the parcel as shown on the Los Angeles County Assessor's map for the year in which this Report is prepared.

A listing of parcels assessed within the District, along with the assessment amounts, is included on the following page. If any parcel submitted for collection is identified by the County Auditor/Controller to be an invalid parcel number for the current fiscal year, a corrected parcel number and/or new parcel numbers will be identified and resubmitted to the County Auditor/Controller. The assessment amount to be levied and collected for the resubmitted parcel(s) shall be based on the method of apportionment spread approved in this Report. Therefore, if a single parcel has changed to multiple parcels, the assessment amounts applied to each of the new parcels shall be recalculated and applied according to the approved method of apportionment spread rather than a proportionate share of the original assessment.

**CITY OF CULVER CITY
BENEFIT ASSESSMENT DISTRICT WEST WASHINGTON BOULEVARD NO. 2**

ATTACHMENT 2

**ASSESSMENT ROLL
FISCAL YEAR 2011/12**

Assessor's Parcel Number	Assessment Number	Owner	Linear Front Footage	Levy Linear Front Footage	Building Square Footage	Levy Building Square Footage	Rounding Adjustment	Total Assesment
4231-002-901	5	REDEVELOPMENT AGENCY OF CULVER CITY	103.39	\$534.63	9,233	\$419.78	(\$0.01)	\$954.40
4231-002-902	6	REDEVELOPMENT AGENCY OF CULVER CITY	75.00	387.82	4,194	190.68	0.00	578.50
4231-002-903	7	REDEVELOPMENT AGENCY OF CULVER CITY	25.00	129.27	1,457	66.24	0.00	195.52
4231-002-904	8	REDEVELOPMENT AGENCY OF CULVER CITY	46.63	241.12	3,462	157.40	0.00	398.52
4231-002-905	4	REDEVELOPMENT AGENCY OF CULVER CITY	25.00	129.27	0	0.00	(0.01)	129.26
4231-002-906	3	REDEVELOPMENT AGENCY OF CULVER CITY	25.00	129.27	0	0.00	(0.01)	129.26
4231-002-907	1	REDEVELOPMENT AGENCY OF CULVER CITY	50.00	258.55	968	44.01	0.00	302.56
4231-002-909	2	REDEVELOPMENT AGENCY OF CULVER CITY	50.00	258.55	1,273	57.88	(0.01)	316.42
4231-003-001	10	LAU DAVID H	29.62	153.16	950	43.19	0.00	196.36
4231-003-002	11	SARLO MICHAEL J & LORY	60.00	310.26	3,169	144.08	0.00	454.34
4231-003-003	12	SARLO MICHAEL J & LORY	37.19	192.31	2,559	116.35	(0.01)	308.64
4231-003-021	9	SMITH KEITH A	122.29	632.36	8,414	382.54	0.00	1,014.90
4231-018-033	26	SEHESTED WENDY B	36.71	189.83	3,584	162.95	(0.01)	352.76
4231-018-034	27	BROUILLETTE JOSEPH F JR	25.00	129.27	1,500	68.20	(0.01)	197.46
4231-018-035	28	JACOBSON GLADYS B	25.00	129.27	1,675	76.15	(0.01)	205.42
4231-018-036	29	BALLONOFF LILLIAN	38.23	197.69	6,900	313.71	0.00	511.40
4231-019-038	13	DRAKOS EUGENIA	247.58	1,280.23	5,016	228.05	0.00	1,508.28
4231-020-031	20	MIKHAIEL AMIR	33.00	170.64	1,897	86.25	(0.01)	256.88
4231-020-032	21	MIKHAIEL AMIR	25.00	129.27	2,000	90.93	0.00	220.20
4231-020-033	22	KAHAN RALPH	25.00	129.27	1,250	56.83	(0.01)	186.10
4231-020-034	23	ENRIGHT JOHN	25.00	129.27	1,250	56.83	(0.01)	186.10
4231-020-035	24	KAPELINIKOV SHLOMO NAND	25.00	129.27	1,250	56.83	(0.01)	186.10
4231-020-038	25	SEHESTED WENDY B	133.00	687.74	11,344	515.76	0.00	1,203.50
4231-021-037	17	CHAMAS KEVIN	120.84	624.83	5,092	231.51	0.00	856.34
4231-021-038	18	WILLIAMS KEITH R	37.61	194.45	2,358	107.21	0.00	301.66
4231-021-039	19	PERLOF STEPHEN & GORDANA	108.30	560.02	2,629	119.53	0.00	679.54
4231-022-001	16	ELKINS HERSCHEL T & MIRIAM B	50.14	259.27	1,595	72.52	(0.01)	331.78
4231-022-002	15	POLLOCK RONNIE L	50.14	259.27	5,180	235.51	0.00	494.78
4231-022-003	14	POLLOCK RONNIE L	33.09	171.11	2,286	103.93	0.00	275.04
4232-009-900	32	REDEVELOPMENT AGENCY OF CULVER CITY	24.99	129.22	720	32.73	0.00	161.96
4232-009-901	31	REDEVELOPMENT AGENCY OF CULVER CITY	119.55	618.19	0	0.00	(0.01)	618.18
4232-011-031	30	MORITA GERALD & JOLENE	104.09	538.25	1,181	53.69	0.00	591.94
Totals:			1,936.38	\$10,012.96	94,386	\$4,291.27	(\$0.14)	\$14,304.10

