

City of Brisbane
Agenda Report

To: City Council via City Manager
From: Administrative Services Director
Subject: Tabulation of votes of property owners for the Sierra Point Landscape and Lighting District
Date: May 16, 2011

Purpose:

To ensure that the assessment charged to the property on Sierra Point pay for the costs of maintaining the Sierra Point Lighting and Landscaping District.

Recommendation:

Hear public testimony and increase assessments to pay for the services required if there is not a majority of voters protesting the increase.

Background:

The last assessment increase for the Sierra Point Lighting and Landscaping District was in 2008. Staff met with the Sierra Point Owners Association on November 10, 2010 regarding increasing the assessment we charge the owners to cover the increased cost of providing the service as well as paying for deficits accumulated in previous years. The suggested increase was 10% a year based on the annual inflation and the paying off of the accumulated deficit.

In April staff mailed out ballots to each property owner listed on the Assessor's records at that time. The Notice of Election on the Proposed Increase as required by Government Code Section 53753 was mailed out along with an explanation of the increase. A Proposition 218 election for an assessment increase can be done through mailed ballots which can be returned to the City by mail or delivered at any time prior to the conclusion of the public hearing. The Notice was sent and advised the property owners that the public hearing on the proposed increase is scheduled for May 16, 2011.

Upon conclusion of the public hearing the City Clerk will tabulate the votes received from the property owners and determine whether the required majority approval was obtained.

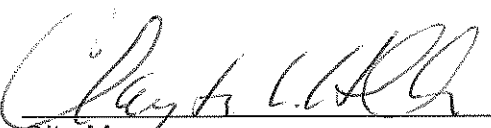
Fiscal Impact:

This is the first increase since 2008. The ballot indicated that there would be additional increases up to 10% until the deficit was paid off. Each property owner's ballot provided examples of the next two assessments

If there is not a majority protest City Council can impose the new assessment. A majority is based on the assessed value of all properties in the district not just those actually voting.



Administrative Services Director



City Manager