

RESOLUTION NO. R-46-16

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 2016/2017

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 2016/2017 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 2016/2017 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 2016/2017.

- 1 3. Boundaries and Designation: The description of the District boundary and the Zones therein
2 are outlined in the Engineer's Report and by reference made part of this Resolution. The
3 District consists of two (2) Benefit Zones. The District is designated as "Colton Landscape
4 and Lighting Maintenance Assessment District No. 2."
- 4 4. Description of Improvements: The improvements within the District include but are not
5 limited to: turf, ground cover, shrubs, trees, irrigation systems, ornamental lighting, entry
6 monuments, drainage systems, and associated appurtenances. The Engineer's Report
7 describes all new improvements or substantial changes in existing improvements.
- 7 5. Proposed Assessment Amounts: The proposed district assessments are within the limits
8 previously approved by the property owners. The assessments outlined in the Engineer's
9 Report have not been increased over the maximum rates approved by the property owners,
10 and do not require additional property owner approval in accordance with the requirements
11 of the California Constitution, Articles XIII C and XIII D.
- 11 6. Public Hearing(s): The City Council hereby declares its intention to conduct a Public
12 Hearing concerning the levy of assessments for the District in accordance with *Chapter 3,*
13 *Section 22626* of the Act.
- 13 7. Notice: The City shall give notice of the time and place of the Public Hearing to all
14 property owners within the District by causing the publishing of this Resolution once in the
15 local newspaper not less than ten (10) days before the date of the public hearing, and by
16 posting a copy of this resolution on the official bulletin board customarily used by the
17 Council for the posting of notices.
- 17 8. Notice of Public Hearing: Notice is hereby given that a Public Hearing on these matters
18 will be held by the City Council on June 21, 2016 at 6:00 pm, or as soon thereafter as
19 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.

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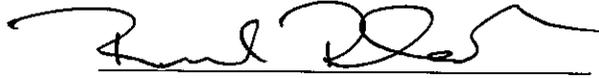
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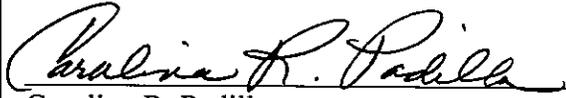
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2 10. That the City Clerk shall certify to the passage and adoption of this Resolution; shall enter the
3 same in the book of original Resolutions of said City; and shall make a minute of passage and
4 adoption thereof in the records of the proceedings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

5 **PASSED, APPROVED AND ADOPTED** this 7th day of June 2016.

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8 Richard A DeLaRosa
9 Mayor

10 ATTEST:

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12 Carolina R. Padilla
13 City Clerk
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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 hereby
6 certify that the foregoing is a full, true and correct copy of **RESOLUTION NO. R-46-16**,
7 duly adopted by the City Council of said City, and approved by the Mayor of said City, at its
8 Regular Meeting of said City Council held on the **7th day of June, 2016**, and that it was
9 adopted by the following vote, to wit:

10	AYES:	COUNCILMEMBER	Toro, Jorrin, Navarro, González, Suchil
11			and Mayor DeLaRosa
12	NOES:	COUNCILMEMBER	None
13	ABSTAIN:	COUNCILMEMBER	None
14	ABSENT:	COUNCILMEMBER	Bennett

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

21 _____
22 CAROLINA R. PADILLA
23 City Clerk
24 City of Colton

25 (SEAL)