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

WHEREAS, the City Council has retained Willdan Financial Services, who has prepared and filed an Engineer's Report with the City Clerk in accordance with Chapter 4, Article 2 of the Act and the provisions of the California Constitution.

Section 1: The territory of land to be annexed to the District incorporates all of the lots and parcels of land within the Annexation Territory as described in the Assessment Roll (**Exhibit A**).

1 **Section 2:** The proposed improvements and services to be provided and for which
2 properties shall be assessed, include but are not limited to, the regular maintenance,
3 operation and incidental expenses related to the local landscaping and/or street lighting
4 improvements within the public right-of-ways or easements associated with the
5 development of properties within the Annexation Territory which may include, but are not
6 limited to, landscaped parkways, medians, slopes, or other public areas, and/or street
7 lighting improvements which shall be maintained by the City for the special benefit of the
8 properties therein. The Engineer's Report to be prepared in connection with these
9 proceedings shall provide a more detailed description of the improvements and
10 associated costs.

11 **Section 3:** The City Council hereby determines that in order to provide an
12 appropriate level of maintenance and related services and activities for the improvements
13 within the Annexation Territory as generally described in Section 2 of this Resolution, it is
14 necessary to levy annual special benefit assessments on the lots and parcels within the
15 Annexation Territory identified in Section 1, commencing in Fiscal Year 2018/2019.

16 **Section 4:** The City Council hereby orders the Engineer of Record to prepare and
17 file with the City Clerk an Engineer's Report concerning the proposed annexation of the
18 Annexation Territory to the District, and the proposed levy of special benefit assessments
19 for properties beginning the Fiscal Year commencing July 1, 2018 and ending June 30,
20 2019, in accordance with Chapter 3 Section 22622 of the Act. Said Engineer's Report
21 shall establish the estimated budget of anticipated expenses and the resulting proposed
22 maximum assessments, including an annual inflationary adjustment, that will be
23 necessary to provide ongoing funding for the maintenance and servicing of the
24 improvements being proposed; and the assessments so described may only be imposed
25 pursuant to the provisions of the Act and the California Constitution.

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PASSED APPROVED AND ADOPTED this 10th day of April, 2018.

DEBORAH ROBERTSON, Mayor

ATTEST:

BARBARA A. McGEE, City Clerk

APPROVED AS TO FORM:

FRED GALANTE, Esq., City Attorney

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

I, Barbara 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 10th day of April 2018.

Upon motion of Council Member _____, seconded by Council Member _____, 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 _____, 2018.

BARBARA A. McGEE, CITY CLERK