

RESOLUTION NO. 7554

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SOUTH GATE DECLARING ITS INTENTION TO PROVIDE
FOR THE FISCAL YEAR 2013-2014 ANNUAL LEVY AND
COLLECTION OF ASSESSMENTS IN A SPECIAL
MAINTENANCE DISTRICT, AND SETTING A PUBLIC
HEARING FOR JUNE 25, 2013 FOR A SPECIAL
MAINTENANCE DISTRICT**

WHEREAS, the City Council of the City of South Gate, California, has previously formed a special maintenance district pursuant to the terms of the "Landscaping and Lighting Act of 1972," being Division 15, Part 2 of the Streets and Highways Code of the State of California, such special maintenance district known and designated as Maintenance District No. 1 (hereinafter referred to as the "Maintenance District"); and

WHEREAS, on February 26, 2013, the City Council adopted Resolution No. 7544 initiating proceedings for the annual levy of the FY 2013-2014 assessments and ordering preparation of an Engineer's Report for the District; and

WHEREAS, at this time the City Council desires to undertake proceedings to provide for the annual levy of assessments for the next fiscal year to finance the costs and expenses necessary to pay for the maintenance of the improvements in said Maintenance District; and

WHEREAS, there has been presented and approved by this City Council the Assessment Engineer's Report, as required by law, and this City Council is desirous of continuing with the proceedings for said annual levy;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES
HEREBY RESOLVE AS FOLLOWS:**

SECTION 1. The above recitals are all true and correct.

SECTION 2. The public interest and convenience requires, and it is the intention of this legislative body, to levy and collect assessments to pay the annual costs and expenses for the maintenance and/or servicing of such improvements, from those parcels which specially benefit from improvements described below from the above-referenced Maintenance District, and said improvements are generally described as follows:

The operation, maintenance and servicing of the following improvements, all within existing public streets or public sidewalks of the City;

- A. Landscaping, ornamental vegetation, including trees, shrubs, irrigation systems and drainage facilities, together with appurtenances.
- B. Public lighting, street lighting improvements and traffic signals, together with appurtenances.

SECTION 3. Said works of improvements are of special benefit to the properties within the boundaries of said Maintenance District, which Maintenance District the legislative body previously declared to be the area benefited by said works of improvements, and for particulars, reference is made to the boundary map as previously approved by this legislative body, a copy of which is on file in the Office of the City Clerk and open for public inspection, and is designated by the name of this Maintenance District.

SECTION 4. The Annual Engineer's Report, as preliminarily approved by this legislative body, shall (pursuant to a separate resolution passed by this City Council) promptly be placed on file with the City Clerk, and shall thereafter be open for public inspection. Reference is made to said Report for a full and detailed description of the improvements to be maintained, the boundaries of the Maintenance District and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the Maintenance District.

SECTION 5. All costs and expenses of the works of maintenance and incidental expenses have been apportioned and distributed to the benefiting parcels in accordance with the special benefits received from the proposed work. No assessments on any parcels within the Maintenance District are to be increased from those as levied for the last fiscal year.

SECTION 6. Notice is hereby given that a public hearing is hereby scheduled in the regular meeting place of this legislative body, being the Council Chambers, City Hall, 8650 California Avenue, South Gate, CA on the 25th of June 2013 at 6:30 p.m.

At that time the legislative body will consider and finally determine whether to levy the proposed annual assessment, and to hear all protests relating to said proposed proceedings, or the estimate of the cost and expenses of the proposed maintenance, or the proposed annual assessment. Any and all persons interested may file a written protest prior to the conclusion of the hearing referred to herein or, having filed such a protest, may file a written withdrawal of that protest. A written protest must state all grounds of objection. A protest by a property owner must contain a description sufficient to identify the property owned by such person.

Any interested person may mail a protest to the following address:

City Clerk
City of South Gate
8560 California Avenue
South Gate, CA90280

To be considered by the legislative body, all protests must be received prior to the conclusion of the public hearing. A postmark prior to such date and time will not be sufficient.

SECTION 7. The City Clerk is hereby authorized and directed to give notice as required by law by causing a copy of this Resolution to be published in *The Press*, a newspaper of general circulation within the City of South Gate; said publication to be completed not less than ten (10) days prior to the date set for the public hearing.

SECTION 8. For any and all information relating to these proceedings, including information relating to protest procedure, your attention is directed to the person designated below:

Director of Public Works
City of South Gate
8650 California Avenue
South Gate, CA90280

SECTION 9. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

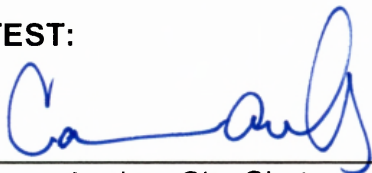
PASSED, APPROVED and ADOPTED this 14th day of May 2013.

CITY OF SOUTH GATE:



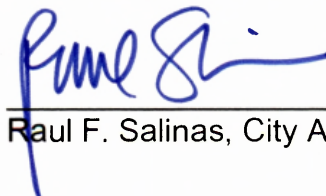
Gil Hurtado, Mayor

ATTEST:



Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

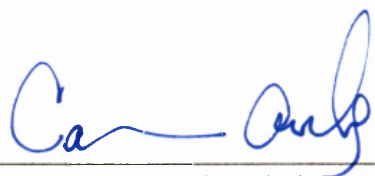
RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7554 was adopted by the City Council at their Regular Meeting held on May 14, 2013, by the following vote:

Ayes: Council Members: Hurtado, Gonzalez, Morales, Davila and De Witt
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Witness my hand and the seal of said City on June 3, 2013.



Carmen Avalos, City Clerk
City of South Gate, California