



**Agenda Item C.3  
PUBLIC HEARING  
Meeting Date: July 15, 2008**

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**TO:** Mayor and Councilmembers

**FROM:** Steve Wagner, Community Services Director

**CONTACT:** Kimberly Nilsson, Project Manager

**SUBJECT:** Public Hearing to Consider a Street Lighting Benefit Assessment for Fiscal Year 2008-09

**RECOMMENDATION:**

- A. Adopt a Resolution No. 08-\_\_ entitled "A Resolution of the City Council of the City of the City of Goleta, California Establishing the City of Goleta Street Lighting Benefit Assessment for Fiscal Year 2008-2009; and
- B. Authorize the City Manager to enter into an agreement with the County Auditor-Controller for the collection of special assessments.

**BACKGROUND:**

Upon incorporation, the City of Goleta became successor to the County for the part of County Service Area No. 3 (CSA 3) within the City limits. CSA 3 was established in 1962 by the Santa Barbara County Board of Supervisors. Thereafter, on July 22, 2002, the City Council established the Street Lighting Benefit Assessment by confirming the existing assessments.

The City of Goleta is required to hold a public hearing to annually set the Street Lighting and Open Space Maintenance Assessments in accordance with provisions of Government Code Section 25210.77a and Santa Barbara County Code Sections 28-81 and 28-102 as adopted by the City of Goleta. Historically, the Open Space Maintenance Assessment has not been levied. Given that no CPI adjustment is provided in the Street Lighting Assessment, this action will confirm the existing Street Lighting Assessment rates. The City's street light costs (energy and maintenance) are funded through a combination of benefit assessment and the City's General Fund.

**DISCUSSION:**

In accordance with the provisions of Government Code Section 25210.77a and Santa Barbara County Code Sections 28-81 and 28-102, as adopted by the City of Goleta, a

written Engineer's Report and the Preliminary Assessment Roll have been prepared. The Engineer's Report contains a description of the parcels receiving the service and the amount of the charge for each parcel for FY 08-09 and is attached for your review. The Preliminary Assessment Roll and Engineer's Report are available for review in the City Clerk's Office.

Proposition 218, "The Right to Vote on Taxes Act", approved by the voters of the State of California in 1996, limits the authority of local governments to impose taxes and property-related assessment, fees and charges without a vote of the citizens that will be taxed. Any proposed increase to the Street Lighting Benefit Assessment would require a vote in accordance with Proposition 218. No increases in the City's Street Lighting Benefit Assessment rates are proposed at this time.

The FY 2008-09 total street lighting expenditure budget is \$216,500. As shown in the table below, the General Fund and Street Lighting Fund make up the total for the street lighting budget.

FUNDING SOURCE	ACCOUNT NUMBER	AMOUNT
Street Lighting Fund	502-5-5600-142	\$89,000
General Fund	101-5-5600-142	\$127,500
<b>TOTAL</b>		<b>\$216,500</b>

The proposed assessments by land use are as follows:

Land Use	FY 2008-09 Assessment (each)	FY 2008-09 Number of Parcels	FY 2008-09 Assessment Totals
<b>Residential</b>			
Single Family	\$8	5,419	\$43,352
Condominium	\$8	2,113	\$16,904
Duplex/Triplex	\$24	174	\$4,176
Apartments	\$48	99	\$4,752
<b>Commercial</b>			
Heavy	\$72	20	\$1,440
Light	\$24	346	\$8,304
Industrial	\$48	190	\$9,120
Churches, Misc.	\$16	21	\$336
Farm/Vacant	\$4	245	\$980
Exempt	--	628	\$0
<b>TOTALS</b>		<b>9,255</b>	<b>\$89,364</b>

The above parcel numbers may be modified slightly based on final assessor roll data.

This year the County is requesting the City to execute a contract for the collection of special assessments a copy of which is attached to this report. Fees and charges for the collection of special assessments have not changed.

**FISCAL IMPACTS:**

The adopted FY 2008-09 budget includes Street Lighting Assessment revenue projection of \$89,000, and based on the Engineer's Report, the preliminary assessment amount to be received is \$89,364. Once Council has approved the rates, the parcel counts are confirmed and finalized with the County Assessor's Office, at which time the actual number of parcels and revenues will be determined. The adopted FY 2008-09 budget includes appropriations for Street Lighting costs in the amount of \$127,500 in the General Fund and \$89,000 in the Street Lighting Assessment Fund.

