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CITY COUNCIL STAFF REPORT

Date: July 6, 2011

PUBLIC HEARING

Subject: ANNUAL LEVY OF ASSESSMENTS FOR VARIOUS CITYWIDE STREET LIGHTING AND PARKWAY MAINTENANCE DISTRICTS, FISCAL YEAR 2011/2012

From: David H. Ready, City Manager

Initiated by: Public Works and Engineering Department

SUMMARY

This item will complete proceedings required by law to continue the levy of existing annual special assessments in the City's various Street Lighting and Parkway Maintenance Districts. Adoption of the Resolutions authorize the levy and collection of assessments for the 2011/2012 fiscal year.

RECOMMENDATION:

- 1) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS STREET LIGHTING MAINTENANCE DISTRICT NO. 3;" and
- 2) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2011/2012 WITHIN THE PALM SPRINGS STREET LIGHTING MAINTENANCE DISTRICT NO. 3;" and
- 3) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6A;" and

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- 4) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6A;" and
- 5) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6C;" and
- 6) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6C;" and
- 7) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 7;" and
- 8) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 7;" and
- 9) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 8;" and
- 10) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 8;" and
- 11) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 9;" and

- 12) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 9;" and
- 13) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 10, ZONE 1 AND ZONE 2;" and
- 14) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 10, ZONE 1 AND ZONE 2;" and
- 15) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS LANDSCAPE MAINTENANCE DISTRICT NO. 12;" and
- 16) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2011/2012 WITHIN THE PALM SPRINGS LANDSCAPE MAINTENANCE DISTRICT NO. 12."

STAFF ANALYSIS:

In accordance with the Streets and Highways Code of the State of California, the City is required to prepare Engineer's Reports on the annual costs to operate and maintain improvements within the City's various Street Lighting or Parkway Maintenance Districts, which include:

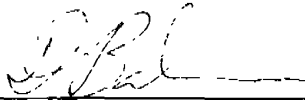
1. Street Lighting Maintenance District No. 3 (Crossley Tract- 75 Properties)
2. Parkway Maintenance District No. 6A (Fairport Development - 23 Properties)
3. Parkway Maintenance District No. 6C (Park Sonora Tract - 30 Properties)
4. Parkway Maintenance District No. 7 (Sunrise Norte Tract - 53 Properties)
5. Parkway Maintenance District No. 8 (Vintage Palms Tract - 62 Properties)
6. Parkway Maintenance District No. 9 (Flora Vista Tract - 77 Properties)
7. Parkway Maintenance District No. 10, Zone 1 (Mountain Gate – 308 Properties)
Parkway Maintenance District No. 10, Zone 2 (Mountain Gate 2 – 196 Properties)
8. Landscape Maintenance District No. 12 (Smoke Tree Commons – 6 Parcels)

The Preliminary Engineer's Reports for each District were approved by City Council on June 1, 2011, and have been submitted to the City Clerk and are on file for public inspection. In accordance with the Streets and Highways Code of the state of California, Resolutions of Intention scheduling a Public Hearing for July 6, 2011, for consideration of the levy and collection of special assessments for the various Maintenance Districts for the 2011/2012 fiscal year were adopted June 1, 2011, by the City Council.

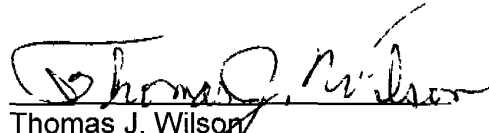
FISCAL IMPACT:

Adoption of the Resolutions ordering the levy and collection of assessments will provide the City with revenue to continue maintenance services in the City's various Districts.

