

AGENDA STAFF REPORT



DATE: June 10, 2013

TO: Honorable Mayor and City Council

THRU: Jill R. Ingram, City Manager

FROM: Victoria L. Beatley, Director of Finance/City Treasurer

SUBJECT: **STREET LIGHTING DISTRICT NO. 1**

SUMMARY OF REQUEST:

That the City Council adopt Resolution No. 6381 confirming the diagram, assessment, and levying assessments for Street Lighting District No.1 for Fiscal Year 2013-2014.

BACKGROUND AND ANALYSIS:

At the May 13, 2013 City Council meeting, the Council adopted a resolution initiating the annual levy of assessments, a resolution approving the Engineer's Report and a resolution of intention setting the date for the public hearing on June 10, 2013.

Assessments for the District are being levied for the following improvements:

- A) The maintenance and servicing of arterial street lights which provide an area wide special benefit to all assessable parcels within the district whether or not such parcels are in close proximity to such lights; and
- B) The maintenance and servicing of streetlights in close proximity to certain lots and parcels that provides a local special benefit to such lots or parcels.

The total assessment for each parcel reflects a combination of the area wide and local special benefit received by the parcel. The amount of special benefit in each category for residential parcels varies depending on the type of dwelling, e.g. whether single family or multiple units. Non-residential parcels are assessed an area wide special benefit based on square footage and a local special benefit based on front footage.

The assessment for each parcel of property in the district is based upon the benefit derived from street lighting. Total estimated costs for providing street

lighting for 2013-2014 are \$194,508, which includes utility costs of \$184,500, assessment engineer costs of \$9,600, and City administration costs of \$408. The Reserve Fund is estimated to be \$0 at June 30, 2013. Therefore, in order to cover the estimated Fiscal Year 2013-2014 expenditures of \$194,508, the total revenues required are \$145,804 in assessments plus a General Fund contribution of \$48,704.

Total assessments for 2013-2014 remain unchanged from prior years at approximately \$145,804. A comparison of the last two years' assessments to the proposed assessment is summarized in the following table:

		2011/12	2012/13	2013/14
Zone 1	Single family homes in College Park East & West, the Hill & Cove Areas	\$21.86	\$21.86	\$21.86
Zone 2	Single family homes in Old Town	\$11.26	\$11.26	\$11.26
Zone 3	Leisure World Condominiums	\$1.21	\$1.21	\$1.21
Zone 4	Surfside	\$4.15	\$4.15	\$4.15

Actual assessments may be found in the Engineer's Report on file in the Office of the City Clerk.

Before the end of the hearing, any interested person may file a written protest with the City Clerk, or, having previously filed a protest may file a written withdrawal of that protest. A written protest shall state all grounds of objection. Protest by a property owner shall contain a description sufficient to identify the property.

State law requires that all interested persons shall be afforded the opportunity to hear and be heard at the public hearing and that the Council shall consider all oral and written communications. The statute allows Council Members to order changes during the course of the hearing. These changes may relate to any of the matters proposed in the report. All changes must be reflected in the Resolution confirming the diagram and assessment.

ENVIRONMENTAL IMPACT:

There is no environmental impact related to this item.

LEGAL ANALYSIS:

No legal analysis is required for this item.

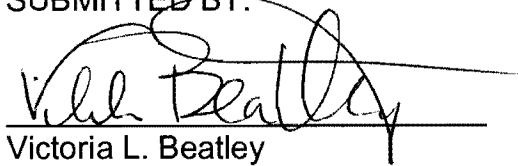
FINANCIAL IMPACT:

The General Fund will need to make a contribution to the Street Lighting Fund estimated to be \$48,704. In the proposed budget for Fiscal Year 2013-2014 a transfer into the Street Lighting Fund of \$48,704 has been budgeted and should be adequate to bridge the gap between revenues generated by Street Lighting District No. 1 and expenditures expected to be paid.

RECOMMENDATION:

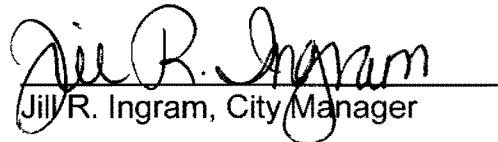
Upon conclusion of the public hearing, staff requests the City Council adopt Resolution No. 6381 confirming the diagram and assessment, as proposed. Adoption of the resolution shall constitute the levy of the assessment for Fiscal Year 2013-2014.

SUBMITTED BY:



Victoria L. Beatley
Director of Finance/ City Treasurer

NOTED AND APPROVED:



Jill R. Ingram, City Manager

Attachments:

A. Resolution No. 6381

RESOLUTION NUMBER 6381

**A RESOLUTION OF THE SEAL BEACH CITY COUNCIL
CONFIRMING THE DIAGRAM AND ASSESSMENT AND
LEVYING ASSESSMENTS FOR STREET LIGHTING DISTRICT
NO. 1 FOR FISCAL YEAR 2013-2014**

WHEREAS, City Council Resolution No. 6369 initiated the proceedings for the annual levy of assessments for Fiscal Year 2013-2014; and

WHEREAS, City Council Resolution No. 6370 declared the City Council's intention to provide for the annual levy and collection of assessments and set a time and place for a public hearing thereon; and

WHEREAS, City Council Resolution No. 6371 approved the Engineer's Report as filed in connection with such levy; and

WHEREAS, notice was duly given and a public hearing held during which all interested persons were afforded the opportunity to hear and be heard.

THE SEAL BEACH CITY COUNCIL DOES HEREBY RESOLVE:

Section 1. That based upon the Engineer's Report, a copy of which is on file in the office of the City Clerk, and other reports and information, the City Council hereby finds and determines that:

1. The district of land within Street Lighting District No. 1 will be benefited by the improvements to be made;
2. The district of land within Street Lighting District No. 1 includes all the lands to be benefited; and
3. The net amount to be assessed upon the parcels of land within Street Lighting District No. 1 in accordance with the Engineer's Report is apportioned by a formula and method which fairly distributes the net amount among all assessable lots or parcels in proportion to the estimated benefits to be received by each lot or parcel from the improvements to be made.

Section 2. That the City Council hereby confirms the diagram and assessment set forth in the Engineer's Report, and directs the City Clerk to file such diagram and assessment, or a certified copy thereof, with the County Auditor by not later than the third Monday in August.

Section 3. That the adoption of this resolution constitutes the levying of assessments for the Fiscal Year 2013-2014.

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Resolution Number 6381

PASSED, APPROVED and ADOPTED by the Seal Beach City Council at a regular meeting held on the 10th day of June, 2013 by the following vote:

AYES: Council Members _____

NOES: Council Members _____

ABSENT: Council Members _____

ABSTAIN: Council Members _____

Mayor

ATTEST:

City Clerk

STATE OF CALIFORNIA }
COUNTY OF ORANGE } SS
CITY OF SEAL BEACH }

I, Linda Devine, City Clerk of the City of Seal Beach, do hereby certify that the foregoing resolution is the original copy of Resolution Number 6381 on file in the office of the City Clerk, passed, approved, and adopted by the City Council at a regular meeting held on the 10th day of June, 2013.

City Clerk