Submitted By:

Approved By:

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Steve Wagner  
Community Services Director

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Daniel Singer  
City Manager

**Attachment:**

1. Resolution Establishing the City Of Goleta Street Lighting Benefit Assessment for Fiscal Year 2008-2009 and authorizing the City Manager to execute a contract with the County of Santa Barbara for the collection of special assessments
2. Engineer's Report prepared by Harris & Associates, dated June 27, 2008
3. Contract packet from the County of Santa Barbara for the collection of special assessments.

**ATTACHMENT 1**

**Resolution Establishing the City Of Goleta Street Lighting Benefit  
Assessment for Fiscal Year 2008-2009**

**RESOLUTION NO. 08-\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GOLETA,  
CALIFORNIA ESTABLISHING THE CITY OF GOLETA STREET  
LIGHTING BENEFIT ASSESSMENT FOR FISCAL YEAR 2008-2009**

**WHEREAS**, on July 23, 1962, the Santa Barbara County Board of Supervisors adopted Ordinance No. 2409 thereby establishing County Service Area No. 3; and

**WHEREAS**, Title 3, Division 2, Chapter 2.2 (commencing with Section 25210.1) of the California Government Code provides that a County may collect charges within a County Service Area to pay in whole or in part for a particular extended service furnished in the County Service Area; and

**WHEREAS**, the furnishing of highway lighting and open space maintenance are extended services authorized to be furnished within County Service Area No. 3, in accordance with, and to be collected with county ad valorem property taxes pursuant to the provisions of Section 28-81, subdivision (e) of Chapter 28 of the Santa Barbara County Code; and

**WHEREAS**, pursuant to the provisions of Government Code Section 25210.77(a), the Board of Supervisors of the County of Santa Barbara adopted in Chapter 28 of the Santa Barbara County Code provisions for making and collecting charges for the furnishing of said charges; and

**WHEREAS**, with the incorporation of the City of Goleta on February 1, 2002, the City became the successor to the County and County Service Area No. 3 for the part of County Service Area No. 3 within the City of Goleta; and

**WHEREAS**, the City Council of the City of Goleta did adopt by reference the Santa Barbara County Code by Ordinance No. 02-17; and

**WHEREAS**, in accordance with the provisions of Government Code Section 25210.77a and Santa Barbara County Code Sections 28-81 and 28-102, as adopted by the City of Goleta, there has been submitted to this Council a written report containing a description of the parcels receiving the particular extended service and the amount of the charge for each parcel for the 2008-2009 fiscal year; and

**WHEREAS**, this Council has held a hearing on such report at the time and place set for such hearing and has considered any objections or protests to such report.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GOLETA DOES  
RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:**

**SECTION 1**

That the City Manager is hereby authorized to enter into an agreement with the County Auditor Controller for the collection of special assessments and that the report filed with the City Council on the charges to be levied in the City of Goleta for Street Lighting

Benefit Assessment (the "Report") is confirmed and said charges are hereby adopted, made and assessed for the City, as follows:

Land Use	FY 2008-09 Assessment	Number of Parcels
Residential		
- Single Family	\$8	5,419
- Condominium	\$8	2,113
- Duplex/ Triplex	\$24	174
- Apartments	\$48	99
Commercial		
- Heavy	\$72	20
- Light	\$24	346
Industrial	\$48	190
Churches, Misc.	\$16	21
Farm/Vacant	\$4	245
Exempt	--	628
<b>TOTAL PARCELS</b>		<b>9,255</b>

**SECTION 2**

The Report is incorporated herein by reference and is on file with the office of the City Clerk. Said charges are to be collected at the same time and in the same manner as ordinary County ad valorem property taxes pursuant to the provisions of Sections 28-81 and 28-102 of the Chapter 28 of the Santa Barbara County Code as adopted by the City Council of the City of Goleta and as approved by the voters. Taxes shall be imposed in the City of Goleta for Fiscal Year 2008-09 in accordance with that report and the terms of Resolution 90-92 as approved by the voters of the City of Goleta on November 6, 2001.

**SECTION 3**

The City Clerk shall certify to the adoption of this Resolution.

