



AGENDA

SPECIAL MEETING OF THE MAYWOOD CITY COUNCIL

Maywood City Council Chambers
4319 E. Slauson Avenue, Maywood, CA 90270
Friday, June 28, 2019 at 4:00 p.m.

Rules of Decorum

*"Members of the Public are advised that all **ELECTRONIC DEVICES, CELLULAR TELEPHONES and any OTHER COMMUNICATION DEVICES** are to be turned off upon entering the City Council Chambers." If you need to have a discussion with someone in the audience, kindly step out into the lobby.*

Reglas de Comportamiento

*"Al público en general se le avisa que todos los **teléfonos celulares, pagers y demás aparatos de comunicación deben ser apagados** al entrar a la sala de audiencias del Consejo Municipal de la Ciudad." Si usted necesita tener una conversación con alguien que está en la audiencia, amablemente le pedimos que salga del recinto y tenga su conversación en el vestíbulo de la sala de audiencias.*

ROLL CALL:

Eduardo De La Riva, Mayor
Ricardo Lara, Mayor Pro Tem
Ramon Medina, Councilmember
Carlos Alvarez, Councilmember
Heber Marquez, Councilmember
Gloria Viramontes, City Treasurer
Gerardo Mayagoitia, City Clerk
Jennifer Vasquez, City Manager
David Mango, Director of Building and Planning
Ofelia Mancera, Finance Director
Roxanne Diaz, City Attorney

In order to address the Council, please complete a Public Comment Card.

Time allotted per speaker: 3 minutes.

No agenda item may be taken after 4:15 p.m. without a motion to extend time by the majority of Council present.

INVOCATION* AND PLEDGE OF ALLEGIANCE

**In permitting a nonsectarian invocation, the City does not intend to proselytize, advance, or disparage any faith or belief. Neither the City nor the City Council endorses any particular belief or form of invocation.*

COUNCIL MEMBERS' COMMENTS (3 MINUTES EACH)

PUBLIC PARTICIPATION (Agenda Items Only)

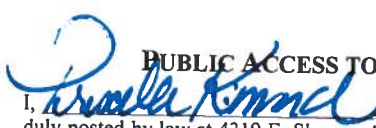
At this time speakers wishing to address the City Council on items on the agenda will be called upon in the order that the speaker card is received. The maximum time allotted for individuals to speak shall not exceed three (3) minutes.

DISCUSSION/ACTION ITEMS

1. Initiate Fiscal Year 2019/20 proceedings for the Annual Levy of Assessments, preliminarily approve the Fiscal Year 2019/20 Engineer's Report, declare intent to levy assessments in Fiscal Year 2019/20, and set a time and place for the Public Hearing associated with the City of Maywood Street Lighting Assessment District.

ADJOURNMENT - The next Regular Meeting of the Maywood City Council is on July 10, 2019.

PUBLIC ACCESS TO CITY COUNCIL MEETING AGENDA AND AGENDA PACKETS

I,  Gerardo Mayagoitia, City Clerk or Priscilla Kinnard, Deputy City Clerk, hereby certify that this agenda was duly posted by law at 4319 E. Slauson Avenue, Maywood, CA 90270 and the City Website. Any public record, relating to an open session agenda item, that is distributed within 24 hours prior to the meeting is available for public inspection at the Maywood City Hall, 4319 E. Slauson Avenue, Maywood CA 90270. If you challenge in court any discussion or action taken concerning an item on this Agenda, you may be limited to rising only those issues you or someone else raised during the meeting or in written correspondence delivered to the City at or prior to the City's consideration of the item at the meeting. In compliance with the ADA, if you need special assistance for the meeting, call (323) 562-5714 within 72 hours prior to the meeting so the City can make reasonable arrangements to ensure accessibility.





