

RESOLUTION 12-07

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILLIAMS INITIATING PROCEEDINGS FOR AN ANNUAL LEVY OF ASSESSMENTS, ADOPTING THE DRAFT ENGINEER'S REPORT, DECLARING THE INTENT TO LEVY ASSESSMENTS, AND SETTING A PUBLIC HEARING DATE FOR LANDSCAPING AND LIGHTING DISTRICT NO. 97-1

WHEREAS, by Resolution No. 98-35, adopted on November 18, 1998, the City Council of the City of Williams ordered the formation of the Williams Landscape & Lighting Assessment District No. 97-1 (the "Assessment District"), confirmed the diagram of the Assessment District, and ordered the levy of an assessments; and,

WHEREAS, the boundaries of the Assessment District, the assessment zones and parcels included within the Assessment District, and the landscape and lighting improvements to be maintained in the Assessment District for the 2011-2012 fiscal year are described in the District Engineer's Report attached thereto as Exhibit A; and,

WHEREAS, each subsequent year the City Council has adopted a resolution confirming diagrams and assessment and ordering levy of the assessment in the Assessment District for that fiscal year (Resolution Nos. 99-12, 99-16, 00-16, 01-22, 02-20, 03-20, 04-25, 05-12, 06-24, 07-14, 10-18, 11-19); and,

WHEREAS, the City's levy of an annual assessment at the prior year's rate in the Assessment District is not subject to the specific procedural requirements under California Constitution, article 13D, section 4, and complies with those provided in Streets and Highways Code sections 22620 through 22631, and Government Code sections 53753; and

WHEREAS, the assessment levied in the Assessment District provide revenue for the operation, maintenance, repair, replacement, and administration of the landscape and lighting improvements within the Assessment District.

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

1. Pursuant to Streets and Highways Code, the City Council declares its intent to levy and collect assessments within the Assessment District for fiscal year 2012-2013;
2. The existing and proposed improvement for the Assessment District consist of landscaped medians, pathways, walls, fences, plant material, ground cover, irrigation systems, drainage ditches, street lights and appurtenant facilities, along with all labor, materials, electrical power, and water necessary for the operation, maintenance, repair, replacement, and administration of the improvements.
3. Landscaping and Lighting District No. 97-1 is encompasses the entire area of the Eastside Project No. 2 subdivision in the City of Williams, Colusa, County, California, and is shown in the Engineer's Report.

4. A full and detailed description of the improvements, the boundaries of the assessment district, and the proposed assessments upon assessable lots and parcels within the District are contained in the Engineer's Report for Williams Landscape & Lighting Assessment District No. 97-1 Fiscal Year 2012-2013.
5. The City Council sets a public hearing date for Landscape and Lighting District No. 97-1 to be Wednesday, May 23, 2012 at 6 p.m. at City Hall in the City of Williams.
6. The assessment is proposed to increase from the previous year.

PASSED AND ADOPTED by the City Council of the City of Williams on the 18th day of April 2012, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

John J. Troughton, Jr., Mayor:

ATTEST:

APPROVED AS TO FORM:

Charles Bergson, Interim City Clerk

Ann M. Sipelle, City Attorney