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CITY CLERK

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September 7, 2018

The Los Angeles City Council
City Hall, Los Angeles, California

REGARDING: ASSESSMENT BALLOT PROCEEDING FOR
WAVERLY DRIVE AND HERKIMER STREET LIGHTING DISTRICT
COUNCIL FILE NUMBER 18-0900-S59

Honorable Councilmembers:

In accordance with Proposition 218, the City of Los Angeles provided notice to the property owners of the parcels in the proposed Waverly Drive and Herkimer Street Lighting District, as specified in the subject Council File. Along with that notice, each property owner received an assessment ballot weighted by the amount of the parcel's proposed assessment. I have tabulated the assessment ballots delivered to my office by the final hearing date of August 29, 2018.


The proposed assessment district failed because it received a weighted majority of "no" ballots as defined in Article XIII D (Proposition 218) of the State Constitution. As a result, the City may not impose an assessment for the improvement and maintenance of lighting in the proposed district. The certified results of the tabulations are attached. I have also forwarded a copy of these results to the Department of Public Works, Bureau of Street Lighting, for their information.

RECOMMENDATIONS FOR COUNCIL ACTION:

In accordance with Council policy adopted on December 19, 1997 (CF 97-0843) and the report of the Board of Public Works adopted by the Council on May 9, 1998:

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. ADOPT the abandoning Ordinance attached to the Council File.
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed, in accordance with Council policy.

Sincerely,


HOLLY L. WOLCOTT
City Clerk

Attachments

cc: Department of Public Works, Bureau of Street Lighting

STATE OF CALIFORNIA)
) SS
COUNTY OF LOS ANGELES)

I, HOLLY L. WOLCOTT, City Clerk of the City of Los Angeles, hereby certify to the City Council that 25 ballots were submitted on or before August 29, 2018, in connection with the assessment ballot proceeding for the proposed Waverly Drive and Herkimer Street Lighting Maintenance Assessment District, as specified in Council File Number 18-0900-S59. I further certify the attached report to be a true, correct and complete tabulation of the returns of that assessment ballot proceeding.

 7th IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this day of September 2017.

Sincerely,

HOLLY L. WOLCOTT
City Clerk

**Proposition 218 Assessment Ballot Tabulation for
Waverly Drive and Herkimer Street Lighting District**

Final Public Hearing August 29, 2018

Election # 4678

Council File # 18-0900-S59

Ballot Tally

Assmnt No.	County APN	Owner	Assessment Weight	Ballot Vote Y/N	Weighted Vote		No Vote/ Challenged
					Yes	No	
1	5434-025-015	SILVERLIGHT LLC C/O ELAN MORDOCH	\$97.95	N		\$ 97.95	
2	5434-025-018	MICHAEL AND YIFFAT RUBLEVICH	\$293.85		Not Cast	Not Cast	
3	5434-025-029	JEFF P DUNCAN	\$9.43	Y	\$ 9.43		
4	5434-025-030	DONNAMARIE GIBBONS	\$9.43	N		\$ 9.43	
5	5434-025-031	DEBORAH A RUHL TRUST	\$9.43		Not Cast	Not Cast	
6	5434-025-032	BART & BARBARA TRINCHERO TRS, ET AL	\$9.43	Y	\$ 9.43		
7	5434-025-033	ROBERT CHUCK, ET AL	\$9.43		Not Cast	Not Cast	
8	5434-025-034	TEAMWORK UNLIMITED LLC C/O MANUEL GUZMAN	\$9.43		Not Cast	Not Cast	
9	5434-025-035	DAVID H HARBAUGH & PACIFICO F JR PARAISO	\$9.43	Y	\$ 9.43		
10	5434-025-036	CHANG H & KYUNG R SUNG	\$9.43		Not Cast	Not Cast	
11	5434-025-037	LARRY Q GAN & JIMING LIU, ET AL	\$9.43		Not Cast	Not Cast	
12	5434-025-038	CALEB R NELSON & HIROMI FUJITA	\$9.43	Y	\$ 9.43		
13	5434-025-039	VICTORIA COOK	\$9.43	N		\$ 9.43	
14	5434-025-040	RONALD W CREE TRUST, ET AL	\$9.43		Not Cast	Not Cast	
15	5434-025-041	JONG J & MYOUNG A LEE	\$9.43		Not Cast	Not Cast	
16	5434-025-042	LANCE ANTOLIN	\$9.43		Not Cast	Not Cast	
17	5434-025-043	DANIEL E COZZA	\$9.43		Not Cast	Not Cast	
18	5434-025-044	PETE PALACIOS	\$9.43		Not Cast	Not Cast	
19	5434-025-045	CHRISTOPHER J DAVEY, ET AL	\$9.43	Y	\$ 9.43		
20	5434-025-046	AMY B SCOTT	\$9.43		Not Cast	Not Cast	
21	5434-025-047	MARINA CAMACHO & PAUL R COOGAN	\$9.43	N		\$ 9.43	
22	5434-025-048	SUSANNA V ULRICH	\$9.43	Y	\$ 9.43		
23	5434-025-049	RODNEY MIDDELKAMP	\$9.43	N		\$ 9.43	
24	5434-025-050	ROENNE CACHAPERO	\$9.43		Not Cast	Not Cast	
25	5434-025-051	ROBERT OPPENHEIMER	\$9.43	N		\$ 9.43	
26	5434-025-052	BENJAMIN W BIDDLE	\$9.43	Y	\$ 9.43		
27	5434-025-053	DARREN BALLARIN	\$9.43		Not Cast	Not Cast	
28	5434-025-054	BETTINA NETRI	\$9.43	N		\$ 9.43	
29	5434-025-055	ORLANDO L CAMPBELL	\$9.43		Not Cast	Not Cast	
30	5434-025-056	LUPE MIRELES TRUST	\$9.43	Y	\$ 9.43		
31	5434-025-057	DONNA S HOLMSTUL TRUST, ET AL	\$9.43		Not Cast	Not Cast	
32	5434-025-058	JOSEPH YUGA	\$9.43		Not Cast	Not Cast	X
33	5434-025-059	LOGAN S CHEGWMDEN	\$9.43		Not Cast	Not Cast	

