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**RESOLUTION NO. R-49-15**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON, CALIFORNIA, DECLARING ITS INTENTION FOR THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE COLTON LANDSCAPE AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. 2 FOR FISCAL YEAR 2015/2016**

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

**WHEREAS**, the City Council has by previous Resolutions formed the Colton Landscape and Lighting Maintenance Assessment District No. 2 (“District”), and initiated proceedings for Fiscal Year 2015/2016 pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with section 22500) (“Act”) that provides for the levy and collection of assessments by the County of San Bernardino for the City of Colton to pay the maintenance and services of all improvements and facilities related thereto, and;

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

**WHEREAS**, the Engineer’s Report for Fiscal Year 2015/2016 has been filed with the City Clerk, presented to the City Council and approved by the City Council, as required by Chapter 3 Sections 22623 and 22624 of said act.

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

1. The above recitals are true and correct.
2. Intention: The City Council hereby declares its intention to seek the annual levy and 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 2015/2016.
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.”
4. Description of Improvements: The improvements within the District include but are not limited to: turf, ground cover, shrubs, trees, irrigation systems, ornamental lighting, entry

1 monuments, drainage systems, and associated appurtenances. The Engineer's Report  
2 describes all new improvements or substantial changes in existing improvements.

- 3 5. Proposed Assessment Amounts: The proposed district assessments are within the limits  
4 previously approved by the property owners. The assessments outlined in the Engineer's  
5 Report have not been increased over the maximum rates approved by the property owners,  
6 and do not require additional property owner approval in accordance with the requirements  
7 of the California Constitution, Articles XIIC and XIID.
- 8 6. Public Hearing(s): The City Council hereby declares its intention to conduct a Public  
9 Hearing concerning the levy of assessments for the District in accordance with *Chapter 3,*  
10 *Section 22626* of the Act.
- 11 7. Notice: The City shall give notice of the time and place of the Public Hearing to all  
12 property owners within the District by causing the publishing of this Resolution once in the  
13 local newspaper not less than ten (10) days before the date of the public hearing, and by  
14 posting a copy of this resolution on the official bulletin board customarily used by the  
15 Council for the posting of notices.
- 16 8. Notice Of Public Hearing: Notice is hereby given that a Public Hearing on these matters  
17 will be held by the City Council on June 16, 2015 at 6:00 pm, or as soon thereafter as  
18 feasible in the Council Chambers at City Hall, 650 North La Cadena Drive, Colton, CA.
- 19 9. The City Clerk is hereby authorized and directed to give notice of such hearing as provided  
20 by law.
- 21 10. That the City Clerk shall certify to the passage and adoption of this Resolution; shall enter the  
22 same in the book of original Resolutions of said City; and shall make a minute of passage and  
23 adoption thereof in the records of the proceedings of the City Council of said City, in the  
24 minutes of the meeting at which Resolution is passed and adopted.

25 **PASSED, APPROVED AND ADOPTED THIS 2<sup>ND</sup> DAY OF JUNE 2015.**

26 

Richard A. DeLaRosa  
Mayor

27 ATTEST:

28 

Carolina R. Padilla  
City Clerk

1 STATE OF CALIFORNIA )  
2 COUNTY OF SAN BERNARDINO ) ss  
3 CITY OF COLTON )

4 CERTIFICATION

5 I, **CAROLINA R. PADILLA**, City Clerk of the City of Colton, California, do  
6 hereby certify that the foregoing is a full, true and correct copy of **RESOLUTION NO.**  
7 **R-49-15**, duly adopted by the City Council of said City, and approved by the Mayor of  
8 said City, at its Regular Meeting of said City Council held on the **2<sup>nd</sup> day of June, 2015**,  
9 and that it was adopted by the following vote, to wit:

10 AYES: COUNCILMEMBER Toro, Jorin, Navarro, González,  
11 Bennett, Suchil and Mayor  
12 DeLaRosa

13 NOES: COUNCILMEMBER None

14 ABSTAIN: COUNCILMEMBER None

15 ABSENT: COUNCILMEMBER None  
16

17 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official  
18 seal of the City of Colton, California, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

19  
20  
21 \_\_\_\_\_  
22 CAROLINA R. PADILLA  
23 City Clerk  
24 City of Colton

25 (SEAL)  
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