AGENDA 1
ITEM NO. _____

CITY COUNCIL STAFF REPORT

DATE: JUNE 28, 2019

TO: HONORABLE MAYOR, AND MEMBERS OF THE CITY COUNCIL

FROM: JENNIFER E. VASQUEZ, CITY ADMINISTRATOR *JV*

BY: DAN GARCIA, CITY ENGINEER

RE: INITIATE FISCAL YEAR 2019/20 PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS, PRELIMINARILY APPROVE THE FISCAL YEAR 2019/20 ENGINEER'S REPORT, DECLARE INTENT TO LEVY ASSESSMENTS IN FISCAL YEAR 2019/20, AND SET A TIME AND PLACE FOR THE PUBLIC HEARING ASSOCIATED WITH THE CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT

RECOMMENDATION

Adopt resolutions to initiate Fiscal Year 2019/20 proceedings for the annual levy of assessments, preliminarily approve the Fiscal Year 2019/20 Engineer's Report, declare intent to levy assessments in Fiscal Year 2019/20, and set a time and place for the public hearing associated with the City of Maywood Street Lighting Assessment District.

FISCAL IMPACT

If assessments are not levied as proposed there would be a loss of revenue of approximately \$174,500 for Fiscal Year 2019/20.

LEGAL REVIEW

This item has been reviewed by the City Attorney.

BACKGROUND

The City of Maywood currently levies and collects special assessments through the City of Maywood Street Lighting Assessment District (SLAD) to offset the cost of providing street lighting improvements and maintenance services within the City. Per Proposition 18, passed by California voters in November 1996, there can be no new or increased assessments without approval by affected property owners. When there is an increase Proposition 218 provides for a ballot and voting process that seeks the approval from the majority of affected property owners. Since there is no increase in rates or any new assessments for Fiscal Year 2019/20, the ballot process is not required.

The Landscaping and Lighting Act of 1972 (the Act) requires that an annual review and updated Engineer's Report be prepared and approved to set assessment rates for the ensuing fiscal year. Francisco & Associates, Inc. was retained to assist the City with the preparation of the annual Engineer's Report and submittal of the annual assessments to the County for inclusion on the property tax bills.

The first step in establishing assessments for Fiscal Year 2019/20 is for City Council to adopt a Resolution of Initiation. The Resolution of Initiation generally describes any proposed new improvements or any substantial changes in existing improvements and orders the Engineer to prepare and to file a Preliminary Engineer's Report with the City Clerk. City Council may approve the Preliminary Engineer's Report as filed or may modify the report so long as the assessments are not increased above their authorized maximum amounts.

Staff has reviewed the attached Preliminary Engineer's Report and is satisfied with the Report, including the budget items, diagram, and levy amounts. Therefore, staff recommends Council adopt the Resolution approving the Fiscal Year 2019/20 Preliminary Engineer's Report and the Resolution of Intention which would set July 24, 2019 as the date of the Public Hearing. Proper notice of the Public Hearing will be given by publishing a notice in the newspaper ten days prior to the scheduled public hearing. Upon conclusion of the Public Hearing, City Council may adopt a resolution confirming the diagram and assessments, either as originally proposed or as modified. The adoption of this final resolution shall authorize the levy of assessments for Fiscal Year 2019/20.

DISCUSSION

The Preliminary Engineer's Report was prepared and is presented herein to the City Council. While there are no changes in the current assessment rates or the improvements to be maintained, the preparation of an Engineer's Report and holding a public hearing are still required for submittal of the assessments to the County. The adoption of the attached resolutions are the first steps in the annual proceedings to

place the annual assessments on the Los Angeles County property tax bills for Fiscal Year 2019/20.

ATTACHMENT(S)

Attachment No.1 - Resolution No. 6038 Initiating Proceeding for the Annual Levy of Assessments for the Street Lighting Assessment District

Attachment No. 2 - Resolution No. 6039 for Preliminary Approval of the Engineer's Report

Attachment No.3 – Resolution No. 6040 Declaring Intention to Levy Annual Assessments and Setting the Time and Location of the Public Hearing

Attachment No. 4 - Preliminary Engineer's Report

RESOLUTION NO. 6038

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAYWOOD CALIFORNIA, INITIATING PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS FOR THE CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT, FISCAL YEAR 2019/20

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAYWOOD (HEREAFTER REFERRED TO AS "CITY COUNCIL"), HEREBY DETERMINES, FINDS AND RESOLVES AS FOLLOWS:

WHEREAS, The City Council has, by previous Resolutions, formed the CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT (hereafter referred to as the "District") pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (hereafter referred to as the "Act"), that provides for levy and collection of assessments by the County of Los Angeles for the City of Maywood to pay for the operation, maintenance and servicing of street lighting, traffic signals, and all appurtenant facilities related thereto; and

