

**RESOLUTION NO. 2019-\_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DESERT HOT SPRINGS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, FOR APPROVAL OF THE ANNUAL ENGINEER'S REPORT REGARDING THE PROPOSED LEVY AND COLLECTION OF ASSESSMENTS FOR THE LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 2, FISCAL YEAR 2019-20**

**WHEREAS**, the City Council has by previous resolutions formed and levied annual assessments for the Landscape and Lighting Maintenance District No. 2 (hereinafter, the "District"), pursuant to the provisions of the Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500) (hereafter referred to as the "Act"), and Articles XIII C and XIII D of the Constitution of the State of California (together, the "Constitution") (the Act and the Constitution are referred to collectively herein as the "Assessment Law"), to provide for the levy and collection of assessments by the County or Riverside for the City of Desert Hot Springs to pay for the maintenance of improvements and facilities and services related thereto; and

**WHEREAS**, the City Council has retained Webb Municipal Finance, LLC, for the purpose of assisting with the annual levy and assessments for the District, and to prepare a Preliminary Annual Engineer's Report (hereafter referred to as the "Report"), which has been presented to the City Council and generally containing the following:

- A. A description of the District improvements; and
- B. The annual costs and expenses of services, operations and maintenance; and
- C. The assessment roll containing the Fiscal Year 2019-20 levy for each assessor's parcel within the District.

**NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL FOR THE DISTRICT, AS FOLLOWS:**

**Section 1.      Recitals**

That the above recitals set forth above are true and correct.

**Section 2.      Approval of Annual Engineer's Report**

That the City Council hereby approves the Report.

**Section 3.      Acknowledgement of Filing of Report**

That the City Council hereby acknowledges that upon completion of the preparation of the Report it shall be filed with the City Clerk in accordance with the Assessment Law.

**Section 4.      Severability**

That the City Council declares that, should any provision, section, paragraph, sentence or word of this Resolution be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Resolution as hereby adopted shall remain in full force and effect.

**Section 5.      Effective Date**

That this Resolution shall take effect upon its adoption.

**Section 6.      Certification**

That the City Clerk shall certify as to the adoption of this Resolution and shall cause the same to be processed in the manner required by law.

**Section 7.      Repeal of Conflicting Resolutions**

That the City Council hereby repeals any prior resolutions which may conflict with this Resolution.

**PASSED AND ADOPTED** by the City Council of the City of Desert Hot Springs at a regular meeting duly held on the twenty-first day of May 2019 by the following vote:

**AYES:**

**NAYS:**

**ABSENT:**

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Jerryl Soriano, City Clerk

\_\_\_\_\_  
Scott Matas, Mayor

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Jennifer Mizrahi, City Attorney

**CERTIFICATE OF CLERK**

I, Jerryl Soriano, City Clerk of the City of Desert Hot Springs, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the City Council of the City of Desert Hot Springs duly and regularly held at the regular meeting place thereof on May 21, 2019, of which meeting all of the members of said City Council had due notice, and at said meeting said resolution was adopted by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

I do hereby further certify that an agenda of said meeting was posted at least 72 hours before said meeting at 11-711 West Drive, Desert Hot Springs, CA 92240, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

I do hereby further certify that I have carefully compared the foregoing copy with the original minutes of said meeting on file and of record in my office; that said copy is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and that said resolution has not been amended, modified, rescinded or revoked in any manner since the date of its adoption, and the same is now in full force and effect.

Dated: May 21, 2019

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City Clerk of the City of Desert Hot Springs

[SEAL]