

1 RESOLUTION NO. _____

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3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
4 RIALTO, STATE OF CALIFORNIA, AUTHORIZING THE FILING
5 OF LIENS AGAINST CERTAIN PROPERTIES FOR
6 DELINQUENT REFUSE ACCOUNTS WITH THE SAN
7 BERNARDINO COUNTY AUDITOR CONTROLLER-RECORDER

8 WHEREAS, the City of Rialto, through a franchise agreement with Burrtec Waste
9 Industries, provides for refuse collection services to property owners within the City pursuant
10 to Rialto Municipal Code Chapter 8.08; and,

11 WHEREAS, each owner of such property is liable to pay for the cost of such refuse
12 collection services pursuant to Rialto Municipal Code Chapter 8.08.140(C); and,

13 WHEREAS, each property owner listed on the attached Exhibit A has been billed for
14 refuse service and is delinquent in the payment of such bill for refuse collection by ninety (90)
15 days or more; and,

16 WHEREAS, each property owner listed on the attached Exhibit A was mailed a notice
17 of the City's intent to place a lien on its property from which refuse was collected twenty-one
18 (21) days prior to the public hearing scheduled for May 28, 2019, that the notice advised
19 each property owner of said public hearing wherein the Rialto City Council will consider the
20 imposition of such a lien on the owner's property and hear protests thereto, and advised
21 each property owner of their right to appear at the public hearing to protest the imposition of
22 such a lien on the owner's property. The property totals and corresponding dollar amounts
23 may change in the event that the property owners pay the owed amount prior to the lien
24 being filed with the County Recorder's Office; and,

25 WHEREAS, the public hearing was held before the Rialto City Council on May 28,
26 2019 at which the City Council considered the imposition of liens on property for the cost of
27 the refuse collection service provided and administrative costs and heard all protests thereto.

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

Section 1: The City Council of the City of Rialto, pursuant to Rialto Municipal Code Section 8.08.140 (C), hereby orders the imposition of a lien on each property identified in the attached Exhibit A in the amount set forth in Exhibit A corresponding to each property and that each amount shall constitute a special assessment on each such property.

Section 2: The City Council of the City of Rialto authorizes the City Clerk of the City of Rialto to prepare a certified copy of this Resolution and Exhibit A and directs the City Clerk to record it with the San Bernardino County Recorder.

PASSED, APPROVED, AND ADOPTED this 28th day of May, 2019.

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 28th day of May, 2019.

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 _____, 2019.

BARBARA A. McGEE, CITY CLERK