

April 22, 2002

Honorable Mayor and Members of
The Hermosa Beach City Council

Regular Meeting of
May 14, 2002

**HERMOSA BEACH LANDSCAPING AND STREET LIGHTING
DISTRICT
2002-2003 ADOPTION OF RESOLUTIONS REGARDING THE
ENGINEER'S REPORT AND SETTING JUNE 11, 2002,
FOR A PUBLIC HEARING**

Recommendation:

It is recommended that the City Council:

1. Adopt the attached Resolutions approving the Engineer's Report for Hermosa Beach Landscaping & Street Lighting District 2002-2003 ("District") made pursuant to the requirements of Resolution No. 02-6189, and
2. Adopt the attached resolution declaring the City Council's intention to order certain improvements and to levy and collect assessments within the District for the fiscal year beginning July 1, 2002 through June 30, 2003; and setting June 11, 2002, to accept public input on the matter of the proposed assessment.

Background:

The District provides for the maintenance and operation of the citywide street lighting program and median and parkway landscaping. Staff conferred with the City Attorney to determine the applicability of Proposition 218 to the City's Landscaping and Street Lighting Assessment District. Briefly, Proposition 218 contains an exception for existing assessments imposed exclusively to fund capital costs and maintenance and operation costs for sidewalks and streets.

Based on the advice of the City Attorney, staff recommends that the City rely on this exemption and continue to levy assessments to pay for the maintenance and operation of street lights and median and parkway landscaping without complying with the requirements of Proposition 218 so long as the assessments are not increased.

On February 26, 2002, the City Council adopted Resolution No. 02-6189 ordering the preparation of a report for Hermosa Beach Landscaping and Street Lighting District 2002-2003.

Analysis:

The proposed assessment rate for fiscal year 2002-2003 is \$41.45 per equivalent dwelling unit, the same equivalent dwelling unit rate as used in fiscal year 2001-2002 to finance those landscaping and lighting improvements located in and along streets and sidewalks. The fiscal year 2002-2003 assessment rate will recover necessary funds to continue the operation and maintenance of the City's street lighting system and landscaping in and along the City's streets and sidewalks for one year.

Adoption of both Resolutions is necessary at this time so that a public hearing can be held to take testimony on the assessments. The first Resolution approves the report prepared by the Director of Public Works acting as the Assessment Engineer. Its adoption confirms that the report has been prepared prior to the public hearing. This report covers matters relating to the District and is on file in the City Clerk's office.

The adoption of the second Resolution provides for the setting of a public hearing for June 11, 2002, at 7:30 PM. At the conclusion of the public hearing, the City Council will be provided with a Resolution it may adopt ordering the assessments.

As mentioned earlier, all decisions will be made after the public hearing and adoption of these Resolutions will only confirm that the report has been prepared and that the public hearing will be held on June 11, 2002.

Alternatives:

1. Approve staff's recommendation.
2. Let the district lapse; thereby, causing a potential increase in General Fund obligations of approximately \$452,012.

Attachments: Engineer's Report
Resolution approving the District Report
Resolution setting a time and place for the public hearing

Respectfully submitted,

Concur:

Homayoun Behboodi
Associate Engineer

Harold C. Williams, P.E.
Director of Public Works/City Engineer

Noted for Fiscal Impact:

Viki Copeland
Finance Director

Stephen Burrell
City Manager

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