**PASSED, APPROVED AND ADOPTED** this 15<sup>th</sup> day of July, 2008.

\_\_\_\_\_  
MICHAEL BENNETT, MAYOR

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
DEBORAH CONSTANTINO  
CITY CLERK

\_\_\_\_\_  
JULIE HAYWARD BIGGS  
CITY ATTORNEY

STATE OF CALIFORNIA            )  
COUNTY OF SANTA BARBARA )     ss.  
CITY OF GOLETA                )

I, Deborah Constantino, City Clerk of the City of Goleta, California, DO HEREBY CERTIFY that the foregoing Resolution No. 08-\_\_\_ was duly adopted by the City Council of the City of Goleta at a regular meeting held on the 15<sup>th</sup> day of July, 2008, by the following vote of the Council:

AYES:                    COUNCILMEMBERS

NOES:                    COUNCILMEMBERS

ABSENT:                 COUNCILMEMBERS

(SEAL)

\_\_\_\_\_  
DEBORAH CONSTANTINO  
CITY CLERK

**ATTACHMENT 2**

**Engineer's Report prepared by Harris & Associates, dated June 27, 2008**





**ENGINEER'S REPORT**

**FOR**

**CITY OF GOLETA**  
**STREET LIGHTING BENEFIT**  
**ASSESSMENT DISTRICT**

**Fiscal Year 2008-09**

**Presented to:**

**City of Goleta**  
**Santa Barbara County, California**

**Prepared by:**




**June 27, 2008**

**ENGINEER'S REPORT**  
**CITY OF GOLETA**  
**STREET LIGHTING BENEFIT ASSESSMENT DISTRICT**

The undersigned respectfully submits the enclosed report as directed by the City Council.

DATED: June 27, 2008

  
BY: Joan E. Cox  
R.C.E. No. 41965

I HEREBY CERTIFY that the enclosed Engineer's Report, together with Assessment Roll and Assessment Diagram thereto attached, was filed in the office of the City Clerk on the \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_, City Clerk,  
City of Goleta  
Santa Barbara County, California

By \_\_\_\_\_

I HEREBY CERTIFY that the enclosed Engineer's Report, together with Assessment Roll thereto attached, was approved and confirmed by the City Council of the City of Goleta, California, on the \_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_, City Clerk,  
City of Goleta  
Santa Barbara County, California

By \_\_\_\_\_

I HEREBY CERTIFY that the enclosed Assessment Roll was filed with the County Auditor of the County of Santa Barbara, on the \_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_, City Clerk,  
City of Goleta  
Santa Barbara County, California

By \_\_\_\_\_

**ENGINEER'S REPORT**  
**FISCAL YEAR 2008-09**  
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## **INTRODUCTION**

To insure a flow of funds for the on-going operation, maintenance and servicing of street lighting within the boundaries of the City of Goleta, the City Council assumed responsibility of the Street Lighting Benefit Assessment District from the County of Santa Barbara on Feb. 1, 2002. The Street Lighting Benefit Assessment District ensures a fair and equitable levying of the necessary costs of operating, servicing and maintaining of the facilities, which in turn directly enhances the value of each and every parcel in the City. The City's street light costs (energy and maintenance) are funded through a combination of benefit assessments and the City's General Fund.

Fiscal Year 2002-03 was the first full year that the City of Goleta operated and maintained the street lights within the City. Prior to the incorporation of the City of Goleta, the County of Santa Barbara established County Service Area No. 3 (CSA 3) in 1962 to install, operate and maintain street lights in areas throughout the County. Upon incorporation, the City of Goleta became successor to the County for the part of CSA 3 within the City limits. Thereafter, on July 22, 2002, the City Council established the FY 2002-03 Street Lighting Benefit Assessments by confirming the existing assessments.

### **ANNUAL PROCEEDINGS**

The annual proceedings for the Street Lighting Benefit Assessment District are conducted in accordance with provisions of Government Code Section 25210.77a and Santa Barbara County Code Sections 28-81 and 28-102 as adopted by the City of Goleta.

Proposition 218, "The Right to Vote on Taxes Act", approved by the voters of the State of California in 1996, limits the authority of local governments to impose taxes and property-related assessments, fees and charges without a vote of the citizens that will be taxed. Any proposed increase to the Street Lighting Benefit Assessment would require a vote in accordance with Proposition 218. No increase in the City's Street Lighting Benefit Assessment is proposed at this time.

## **DESCRIPTION OF THE ASSESSMENT BOUNDARIES**

The boundaries of the District are coterminous with the boundaries of the City of Goleta. A diagram showing the exterior boundaries of the District and the lines and dimensions of each lot or parcel of land within the District is on file in the Office of the City Clerk and incorporated herein by reference.

The lines and dimensions of each lot or parcel within the District are those lines and dimensions shown on the maps of the Assessor of the County of Santa Barbara for the fiscal year to which this report applies. The Assessor's maps and records are incorporated by reference herein and made part of this report.