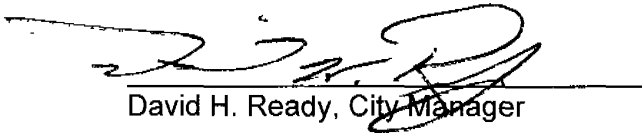
SUBMITTED



David J. Barakian
Director of Public Works/City Engineer



Thomas J. Wilson
Assistant City Manager



David H. Ready, City Manager

ATTACHMENTS:

1. Resolutions (16)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS STREET LIGHTING MAINTENANCE DISTRICT NO. 3

WHEREAS, the City Council, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), did by previous Resolution order the City Engineer to prepare and file an Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in accordance with the Act, in connection with the annual levy and collection of assessments for the Palm Springs Street Lighting Maintenance District No. 3 (hereafter referred to as "District No. 3") for the fiscal year commencing July 1, 2011, and ending June 30, 2012; and,

WHEREAS, the City Engineer has prepared and filed the Engineer's Report with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Report; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance and services to be performed, as set forth in the Engineer's Report.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

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

Section 2. The Engineer's Report as presented consists of the following:

- a) A Description of District No. 3 and Improvements.
- b) The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
- c) A Description of the Method of Apportionment resulting in an Assessment Rate per Levy Unit within District No. 3 for fiscal year 2011/2012.

Section 3. The Engineer's Report as presented, is hereby approved (as amended), and is ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Resolution No.
Page 2

Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and the minutes of this meeting shall so reflect the presentation and final approval of the Engineer's Report.

ADOPTED THIS 6th day of July, 2011

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING
AND COLLECTION OF ASSESSMENTS FOR FISCAL
YEAR 2011/2012 WITHIN THE PALM SPRINGS STREET
LIGHTING MAINTENANCE DISTRICT NO. 3

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings and declared its intention to levy special benefit assessments against parcels of land within the Palm Springs Street Lighting Maintenance District No. 3, (hereafter referred to as "District No. 3") for the fiscal year commencing July 1, 2011, and ending June 30, 2012, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), to pay the costs and expenses of operation, maintenance, repair and servicing of street lighting and all appurtenant facilities and operations related thereto; and,

WHEREAS, the City Engineer has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within District No. 3, and the City Council did by previous Resolution approve the Engineer's Report; and,

WHEREAS, the City Council desires to levy and collect assessments against parcels of land within District No. 3 for the fiscal year commencing July 1, 2011, and ending June 30, 2012, to pay the costs and expenses of operation, maintenance, repair and servicing of street lighting and all appurtenant facilities and operations related thereto; and,

WHEREAS, the Engineer's Report proposes the levying and collection of assessments less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE
AS FOLLOWS:

Section 1. Following notice duly given, the City Council has held a full and fair Public Hearing regarding its Resolution approving or amending the Engineer's Report prepared in connection therewith; the levy and collection of assessments, and considered all oral and written statements, protests and communications made or filed by interested persons. The City Council has determined that the property owners in accordance with the requirements of Article XIID of the California Constitution, have approved the assessments so presented.

- Section 2. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:
- a) The land within District No. 3 will receive special benefit by the operation, maintenance and servicing of street lighting and appurtenant facilities within the boundaries of District No. 3.
 - b) District No. 3 includes all of the lands receiving such special benefit.
 - c) The net amount to be assessed upon the lands within District No. 3 is in accordance and apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefit to be received by each parcel from the improvements and services for the fiscal year commencing July 1, 2011, and ending June 30, 2012.
 - d) The assessment amounts described in the Engineer's Report are less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.
- Section 3. The Engineer's Report and assessment as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.
- Section 4. The City Council hereby orders the proposed improvements to be made, which improvements are briefly described as the maintenance, operation, administration and servicing of the improvements related to street lighting improvements and all appurtenant facilities related thereto.
- Section 5. The maintenance, operation and servicing of the street lighting and appurtenant facilities shall be performed pursuant to the Act and the County Auditor of Riverside County shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, and such levies shall be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.
- Section 6. The City Treasurer shall deposit all money representing assessments collected by the County for District No. 3 to the credit of a fund for the Palm Springs Street Lighting Maintenance District No. 3, and such money shall be expended only for the maintenance, operation and servicing of the street lighting and appurtenant facilities as described in Section 4.

Resolution No.
Page 3

Section 7. The adoption of this Resolution constitutes the District No. 3 levy for the fiscal year commencing July 1, 2011, and ending June 30, 2012.

