

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROSEVILLE, CALIFORNIA
ORDERING THE FORMATION OF THE CITY OF ROSEVILLE HISTORIC DISTRICT
LANDSCAPING AND LIGHTING DISTRICT; AND THE LEVY AND COLLECTION OF
ANNUAL ASSESSMENTS RELATED THERETO COMMENCING WITH FISCAL
YEAR 2006/2007

WHEREAS, the City Council, desires to form the "City of Roseville Historic District Landscaping and Lighting District" (hereafter referred to as the "District"), and to levy and collected annual assessments against parcels of land within said territory commencing with fiscal year 2006/2007 to pay the costs and expenses of operating, maintaining and servicing the improvements and appurtenant facilities related thereto, pursuant to the *Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, beginning with Section 22500* (hereafter referred to as the "Act"); and,

WHEREAS, the City Council did by previous resolutions initiate proceedings and declare its intention to form the District; and to levy and collected annual assessments for the purpose of operating, maintaining and servicing the improvements related thereto, pursuant to the Act; and,

WHEREAS, the Engineer selected by the City Council has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council an Engineer's Report that describes the District and maximum assessments against parcels of land within the District for the Fiscal Year commencing July 1, 2006, and ending June 30, 2007, pursuant to the provisions of the Act; and,

WHEREAS, the City Council has caused notices and property owner assessment ballots to be mailed to all property owners of record for the affected properties pursuant to the Act and in accordance with the provisions of the California Constitution Article XIID; and

WHEREAS, the City Council following notice duly given, has held a full and fair Public Hearing on April 5, 2006, regarding the formation of the District, the Engineer's Report prepared in connection therewith, and considered all oral and written statements, protests and communications made or filed by interested persons regarding these matters, pursuant to the Act; and has conducted property owner protest proceedings relating to the District assessments and assessment range formula described in the Engineer's Report related thereto in accordance with the provisions of the California Constitution Article XIID.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL OF THE CITY OF ROSEVILLE, THE LEGISLATIVE BODY FOR SAID DISTRICT, AS FOLLOWS:

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APR 13 2006

Planning & Economic Development
Department

Section 1: The preceding recitals are true and correct.

Section 2: The City Council upon the conclusion of the noticed Public Hearing has tabulated the property owner protest ballots returned, and received weighted according to the proportional financial obligation of each affected property ("Weighted Assessment Ballots"). Based on this tabulation, the City Council finds the record owners of property within the District, or others authorized to submit assessment ballots, have approved the proposed maximum assessments, the assessment range formula connected therewith, and the levy and collection of annual assessments as described in the Engineer's Report.

Section 3: Furthermore, the City Council finds that a written majority protest does not exist, pursuant to the provisions of the Act (Chapter 2, Article 1, Sections 22593 and 22594).

Section 4: The City Council desires to levy and collect assessments against parcels of land within the District for the fiscal year commencing June 1, 2006 and ending June 30, 2007, to pay the costs and expenses of operating, maintaining and servicing the landscaping, lighting, and appurtenant facilities located within public places in the District.

Section 5: The City Council has carefully reviewed and examined the Engineer's Report in connection with the District, and the levy and collection of assessments. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:

- a. The territory of land within District will receive special benefits from the operation, maintenance and servicing of the landscaping, lighting, and appurtenant facilities and improvements related thereto.
- b. The District includes all of the lands so benefited; and
- c. The maximum amount to be assessed upon the lands within the District, in accordance with the proposed budget for the fiscal year commencing July 1, 2006 and ending June 30, 2007 is apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefits to be received by each parcel from the improvements and services and is satisfied that the assessments are levied without regard to property valuation.

Section 6: The Engineer's Report, assessments and assessment range formula as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.

Section 7: The City Council hereby orders the formation of the District, the proposed improvements to be made, which improvements are briefly described as the operation, administration, maintenance and servicing of all public landscaping and lighting

improvements, and appurtenant facilities and expenses associated with the District and that will be maintained by the City of Roseville or their designee and all such maintenance, operation and servicing of the landscaping and lighting, and all appurtenant facilities shall be performed pursuant to the "Act". A more complete description of the improvements are detailed in the Engineer's Report for the Formation of the City of Roseville Historic District Landscaping and Lighting District, Engineer's Report and by reference this document is made part of this resolution.

Section 8: The adoption of this Resolution constitutes the Authorization of the District levy for the Fiscal Year commencing July 1, 2006 and ending June 30, 2007.

PASSED, APPROVED, AND ADOPTED THIS 5th DAY OF APRIL, 2006.

STATE OF CALIFORNIA
COUNTY OF PLACER ss.
CITY OF ROSEVILLE

I, Sonia Orozco, City Clerk of the City of Roseville,
County of Placer, State of California do hereby certify that the foregoing Resolution No.
06-162 was regularly adopted by the City Council of said City of Roseville at a
special meeting of said council held on the 5th day of April, 2006 by the following vote:

AYES:	Councilmembers:	<u>Gray, Allard, Roccucci, Rockholm, Garbolino</u>
NOES:	Councilmembers:	<u>None</u>
ABSENT:	Councilmembers:	<u>None</u>
ABSTAIN:	Councilmembers:	<u>None</u>
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		Mayor, Gina Garbolino

Attest: 
City Clerk, Sonia Orozco