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February 10, 2022

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

REGARDING: ASSESSMENT BALLOT PROCEEDING FOR
COVE AVENUE AND APEX AVENUE LIGHTING DISTRICT
COUNCIL FILE NUMBER 21-0900-S101

Honorable Councilmembers:

In accordance with Proposition 218, the City of Los Angeles provided notice to the property owners of the parcels in the proposed Cove Avenue and Apex Avenue 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 February 8, 2022.

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,

For
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 four ballots were submitted on or before February 8, 2022, in connection with the assessment ballot proceeding for the proposed Cove Avenue and Apex Avenue Lighting Maintenance Assessment District, as specified in Council File Number 21-0900-S101. I further certify the attached report to be a true, correct and complete tabulation of the returns of that assessment ballot proceeding.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 10th day of February 2022.

Sincerely,

A handwritten signature in black ink, appearing to read 'H. L. Wolcott', with a stylized flourish at the end.

For
HOLLY L. WOLCOTT
City Clerk

**Proposition 218 Assessment Ballot Tabulation for
Cove Avenue and Apex Avenue Lighting District**

Final Public Hearing February 8, 2022

**Election #5268
Council File # 21-0900-S101**

Ballot Tally

Assmnt No.	County APN	Owner	Assessment Weight	Ballot Vote Y/N	Weighted Vote Yes	Weighted Vote No	No Vote/ Challenged
1	5422-006-007	LEONARD T AND KATHRYN SCOTT TRUST, ET AL	\$110.77	N		\$ 110.77	
2	5422-006-045	ADAPTIVE CAPITAL CORPORATION	\$83.08	Y	\$ 83.08		
3	5422-005-027	NICOLE PIEPERS CO TRUST, ET AL	\$63.91	N		\$ 63.91	
4	5422-005-023	DANIEL E SULZER	\$63.91	N		\$ 63.91	
		TOTAL	\$321.67		\$ 83.08	\$ 238.59	
	4	TOTAL VOTES		4	1	3	0

**Proposition 218 Assessment Ballot Tabulation for
Cove Avenue and Apex Avenue Lighting District**

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Council File # 21-0900-S101

Voting/Ballot Summary			
Vote	Weighted Total	Assessment Percent of Votes Cast	Number of Ballots
Yes	\$83.08	25.83%	1
No	\$238.59	74.17%	3
No Vote			0
Challenged			0

Assessment District Summary			
	Total	Voted	Percent
Parcels	4	4	100%
Assessment	\$321.67	\$321.67	100%