Section 8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, AMENDING AND/OR
APPROVING THE FINAL ENGINEER'S ANNUAL LEVY
REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM
SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6A

WHEREAS, the City Council, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), did by previous Resolution order the City Engineer to prepare and file an Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in accordance with the Act, in connection with the annual levy and collection of assessments for the Palm Springs Parkway Maintenance District No. 6A (hereafter referred to as "District No. 6A") for the fiscal year commencing July 1, 2011, and ending June 30, 2012; and,

WHEREAS, the City Engineer has prepared and filed the Engineer's Report with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Report; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance and services to be performed, as set forth in the Engineer's Report.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

- Section 1. The above recitals are all true and correct.
- Section 2. The Engineer's Report as presented consists of the following:
- a) A Description of District No. 6A and Improvements.
 - b) The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
 - c) A Description of the Method of Apportionment resulting in an Assessment Rate per Levy Unit within District No. 6A for fiscal year 2011/2012.
- Section 3. The Engineer's Report as presented, is hereby approved (as amended), and is ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Resolution No.
Page 2

Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and the minutes of this meeting shall so reflect the presentation and final approval of the Engineer's Report.

ADOPTED THIS 6th day of July, 2012.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING
AND COLLECTION OF ASSESSMENTS FOR FISCAL
YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY
MAINTENANCE DISTRICT NO. 6A

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings and declared its intention to levy special benefit assessments against parcels of land within the Palm Springs Parkway Maintenance District No. 6A, (hereafter referred to as "District No. 6A") for the fiscal year commencing July 1, 2011, and ending June 30, 2012, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with \$22500 (hereafter referred to as the "Act"), to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the City Engineer has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within District No. 6A, and the City Council did by previous Resolution approve the Engineer's Report; and,

WHEREAS, the City Council desires to levy and collect assessments against parcels of land within District No. 6A for the fiscal year commencing July 1, 2011, and ending June 30, 2012, to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the Engineer's Report proposes the levying and collection of assessments less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Following notice duly given, the City Council has held a full and fair Public Hearing regarding its Resolution approving or amending the Engineer's Report prepared in connection therewith; the levy and collection of assessments, and considered all oral and written statements, protests and communications made or filed by interested persons. The City Council has determined that the property owners in accordance with the requirements of Article XIID of the California Constitution, have approved the assessments so presented.

- Section 2. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:
- a) The land within District No. 6A will receive special benefit by the operation, maintenance and servicing of landscaping improvements and appurtenant facilities within the boundaries of District No. 6A.
 - b) District No. 6A includes all of the lands receiving such special benefit.
 - c) The net amount to be assessed upon the lands within District No. 6A is in accordance and apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefit to be received by each parcel from the improvements and services for the fiscal year commencing July 1, 2011, and ending June 30, 2012.
 - d) The assessment amounts described in the Engineer's Report are less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.
- Section 3. The Engineer's Report and assessment as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.
- Section 4. The City Council hereby orders the proposed improvements to be made, which improvements are briefly described as the maintenance, operation, administration and servicing of the improvements related to landscaping improvements and all appurtenant facilities related thereto.
- Section 5. The maintenance, operation and servicing of the landscaping improvements and appurtenant facilities shall be performed pursuant to the Act and the County Auditor of Riverside County shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, and such levies shall be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.
- Section 6. The City Treasurer shall deposit all money representing assessments collected by the County for District No. 6A to the credit of a fund for the Palm Springs Parkway Maintenance District No. 6A, and such money shall be expended only for the maintenance, operation and servicing of the landscaping improvements and appurtenant facilities as described in Section 4.

Section 7. The adoption of this Resolution constitutes the District No. 6A levy for the fiscal year commencing July 1, 2011, and ending June 30, 2012.

Section 8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, AMENDING AND/OR
APPROVING THE FINAL ENGINEER'S ANNUAL LEVY
REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM
SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 6C

WHEREAS, the City Council, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), did by previous Resolution order the City Engineer to prepare and file an Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in accordance with the Act, in connection with the annual levy and collection of assessments for the Palm Springs Parkway Maintenance District No. 6C (hereafter referred to as "District No. 6C") for the fiscal year commencing July 1, 2011, and ending June 30, 2012; and,

WHEREAS, the City Engineer has prepared and filed the Engineer's Report with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Report; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance and services to be performed, as set forth in the Engineer's Report.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

