

1 RESOLUTION NO. _____

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3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
4 RIALTO, CALIFORNIA, ORDERING THE PREPARATION OF AN
5 ENGINEER'S REPORT FOR LANDSCAPING AND LIGHTING
6 DISTRICT NO. 2 TO ESTABLISH ANNUAL ASSESSMENTS
7 FOR FISCAL YEAR 2023/2024.

8 WHEREAS, the City Council of the City of Rialto, California, (hereinafter the "City
9 Council"), has by previous Resolution established the Landscaping and Lighting District No. 2
10 pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15
11 of the Streets and Highways Code of the State of California, beginning with §22500
12 (hereafter referred to as the "Act"), that provides for the levy and collection of assessments
13 by the City of Rialto to pay for the maintenance and services of improvements and all
14 appurtenant facilities and operations related thereto; and

15 WHEREAS, §22566 and §22622 of the Act requires the preparation of an Engineer's
16 Report to determine and adjust the annual assessment rates for Landscaping and Lighting
17 District No. 2.

18 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO DOES
19 HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:

20 Section 1: Webb Municipal Finance, LLC is hereby ordered to prepare and
21 appropriately file the Engineer's Report required to determine and adjust the Landscaping
22 and Lighting District No. 2 assessments for Fiscal Year 2023/2024 in accordance with
23 §22566 and §22622 of the Act. The Engineer's Report shall be filed with the City Clerk for
24 submission to the City Council.

25 Section 2: The improvements to be operated and maintained by Landscaping and
26 Lighting District No. 2 generally include the operation, administration, maintenance, and
27 servicing of streetscape landscaping including parkways and medians as well as public
28 landscaped areas, including turf, ground cover, plants, shrubs, trees, irrigation and drainage
systems, street lighting improvements, and appurtenant facilities and expenses associated

1 with Landscaping and Lighting District No. 2 that will be maintained by the City of Rialto
2 through annual assessments.

3 **Section 3:** The improvements to be maintained by the City of Rialto for Fiscal Year
4 2023/2024 are substantially the same as the improvements provided and maintained in the
5 previous Fiscal Year and the Engineer's Report for Landscaping and Lighting District No. 2
6 prepared in connection therewith shall describe the improvements as required by the Act.

7 **Section 4:** The Engineer's Report for Landscaping and Lighting District No. 2 shall
8 reflect provisions and related assessments in accordance with the requirements of Articles
9 XIIC and XIID of the California Constitution as enacted by the passage of Proposition 218,
10 also referred to as "The Right to Vote on Taxes Act," as approved by the voters of the State of
11 California on November 5, 1996.

12 **Section 5:** The Engineer's Report for Landscaping and Lighting District No. 2 shall
13 be titled: "City of Rialto, Landscaping and Lighting District No. 2, 2023/2024 Engineer's Annual
14 Levy Report."

15 **Section 6:** The City Clerk shall certify to the adoption of this Resolution.
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1 **WHEREFORE**, this Resolution is passed, approved and adopted this 13th day of June
2 2023.

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6 DEBORAH ROBERTSON, Mayor

7 **ATTEST:**

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10 _____
11 BARBARA A. McGEE, City Clerk

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13 **APPROVED AS TO FORM**

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15 _____
16 ERIC VAIL, City Attorney

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss
CITY OF RIALTO)

I, Barbara A. McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing Resolution No. _____ was duly passed and adopted at a regular meeting of the City Council of the City of Rialto held on the 13th day of June 2023.

Upon motion of Councilmember _____, seconded by Councilmember _____, the foregoing Resolution No. _____ was duly passed and adopted.

Vote on the motion:

AYES:

NOES:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the
City of Rialto this _____ day of _____, 2023.

BARBARA A. MCGEE, CITY CLERK