



# City of Culver City

Mike Balkman  
Council Chambers  
9770 Culver Blvd.  
Culver City, CA 90232  
(310) 253-5851

## Staff Report

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**File #:** 19-1367, **Version:** 1

**Item #:** PH-5.

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**CC - PUBLIC HEARING - Adoption of a Resolution (1) Approving the Final Engineer's Report for the Sewer User's Service Charge, (2) Confirming the Assessment and Ordering the Levy for the Sewer User's Service Charge for Fiscal Year 2019/2020.**

**Meeting Date:** June 10, 2019

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

**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 (06/05/19); Culver City News (05/30/19)

**Department Approval:** Charles D. Herbertson, Public Works Director (05/30/19)

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### **RECOMMENDATION**

Staff recommends the City Council adopt a Resolution (1) Approving the Final Engineer's Report for the Sewer User's Service Charge, (2) confirming the assessment and ordering the levy for the Sewer User's Service Charge for Fiscal Year 2019/2020.

### **PROCEDURE**

1. Mayor seeks a motion from the 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:**

On April 22, 2019, the City Council adopted a resolution that 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 Sewer User's Service Charge.

### **DISCUSSION:**

The rates are proposed to increase 2.5% based on the Bureau of Labor Statistics February Consumer Price Index for All Urban Consumers for the Los Angeles area for the prior 12-month period ending February 2019 for Fiscal Year 2019/2020.

On May 15, 2019 all affected property owners were mailed a notification of the proposed increased assessment and the date, time and location of the public hearing, as required by Proposition 218. Also Proposition 218 requires that this public hearing be held not earlier than 45 days after the authorization by the City Council and advertisement of the hearing.

The Engineer's Report adopted on April 22, 2019 included a mathematical error in the industrial user classification rate. The error was identified in the Engineer's Report prior to the 45 day Public Notification period. The Public Notice was updated and rate payers were notified of the correct proposed rates. This is reflected in the proposed service charge rates table in the Engineer's Report.

Staff recommends that the City Council adopt a resolution approving the Engineer's Report and confirming the assessment and ordering the levy for the Sewer User's Service Charge for Fiscal Year 2019/20.

Pursuant to Section 5.02.035.C 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 5.02.035.D, at the conclusion of the hearing, the City Council shall allow or overrule any objections. Unless there is a majority protest present, adoption of the proposed Resolution shall overrule any objections received and confirm and levy the sewer user's service charge against each parcel as a special assessment and lien on that parcel.

There are two parcels in the Culver City located at 5975 Centinela Avenue and 6695 Green Valley Circle that are within the Los Angeles County Sanitation District #5 for collection of sewage and are excluded from these proposed rate increases. The property owners are only directly charged for the collection and treatment of sewage by the LA County Sanitation District. Culver City is a member of the LA County Sanitation District #5.

### **FISCAL ANALYSIS**

Adoption of the proposed resolution will authorize the collection of the sewer user's service charge for Fiscal Year 2019/2020. The total sewer charge revenue is projected to be \$10,230,000.

A comparison of nearby cities' annual single-family sewer charges based on same rate of usage are shown below:

<b>City</b>	<b>Usage per HCF</b>	<b>Rate formula</b>	<b>Single Family per year</b>
Culver City	90	$\$299.69 + \$1.36 * .58w$	\$370.68
Beverly Hills	N/A	\$87.38 bi-monthly	\$524.28
Los Angeles	90	$\$5.11 * w$	\$459.90
Inglewood	N/A	\$7.50 per month	\$90.00
Hawthorne	90	$\$0.57 * .65w$ per month	\$400.14
Santa Monica	90	$\$4.65 * .51w$	\$1,280.61

### **ATTACHMENTS**

1. Engineer's Report
2. 45 day Public Notice
3. Proposed Resolution

### **MOTION**

That the City Council:

1. (Absent a majority protest), adopt a resolution (1) approving the Final Engineer's Report for the Sewer User's Service Charge; and (2) confirming the assessment and ordering the levy of the Sewer User's Service Charge for Fiscal Year 2019/20.