- Section 1. The above recitals are all true and correct.
- Section 2. The Engineer's Report as presented consists of the following:
- a) A Description of District No. 6C and Improvements.
 - b) The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
 - c) A Description of the Method of Apportionment resulting in an Assessment Rate per Levy Unit within District No. 6C for fiscal year 2011/2012.
- Section 3. The Engineer's Report as presented, is hereby approved (as amended), and is ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Resolution No.
Page 2

Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and the minutes of this meeting shall so reflect the presentation and final approval of the Engineer's Report.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. _____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING
AND COLLECTION OF ASSESSMENTS FOR FISCAL
YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY
MAINTENANCE DISTRICT NO. 6C

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings and declared its intention to levy special benefit assessments against parcels of land within the Palm Springs Parkway Maintenance District No. 6C, (hereafter referred to as "District No. 6C") for the fiscal year commencing July 1, 2011, and ending June 30, 2012, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with \$22500 (hereafter referred to as the "Act"), to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the City Engineer has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within District No. 6C, and the City Council did by previous Resolution approve the Engineer's Report; and,

WHEREAS, the City Council desires to levy and collect assessments against parcels of land within District No. 6C for the fiscal year commencing July 1, 2011, and ending June 30, 2012, to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the Engineer's Report proposes the levying and collection of assessments less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Following notice duly given, the City Council has held a full and fair Public Hearing regarding its Resolution approving or amending the Engineer's Report prepared in connection therewith; the levy and collection of assessments, and considered all oral and written statements, protests and communications made or filed by interested persons. The City Council has determined that the property owners in accordance with the requirements of Article XIID of the California Constitution, have approved the assessments so presented.

- Section 2. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:
- a) The land within District No. 6C will receive special benefit by the operation, maintenance and servicing of landscaping and lighting and appurtenant facilities within the boundaries of District No. 6C.
 - b) District No. 6C includes all of the lands receiving such special benefit.
 - c) The net amount to be assessed upon the lands within District No. 6C is in accordance and apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefit to be received by each parcel from the improvements and services for the fiscal year commencing July 1, 2011, and ending June 30, 2012.
 - d) The assessment amounts described in the Engineer's Report are less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.
- Section 3. The Engineer's Report and assessment as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.
- Section 4. The City Council hereby orders the proposed improvements to be made, which improvements are briefly described as the maintenance, operation, administration and servicing of the improvements related to landscaping and lighting improvements and all appurtenant facilities related thereto.
- Section 5. The maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities shall be performed pursuant to the Act and the County Auditor of Riverside County shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, and such levies shall be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.
- Section 6. The City Treasurer shall deposit all money representing assessments collected by the County for District No. 6C to the credit of a fund for the Palm Springs Parkway Maintenance District No. 6C, and such money shall be expended only for the maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities as described in Section 4.

Resolution No.
Page 3

Section 7. The adoption of this Resolution constitutes the District No. 6C levy for the fiscal year commencing July 1, 2011, and ending June 30, 2012.

Section 8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, AMENDING AND/OR
APPROVING THE FINAL ENGINEER'S ANNUAL LEVY
REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM
SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 7

WHEREAS, the City Council, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), did by previous Resolution order the City Engineer to prepare and file an Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in accordance with the Act, in connection with the levy and collection of assessments for the Palm Springs Parkway Maintenance District No. 7 (hereafter referred to as "District No. 7") for the fiscal year commencing July 1, 2011, and ending June 30, 2012; and,

WHEREAS, the City Engineer has prepared and filed the Engineer's Report with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Report; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance and services to be performed, as set forth in the Engineer's Report.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

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

Section 2. The Engineer's Report as presented consists of the following:

- a) A Description of District No. 7 and Improvements.
- b) The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
- c) A Description of the Method of Apportionment resulting in an Assessment Rate per Levy Unit within District No. 7 for fiscal year 2011/2012.

