



CITY OF POMONA COUNCIL REPORT

June 17, 2019

To: Honorable Mayor and Members of the City Council

From: Linda Lowry, City Manager

Submitted By: Rene Guerrero, Interim Public Works Director

**SUBJECT: CONSOLIDATED CITYWIDE STREET LIGHTING AND
LANDSCAPING MAINTENANCE DISTRICT, ZONES C THROUGH I
ASSESSMENTS**

RECOMMENDATION: It is recommended that the City Council adopt the following Resolution (Attachment No. 1):

RESOLUTION NO. 2019-66 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE ANNUAL ENGINEER'S REPORT, DECLARING ITS INTENTION TO LEVY AND COLLECT ANNUAL ASSESSMENTS FOR THE CONSOLIDATED CITYWIDE STREET LIGHTING AND LANDSCAPING MAINTENANCE DISTRICT, ZONES C THROUGH I FOR FISCAL YEAR 2019-20, AND GIVING NOTICE OF AND SETTING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE ANNUAL LEVY OF ASSESSMENTS

EXECUTIVE SUMMARY: The proposed action will approve the Engineer's Report (Attachment No. 1) for the Consolidated Citywide Street Lighting and Landscaping Maintenance District, Zones C through I, and adopt the Resolution of Intent (Attachment No. 2) setting July 15, 2019 as the Public Hearing date. This action is required for the levy of assessments for FY 2019-20 and annexation of additional territory, as set forth in the Landscaping and Street Light Act of 1972. Approval will allow the City to make the County Assessor's August 10, 2019 submittal deadline to ensure the assessment amount is included on the tax bills for FY 2019-20. The revenues will provide funding for District landscaping and lighting maintenance costs.

FISCAL IMPACT: Funding for the Consolidated Citywide Street Lighting and Landscaping Maintenance District (Assessment District) Zones C through I is derived from assessments to properties receiving benefits from the Assessment District and is anticipated to generate \$300,500.57. This does not include assessments from Zones A and B in Phillips Ranch, which are being handled in a separate process. The approved Engineer of Record, Harris & Associates,

has determined the City's Assessment District is in compliance with Proposition 218 (Prop 218). There are no rate changes proposed in the current Engineer's Report for Fiscal Year 2019-20.

PREVIOUS RELATED ACTION: On February 4, 2019, the City Council adopted Resolution No. 2019-15 authorizing Harris & Associates as the Engineer of Record for Fiscal Year 2019-20, and authorizing preparation of the Engineer's Report pursuant to the Provisions of Division 15, Part 2 of the Streets and Highways Code of the State of California, for the Annual Assessment Levy for the Consolidated Citywide Street Lighting and Landscaping Maintenance District Zones C through I for FY 2019-20.

DISCUSSION: Prior to June 1990, the City operated four Assessment Maintenance Districts, with nine Zones (A through I), each as a separate process. In 1990, pursuant to the Landscaping and Street Lighting Act of 1972, the City established a Consolidated Citywide Street Lighting and Landscaping Maintenance District that now includes eight Zones, which is handled as a single process. The City's eight maintenance zones include: Zone A for landscaping only in Phillips Ranch; Zone C (citywide) and Zone I (Emerald Court Tract) which are for lighting only; and Zones B (Phillips Ranch), D (Garey Avenue – State Route 71/Lexington), E (Garey Avenue – Auto Center), F (Garey Avenue – Lexington to Ninth), and H (University Corporate Center) which are for lighting and landscaping.

It had been recommended that the territory that is known as Zones A and B be combined, and be reorganized into its own separate assessment District, tentatively called the "Phillips Ranch Landscaping and Lighting Maintenance Assessment District." To that end, the Council took the initial steps to establish a new District in Phillips Ranch and to levy new assessments within that District. Ultimately, the property owners within that territory will decide whether the new District and assessments are approved through the "majority protest" ballot process mandated by California law (Proposition 218). The public hearing for that item is scheduled for July 1. Assessments for both the current Zones A and B and the new proposed territory and the corresponding Engineer's Reports are being prepared by another consultant as a separate process.

With the establishment of the Consolidated Citywide District, Zones C through I, all new site developments are required to consent to inclusion in the Assessment District for lighting. As a result of this requirement, 43 new parcels are being added to Zone C Citywide lighting. The new parcels are listed on page 11 of the Engineer's Report. The revenue from the additional properties is included in the fiscal impact section of this report. Pursuant to the Landscaping and Street Lighting Act of 1972, the levy of the annual assessments of an established assessment district requires the following actions to be taken prior to the Assessment Roll submission to the Los Angeles County Auditor by August 10, 2019.

CONSOLIDATED DISTRICT RENEWAL PROCEEDINGS

DATE

City Council - Adopt Resolution Ordering Engineer's Report	February 4, 2019 (Completed)
Preliminary Parcel Map Reconciliation	May 31, 2019 (Completed)
Complete Draft Preliminary Engineer's Report	May 31, 2019 (Completed)
City Council – 1) Approve Preliminary Engineer's Report, and 2) Adopt Resolution of Intent Setting the date of Public Hearing	June 17, 2019
City Council – 1) Conduct Public Hearing to receive public comment and testimony regarding the annual assessments, and 2) Adopt a Resolution approving the Assessment Diagram and the Levy of Assessments for FY 2019-20	July 15, 2019
File a certified copy of the diagram and assessments with the County Auditor	By August 10

There are no proposed increases to the assessment formulas within the District. Therefore, there are no Proposition 218 requirements to be met for the current action. It should be noted that there has been no increase to District assessments since FY 1996-1997.

ATTACHMENTS:

Attachment No. 1 – Engineer's Report Street Lighting and Landscaping Maintenance District Fiscal Year 2019-20

Attachment No. 2 – Resolution No. 2019-66 Approving the Annual Engineer's Report, Declaring its Intention to Levy and Collect Annual Assessments for the Consolidated Citywide Street Lighting and Landscaping Maintenance District, Zones C through I, for Fiscal Year 2019-20 and Giving Notice of and Setting the Time and Place of the Hearing on the Annual Levy of Assessments

Prepared by:

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