

CITY OF ALAMEDA RESOLUTION NO. _____

PRELIMINARILY APPROVING ANNUAL REPORT DECLARING INTENTION TO ORDER LEVY AND COLLECTION OF ASSESSMENTS AND PROVIDING FOR NOTICE OF PUBLIC HEARING ON JULY 15, 2014, ISLAND CITY LANDSCAPING AND LIGHTING DISTRICT 84-2, ZONE 8.

WHEREAS, the City of Alameda (the "City") has duly created the Island City Landscaping and Lighting District 84-2 (the "District"), including Zones 2 and 3 under the Landscaping and Lighting Act of 1972 (Sections 22500 and following of the Streets and Highways Code of California) (the "Act") to install and maintain certain landscaping and lighting improvements (the "Improvements"); and

WHEREAS, the City proposes to consolidate Zones 2 and 3 in a new Zone 8; and

WHEREAS, the City has directed the City Engineer, as engineer of work for the District, to file an annual report in accordance with the Landscaping and Lighting Act of 1972, and that report is on file with the City and shows the proposed improvements and the estimated costs and assessments, all for the FY14-15.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the City Council of the City of Alameda, pursuant to Chapter 2, Section 22587 of the Act that:

1. The City Council hereby finds that the report of the engineer of work on file with the City contains all matters required by Section 22565 through 22574 of the Act and is hereby approved and confirmed. Reference is made to the report, which is on file with the City Clerk of the City of Alameda, for a full and detailed description of the improvements, the boundaries of the Zone, the assessment range formula that is proposed to be levied on the assessable lots and parcels of property within the Zone.

2. The City Council hereby declares its intention to consolidate Zones 2 and 3 into a single Zone to be known as Zone 8 (Webster Street) and to increase the assessment amount in the Zone and to allow for future annual increases based on an indexed inflation adjustment formula. The City Council has determined at this time to call an assessment ballot proceeding therein to authorize the assessment increase (which is more particularly outlined in the Engineer's Report) to pay the costs and expenses of the improvements described in this Resolution. The City Council finds that the public's best interest requires such levy and collection.

3. Pursuant to Proposition 218, Section 4, Sub-Section 4 (c), now California Constitutional Articles XIIC and XIID, (hereafter referred to as the "Proposition 218") approved by the California voters in November 1996, an assessment ballot proceeding is hereby called on behalf of the Zone on the proposition of increasing the assessment and providing for future increases through an indexed inflation adjustment formula in the method of spread to allow for reasonable increases within the District.

4. The boundaries of the proposed Zone 8 of the Island City Landscaping and Lighting Maintenance District 84-02 located in the City of Alameda is generally located along Webster Street south of Atlantic Avenue and north of Central Avenue.

5. The proposed Zone 8 is within the boundaries of the City of Alameda, within the County of Alameda, State of California, as shown upon the boundary diagram included in the Engineer's Report, which is on file in the office of the City Clerk. The distinctive designation of the District will be "Island City Landscaping and Lighting District 84-2, Zone 8 of the City of Alameda".

6. The improvements provided within the proposed Zone 8 are further defined in the Engineer's Report and include, but are not limited to, the operating, maintaining, and servicing of all public landscaping improvements, consisting of trees, medians, refuse containers, sidewalks, plant materials, pathways, irrigation systems, lighting systems, and associated appurtenant facilities. Services include, but are not limited to, personnel, materials, contracting services, electrical energy, water required for all necessary maintenance, replacement, repair and administration, required to keep the above mentioned improvements in a healthy, vigorous and satisfactory condition. The Maintenance and Cleaning Program includes regular sidewalk sweeping, alley cleaning, refuse removal, regularly scheduled steam cleanings, pressure washing, graffiti removal, tree pruning and watering, tree well weeding with crushed granite replenishment, as well as other related activities.

7. For FY14-15, the proposed assessments are outlined in the Engineer's Report which details the annual assessments and formula.

8. Notice is hereby given that a Public Hearing on these matters will be held by the City Council on the July 15, 2014 at 7:00 P.M at the meeting place of the City Council, in the Alameda City Hall, 2263 Santa Clara Avenue, Alameda, California, 94501.

9. The City Clerk, or her designee, is hereby authorized and directed to give notice of the Public Hearing to affected property owners by mailing the Notice of Public Hearing and Assessment Ballot Procedure and filing of the Engineer's Report, together with the assessment ballots and ballot materials to the record owners of all real property proposed to be assessed within the proposed Zone 8 in accordance with Section 53753 of the California Government Code and Section 4 of Article XIII D of the California Constitution. Ballots must be received prior to the conclusion of the Public Hearing, at which time they will be tabulated. At the Public Hearing, all interested persons shall be afforded the opportunity to hear and be heard.

10. Interested persons should contact Liam Garland, Administrative Services Manager, City of Alameda Public Works Department, 950 W. Mall Square, Room 110, Alameda, California 94501, telephone number (510) 747-7930, regarding this hearing, the assessments, and the report.

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I, the undersigned, hereby certify that the foregoing Resolution was duly and regularly adopted and passed by the Council of the City of Alameda in a regular meeting assembled on the 20th day of May, 2014, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 21st day of May, 2014.

Lara Weisiger, City Clerk
City of Alameda