

1 RESOLUTION NO. \_\_\_\_\_

2  
3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
4 RIALTO, CALIFORNIA, GIVING PRELIMINARY APPROVAL OF  
5 THE ENGINEERS REPORT FOR STREET LIGHT  
6 MAINTENANCE DISTRICT NO. 1, AND THE LEVY AND  
COLLECTION OF ANNUAL ASSESSMENTS RELATED  
THERETO FOR FISCAL YEAR 2019/2020.

7 WHEREAS, the City Council of the City of Rialto, California, (hereinafter the "City  
8 Council"), has by previous Resolution established the Street Light Maintenance District No. 1,  
9 pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15  
10 of the Streets and Highways Code of the State of California, beginning with §22500  
11 (hereafter referred to as the "Act"), that provides for the levy and collection of assessments  
12 by the City of Rialto to pay for the maintenance and services of improvements and all  
13 appurtenant facilities and operations related thereto; and

14 WHEREAS, Street Light Maintenance District No. 1 includes an existing street light  
15 and electrical system, and publicly maintained street trees, and appurtenant facilities and  
16 improvements within the incorporated boundaries of the City of Rialto; and

17 WHEREAS, the Act provides for the levy and collection of assessments by the County  
18 of San Bernardino for the City of Rialto to pay costs for the maintenance and services of all  
19 improvements and facilities related thereto; and

20 WHEREAS, the City Engineer has prepared an Engineer's Report (hereafter referred  
21 to as the "Report") in accordance with the Act, and in accordance with the requirements of  
22 Articles XIII C and XIII D of the California Constitution as enacted by the passage of Proposition  
23 218, also referred to as "The Right to Vote on Taxes Act," as approved by the voters of the  
24 State of California on November 5, 1996.

25 WHEREAS, there has now been presented to the City Council the Report for Street  
26 Light Maintenance District No. 1 for Fiscal Year 2019/2020; and

1       **WHEREAS**, the City Council has carefully examined and reviewed the Report as  
2 presented and is preliminarily satisfied with each and all of the budget items and documents  
3 as set forth therein, and is preliminarily satisfied that the proposed annual assessments have  
4 been spread in accordance with the special benefits properties within Street Light  
5 Maintenance District No. 1 will receive from the improvements, operation, maintenance and  
6 services to be performed as part of Street Light Maintenance District No. 1, as set forth in  
7 said Report.

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

10       **Section 1:** The preceding recitals are all true and correct.

11       **Section 2:** The Report, as presented, consists of the following:

- 12       1) A description of Street Light Maintenance District No. 1 and its improvements.
- 13       2) A Method of Apportionment that outlines the special benefit conferred on  
14 properties within Street Light Maintenance District No. 1 from the  
15 improvements; and the calculations used to establish each parcel's proportional  
16 special benefit assessment for Fiscal Year 2019/2020.
- 17       3) An annual budget that outlines the costs and expenses to service, and maintain  
18 the improvements, including incidental expenses, as authorized by the Act.
- 19       4) An Assessment Diagram that identifies the lots, parcels and properties included  
20 within the boundaries of Street Light Maintenance District No. 1.
- 21       5) An Assessment Roll containing each of the Assessor Parcel Numbers that  
22 comprise Street Light Maintenance District No. 1, and the proportional  
23 maximum assessment for Fiscal Year 2019/2020.

24       **Section 3:** The Report is hereby approved on a preliminary basis (as submitted or  
25 amended), and ordered to be filed in the Office of the City Clerk as a permanent record and  
26 to remain open to public inspection.

27       **Section 4:** The proposed assessments for Fiscal Year 2019/2020 are less than or  
28 equal to the maximum assessment amounts previously approved by property owner petition

1 or balloting, in accordance with the provisions of the California Constitution Article XIID  
2 (Proposition 218).

3 **Section 5:** The City Clerk shall certify to the passage and adoption of this  
4 Resolution, and the minutes of this meeting shall so reflect the presentation of the Report for  
5 Street Light Maintenance District No. 1.

6 **WHEREFORE**, this Resolution is passed, approved and adopted this 11th day of June,  
7 2019.

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11 \_\_\_\_\_  
12 DEBORAH ROBERTSON, Mayor

13 **ATTEST:**

14  
15 \_\_\_\_\_  
16 BARBARA A. McGEE, City Clerk

17  
18 **APPROVED AS TO FORM**

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20 \_\_\_\_\_  
21 FRED GALANTE, Esq., 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 11<sup>th</sup> day of June, 2019.

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 \_\_\_\_\_, 2019.

BARBARA A. MCGEE, CITY CLERK