



## Staff Report

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File #: REPORT 22-0282, Version: 1

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Honorable Mayor and Members of the Hermosa Beach City Council  
Regular Meeting of May 10, 2022

**HERMOSA BEACH LANDSCAPING AND STREET LIGHTING  
DISTRICT 2022-2023 ADOPTION OF RESOLUTIONS REGARDING  
THE ENGINEER'S REPORT AND SETTING JUNE 14, 2022  
FOR A PUBLIC HEARING**

(Public Works Director Joe SanClemente)

**Recommended Action:**

Staff recommends City Council:

1. Adopt a resolution (**Attachment 3**) approving the Engineer's Report in connection with Hermosa Beach Landscaping and Street Lighting District 2022-2023 (District) made pursuant to the requirements of Resolution No. 22-7310; and
2. Adopt a resolution (**Attachment 4**) declaring the City's intention to order certain improvements and to levy and collect assessments within the Hermosa Beach Landscaping and Street Lighting District 2022-2023 for the Fiscal Year beginning July 1, 2022, through June 30, 2023, and appointing June 14, 2022, at the hour of 6:30 p.m. in the Civic Center Council Chambers as the time and place for a public hearing in relation thereto.

**Executive Summary:**

The Hermosa Beach Landscaping and Street Lighting District (District) collects funds for the maintenance and operation of the citywide street lighting program and landscaping within street medians and parkways. The District must be renewed annually by following a three-step process. Staff recommends continuation of the process for Fiscal Year 2022-2023.

**Background:**

The District was created in Fiscal Year 1989-1990, pursuant to the Landscaping and Lighting Act of 1972 (Street and Highway Code Sections 22500-22679). The District assessment provides funding to maintain and operate streetlights, traffic signals, and landscaping located within parkways and medians citywide. The assessment rate has not increased since the passage of Proposition 218 in 1996 and is set at \$41.45 per dwelling unit.

The anticipated assessment to be collected for Fiscal Year 2021-2022 is \$456,346; a subsidy of \$229,790 was approved for transfer from the RTI Undersea Cable Fund to the Landscaping and

Street Lighting District Fund to cover the shortfall for maintaining the citywide Landscaping and Street Lighting District for Fiscal Year 2021-2022.

The District must be renewed annually by following a three-step process. First, Council authorizes the Director of Public Works to prepare an Engineer's Report containing the estimated cost of maintaining the District, the list of parcels within the District, and the method of apportionment of the assessment. At its April 12, 2022 meeting, City Council adopted Resolution 22-7310 (**Attachment 1**) authorizing preparation of a report.

Second, the Engineer's Report (**Attachment 2**) is presented to Council for approval and the Council sets a date for a Public Hearing declaring the City Council's intention to order certain improvements and to levy and collect assessments within the District for the new fiscal year. The third and final step is to hold a Public Hearing to accept public input on the matter of the proposed assessment and, if approved, to levy the assessment for the new fiscal year.

#### ***Past Council Actions***

<b>Meeting Date</b>	<b>Description</b>
April 12, 2022	City Council adopted Resolution 22-7310 authorizing the preparation of a report for the annual levy of assessments within the Hermosa Beach Landscaping and Street Lighting District during Fiscal Year 2022-2023

#### **Analysis:**

Based on the advice of the City Attorney, the City is in compliance with Proposition 218 and can continue to levy assessments to pay for the maintenance and operation of streetlights, street medians, and parkway landscaping without balloting requirements so long as the assessments are not increased. The assessment rate per dwelling unit has not increased since the passage of Proposition 218 in 1996.

The Council is now considering the second step in the process. By approving the first resolution (**Attachment 3**), City Council approves the Engineer's Report, prepared by the Deputy City Engineer acting as the Assessment Engineer. This report contains maps, methodology, costs, and estimated assessments for the District and is on file in the office of the City Clerk. Adoption of the proposed resolution confirms that the report was prepared prior to the public hearing.

