



Agenda Report

18-076

Agenda Date: 6/12/2018

REPORT TO COUNCIL

SUBJECT

Public Hearing: Adoption of a Resolution Overruling Protests and Ordering that the Alternative Method for the Levy of Benefit Assessment be Made Applicable to the City of Santa Clara Parking Maintenance District No. 122 - Franklin Square

BACKGROUND

Parking Maintenance District No. 122 - Franklin Square (PMD No. 122) was formed in 1965 to maintain parking lots, arcade, fountains, sidewalk, landscaping, irrigation, lights and utilities within Franklin Square, which is bounded by Benton Street, Homestead Road (formerly known as Liberty Street), Monroe Street, and Jackson Street. In 2002, the City Council passed a motion at a public hearing in which the City assumed all future costs for operation and maintenance. The property owners would contribute a total of \$14,200 annually to pay for capital repairs of the parking lot and associated walkways, minus the earned interest on the accumulation balance.

DISCUSSION

On April 24, 2018, Council adopted Resolution 18-8512 related to the proposed maintenance assessments for PMD No. 122. In addition, the Resolution established June 12, 2018 as the date that City Council would hear testimony and act upon the attached Resolution (Attachment 1) and Director's Report (Attachment 2).

The final recommended operating budget is \$355,542. This operating budget includes funding for routine maintenance and operation performed by the Public Works Department in the amount of \$175,542 that is funded by the General Fund. Capital outlay in the amount of \$180,000 that is funded by the property owner assessments is being budgeted to repair asphalt concrete failures, place slurry seal, and stripe the parking lots.

Proposition 218 requires that written ballots be sent and returned if there are proposed increases greater than any previously approved assessments. Since the proposed assessments of \$12,021 (\$14,200 minus \$2,179 interest) for FY 2018/19 are less than the greatest previously approved assessments, no ballots and approvals are required from the property owners. Therefore, staff's recommendation includes a provision to overrule any protests, if received.

FISCAL IMPACT

Capital outlay in the amount of \$180,000 from the property owner's assessment fund balance will finance the parking lot asphalt and concrete rehabilitation project. The property owner assessments will generate \$12,021 (\$14,200 minus \$2,179 interest).

COORDINATION

This report has been coordinated with the Finance Department and the City Attorney's Office.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378(b)(4) in that it is a fiscal activity that does not involve any commitment to any specific project which may result in a potential significant impact on the environment.

PUBLIC CONTACT

Public contact was made by posting the Council agenda on the City's official-notice bulletin board outside City Hall Council Chambers. A complete agenda packet is available on the City's website and in the City Clerk's Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk's Office at (408) 615-2220, email clerk@santaclaraca.gov <<mailto:clerk@santaclaraca.gov>> or at the public information desk at any City of Santa Clara public library.

On May 23, 2018, the Notice of Public Hearing for the June 12 Council meeting will be published in the Santa Clara Weekly. In addition, the notice will be posted at the City Clerk's Office, as well as at the public information desk at each City of Santa Clara public library, and mailed to all property owners within the District.

ALTERNATIVES

1. Adopt a Resolution overruling any protests and ordering that the alternative method for the levy of benefit assessment be made applicable to the City of Santa Clara Parking Maintenance District No. 122 and approving, confirming, and adopting the Director's Report for FY 2018/19.
2. Do not adopt a Resolution to move forward with collecting the property owner assessments. The City would need to fund future extraordinary repairs with General Fund monies if the property owner assessments are not collected.

RECOMMENDATION

Alternative 1:

Adopt a Resolution overruling any protests and ordering that the alternative method for the levy of benefit assessment be made applicable to the City of Santa Clara Parking Maintenance District No. 122 and approving, confirming, and adopting the Director's Report for FY 2018/19.

Reviewed by: Craig Mobeck, Director of Public Works

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Resolution
2. Director's Report FY 2018/19