

RESOLUTION NO. 2019-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DESERT HOT SPRINGS,
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, INITIATING PROCEEDINGS TO
ANNEX PROPERTY TO LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO.
2 (ANNEXATION NO. 18, ZONE 19) FOR FISCAL YEAR 2020-21**

WHEREAS, the City Council desires to undertake proceedings 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"), to annex certain property, as Annexation No. 18, Zone 19, to Landscape and Lighting Maintenance District No. 2 of the City of Desert Hot Springs (the "Assessment District") to fund the planting and installation of public landscaping and facilities which are appurtenant thereto and the maintenance and servicing thereof as provided in Section 22525 of the California Streets and Highways Code; and

WHEREAS, the City Council has retained Webb Municipal Finance, LLC. for the purpose of preparing and filing the Engineer's Report and assisting in the public hearing and formation process of the proposed annexation.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the City Council of the City of Desert Hot Springs, California as follows:

Section 1. Recitals

That the Recitals set forth above are true and correct.

Section 2. Engineer's Report

The City Council hereby orders Webb Municipal Finance, LLC. to prepare and file with the City Clerk the Engineer's Report (the "Report") concerning Annexation No. 18, Zone 19, to the Assessment District in accordance with the Act and the laws of the State of California.

Section 3. Improvements

The improvements shall include the installation and planting of landscaping, including trees, shrubs, grass and other ornamental vegetation; the installation or construction of any facilities which are appurtenant to such landscaping or which are necessary or convenient for the maintenance and servicing thereof, including, but not limited to, all matters specified in subdivision (d) of Section 22525 of the California Streets and Highways Code; and the maintenance and servicing, or both, of any of the foregoing.

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 the 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.

PASSED AND ADOPTED by the City Council of the City of Desert Hot Springs at a regular meeting duly held on the nineteenth day of November 2019 by the following vote:

AYES:

NAYS:

ABSENT:

RECUSED:

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 November 19, 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:

ABSENT:

RECUSED:

I do hereby further certify that an agenda of said meeting was posted at least 72 hours before said meeting at 11999 Palm 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: November 19, 2019

City Clerk of the City of Desert Hot Springs

[SEAL]