By approving the second resolution (**Attachment 4**), City Council sets June 14, 2022, at 6:30 p.m. in the City Hall Council Chambers as the time and place for a Public Hearing in order to accept input on the report. The City Clerk would publish a Notice of Public Hearing in the Easy Reader a minimum of 10 days in advance of the hearing. The draft public notice is included as **Attachment 5**.

In order to levy and collect assessments within the Hermosa Beach Landscaping and Street Lighting District 2022-2023, the City Council must also:

1. Hold a Public Hearing and adopt a Resolution confirming the map and assessment for the District for Fiscal Year 2022-2023 and levy the set assessment per-unit rate for the fiscal year commencing July 1, 2022 and ending June 30, 2023; and
2. Adopt the Fiscal Year 2022-2023 estimated revenue for secured collections for the District.

### **General Plan Consistency:**

This report and associated recommendation have been evaluated for their consistency with the City's General Plan. Relevant Policies are listed below:

#### *Mobility Element*

**Goal 2. A public realm that is safe, comfortable, and convenient for travel via foot, bicycle, public transit, and automobile and creates vibrant, people oriented public spaces that encourage active living.**

Policies:

- **2.1 Prioritize public right-of-ways.** Prioritize improvements of public right-of-ways that provide heightened levels of safe, comfortable and attractive public spaces for all non-motorized travelers while balancing the needs of efficient vehicular circulation.
- **2.4 Sustainable landscape.** Use consistent and sustainable landscape and streetscape designs that reflect the city's community identity; showcase local assets and the community's unique and vibrant culture.

#### *Parks + Open Space Element*

**Goal 10. Abundant landscaping, trees, and green space provided throughout the community.**

Policy:

- **10.3 Green space co-benefits.** Recognize the many positive qualities provided by landscaping, trees, and green space including reduced heat gain, controlled stormwater runoff, absorbed noise, reduced soil erosion, improved aesthetic character, and absorption of air pollution.

#### *Infrastructure Element*

**Goal 1. Infrastructure systems are functional, safe, and well maintained.**

Policies:

- **1.1 Infrastructure systems plan.** Establish and adopt an integrated, holistic systems approach to guide infrastructure development, improvement, maintenance, and resilience.
- **1.4 Fair share assessments.** Require new development and redevelopment projects to pay their fair share of the cost of infrastructure improvements needed to serve the project and ensure that needed infrastructure is available prior to or at the time of project completion.

**Fiscal Impact:**

The anticipated assessment to be collected for Fiscal Year 2022-2023 is \$461,300. Staff recommends in the FY2022-2023 Preliminary Budget that an additional \$239,245 be transferred from the RTI Undersea Cable Fund, and \$1,590 be transferred from the Tyco Fund (rather than the General Fund) to cover the shortfall in the Landscaping and Street Lighting District Fund and maintain the citywide Landscaping and Street Lighting District for Fiscal Year 2022-2023.

**Attachments:**

1. Resolution 22-7310 approving the preparation of the Engineer's Report
2. Engineers Report, City of Hermosa Beach Landscaping and Lighting District 2022-2023
3. Draft Resolution 22-xxxx approving the Engineer's Report in connection with Hermosa Beach Landscaping and Street Lighting District 2022-2023
4. Draft Resolution 22-xxxx declaring the City's intention to order certain improvements and to levy and collect assessments within the Hermosa Beach Landscaping and Street Lighting District 2022-2023 for the Fiscal Year beginning July 1, 2022 through June 30, 2023, and appointing a time and place for a Public Hearing in relation thereto
5. Draft Notice of Public Hearing
6. Link to April 12, 2022 Staff Report

**Respectfully Submitted by:** Romany Basilyous, Associate Engineer

**Concur:** Lucho Rodriguez, Deputy City Engineer

**Concur:** Joseph SanClemente, Public Works Director

**Noted for Fiscal Impact:** Viki Copeland, Finance Director

**Legal Review:** Mike Jenkins, City Attorney

**Approved:** Suja Lowenthal, City Manager