Section 3. The Engineer's Report as presented, is hereby approved (as amended), and is ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Resolution No.
Page 2

Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and the minutes of this meeting shall so reflect the presentation and final approval of the Engineer's Report.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. _____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING
AND COLLECTION OF ASSESSMENTS FOR FISCAL
YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY
MAINTENANCE DISTRICT NO. 7

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings and declared its intention to levy special benefit assessments against parcels of land within the Palm Springs Parkway Maintenance District No. 7, (hereafter referred to as "District No. 7") for the fiscal year commencing July 1, 2011, and ending June 30, 2012, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the City Engineer has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within District No. 7, and the City Council did by previous Resolution approve the Engineer's Report; and,

WHEREAS, the City Council desires to levy and collect assessments against parcels of land within District No. 7 for the fiscal year commencing July 1, 2011, and ending June 30, 2012, to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the Engineer's Report proposes the levying and collection of assessments less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Following notice duly given, the City Council has held a full and fair Public Hearing regarding its Resolution approving or amending the Engineer's Report prepared in connection therewith; the levy and collection of assessments, and considered all oral and written statements, protests and communications made or filed by interested persons. The City Council has determined that the property owners in accordance with the requirements of Article XIID of the California Constitution, have approved the assessments so presented.

- Section 2. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:
- a) The land within District No. 7 will receive special benefit by the operation, maintenance and servicing of landscaping and lighting improvements and appurtenant facilities within the boundaries of District No. 7.
 - b) District No. 7 includes all of the lands receiving such special benefit.
 - c) The net amount to be assessed upon the lands within District No. 7 is in accordance and apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefit to be received by each parcel from the improvements and services for the fiscal year commencing July 1, 2011, and ending June 30, 2012.
 - d) The assessment amounts described in the Engineer's Report are less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.
- Section 3. The Engineer's Report and assessment as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.
- Section 4. The City Council hereby orders the proposed improvements to be made, which improvements are briefly described as the maintenance, operation, administration and servicing of the improvements related to landscaping and lighting improvements and all appurtenant facilities related thereto.
- Section 5. The maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities shall be performed pursuant to the Act and the County Auditor of Riverside County shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, and such levies shall be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.
- Section 6. The City Treasurer shall deposit all money representing assessments collected by the County for District No. 7 to the credit of a fund for the Palm Springs Parkway Maintenance District No. 7, and such money shall be expended only for the maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities as described in Section 4.

Section 7. The adoption of this Resolution constitutes the District No. 7 levy for the fiscal year commencing July 1, 2011, and ending June 30, 2012.

Section 8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. _____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, AMENDING AND/OR
APPROVING THE FINAL ENGINEER'S ANNUAL LEVY
REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM
SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 8

WHEREAS, the City Council, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), did by previous Resolution order the City Engineer to prepare and file an Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in accordance with the Act, in connection with the levy and collection of assessments for the Palm Springs Parkway Maintenance District No. 8 (hereafter referred to as "District No. 8") for the fiscal year commencing July 1, 2011, and ending June 30, 2012; and,

WHEREAS, the City Engineer has prepared and filed the Engineer's Report with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Report; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance and services to be performed, as set forth in the Engineer's Report.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

- Section 1. The above recitals are all true and correct.
- Section 2. The Engineer's Report as presented consists of the following:
- a) A Description of District No. 8 and Improvements.
 - b) The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
 - c) A Description of the Method of Apportionment resulting in an Assessment Rate per Levy Unit within District No. 8 for fiscal year 2011/2012.
- Section 3. The Engineer's Report as presented, is hereby approved (as amended), and is ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Resolution No.
Page 2

Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and the minutes of this meeting shall so reflect the presentation and final approval of the Engineer's Report.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING
AND COLLECTION OF ASSESSMENTS FOR FISCAL
YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY
MAINTENANCE DISTRICT NO. 8

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings and declared its intention to levy special benefit assessments against parcels of land within the Palm Springs Parkway Maintenance District No. 8, (hereafter referred to as "District No. 8") for the fiscal year commencing July 1, 2011, and ending June 30, 2012, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the City Engineer has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within District No. 8, and the City Council did by previous Resolution approve the Engineer's Report; and,

WHEREAS, the City Council desires to levy and collect assessments against parcels of land within District No. 8 for the fiscal year commencing July 1, 2011, and ending June 30, 2012, to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the Engineer's Report proposes the levying and collection of assessments less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Following notice duly given, the City Council has held a full and fair Public Hearing regarding its Resolution approving or amending the Engineer's Report prepared in connection therewith; the levy and collection of assessments, and considered all oral and written statements, protests and communications made or filed by interested persons. The City Council has determined that the property owners in accordance with the requirements of Article XIII D of the California Constitution, have approved the assessments so presented.

