



Legislation Text

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File #: 21-0496, Version: 1

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**REQUEST FOR CITY COUNCIL ACTION**

DATE: 06/02/2021

TO: Honorable Mayor and City Council Members

FROM: Finance Department

**SUBJECT:**

Public Hearing and Election for Annexation Proceedings for Annexation 25 into Community Facilities District No. 2016-3 (Maintenance Services).

**EXECUTIVE SUMMARY:**

The property owner requests annexation into the City's Community Facilities District No. 2016-3 (Maintenance Services) ("CFD No. 2016-3") to provide maintenance services for public facilities within and for the benefit of the proposed development.

**RECOMMENDED ACTION:**

**That the City Council:**

- a. Adopt Resolution No. 2021-035, calling a special election and submitting to the qualified electors of the territory proposed to be annexed to Community Facilities District No. 2016-3 (Maintenance Services) of the City of Corona the question of levying special taxes within the territory proposed to be annexed (Annexation No. 25).
- b. Adopt Resolution No. 2021-036, declaring the results of the special election for Community Facilities District No. 2016-3 (Maintenance Services) of the City of Corona on the proposition of the annual levy of special taxes within the territory proposed to be annexed to said Community Facilities District to pay the costs of certain services to be provided by the Community Facilities District, determining that the territory proposed to be annexed is added to and part of said Community Facilities District with full legal effect (Annexation No. 25).

**BACKGROUND & HISTORY:**

On December 7, 2016, the City Council approved Resolution No. 2016-112 establishing Community Facilities District No. 2016-3 (Maintenance Services) of the City of Corona (the "CFD No. 2016-3" or

"District") for the purpose of levying special taxes on parcels of taxable property to provide certain services which are necessary to meet increased demands placed upon the City.

On April 21, 2021, the City Council adopted Resolution No. 2021-018, a Resolution of Intention to annex territory to CFD No. 2016-3 and commence the annexation proceedings for the territory to be annexed, also shown as Annexation No. 25. A public hearing was set for June 2, 2021 to conduct an election for the landowners and to declare the results of that election.

As required by the Resolution of Intention, an annexation map was recorded on April 28, 2021, at 3:07 p.m. in Book 86 Page 94, Document No. 2021-0264410, and the potential annexation area boundary map was recorded on November 7, 2016, at 4:40 p.m. in Book 80 Page 23, Document No. 2016-0494013 of Maps of Assessment and Community Facilities Districts with the Riverside County Recorder.

**ANALYSIS:**

The Resolution of Intention was adopted by the City Council in response to petitions filed by Promenade Realty Partners, LLC, property owner of APN 115-590-005 within the City, who has requested that the City assist them in annexing territory into CFD No. 2016-3 to cover the costs associated with the maintenance of public improvements. The improvements proposed to be maintained include items such as street lighting and street maintenance.

The area proposed within Annexation No. 25 will encompass a development comprised of 4.12 net acres of industrial land ("Property"). The Property proposed to be annexed into CFD No. 2016-3 will be included in Tax Zone 25. This tax rate includes a Maximum Special Tax A of \$488 per acre per year for maintenance services of public facilities. There are no services being funded by the levy of Special Tax B for contingent services. The Maximum Special Taxes are proposed to escalate each year at the greater of Consumer Price Index (CPI) or 2%.

The property owner has agreed to the annexation into CFD No. 2016-3 and submitted a "Consent and Waiver" form on file in the City Clerk's Office, to initiate and conduct proceedings pursuant to the Mello-Roos Act of 1982, requesting the annexation of the Property to CFD No. 2016-3 and consenting to the shortening of election time requirements, waiving analysis and arguments, and waiving all notice requirements relating to the conduct of the election immediately following the public hearing scheduled for June 2, 2021.

**FINANCIAL IMPACT:**

On March 1 of each year, every residential building for which a building permit has been issued will be subject to the special taxes in the ensuing Fiscal Year. If the anticipated costs of maintaining the facilities in any given Fiscal Year, prior to buildout of the project, exceeds the special tax revenues available from parcels for which building permits have been issued, then the special tax may also be on property with recorded final subdivision maps, as well as other undeveloped property.

The proposed total maximum assessment rate for Tax Zone 25 for Special Tax A is \$488 per acre per year. The assessment rate is proposed to escalate each year at the greater of Consumer Price Index (CPI) or 2%. This annexation will yield an estimate of \$2,010 in special assessment revenue at build-

out as planned.

The total annexation cost is being paid by the property owner.

**ENVIRONMENTAL ANALYSIS:**

This action is exempt pursuant to Section 15061(b)(3) of the Guidelines for the California Environmental Quality Act (CEQA), which states that a project is exempt from CEQA if the activity is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the adoption of the resolutions may have a significant effect on the environment, the action is not subject to CEQA. This action merely annexes the Property to CFD No. 2016-3 and there is no possibility that adopting the above resolution will have a significant effect on the environment. Therefore, no environmental analysis is required.

**PREPARED BY:** LIEN-CHI CANTUBA, FINANCIAL ANALYST III

**REVIEWED BY:** KIM SITTON, FINANCE DIRECTOR

**Attachments:**

1. Exhibit 1 - CFD No. 2016-3 Annexation No. 25 Project Map
2. Exhibit 2 - CFD No. 2016-3 Annexation No. 25 Recorded Boundary Map
3. Exhibit 3 - Resolution No. 2021-035
4. Exhibit 4 - Resolution No. 2021-036