34	5434-025-060	YVETTE A BOLES LAV	\$9.43	N		\$ 9.43
35	5434-025-061	MYRIAM S ALBELAIS, ET AL	\$9.43		Not Cast	Not Cast
36	5434-025-062	ALYSSA HOLDERBEIN	\$9.43		Not Cast	Not Cast
37	5434-025-063	ANTHONY Y CHU	\$9.43	N		\$ 9.43
38	5434-025-064	ALBERTO STEVANS	\$9.43	N		\$ 9.43
39	5434-025-065	BRUCE E WITTINE C/O BARRY WITTINE	\$9.43		Not Cast	Not Cast
40	5434-025-066	SAMI AZIZ	\$9.43		Not Cast	Not Cast
41	5434-025-067	PURVI DOSHI	\$9.43		Not Cast	Not Cast
42	5434-025-068	VICTORIA O AMENE	\$9.43		Not Cast	Not Cast
43	5434-025-069	PENSCO TRUST COMPANY, ET AL	\$9.43		Not Cast	Not Cast
44	5434-025-070	LARRY A ANDRICK	\$9.43	Y	\$ 9.43	
45	5434-025-071	BRUCE A BURKE TRUST	\$9.43		Not Cast	Not Cast
46	5434-025-072	PATRICK M HEVESY	\$9.43	N		\$ 9.43
47	5434-025-073	JAMES M CONNOR TRUST, ET AL	\$9.43		Not Cast	Not Cast
48	5434-025-074	SILVIA MOORE	\$9.43		Not Cast	Not Cast
49	5434-025-075	ELSIE Q ENG TRUST	\$9.43		Not Cast	Not Cast
50	5434-025-076	MICHAEL LENNARTZ	\$9.43		Not Cast	Not Cast
51	5434-025-077	MONICA RAMNATH	\$9.43	N		\$ 9.43
52	5434-025-078	ERNESTO HOLGUIN	\$9.43	Y	\$ 9.43	
53	5434-025-079	BETH ANDRUS	\$9.43	Y	\$ 9.43	
54	5434-025-080	FRED L MORGAN & ROBERT H GURR	\$9.43		Not Cast	Not Cast
55	5434-025-081	KATHERINE C CHUNG & JONATHAN J GERBER	\$9.43		Not Cast	Not Cast
56	5434-025-082	KLAUS WOHLGEMUTH TRUST, ET AL	\$9.43	Y	\$ 9.43	

TOTAL

\$901.02 \$ 113.16 \$ 201.68

56

TOTAL VOTES

25 12 12 1

**Proposition 218 Assessment Ballot Tabulation for
Waverly Drive and Herkimer Street Lighting District**

Election # 4678

Final Public Hearing August 29, 2018

Council File # 18-0900-S59

Voting/Ballot Summary			
Vote	Weighted Total	Assessment Percent of Votes Cast	Number of Ballots
Yes	\$113.16	35.94%	12
No	\$201.68	64.06%	12
No Vote			0
Challenged			1

Assessment District Summary			
	Total	Voted	Percent
Parcels	56	25	45%
Assessment	\$901.02	\$314.84	35%