

# STAFF REPORT

## City of Lancaster

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06/24/08
MVB

Date: June 24, 2008  
To: Mayor Parris and City Council Members  
From: James R. Williams, Director of Public Works  
Subject: **Lancaster Drainage Benefit Assessment District**  
**Levy of Annual Assessment for Fiscal Year 2008-2009**

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### **Recommendation:**

Adopt **Resolution No. 08-51**, confirming the diagram and assessment and ordering the levying of an assessment in Lancaster Drainage Benefit Assessment District for Fiscal Year 2008-2009.

### **Fiscal Impact:**

Each benefit unit annexed prior to Fiscal Year 2005-2006 will be assessed \$50.00. The proposed assessment is the same as the previous year's assessment. Each benefit unit annexed beginning Fiscal Year 2005-2006 will be assessed \$58.21. The proposed assessment includes the CPI adjustment. A total of \$1,237,397 will be assessed against the benefiting properties, which will be used for maintenance expenses.

### **Background:**

The City Council previously formed the Lancaster Drainage Benefit Assessment District, including establishment of separate zones, and submitted the proposition to the eligible voters in each respective zone. The majority of voters approved the formation of the District, the separate zones, and the levying of the assessment. The first year's assessment was paid by the developers of the property. Each year, thereafter, the City Council, after public notice and hearing, may determine and impose an annual assessment. Due to the cost and complexity of accounting for separate zones of benefit within the District, separate zone designations were eliminated in 1993 by City Council action.

The drainage improvements in the District have been completed and accepted by the City Council and will be maintained with funds generated by the Drainage Benefit Assessment District. Each lot or parcel within the District that has been annexed prior to Fiscal Year 2005-2006, as indicated on the diagram, will be assessed a unit assessment of \$50.00 per equivalent drainage unit (EDU) for Fiscal Year 2008-2009. The unit assessment for Fiscal Year 2008-2009 is the same as Fiscal Year 2004-2005, except for those parcels that were annexed beginning Fiscal Year 2005-2006, which will be assessed at a rate reflective of an annual index increase consistent with the consumer price index for Los Angeles-Riverside-Orange Counties. Last year's rate was \$56.46. For Fiscal Year 2008-2009, the rate of assessment will be \$58.21 per assessment unit, including the established CPI adjustment of 3.1% ( $\$56.46 \times 1.031 = \$58.21$ ).

The method of assessment is based on proportionate storm water runoff, thereby assessing developments with more impervious area a proportionately larger share of the total assessed costs. Refer to the attached Engineer's Report and Assessment for details.

### **Attachments:**

Resolution No. 08-51  
District Fund Accounting for Lancaster Drainage Maintenance District

## RESOLUTION NO. 08-51

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT AND ORDERING THE LEVYING OF AN ASSESSMENT IN LANCASTER DRAINAGE BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2008-2009

WHEREAS, the City Council on June 10, 2008, adopted a Resolution proposing for adoption an annual assessment for Lancaster Drainage Benefit Assessment District (hereinafter referred to as "the District") for the continued maintenance, operation, and servicing of the drainage improvements located therein, pursuant to provisions of the Benefit Assessment Act of 1982 of the Government Code of the State of California; and

WHEREAS, the City Engineer has prepared and filed an Engineer's Report with the City Clerk as required by law; and

WHEREAS, the City Council did proceed to cause notice in the manner required by law of the time and place for a public hearing on the levying of the proposed assessment; and

WHEREAS, the City Council has heard all testimony and evidence and is desirous of proceeding with the levying of an assessment.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, STATE OF CALIFORNIA, THAT:

Section 1. The City Council of the City of Lancaster hereby finds that the public interest and convenience requires the continued operation and maintenance of the drainage improvements in Lancaster Drainage Benefit Assessment District.

Section 2. The District diagrams and assessments as set forth in said Report, or as modified, are hereby approved, confirmed, and adopted by the City Council.

Section 3. The adoption of the Resolution constitutes the levy of an assessment of \$50.00 per equivalent drainage unit (EDU) for the Fiscal Year commencing July 1, 2008 and ending June 30, 2009, for properties annexed prior to Fiscal Year 2005-2006, and an assessment of \$58.21 per EDU for properties annexed beginning Fiscal Year 2005-2006.

Section 4. The amounts to be assessed for the expenses of the maintenance operation, and service as described in said Report and Resolution of Intention shall be collected at the same time and in the same manner as County taxes are collected and shall be disbursed and expended for maintenance, operation and service of the District, all as described in the Engineer's Report.

Section 5. The City Clerk is hereby ordered and directed to file a certified copy of this Resolution, upon its adoption, with the County Auditor.

PASSED, APPROVED, and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
GERI K. BRYAN, CMC  
City Clerk  
City of Lancaster

\_\_\_\_\_  
R. REX PARRIS  
Mayor  
City of Lancaster

STATE OF CALIFORNIA            }  
COUNTY OF LOS ANGELES       }  
CITY OF LANCASTER            } ss

CERTIFICATION OF RESOLUTION  
CITY COUNCIL

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Resolution No. 08-51, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

(seal)

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