RESOLUTION ADOPTING THE ANNUAL ENGINEER'S REPORT AND LEVYING ASSESSMENTS FOR FISCAL YEAR 2014-2015 FOR THE STOCKTON CONSOLIDATED LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT NO. 96-2

On May 20, 2014, the City Council of the City of Stockton adopted Resolution No. 2014-05-20-1208 to preliminarily approve the Annual Engineer's Report for the 2014-2015 fiscal year, to provide preliminary approval of the proposed budget, and to set a public hearing for Stockton Consolidated Landscape Maintenance Assessment District No. 96-2, pursuant to the Landscaping and Lighting Act of 1972; and

Notice of the public hearing that was held on June 10, 2014, was given in the time and manner required by law; and

At the public hearing, the City Council afforded to every interested person an opportunity to make a protest to the annual report, either in writing or orally, and the City Council has considered each protest; 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 Protests or objections (including all written protests not withdrawn in writing before the conclusion of the public hearing) to the proposed levy of assessments in each zone have not been made by the owners of more than 50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 overruled.

2. The Annual Engineer's Report on file with the City Clerk for fiscal year 2014-2015, Stockton Consolidated Landscape Maintenance Assessment District No. 96-2, which includes the budget for each zone, is 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 assessments of the annual amount of costs and expenses for the maintenance and operation of the improvements, upon the several subdivisions of land in the District, as contained in the Annual Engineer's Report, are hereby approved and confirmed and shall be levied and collected for fiscal year 2014-2015.
4. The assessments are in compliance with all laws pertaining to the levy of the annual assessment (Streets and Highways Code § 22500). The assessments are levied without regard to property valuation. The purpose of the assessments is for the maintenance and operation of public parks and landscape improvements in public rights-of-way and public open spaces.

5. The Administrative Services Officer 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 Engineer’s Report on file with the City Clerk.

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

7. 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.

8. 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 _______.

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ANTHONY SILVA, Mayor
of the City of Stockton

ATTEST:

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BONNIE PAIGE, City Clerk
of the City of Stockton