

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 September 10, 2019, that the notice  
19 advised each property owner of said public hearing wherein the Rialto City Council will  
20 consider the imposition of such a lien on the owner's property and hear protests thereto, and  
21 advised each property owner of their right to appear at the public hearing to protest the  
22 imposition of such a lien on the owner's property. The property totals and corresponding  
23 dollar amounts may change in the event that the property owners pay the owed amount prior  
24 to the lien being filed with the County Recorder's Office; and,

25 WHEREAS, the public hearing was held before the Rialto City Council on September  
26 10, 2019 at which the City Council considered the imposition of liens on property for the cost  
27 of the refuse collection service provided and administrative costs and heard all protests  
28 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 10<sup>th</sup> day of September, 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 10<sup>th</sup> day of September, 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