

RESOLUTION NO. 91- 94

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
EL PASO DE ROBLES APPROVING THE ENGINEER'S REPORT  
AND ORDERING THE ASSESSMENTS FOR THE  
"LANDSCAPING AND LIGHTING DISTRICT NO. 1"  
FOR FISCAL YEAR 1991-92

COMPLETE DOCUMENT  
ON FILE WITH  
CITY CLERK

WHEREAS, the City Council of the City of El Paso de Robles has initiated proceedings for the levy of a Landscaping Maintenance District pursuant to the terms and provisions of the "Landscaping and Lighting Act of 1972," being Division 15 of the Streets and Highways Code of the State of California, in a District known and designated as:

LANDSCAPING AND LIGHTING DISTRICT NO. 1

(hereinafter referred to as "District"); and

WHEREAS, the City Council has ordered the preparation of an engineer's report, and Muni Financial Services, Inc., has prepared and filed with this City Council such a report ("Engineer's Report") pursuant to law for its consideration and subsequent thereto and after due consideration of the Engineer's Report, this City Council did adopt its Resolution of Intention to levy the assessments for the above designated District, and further did proceed to give notice of the time and place for a public hearing on all matters relating to said proposed assessment;

WHEREAS, on July 16, 1991, the City Council has heard all testimony and evidence and is desirous of proceeding with the assessment and the levy of assessments; and

WHEREAS, as a result of the public testimony received, the City Council chose to reduce the levy of assessments contained in the original Engineer's Report by 50%; and

WHEREAS, the Amended Final Consolidation and Levy Report dated July 17, 1991, attached hereto as Exhibit "A" (hereinafter "Amended Engineer's Report") reflects the reduced levy of assessments.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES, AS FOLLOWS:

1. That the above recitals are all true and correct.
2. That this City Council hereby confirms and adopts the diagram and assessment and approves the levy of the assessment for the years and in the amounts as set forth in the Amended Engineer's Report.
3. That the adoption of this Resolution constitutes the levy of the assessment for the fiscal year commencing on the 1st day of

July, 1991, and ending on the 30th day of June, 1992, all in accordance with the Amended Engineer's Report.

4. That the estimates of costs, the assessment diagram, the assessments and all other matters, as set forth in the Amended Engineer's Report, pursuant to said "Landscaping and Lighting Act of 1972," as submitted, are hereby approved, adopted and confirmed.

5. That the work of maintenance contemplated by the Resolution of Intention shall be performed pursuant to law and the County Auditor shall enter on the County Assessment Roll, the amount of the assessment and said assessment shall then be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the assessment shall be paid to the City Treasurer of said City.

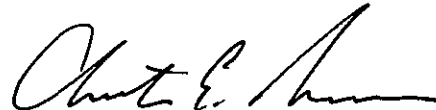
6. That the City Treasurer shall deposit all monies collected by the Tax Collector pursuant to the provisions of this Resolution and law in the City treasury to the credit of an improvement fund for the District, and all monies shall be expended only for the improvements authorized for the District. Said transfer shall be made and accomplished as soon as said monies have been made available to the City Treasurer.

7. That the City Clerk is hereby further ordered and directed to file a certified copy of the diagram and assessment roll with the County Auditor and the County Tax Collector, together with a certified copy of this Resolution upon its adoption.

8. That a certified copy of the assessment and diagram shall be filed in the office of the City Engineer, with a duplicate copy on file in the office of the City Clerk and open for public inspection.

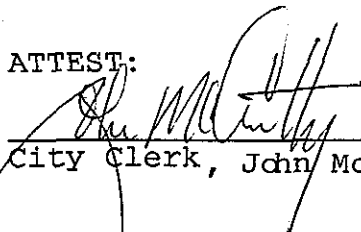
9. That any parcels or lots of land known as public property, as the same is defined in Section 22663 of Division 15, Part 2 of the Streets and Highways Code, which are included within the boundaries of the District shall be omitted and exempt from any assessment made under these proceedings.

PASSED and ADOPTED this 16th day of July, 1991.



Mayor

ATTEST:

  
City Clerk, John McCarthy