

RESOLUTION NO. 2024-04-XXXX

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SIGNAL HILL, CALIFORNIA, AMENDING RESOLUTION
NO. 2024-02-6781, AMENDING THE UNIFORM SCHEDULE
OF SERVICE FEES AND CHARGES**

WHEREAS, the City of Signal Hill (the “City”) performs special services for the benefit of a limited number of persons to whom such services are of value; and

WHEREAS, the cost of rendering such services should be borne by that limited group who are beneficiaries rather than the residents of Signal Hill at large; and

WHEREAS, the City has contracted with ClearSource Financial Consulting, an independent rate consultant, to conduct a cost-of-service study and to establish certain fees to reimburse the City for providing these special services; and

WHEREAS, pursuant to Government Code Section 66016, et seq., the specific fees to be charged for services must be adopted by the City Council by Resolution or Ordinance; and

WHEREAS, the City desires to establish a policy of recovering the full costs reasonably borne of providing special services of a voluntary and limited nature, such that general taxes are not diverted from general services of a broad nature and thereby utilized to subsidize unfairly and inequitably such special services; and

WHEREAS, the cost of providing certain services varies greatly and is contingent upon the specifics of such services, such that the City Council finds it more appropriate to charge a fee equal to the actual costs associated with said service. For such services, an initial deposit may be required to guarantee that the City’s actual costs will be reimbursed. If the costs exceed the deposit, the person receiving the service will be responsible for additional deposits or reimbursements necessary to offset City costs.

If the cost of service is less than the deposit, then the difference shall be refunded to the applicant; and

WHEREAS, the City's Uniform Schedule of Fees and Charges will be increased annually on July 1 by the annual change in the January to January Consumer Price Index ("CPI"), for all items in the U.S. city average, all urban consumers, as reported by the U.S. Department of Labor Bureau of Labor Statistics, or a successor index. In any event the amount of the annual CPI increase shall not exceed the estimated reasonable costs of providing such services; and

WHEREAS, notice of a City Council public hearing was published in the Signal Tribune newspaper on April 12 and April 19, 2024, and was posted in accordance with Signal Hill Municipal Code Section 1.08.010 no later than April 12, 2024; and

WHEREAS, the materials and related documents have been made publicly available prior to the date of the public hearing; and

WHEREAS, on April 23, 2024, the City Council held a public hearing, and all persons were given an opportunity to be heard; and

WHEREAS, upon recommendation by City staff following completion of a User Fee Study of the City's Master Fee Schedule, the City Council now desires to approve increases to all user fees established pursuant to Resolution 2024-02-6781, including the authorization of an annual CPI increase, by approving adjustments to the Master Fee Schedule as set forth herein.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Signal Hill hereby finds as follows:

Section 1. The foregoing recitals are true and correct and are incorporated herein by this reference.

Section 2. The proposed additions to the City's service fees and charges are hereby fixed and attached as Exhibit A entitled "Schedule of Fees and Charges, Amended April 23, 2024," incorporated herein by this reference and are effective immediately following the adoption of this Resolution.

Section 3. The City Council finds the fees described in the report represent a fair and reasonable estimation of the costs associated with providing the specified services and such fees do not exceed the actual costs to the City in providing said services.

Section 4. The fees described in Exhibit A shall replace all prior existing fees for the same service. With exception of the annual CPI increase, this Resolution shall not be deemed to affect the amounts, the imposition, or the collection of other fees the City is legally authorized to impose and collect.

Section 5. The City Council finds that this Resolution is exempt from the California Environmental Quality Act ("CEQA") because this Resolution does not qualify as a "project" under CEQA and because this Resolution will not result in a direct or reasonably foreseeable indirect physical change in the environment. (State CEQA Guidelines section 15060, subd. (c)(2), (3).) Section 15378 of the State CEQA Guidelines defines a project as the whole of an action, which could potentially result in either a direct physical change, or reasonably foreseeable indirect physical change, in the environment. Here, this Resolution will not result in any construction or development, and it will not have any other effect that would physically change the environment. This Resolution therefore does not qualify as a project subject to CEQA.

Section 6. If any action, subsection, sentence, clause or phrase of this Resolution or the application thereof to any person or circumstance shall be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the validity of the remaining portions of this Resolution that can be given effect without the invalid provisions.

Section 7. The documents and materials associated with this Resolution that constitute the record of proceedings on which the City Council's findings and determinations are based are located at 2175 Cherry Ave., Signal Hill, CA 90755. The City Clerk is the custodian of the record of proceedings.

SECTION 8. This Resolution shall be effective immediately following its adoption.

PASSED, APPROVED, AND ADOPTED, at a regular meeting of the City Council of the City of Signal Hill, California, on this 23rd day of April, 2024.

LORI Y. WOODS
MAYOR

ATTEST:

DARITZA GONZALEZ
CITY CLERK

CITY OF SIGNAL HILL)
COUNTY OF LOS ANGELES) ss.
STATE OF CALIFORNIA)

I, DARITZA GONZALEZ, City Clerk of the City of Signal Hill, California, do hereby certify that Resolution No. 2024-04-XXXX was adopted at a regular meeting of City Council held on the 23rd day of April, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

DARITZA GONZALEZ
CITY CLERK