

RESOLUTION NO. R-24-12

1 **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON, CALIFORNIA,**
2 **DECLARING ITS INTENTION FOR THE LEVY AND COLLECTION OF ASSESSMENTS**
3 **FOR THE COLTON LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT**
4 **DISTRICT NO. 2 FOR FISCAL YEAR 2012/2013.**

5 **WHEREAS**, the City of Colton is a municipal corporation duly organized and existing
6 pursuant to the Constitution and laws of the State of California ("City");

7 **WHEREAS**, the City Council has by previous Resolutions formed the Colton
8 Landscape and Lighting Maintenance Assessment District No. 2 (hereafter referred to as the
9 "District"), and initiated proceedings for Fiscal Year 2012/2013, pursuant to the provisions of
10 the Landscaping and Lighting Act of 1972, Part 2, Division 15 of the California Streets and
11 Highways Code (commencing with section 22500) (hereafter referred to as the "Act") that
12 provides for the levy and collection of assessments by the County of San Bernardino for the
13 City of Colton to pay the maintenance and services of all improvements and facilities related
14 thereto;

15 **WHEREAS**, all assessments for the District were previously approved in accordance
16 with the requirements of the California State Constitution, Article XIID; and,

17 **WHEREAS**, the City Council has retained Willdan Financial Services for the purpose of
18 assisting with the Annual Levy of the District, and to prepare and file an Engineer's Report with
19 the City Clerk in accordance with the Act; and,

20 **WHEREAS**, the Engineer's Report for Fiscal Year 2012/2013 has been filed with the
21 City Clerk, presented to the City Council and approved by the City Council, as required by
22 Chapter 3 Sections 22623 and 22624 of said act.

23 **NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY**
24 **COUNCIL FOR THE DISTRICT, PURSUANT TO CHAPTER 3, SECTION 22624 OF THE ACT,**
25 **AS FOLLOWS:**

- 26 1. The above recitals are true and correct.
- 27 2. Intention: The City Council hereby declares its intention to seek the annual levy and
28 collection of assessments within the District pursuant to the Act, over and including the land
within the District boundary, and to levy and collect assessments on all such land to pay the
annual costs and expenses of the improvements and services described in Section 4 of this
Resolution, for Fiscal Year 2012/2013.
3. Boundaries and Designation: The description of the District boundary and the Zones therein
are outlined in the Engineer's Report and by reference made part of this Resolution. The District
consists of two (2) Benefit Zones. The District is designated as "Colton Landscape and Lighting
Maintenance Assessment District No. 2."

1 4. Description of Improvements: The improvements within the District include but are not
2 limited to: turf, ground cover, shrubs, trees, irrigation systems, ornamental lighting, entry
3 monuments, drainage systems, and associated appurtenances. The Engineer's Report
describes all new improvements or substantial changes in existing improvements.

4 5. Proposed Assessment Amounts: The proposed district assessments are within the limits
5 previously approved by the property owners. The assessments outlined in the Engineer's
6 Report have not been increased over the maximum rates approved by the property owners,
and do not require additional property owner approval in accordance with the requirements of
the California Constitution, Articles XIIC and XIID.

7 6. Public Hearing(s): The City Council hereby declares its intention to conduct a Public
8 Hearing concerning the levy of assessments for the District in accordance with *Chapter 3,*
Section 22626 of the Act.

9 7. Notice: The City shall give notice of the time and place of the Public Hearing to all
10 property owners within the District by causing the publishing of this Resolution once in the
11 local newspaper not less than ten (10) days before the date of the public hearing, and by
12 posting a copy of this resolution on the official bulletin board customarily used by the Council
for the posting of notices.

13 8. Notice Of Public Hearing: Notice is hereby given that a Public Hearing on these matters
14 will be held by the City Council on July 17, 2012 at 6:00 pm, or as soon thereafter as feasible
in the Council Chambers at City Hall, 650 North La Cadena Drive, Colton, CA.

15 9. The City Clerk is hereby authorized and directed to give notice of such hearing as provided
16 by law.

17 10. That the City Clerk shall certify to the passage and adoption of this Resolution; shall enter
18 the same in the book of original Resolutions of said City; and shall make a minute of passage
and adoption thereof in the records of the proceedings of the City Council of said City, in the
minutes of the meeting at which Resolution is passed and adopted.

19
20 **PASSED, APPROVED AND ADOPTED THIS 19th DAY OF JUNE 2012.**

21
22 
23 SARAH S. ZAMORA
24 Mayor

25 ATTEST:

26 
27 EILEEN C. GOMEZ, CMC
28 City Clerk

