



MOUNTAINS RECREATION & CONSERVATION AUTHORITY

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MEMORANDUM

TO: The Governing Board

FROM: 
Joseph T. Edmiston, FAICP, Executive Officer

DATE: July 7, 2004

SUBJECT: **Agenda Item XVIII: Consideration of resolutions (a) ordering the making of amended assessments pursuant to Part 10 of Division 10 of the California Streets and Highways Code and (b) preliminarily approving amended assessments and setting a public hearing for the Santa Monica Mountains Open Space Preservation Assessment District No. 2**

Staff Recommendation: That the Governing Board adopt the attached resolutions (a) ordering the making of amended assessments pursuant to Part 10 of Division 10 of the California Streets and Highways Code and (b) preliminarily approve amended assessments, and set a public hearing for the Santa Monica Mountains Open Space Preservation Assessment District No. 2

Background: On August 21, 2002 in its Resolution No. 02-107, this Board adopted the Engineers Report, Confirmed the Assessment and directed related actions for Santa Monica Mountains Open Space Preservation Assessment District No. 1 under the Municipal Improvement Act of 1913, Division 12 of the Streets and Highways Code of California (the "Act"). On March 11, 2003 limited obligation improvement bonds were sold in the manner provided by the Improvement Bond Act of 1915, Division 10 of the Streets and Highways Code (the "Bond Law.") Under the Bond Law, each year, the Board must take action to amend the assessment for the payment of debt service on the assessment district bonds. The Law requires the annual preparation of an engineers report, one purpose of which is to amend the assessments to reflect divisions, mergers or other changes with respect to the original lots, pieces, and parcels of and within the assessment district which have occurred since the prior report. Resolution No. 04-95(a) orders the making of the amended assessments. Resolution No. 04-95(b) would preliminarily approve the amended assessments as set forth in the Engineer's Report, and set the date, time, and place for a required public hearing.