- Section 2. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:
- a) The land within District No. 8 will receive special benefit by the operation, maintenance and servicing of landscaping and lighting improvements and appurtenant facilities within the boundaries of District No. 8.
 - b) District No. 8 includes all of the lands receiving such special benefit.
 - c) The net amount to be assessed upon the lands within District No. 8 is in accordance and apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefit to be received by each parcel from the improvements and services for the fiscal year commencing July 1, 2011, and ending June 30, 2012.
 - d) The assessment amounts described in the Engineer's Report are less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.
- Section 3. The Engineer's Report and assessment as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.
- Section 4. The City Council hereby orders the proposed improvements to be made, which improvements are briefly described as the maintenance, operation, administration and servicing of the improvements related to landscaping and lighting improvements and all appurtenant facilities related thereto.
- Section 5. The maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities shall be performed pursuant to the Act and the County Auditor of Riverside County shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, and such levies shall be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.
- Section 6. The City Treasurer shall deposit all money representing assessments collected by the County for District No. 8 to the credit of a fund for the Palm Springs Parkway Maintenance District No. 8, and such money shall be expended only for the maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities as described in Section 4.

Resolution No.
Page 3

Section 7. The adoption of this Resolution constitutes the District No. 8 levy for the fiscal year commencing July 1, 2011, and ending June 30, 2012.

Section 8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, AMENDING AND/OR
APPROVING THE FINAL ENGINEER'S ANNUAL LEVY
REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM
SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 9

WHEREAS, the City Council, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), did by previous Resolution order the City Engineer to prepare and file an Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in accordance with the Act, in connection with the levy and collection of assessments for the Palm Springs Parkway Maintenance District No. 9 (hereafter referred to as "District No. 9") for the fiscal year commencing July 1, 2011, and ending June 30, 2012; and,

WHEREAS, the City Engineer has prepared and filed the Engineer's Report with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Report; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance and services to be performed, as set forth in the Engineer's Report.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

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

Section 2. The Engineer's Report as presented consists of the following:

- a) A Description of District No. 9 and Improvements.
- b) The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
- c) A Description of the Method of Apportionment resulting in an Assessment Rate per Levy Unit within District No. 9 for fiscal year 2011/2012.

Section 3. The Engineer's Report as presented, is hereby approved (as amended), and is ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Resolution No.
Page 2

Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and the minutes of this meeting shall so reflect the presentation and final approval of the Engineer's Report.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING
AND COLLECTION OF ASSESSMENTS FOR FISCAL
YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY
MAINTENANCE DISTRICT NO. 9

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings and declared its intention to levy special benefit assessments against parcels of land within the Palm Springs Parkway Maintenance District No. 9, (hereafter referred to as "District No. 9") for the fiscal year commencing July 1, 2011, and ending June 30, 2012, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with \$22500 (hereafter referred to as the "Act"), to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the City Engineer has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within District No. 9, and the City Council did by previous Resolution approve the Engineer's Report; and,

WHEREAS, the City Council desires to levy and collect assessments against parcels of land within District No. 9 for the fiscal year commencing July 1, 2011, and ending June 30, 2012, to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the Engineer's Report proposes the levying and collection of assessments less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Following notice duly given, the City Council has held a full and fair Public Hearing regarding its Resolution approving or amending the Engineer's Report prepared in connection therewith; the levy and collection of assessments, and considered all oral and written statements, protests and communications made or filed by interested persons. The City Council has determined that the property owners in accordance with the requirements of Article XIID of the California Constitution, have approved the assessments so presented.