## DESCRIPTION OF SERVICES AND ESTIMATE OF COSTS

### DESCRIPTION OF SERVICES

Property values in a community are individually increased when public infrastructure such as street lights are in place, improved, operable, safe, clean and maintained. The proper functioning of street lighting is imperative for the welfare and safety of the public and property throughout the City. Proper maintenance and servicing of the street lighting system benefits properties within the District by providing proper illumination for ingress and egress and safe traveling at night. Proper operation of the street light system is imperative to public convenience and safety. Improved security, protection of property from crime and vandalism, and reduction of traffic accidents are special and direct benefits to all properties within the City; lighting benefits are directly related to public safety and property protection and therefore increase property values.

The District will fund costs in connection with the District maintenance and servicing including, but not limited to, personnel, electrical energy, materials, contracting services, and other expenses necessary for the satisfactory operation of these facilities. The improvements are described as follows:

#### Lighting and Appurtenant Facilities

Facilities include but are not limited to: Poles, fixtures, bulbs, conduits, conductors, equipment including guys, anchors, posts and pedestals, metering devices and appurtenant facilities as required to provide lighting in public street and sidewalk rights-of-way and dedicated easements within the boundaries of said Assessment District.

### ESTIMATE OF COSTS

The proposed Fiscal Year 2008-09 budget includes \$100,000 from the General Fund. Total street lighting funding is included in the proposed FY 2008-09 budget as follows:

FUNDING SOURCE	AMOUNT
Street Lighting Assessment	\$89,364
General Fund	\$127,500
<b>TOTAL</b>	<b>\$216,864</b>

**DESCRIPTION OF THE ASSESSMENT**

**GENERAL**

Government Code Section 25210.77a and Santa Barbara County Code Sections 28-81 and 28-102 permit the establishment of assessment districts for the purpose of providing certain public improvements which include the construction, maintenance and servicing of street lights.

The Government Code permits certain parcels to be exempt from assessment. Excepted from these assessments are areas of all publicly owned property such as: public streets, public avenues, public lanes, public roads, public drives, public courts, public alleys, all public easements and rights-of-way, all public parks, green belts and parkways, and all public property being used for public purposes, as well as utility owned property.

All parcels in the City of Goleta derive special benefit from the street lighting system. Special benefits that are received by all parcels in the City are considered Citywide Benefits, and the associated costs of these benefits are spread equally, based on land use, to all assessable parcels within the District.

**ASSESSMENT SUMMARY**

The following information was obtained from the Santa Barbara County Assessor's Roll and the City of Goleta. The table below shows the proposed assessment rates for FY 2008-09 for each land use, the number of parcels per land use, and the total revenue generated for each land use.

<b>Land Use</b>	<b>FY 08/09 Rate/Parcel</b>	<b>Number of Parcels</b>	<b>FY 08/09 Revenue</b>
<b>Residential</b>			
Single Family	\$8.00	5,419	\$43,352.00
Condominium	\$8.00	2,113	\$16,904.00
Duplex/Triplex	\$24.00	174	\$4,176.00
Apartments	\$48.00	99	\$4,752.00
<b>Commerical</b>			
Heavy	\$72.00	20	\$1,440.00
Light	\$24.00	346	\$8,304.00
Industrial	\$48.00	190	\$9,120.00
Churches Misc	\$16.00	21	\$336.00
Farm/Vacant	\$4.00	245	\$980.00
Exempt	-	628	\$0.00
<b>TOTAL PARCELS</b>		<b>9,255</b>	<b>\$89,364.00</b>

**ATTACHMENT 3**

**Contract Packet from the County of Santa Barbara for the collection of  
Special Assessments**



County of Santa Barbara  
Office of the Auditor-Controller  
Property Tax Division

Agreement to Place Special Assessments/Fixed Charges  
on the 2008-09 Secured Tax Bills

Fund No	Fixed Charge Description	Preliminary Parcel Count	Preliminary Charge Total
0635	Goleta City Benefit Assmt. Code 621	9255	\$89,364
	Totals		\$89,364

I certify that I am an authorized signer for the CITY OF GOLETA Public Agency, and I have read and understood the 2008-09 fixed charge instruction letter explaining the requirements for fixed charges and agree to the terms stated therein for all fixed charges submitted above. If so indicated, I also authorize the consultant(s) noted below to act on our behalf.

Name	Date
Title	(805) 961-7500
Signature	The following consultant is authorized to act on our behalf
City of Goleta	Contact Person
Public Agency Name	Phone
130 Cremona Dr. #B	Firm Name
GOLETA, CA	
93117	
Mailing Address	Mailing Address
Email Address	Email Address

