

RESOLUTION NO. 2019-028

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORONA, CALIFORNIA, DECLARING INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN ZONES 1, 2, 4, 7, 10, 14, 15, 17, 18, AND 20 OF LANDSCAPE MAINTENANCE DISTRICT NO. 84-2 FOR FISCAL YEAR 2019-20, APPROVING PRELIMINARY ENGINEER'S REPORT AS IT PERTAINS TO ZONES 1, 2, 4, 7, 10, 14, 15, 17, 18, AND 20, AND PROVIDING NOTICE OF PUBLIC HEARING ON PROPOSED ASSESSMENTS

WHEREAS, the City Council of the City of Corona (the "City Council") has previously determined that the public interest, convenience, and necessity require the installation, construction, and maintenance of public landscaping and appurtenant facilities within Zones 1, 2, 4, 7, 10, 14, 15, 17, 18, and 20 of the Landscape Maintenance District No. 84-2 (the "District") as authorized by the Landscaping and Lighting Act of 1972, Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code (the "Act"); and

WHEREAS, on May 1, 2019, the City Council adopted Resolution No. 2019-017 initiating proceedings to levy and collect assessments for Fiscal Year 2019-20 within the District, and ordering the preparation of an Engineer's Report; and

WHEREAS, Spicer Consulting Group, LLC, the Engineer of Record designated by the City Council to prepare such report, has prepared and filed the report with the City Clerk, and presented the report to the City Council for consideration; and

WHEREAS, it is necessary that City Council adopt a resolution of intention pursuant to Section 22624 of the Streets and Highways Code, approve the preliminary Engineer's Report (the "Report"), and provide notice of the time and place of a public hearing on the Report and the proposed assessments within the District for Fiscal Year 2019-20.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Corona, California, as follows:

SECTION 1. Findings. The City Council finds that:

- (a) The foregoing recitals are true and correct;
- (b) The Report contains all matters required by Section 22565 through 22574 of the Streets and Highways Code and may, therefore, be approved by the City Council;
- (c) The proposed assessments to be levied on all parcels of assessable land within Zones 1, 2, 4, 7, 10, 14, 15, 17, 18, and 20 of the District for Fiscal Year 2019-20 are based

on special benefit conferred upon each such parcel from the public lighting facilities maintained and serviced by the District;

(d) The proportionate special benefit derived by each such parcel has been determined in relationship to the entirety of the cost of the maintenance and servicing of the public lighting facilities; and

(e) The amount of the proposed assessment to be levied on each such parcel is based upon and will not exceed the reasonable costs of the proportionate special benefit conferred on that parcel.

(f) Except for the implementation of previously approved inflation adjustments in Zones 4, 10, 14 and 20, the amount of the proposed assessment to be levied on each such parcel is not proposed to be increased over the amount of the assessment which was levied on the parcel for the prior Fiscal Year.

SECTION 2. Intention. The City Council declares that it intends to levy assessments on all parcels of assessable land within Zones 1, 2, 4, 7, 10, 14, 15, 17, 18, and 20 of the District for Fiscal Year 2019-20, as set forth in the Report. Those assessments will be collected at the same time and in the same manner as County taxes are collected.

SECTION 3. Improvements. The improvements authorized for Zones 1, 2, 4, 7, 10, 14, 15, 17, 18, and 20 of the District are:

(a) The installation or construction of public landscaping of green belts, median islands, slopes adjacent to the public rights-of-way, and facilities appurtenant to any of the foregoing or which are necessary or convenient for the maintenance or servicing thereof, including electrical facilities; and

(b) The maintenance and servicing, or both, of any of the foregoing, including all matters specified in Sections 22531 and 22538 of the Streets and Highways Code which are applicable thereto.

SECTION 4. District. The distinctive designation of the District is “Landscape Maintenance District No. 84-2 of the City of Corona.” The boundaries of the District are described and shown in the Report.

SECTION 5. Report and Assessments. The Report, which is on file with the City Clerk, and has been presented to the City Council at the meeting in which this resolution is adopted, is approved as it pertains to Zones 1, 2, 4, 7, 10, 14, 15, 17, 18, and 20 of the District. Reference is hereby made to the Report for a full and detailed description of the improvements, the boundaries of the District, the zones therein, and the proposed assessments for Zones 1, 2, 4, 7, 10, 14, 15, 17, 18, and 20 of the District for Fiscal Year 2019-20.

SECTION 6. Public Hearing. Notice is hereby given that on June 19, 2019, at 6:30 p.m., in the City Council Chambers of the City of Corona, at 400 South Vicentia Avenue, Corona, at a regular meeting of the City Council, a public hearing will be held on the Report and the assessments to be levied within Zones 1, 2, 4, 7, 10, 14, 15, 17, 18, and 20 of the District for Fiscal Year 2019-20. Any interested person may file a written protest with the City Clerk prior to the conclusion of the hearing, which protest must state all grounds of objection and describe the property within the District owned by such person.

SECTION 7. Publication. The City Clerk shall cause a copy of this resolution to be published once in the newspaper of general circulation as required by Sections 22552 and 22553 of the Street and Highways Code and Section 6061 of the Government Code.

SECTION 8. Designated Person. The City Council designates Spicer Consulting Group, the Engineer of Record, telephone number (866) 504-2067, as the person to answer inquiries regarding the levying and collection of the assessments within Zones 1, 2, 4, 7, 10, 14, 15, 17, 18, and 20 of the District for Fiscal Year 2019-20.

PASSED, APPROVED AND ADOPTED this 15th day of May 2019.

/s/ Jason Scott
Mayor of the City of Corona, California

ATTEST:

/s/ Sylvia Edwards
City Clerk of the City of Corona, California

CERTIFICATION

I, Sylvia Edwards, City Clerk of the City of Corona, California, do hereby certify that the foregoing Resolution was adopted by the City Council of the City of Corona, California, at its regular meeting held on the 15th day of May 2019, by the following vote:

AYES: CARRILLO, CASILLAS, SCOTT, SPEAKE, STEINER

NOES: NONE

ABSENT: NONE

ABSTAINED: NONE

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Corona, California, this 15th day of May 2019.

/s/Sylvia Edwards

City Clerk of the City of Corona, California