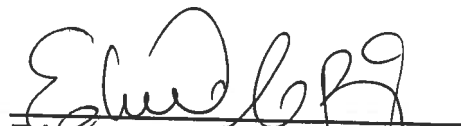
WHEREAS, the City Council has retained Francisco & Associates, Inc., to assist the City with the preparation of the annual Engineer's Report and submittal of the annual assessments to the County for inclusion on the property tax bills in accordance with the Act; and,

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL FOR MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT, AS FOLLOWS:

Section 1 Annual Levy report. The City Council hereby orders Francisco & Associates, Inc. to prepare the Annual Levy Report concerning the levy of assessments for the District in accordance with *Chapter 3, Section 22622* of the Act.

Section 2 Proposed improvements and any substantial changes in existing improvements. The improvements within the District include street lighting, traffic signals, and all necessary appurtenances. The Engineer's Annual Levy Report describes all new improvements or substantial changes in existing improvements.

PASSED, APPROVED, AND ADOPTED this 28th day of June, 2019.


Eduardo De La Riva, Mayor
City of Maywood

ATTEST:

I, Gerardo Mayagoitia, City Clerk of the City of Maywood, do hereby certify that the foregoing Resolution, being Resolution No. 6038, was duly passed, approved by not less than four members of the City Council of The City of Maywood, signed by the Mayor of said City, and attested by the City Clerk, all at a regular meeting of the City Council held on the 28th day of June, 2019, that it was duly posted and that the same was passed and adopted by the following vote, to wit:

AYES: Marquez, Medina, Lara and DeLaRiva

NAYS:

ABSENT: Alvarez

ABSTENTIONS:



**Gerardo Mayagoitia, City Clerk
City of Maywood**

RESOLUTION NO. 6039

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAYWOOD, CALIFORNIA, FOR PRELIMINARY APPROVAL OF THE ANNUAL ENGINEER'S REPORT FOR THE CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT, FISCAL YEAR 2019/20

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAYWOOD (HEREAFTER REFFERED TO AS "CITY COUNCIL") HEREBY DETERMINES, FINDS AND RESOLVES AS FOLLOWS:

WHEREAS, the City Council has, by a previous Resolution, ordered the preparation of the Annual Engineer's Report (hereafter referred to as the "Report") for the district known and designated as CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT (hereafter referred to as the "District"), pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (hereinafter referred to as the "Act"); and,

WHEREAS, the City previously determined that the annual assessments originally established for the District were for the maintenance and operation of street lights within the public street right-of-way. As such, pursuant to Article XIID Section 5(a), the pre-existing assessment amount has been exempt from the procedural requirements of Article XIID Section 4 since the amount of the assessment has not increased since the passage of Proposition 218; and

WHEREAS, there has now been presented to this City Council the Report as required by *Chapter 1, Article 4, Section 22566* of said Act; and,

WHEREAS, this City Council has carefully examined and reviewed the Report as presented, and is preliminarily satisfied with the District, each and all the budget items and documents as set forth therein, and is satisfied that the assessments, on a preliminary basis, have been spread in accordance with the benefits received from the improvements, operation, maintenance and services to be performed within each Zone, as set forth in said Report; and,

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL FOR THE CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT, AS FOLLOWS:

Section 1. That the above recitals are all true and correct.

Section 2. That the Report as presented, consists of the following:

- a. A Description of Improvements
- b. The Annual Budget
- c. The District Roll containing the Fiscal Year 2019/20 Levy for each Assessor Parcel within the District

Section 3. The Report is hereby approved on a preliminary basis and ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Section 4. That the City Clerk shall certify to the passage and adoption of this Resolution, and the minutes of this meeting shall so reflect the presentation of the Report.

PASSED, APPROVED, AND ADOPTED this 28th day of June, 2019.



