

CITY OF LOS ANGELES

CALIFORNIA



ERIC GARCETTI
MAYOR

HOLLY L. WOLCOTT
Interim City Clerk

When making inquiries relative to
this matter, please refer to the
Council File No.

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
General Information - (213) 978-1133
Fax: (213) 978-1040

SHANNON HOPPE
Council and Public Services
Division

www.cityclerk.lacity.org

June 17, 2014

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File No. 11-0046,
at its meeting held June 11, 2014, to set a Public Hearing Date of July 29, 2014.

City Clerk
io

TIME LIMIT FILES
ORDINANCES

Mayor's Time Stamp
OFFICE OF THE MAYOR
2014 JUN 13 PM 4:08
CITY OF LOS ANGELES

City Clerk's Time Stamp
CITY CLERK'S OFFICE
2014 JUN 13 PM 4:05
CITY CLERK
BY _____ DEPUTY

FORTHWITH

COUNCIL FILE NUMBER 11-0046 COUNCIL DISTRICT _____

COUNCIL APPROVAL DATE June 11, 2014 LAST DAY FOR MAYOR TO ACT JUN 23 2014

ORDINANCE TYPE: Ord of Intent Zoning Personnel General

Improvement LAMC LAAC CU or Var Appeals - CPC No. _____

SUBJECT MATTER: SETTING **JULY 29, 2014** AS THE HEARING DATE FOR THE RENEWAL OF THE PROPOSED NORTH HOLLYWOOD TRANSIT (PROPERTY-BASED) BUSINESS IMPROVEMENT DISTRICT

	APPROVED	DISAPPROVED	BY	
SPECIAL ASSESSMENTS / CLERK	<u>X</u>	_____	CITY CLERK DEPUTY	RECEIVED CITY CLERK'S OFFICE 2014 JUN 16 PM 3:29
BOARD OF PUBLIC WORKS	_____	_____		
CITY ATTORNEY	<u>X</u>	_____		
CITY ADMINISTRATIVE OFFICER	_____	_____		
OTHER	_____	_____		

DATE OF MAYOR APPROVAL, DEEMED APPROVED OR *VETO JUN 16 2014
(*VETOED ORDINANCES MUST BE ACCOMPANIED WITH OBJECTIONS IN WRITING PURSUANT TO CHARTER SEC. 250(b) (c))

(CITY CLERK USE ONLY PLEASE DO NOT WRITE BELOW THIS LINE)

DATE RECEIVED FROM MAYOR JUN 16 2014 ORDINANCE NO. 183106

DATE PUBLISHED JUN 18 2014 DATE POSTED _____ EFFECTIVE DATE JUL 19 2014

ORD OF INTENT: HEARING DATE _____ ASSESSMENT CONFIRMATION _____

ORDINANCE FOR DISTRIBUTION: YES NO

ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION
FIRST CONSIDERATION relative to the renewal of the North Hollywood Transit (Property-
Based) Business Improvement District (BID).

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that:

- a. The petitions submitted on behalf of the proponents of the proposed North Hollywood Transit BID are signed by property owners who will pay more than fifty (50) percent of the assessments proposed to be levied.
- b. All parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.
- c. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the Engineer's Report, the assessment levied on each parcel within the proposed District is proportionate to the special benefit derived from the improvements and activities that are to be provided.
- d. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the Engineer's Report, the Engineer has separated the general from special benefits. The Engineer's Report identified general benefits in the amount of 4.63 percent to be separated from the special benefits conferred on parcels within the proposed District. The yearly general benefits cost must be paid from funds other than the assessments collected for the North Hollywood Transit BID. The general benefit cost for first year of operation is \$26,188.
- e. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the attached Engineer's Report, no assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
- f. The assessments for the proposed District are not taxes and that the District qualifies for exemption from Proposition 26 under exemption 7 of Article XIIC §1(e).
- g. The services to be provided by the Owners' Association are in the nature of professional, expert, technical or other special services, that the services are of a temporary and occasional character, and that the use of competitive bidding would be impractical, not advantageous, undesirable or where the common law otherwise excuses compliance with competitive bidding requirements.
- h. The proposed improvements and activities are completely separate from the day to day operations of the City of Los Angeles.

2. APPROVE the North Hollywood Business Improvement District Corporation to serve as the Owners' Association to administer the North Hollywood Transit BID.
3. ADOPT the Preliminary Report of the City Clerk, attached to Council file (C.F.) No. 11-0046.
4. ADOPT the Management District Plan, attached to C.F. No. 11-0046.
5. ADOPT the Engineer's Report, attached to C.F. No. 11-0046.
6. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to establish the North Hollywood Transit BID.
7. AUTHORIZE the City Clerk, upon establishment of the District, to prepare, execute and administer a contract between the City of Los Angeles and the North Hollywood Business Improvement District Corporation for the administration of the District's programs upon adoption of the Ordinance establishing the District.
8. DIRECT the City Clerk to comply with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq.).
9. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance establishing the North Hollywood Transit BID for Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: Assessments levied on the three (3) City-owned properties within the District to be paid from the General Fund total \$5,282.47 for the first year of the District. Funding is available in the BID Trust Fund 659 to pay the General Fund's share of assessments for the first operating year. Assessments levied on the former Community Redevelopment Agency of the City of Los Angeles properties within the District will not be paid from the General Fund.

Proposition 218 requires the separation of general benefits from the special benefits. The general benefit portion for the North Hollywood Transit BID is \$26,188 for the first year. However, funds other than assessment revenue must be budgeted annually for the general benefit expense for the BID's five-year term.

Community Impact Statement: None submitted.

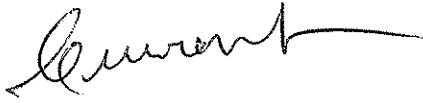
SUMMARY

At a regular meeting held on June 10, 2014, the Economic Development Committee considered a report from the City Clerk dated June 3, 2014 and Ordinance relative to the renewal of the North Hollywood Transit Property-Based BID.

After providing an opportunity for public comment, the Committee approved the recommendations contained in the City Clerk report. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

ECONOMIC DEVELOPMENT COMMITTEE



<u>MEMBER</u>	<u>VOTE</u>
PRICE:	YES
KREKORIAN:	YES
HUIZAR:	ABSENT
CEDILLO:	ABSENT
MARTINEZ:	YES

REW
6/10/14
FILE NO. 11-0046

ADOPTED

JUN 11 2014

LOS ANGELES CITY COUNCIL

TO THE MAYOR FORTHWITH

-NOT OFFICIAL UNTIL COUNCIL ACTS-