- Section 2. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:
- a) The land within District No. 9 will receive special benefit by the operation, maintenance and servicing of landscaping and lighting improvements and appurtenant facilities within the boundaries of District No. 9.
 - b) District No. 9 includes all of the lands receiving such special benefit.
 - c) The net amount to be assessed upon the lands within District No. 9 is in accordance and apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefit to be received by each parcel from the improvements and services for the fiscal year commencing July 1, 2011, and ending June 30, 2012.
 - d) The assessment amounts described in the Engineer's Report are less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.
- Section 3. The Engineer's Report and assessment as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.
- Section 4. The City Council hereby orders the proposed improvements to be made, which improvements are briefly described as the maintenance, operation, administration and servicing of the improvements related to landscaping and lighting improvements and all appurtenant facilities related thereto.
- Section 5. The maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities shall be performed pursuant to the Act and the County Auditor of Riverside County shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, and such levies shall be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.
- Section 6. The City Treasurer shall deposit all money representing assessments collected by the County for District No. 9 to the credit of a fund for the Palm Springs Parkway Maintenance District No. 9, and such money shall be expended only for the maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities as described in Section 4.

Resolution No.
Page 3

Section 7. The adoption of this Resolution constitutes the District No. 9 levy for the fiscal year commencing July 1, 2011, and ending June 30, 2012.

Section 8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING AND/OR APPROVING THE FINAL ENGINEER'S ANNUAL LEVY REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM SPRINGS PARKWAY MAINTENANCE DISTRICT NO. 10, ZONE 1 AND ZONE 2

WHEREAS, the City Council, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), did by previous Resolution order the City Engineer to prepare and file an Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in accordance with the Act, in connection with the annual levy and collection of assessments for the Palm Springs Parkway Maintenance District No. 10, Zone 1 and Zone 2 (hereafter referred to as "District No. 10") for the fiscal year commencing July 1, 2011, and ending June 30, 2012; and,

WHEREAS, the City Engineer has prepared and filed the Engineer's Report with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Report; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance and services to be performed, as set forth in the Engineer's Report.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

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

Section 2. The Engineer's Report as presented consists of the following:

- a) A Description of District No. 10 and Improvements.
- b) The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
- c) A Description of the Method of Apportionment resulting in an Assessment Rate per Levy Unit within District No. 10 for fiscal year 2011/2012.

Section 3. The Engineer's Report as presented, is hereby approved (as amended), and is ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and the minutes of this meeting shall so reflect the presentation and final approval of the Engineer's Report.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING
AND COLLECTION OF ASSESSMENTS FOR FISCAL
YEAR 2011/2012 WITHIN THE PALM SPRINGS PARKWAY
MAINTENANCE DISTRICT NO. 10, ZONE 1 AND ZONE 2

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings and declared its intention to levy special benefit assessments against parcels of land within the Palm Springs Parkway Maintenance District No. 10, Zone 1 and Zone 2, (hereafter referred to as "District No. 10") for the fiscal year commencing July 1, 2011, and ending June 30, 2012, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the City Engineer has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within District No. 10, and the City Council did by previous Resolution approve the Engineer's Report; and,

WHEREAS, the City Council desires to levy and collect assessments against parcels of land within District No. 10 for the fiscal year commencing July 1, 2011, and ending June 30, 2012, to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the Engineer's Report proposes the levying and collection of assessments less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE
AS FOLLOWS:

Section 1. Following notice duly given, the City Council has held a full and fair Public Hearing regarding its Resolution approving or amending the Engineer's Report prepared in connection therewith; the levy and collection of assessments, and considered all oral and written statements, protests and communications made or filed by interested persons. The City Council has determined that the property owners in accordance with the requirements of Article XIIIID of the California Constitution, have approved the assessments so presented.

- Section 2. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:
- a) The land within District No. 10 will receive special benefit by the operation, maintenance and servicing of landscaping and lighting improvements and appurtenant facilities within the boundaries of District No. 10.
 - b) District No. 10 includes all of the lands receiving such special benefit.
 - c) The net amount to be assessed upon the lands within District No. 10 is in accordance and apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefit to be received by each parcel from the improvements and services for the fiscal year commencing July 1, 2011, and ending June 30, 2012.
 - d) The assessment amounts described in the Engineer's Report are less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.
- Section 3. The Engineer's Report and assessment as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.
- Section 4. The City Council hereby orders the proposed improvements to be made, which improvements are briefly described as the maintenance, operation, administration and servicing of the improvements related to landscaping and lighting improvements and all appurtenant facilities related thereto.
- Section 5. The maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities shall be performed pursuant to the Act and the County Auditor of Riverside County shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, and such levies shall be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.
- Section 6. The City Treasurer shall deposit all money representing assessments collected by the County for District No. 10 to the credit of a fund for the Palm Springs Parkway Maintenance District No. 10, and such money shall be expended only for the maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities as described in Section 4.