Eduardo De La Riva, Mayor
City of Maywood

ATTEST:

I, Gerardo Mayagoitia, City Clerk of the City of Maywood, do hereby certify that the foregoing Resolution, being Resolution No. 6039, was duly passed, approved by not less than four members of the City Council of The City of Maywood, signed by the Mayor of said City, and attested by the City Clerk, all at a regular meeting of the City Council held on the 28th day of June, 2019, that it was duly posted and that the same was passed and adopted by the following vote, to wit:

AYES: Marquez, Medina, Lara and DeLaRiva

NAYS:

ABSENT: Alvarez

ABSTENTIONS:



Gerardo Mayagoitia, City Clerk
City of Maywood

RESOLUTION NO. 6040

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAYWOOD, CALIFORNIA, DECLARING ITS INTENTION TO LEVY ANNUAL ASSESSMENTS FOR THE CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT, FISCAL YEAR 2019/20

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAYWOOD (HEREAFTER REFERRED TO AS "CITY COUNCIL") HEREBY DETERMINES, FINDS AND RESOLVES AS FOLLOWS:

WHEREAS, The City Council has, by previous Resolutions, formed the CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT (hereafter referred to as the "District"), and initiated proceedings for Fiscal Year 2019/20, pursuant to the provisions of the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (hereafter referred to as the "Act") that provides for the levy and collection of assessments by the County of Los Angeles for the City of Maywood to pay the maintenance and services of all improvements and facilities related thereto; and,

WHEREAS, the City previously determined that the annual assessments originally established for the District were for the maintenance and operation of lights within the public street right-of-way. As such, pursuant to Article XIID Section 5(a), the pre-existing assessment amount has been exempt from the procedural requirements of Article XIID Section 4 since the amount of the assessment has not increased since the passage of Proposition 218; and

WHEREAS, the City Council has retained Francisco and Associates, Inc., for the purpose of assisting with the preparation of the annual Engineer's Report and submittal of the annual assessments to the county for inclusion on the property tax bills in accordance with the Act, and said report has been filed and presented to the City Council:

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL FOR THE CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT, PURSUANT TO CHAPTER 3, SECTION 22624 OF THE ACT, AS FOLLOWS:

Section 1 Intention. The City Council hereby declares that it is its intention to seek the Annual Levy of the District pursuant to the Act, over and including the land within the District boundary, and to levy and collect assessments on all such assessable land to pay the annual costs of maintaining the improvements.

Section 2 Description of improvements and any substantial changes proposed: The improvements within the District include street lighting, traffic signals and all necessary appurtenances. The Annual Engineer's Report, as ordered by previous Resolution, provides a description of all improvements and any or all substantial changes to the District or improvements within the District.

Section 3 Boundaries and Designation. The boundaries of the District are coterminous with the boundaries of the City of Maywood. The District is known and designated as

"CITY OF MAYWOOD STREET LIGHTING ASSESSMENT DISTRICT"

Section 4 Proposed Assessment Amounts: For Fiscal Year 2019/20, the proposed assessments for all Zones are outlined in the Annual Engineer's Report, which details any changes or increases in the annual assessment. The assessments to be levied and collected against the assessable lots and parcels of property within the District for fiscal year 2019-20 are not proposed to increase from the assessments levied and collected for fiscal year 2018-19.

Section 5 Annual Engineer's Report: Reference is made to Report of the Engineer titled "City of Maywood Street Lighting Assessment District Fiscal Year 2019-20 Engineer's Report" on file in the office of the City Clerk for a full and detailed description of the improvements, the boundaries of the District and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the District.

Section 6 Public Hearing: The City Council hereby declares its intention to conduct a Public Hearing concerning the annual levy of assessments for the District in accordance with *Chapter 3, Section 22626* of the Act.

Section 7 Notice: The City Clerk shall give notice of the time and place of the Public Hearing by causing the publishing of this Resolution in a newspaper of general circulation in the City of Maywood not less than ten (10) days before the date of the hearing.

Section 8 Time of Public Hearing: Notice is hereby given that a Public Hearing on these matters will be held by the City Council on **Wednesday, July 24, 2019 at 7:00 p. m.,** or as soon thereafter as feasible in the regular meeting located in the City Council Chambers of the City of Maywood, California.

PASSED, APPROVED, AND ADOPTED this 28th day of June, 2019.


Eduardo De La Riva, Mayor
City of Maywood

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF MAYWOOD)

I, Gerardo Mayagoitia, City Clerk of the City of Maywood, County of Los Angeles, and State of California do hereby certify that the foregoing Resolution No. 6040 was regularly adopted by the City Council of said City of Maywood at a regular meeting of said council held on the 28th day of June, 2019, by the following vote:

AYES: Marquez, Medina, Lara and DeLaRiva

NAYS:

ABSENT: Alvarez



Gerardo Mayagoitia, City Clerk
City of Maywood