



# City of Culver City

## Staff Report Details (With Text)

**File #:** 16-016      **Version:** 2      **Name:** Public Hearing Higuera Assessment District  
**Type:** Public Hearing      **Status:** Public Hearing  
**File created:** 6/27/2016      **In control:** City Council Meeting Agenda  
**On agenda:** 7/11/2016      **Final action:**  
**Title:** CC - PUBLIC HEARING - Adoption of a Resolution Confirming and Levying the Assessment for the Higuera Street Landscape and Lighting Assessment District for Fiscal Year 2016/2017.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 16-07-11\_\_PW-Eng\_\_CITY COUNCIL\_\_Higuera 2016-2017\_\_Engineers\_Report .pdf, 2. 16-07-11\_\_Resolution of Levy - Higuera.pdf

Date	Ver.	Action By	Action	Result
7/11/2016	2	City Council Meeting Agenda		
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### **CC - PUBLIC HEARING - Adoption of a Resolution Confirming and Levying the Assessment for the Higuera Street Landscape and Lighting Assessment District for Fiscal Year 2016/2017.**

**Meeting Date:** July 11, 2016

**Contact Person/Dept:** Mate Gaspar/Public Works Department

**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) Meetings and Agendas - City Council (07/05/16); Culver City News (06/30/16); Property owners were mailed a courtesy notice (06/29/16)

**Department Approval:** Charles D. Herbertson, Public Works Director (06/30/16)

### **RECOMMENDATION**

Staff recommends the City Council adopt a resolution confirming and levying the assessment for the Higuera Street Landscape and Lighting Assessment District (District) for Fiscal Year 2016/2017.

## **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,
5. The City Council discusses the item and arrives at its decision.

## **BACKGROUND**

The Higuera Street landscaping and street lighting improvements were installed in 1995 at the request of the property owners. The assessment district was formed, and the boundary includes properties on both sides of Higuera Street between Lindblade Avenue and Hayden Avenue. Each of the properties directly or indirectly benefits from the public improvements maintained in the District.

On June 13, 2016, the City Council approved the Engineer's Report, declared its intention to order the assessment levy and collection of assessments, and set the date, time and place for this public hearing for the Higuera Street Landscape and Lighting Assessment District.

## **DISCUSSION**

The total proposed Fiscal Year 2016/2017 assessment levy for the District is \$19,402.24. The total proposed expenditure is \$20,621.00. The charge per linear frontage footage per parcel is \$4.35. A detailed analysis of the District revenues and expenses is contained in the Engineer's Report. The District is estimated to be operating at a deficit of \$1,219 for Fiscal Year 2016/2017. Staff will bring an agenda item to the City Council sometime in Fiscal Year 2016/17 to discuss options on resolving the District's finances.

Pursuant to Section 15.01.070.H of the Culver City Municipal Code (CCMC), any interested persons may file a written protest with the City Clerk (or withdrawal a previously filed protest) until the conclusion of the Public Hearing. Pursuant to CCMC Section 15.01.070.K, the City Council shall not impose an **increased** assessment if there is a majority protest. In this case, for Fiscal Year 2016/2017, the Engineer's Report does not propose an increased assessment. Therefore, notwithstanding any written protests received, the City Council may adopt the resolution confirming the assessment as determined by the Engineer's Report.

Pursuant to CCMC Section 15.01.070 (J and K), the City Council may choose to order changes in any of the matters provided in the report, including changes in the improvements or services, or both, any zones within the District, and the proposed diagram or proposed assessment so long as the changes do not result in an increase of the rates above the voter approved maximum rates adjusted by an inflationary formula, if any (if such formula received prior voter approval), or it may choose to adopt a resolution confirming the diagram and assessment, either as originally proposed or as changed by it. Adoption of such resolution constitutes the assessment levy for Fiscal Year 2016/2017. The City Council may also choose to dissolve the District pursuant to CCMC Section 15.01.065.A.3 or pay for the assessment with the City's General Fund.

### **FISCAL ANALYSIS**

A detailed analysis of the District revenues and expenses is contained in the Engineer's Report.

### **ATTACHMENTS**

1. Engineer's Report
2. Proposed Resolution

### **MOTION**

That the City Council:

1. Adopt a resolution confirming and levying the assessment levy for the Higuera Street Landscape and Lighting Assessment District for Fiscal Year 2016/2017.