



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 10/05/99
AGENDA ITEM 3
WORK SESSION ITEM _____

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT: Exchange of Property Taxes Related to Adjustment of Service Boundaries Between the City of Hayward and East Bay Municipal Utilities District

RECOMMENDATION:

It is recommended that the City Council approve the attached resolution for the exchange of property taxes related to the detachment of certain properties by East Bay Municipal Utilities District (EBMUD).

BACKGROUND/DISCUSSION:

On May 25, 1999, City Council approved a request by EBMUD to adjust service boundaries between EBMUD and the City of Hayward. Adjustments were made to detach from EBMUD service boundary an area generally west of the Hayward airport and north of West Winton Avenue, once known as the San Lorenzo Industrial Area, that receives water service from the City (see Exhibit A), and to annex to EBMUD service area a portion of E Street that is currently served by EBMUD (see Exhibit B). These adjustments were essentially "housekeeping" actions since no actual changes were to be made in existing water service, or in any other services currently provided to these areas. EBMUD is acting as the lead agency to obtain approval from the Alameda County Local Area Formation Commission (LAFCO) for the service boundary changes.

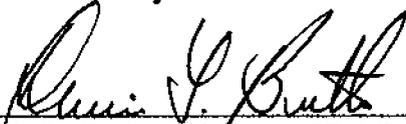
As part of this application process, it is necessary for the City Council and EBMUD Board to approve a property tax exchange agreement for the affected areas. The net result of this property tax exchange agreement will be an increase of \$9,300 in the property tax revenue received by the City. The EBMUD Board is scheduled to act on the tax exchange agreement on October 12, 1999.

Prepared by:



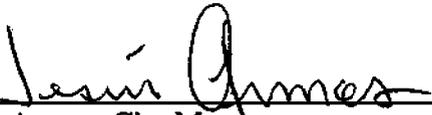
Alex Ameri, Deputy Director of Public Works for Utilities

Recommended by:



Dennis L. Butler, Director of Public Works

Approved by:



Jesús Armas, City Manager

Attachments: Exhibit A - Location Map
Exhibit B - Location Map

SERVICE AREA TO BE DETACHED
FROM EBMUD

ALAMEDA COUNTY

CITY OF

HAYWARD

SAN FRANCISCO BAY

RR TRACKS

BARRINGTON
COURT

CABOT BLVD

WINTON AVE

WEST

BLVD

CABOT

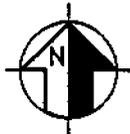


EXHIBIT A

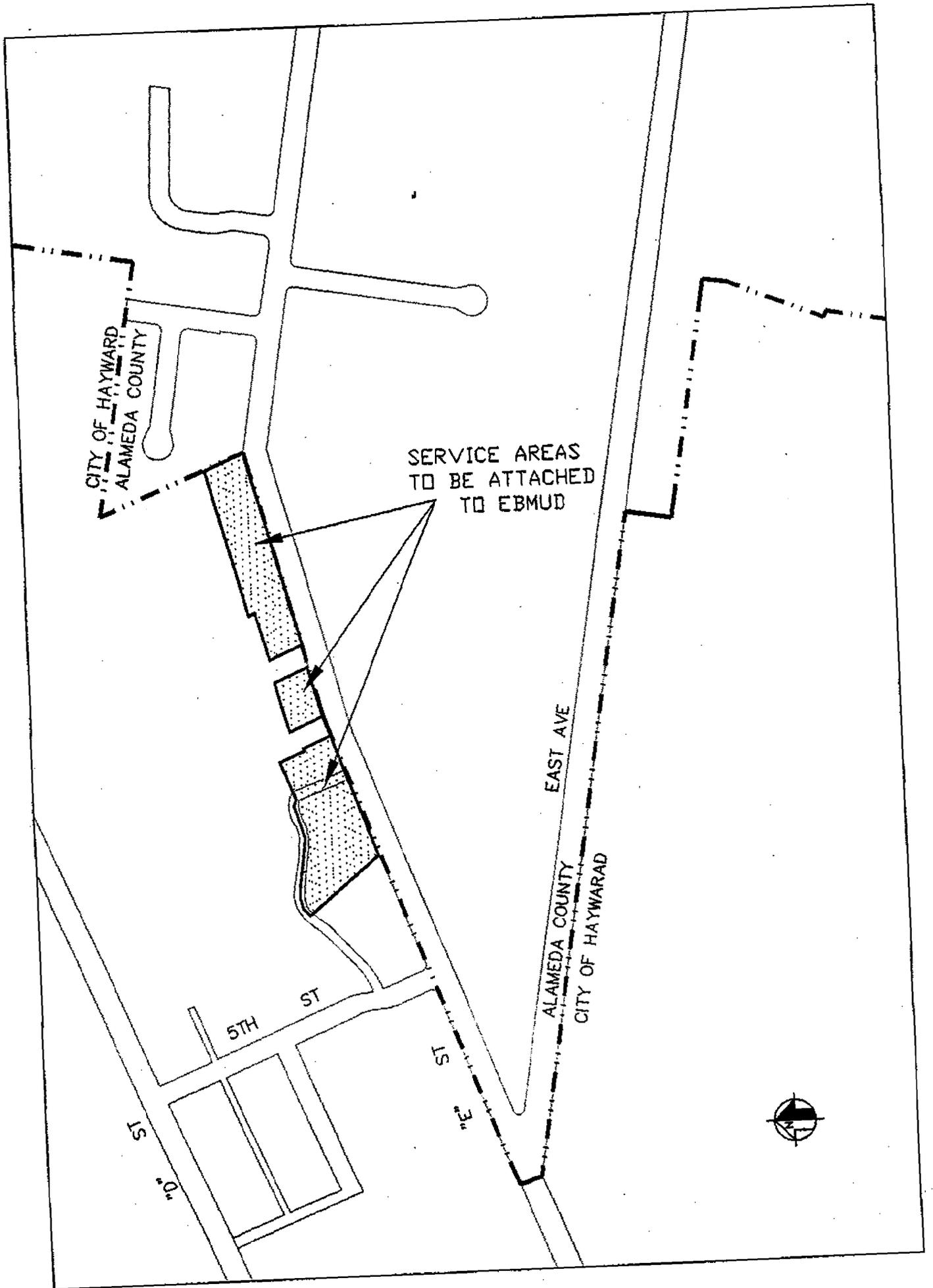


EXHIBIT B

DRAFT

Pn 9-30-99

HAYWARD CITY COUNCIL

RESOLUTION NO. _____

Introduced by Council Member _____

RESOLUTION AUTHORIZING AN EXCHANGE OF
PROPERTY TAX REVENUES IN CONNECTION WITH
ADJUSTMENT OF CERTAIN SERVICE BOUNDARIES
BETWEEN THE CITY OF HAYWARD AND THE EAST BAY
MUNICIPAL UTILITIES DISTRICT

WHEREAS, on October 5, 1999, the City Council considered a proposal by East Bay Municipal Utilities District (EBMUD) regarding an application with the Alameda County Local Agency Formation Commission (LAFCO) to adjust two parts of EBMUD's service boundary with the City of Hayward, specifically a boundary affecting a area generally west of the Hayward airport and north of West Winton Avenue (hereafter referred to as the San Lorenzo Industrial Area), which currently receives water service from the City and to annex to EBMUD's service area a portion of E Street which currently receives water service from EBMUD (hereafter referred to as the E Street area); and

WHEREAS, section 99 of the Revenue and Taxation Code provides, among other things, that no local agency jurisdictional change can be completed without the agencies affected by such change first having agreed upon an exchange of property tax revenue between and among the affected agencies; and

WHEREAS, each specific annexation needs a resolution from both the City and County agreeing to the exchange of property tax revenues for the annexation to be completed and filed with the State of California.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that:

1. For the annexation by the City of Hayward of the San Lorenzo Industrial Area properties currently located within EBMUD's service area, which will be first effective for the fiscal year following the filing of the Certificate of Completion with the State Board of Equalization, providing the filing occurs prior to December 31 of the preceding year, the Auditor-Controller of the County of Alameda shall be directed to cause an exchange of property tax revenues for such San Lorenzo Industrial Area properties from EBMUD to the City of Hayward. The exchange of special district property taxes is limited to the revenue currently allocated to EBMUD.

2. There shall be no change in property tax revenue allocation for the portion of the E Street area which will result from EBMUD's annexation of such properties.
3. The City Manager is hereby authorized and directed to execute all documents necessary to effectuate the property tax revenue allocation changes described in this resolution, in a form to be approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 1999

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward