Resolution No. 2014-06-10-1602
STOCKTON CITY COUNCIL


On May 20, 2014, this Council adopted its Resolution of Intention to Approve The Annual Engineer's Report (Annual Report) for the 2014-2015 Fiscal Year, to Provide Preliminary Approval of the Proposed Budgets for each Zone, and to Set a Public Hearing Thereon (Resolution No. 2014-05-20-1218) for Stockton Consolidated Storm Drainage Maintenance Assessment District No. 2005-1 as required by law; and

A Notice of the Public Hearing held on June 10, 2014, was duly and regularly published in The Record, in the time, form, and manner required by law, as evidenced by the declaration on file with the City Clerk; and

At the Public Hearing, this Council afforded to every interested person an opportunity to make a protest for each Zone to the Annual Report, to the maximum annual assessment, to the actual 2014-2015 assessment, to the proposed budget, or to the proposed method and proportion of assessment, either in writing or orally, and this Council has considered each protest and all matters and things pertaining to the Annual Report were fully heard and considered by this Council; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. Protests or objections (including all written protests not withdrawn in writing before the conclusion of the Public Hearing) to the proposed levy of assessments in each Zone have not been made by the owners of more than 50 percent of the area of assessable lands within the District in each Zone and any and all such protests or objections are hereby overruled.

2. The Annual Report on file with the City Clerk for Fiscal Year 2014-2015 for Stockton Consolidated Storm Drainage Maintenance Assessment District No. 2005-1, which includes the budget for each Zone, is hereby approved and adopted as the
method of assessment for each Zone to be used to pay the costs and expenses of the maintenance and operation.

3. The assessment of the annual amount of costs and expenses of the maintenance and operation of the improvements, upon the several subdivisions of land in the District as contained in the Annual Report is hereby approved and confirmed and shall be levied and collected for Fiscal Year 2014-2015:

   a. The assessment is in compliance with all laws pertaining to the levy of the annual assessment. (Section 4 of Article XIIID of the California State Constitution, Section 53753.5 of the Government Code of the State of California, Streets and Highways Code Section 10000, et seq., and the Stockton Improvement Procedure Code, Part V Section 9-101 et seq.)

   b. The assessment is levied without regard to property valuation.

   c. The purpose of the assessment is the maintenance and operation of storm drainage facilities.

4. The Chief Financial Officer or his/her designee is hereby directed to enter the assessments on the 2014-2015 tax roll for the parcels in each Zone within the District as set forth in the Annual Report on file with the City Clerk.

5. The Annual Report provides for various Amendments to the several Zone Assessment Diagrams showing segregated parcels created since the last Annual Report; all of said Amendments are hereby approved and the City Clerk of said City shall forthwith deliver to the Superintendent of Streets of said City said assessment together with all Amendments to the Assessment Diagrams thereto attached and made a part thereof, as confirmed by this Council, with her certificate of such confirmation thereto attached and of the date thereof; and that said Superintendent of Streets shall record all said Amendments to the Assessment Diagrams and assessment in his office in a suitable book to be kept for that purpose, and shall append thereto his certificate of the date of such recording, and such recordation shall be and constitute the assessment roll herein.
6. After the recording of the assessment and the Amendments to the Assessment Diagrams in the office of the Superintendent of Streets, the City Clerk shall file in the office of the County Recorder a copy of the Amendments to the Assessment Diagrams.

7. The City Manager is authorized to take such other actions as are necessary and appropriate to carry out the purpose and intent of this resolution.

PASSED, APPROVED, and ADOPTED June 10, 2014.

ANTHONY SILVA, Mayor of the City of Stockton

ATTEST:

BONNIE PAIGE, City Clerk of the City of Stockton