RESOLUTION NO. 2011-R_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, APPROVING THE ASSESSMENT ENGINEER'S REPORT, DECLARING ITS INTENTION TO ORDER THE ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR THE BENEFIT ASSESSMENT DISTRICT WEST WASHINGTON BOULEVARD NO. 2, AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON

WHEREAS, the City Council previously initiated proceedings in accordance with the provisions of Chapter 15.01 of the Culver City Municipal Code ("CCMC") for the levy and collection of annual assessments for Benefit Assessment District West Washington Boulevard No. 1 (the "District") and ordered the preparation of an Assessment Engineer's Report (the "Engineer's Report") thereon; and

WHEREAS, the City Council desires to declare its intention to provide for the levy and collection of annual assessments for Fiscal Year 2011-2101, to provide for the costs and expenses necessary to pay for the maintenance and servicing of the improvements (defined below) within the District; and,

WHEREAS, the Engineer's Report has been prepared and filed with the City Clerk and submitted to the City Council in accordance with Section 15.01.060 of the CCMC; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented and is preliminary satisfied with the proposed report, each and all of the budget items and documents as set forth therein and is satisfied that the levy amounts, on a preliminary basis, have been spread in accordance with the special benefit received from the improvements, operation, maintenance and services within the District as set forth in the Engineer's Report.

ATTACHMENT 3

NOW, THEREFORE, the City Council of the City of Culver City, DOES HEREBY
RESOLVE as follows:

1. The Engineer's Report as presented, consisting of the following: a description of improvements, the estimated costs of improvements, a diagram of the District and the District assessment roll containing the Fiscal Year 2011-2012 levy for each Assessor's parcel within the District, is hereby approved on a preliminary basis and ordered to be filed in the Office of the City Clerk as a permanent record and to remain open for public inspection.

2. It is the intention of the City Council to levy and collect assessments within the District to pay the annual costs and expenses for the maintenance and servicing of the improvements authorized to be maintained and serviced for the fiscal year commencing July 1, 2011 and ending June 30, 2012. The improvements are generally described as: five medians, landscaping, lighting, irrigation and appurtenant facilities including any other improvements authorized by the CCMC within the boundaries of the District. Services provided include all necessary service, operations, administration and maintenance required to keep the improvements in a healthy, vigorous and satisfactory condition.

3. The District is located generally west of Wade Street, east of Beethoven Street, and along West Washington Boulevard. The District is designated by the name of "Benefit Assessment District West Washington Boulevard No. 2."

4. The Engineer's Report, as preliminary approved by the City Council, is on file with the City Clerk and open for public inspection. Reference is made to the Engineer's Report for a full detailed description of the improvements to be maintained, the boundaries of the District and the proposed assessments upon assessable lots and parcels of land within the District.

5. The maximum assessment is not proposed to increase from the previous year above that previously approved by the property owners (as "increased assessment" is defined in Section 54954.6 of the California Government Code).

ATTACHMENT 3

1 6. Notice is hereby given that a Public Hearing is scheduled to be held at
2 Mike Balkman Council Chambers, 9770 Culver Boulevard, Culver City, California, on June 27,
3 2011 at 7:00pm or as soon thereafter as the matter may be heard. All interested persons, prior
4 to the conclusion of the hearing, shall be afforded the opportunity to hear and be heard. The
5 City Council shall consider all oral statements or written communication made or filed by any
6 interested person.

7 7. The City Clerk is hereby directed to give notice of the Public Hearing by
8 causing the resolution of intention, or summary thereof, to be published, posted and mailed as
9 provided in Section 15.01.050 of the CCMC.

10
11 APPROVED and ADOPTED this _____ day of _____ 2011.

12
13
14 _____
MICHEÁL O'LEARY, Mayor
City of Culver City, California

15
16 ATTEST:

17 APPROVED AS TO FORM:

18 _____
MARTIN R. COLE, City Clerk

19 _____
CAROL A. SCHWAB, City Attorney

20
21
22
23
24
25
26
27
28
A11-00266