Section 7. The adoption of this Resolution constitutes the District No. 10 levy for the fiscal year commencing July 1, 2011, and ending June 30, 2012.

Section 8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. _____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, AMENDING AND/OR
APPROVING THE FINAL ENGINEER'S ANNUAL LEVY
REPORT FOR FISCAL YEAR 2011/2012 FOR THE PALM
SPRINGS LANDSCAPE MAINTENANCE DISTRICT NO. 12

WHEREAS, the City Council, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), did by previous Resolution order the City Engineer to prepare and file an Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in accordance with the Act, in connection with the annual levy and collection of assessments for the Palm Springs Landscape Maintenance District No. 12 (hereafter referred to as "District No. 12") for the fiscal year commencing July 1, 2011, and ending June 30, 2012; and,

WHEREAS, the City Engineer has prepared and filed the Engineer's Report with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Report; and,

WHEREAS, the City Council has carefully examined and reviewed the Engineer's Report as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance and services to be performed, as set forth in the Engineer's Report.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

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

Section 2. The Engineer's Report as presented consists of the following:

- a) A Description of District No. 12 and Improvements.
- b) The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
- c) A Description of the Method of Apportionment resulting in an Assessment Rate per Levy Unit within District No. 12 for fiscal year 2011/2012.

Section 3. The Engineer's Report as presented, is hereby approved (as amended), and is ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

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Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and the minutes of this meeting shall so reflect the presentation and final approval of the Engineer's Report.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PALM SPRINGS, CALIFORNIA, ORDERING THE LEVYING
AND COLLECTION OF ASSESSMENTS FOR FISCAL
YEAR 2011/2012 WITHIN THE PALM SPRINGS
LANDSCAPE MAINTENANCE DISTRICT NO. 12

WHEREAS, the City Council has, by previous Resolutions, initiated proceedings and declared its intention to levy special benefit assessments against parcels of land within the Palm Springs Landscape Maintenance District No. 12 (hereafter referred to as "District No. 12") for the fiscal year commencing July 1, 2011, and ending June 30, 2012, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of the State of California, beginning with §22500 (hereafter referred to as the "Act"), to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the City Engineer has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council the Engineer's Annual Levy Report (hereafter referred to as the "Engineer's Report") in connection with the proposed levy and collection of special benefit assessments upon eligible parcels of land within District No. 12, and the City Council did by previous Resolution approve the Engineer's Report; and,

WHEREAS, the City Council desires to levy and collect assessments against parcels of land within District No. 12 for the fiscal year commencing July 1, 2011, and ending June 30, 2012, to pay the costs and expenses of operation, maintenance, repair and servicing of landscaping and lighting improvements and all appurtenant facilities and operations related thereto; and,

WHEREAS, the Engineer's Report proposes the levying and collection of assessments less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE
AS FOLLOWS:

Section 1. Following notice duly given, the City Council has held a full and fair Public Hearing regarding its Resolution approving or amending the Engineer's Report prepared in connection therewith; the levy and collection of assessments, and considered all oral and written statements, protests and communications made or filed by interested persons. The City Council has determined that the property owners in accordance with the requirements of Article XIIID of the California Constitution, have approved the assessments so presented.

- Section 2. Based upon its review (and amendments, as applicable) of the Engineer's Report, a copy of which has been presented to the City Council and which has been filed with the City Clerk, the City Council hereby finds and determines that:
- a) The land within District No. 12 will receive special benefit by the operation, maintenance and servicing of landscaping and lighting improvements and appurtenant facilities within the boundaries of District No. 12.
 - b) District No. 12 includes all of the lands receiving such special benefit.
 - c) The net amount to be assessed upon the lands within District No. 12 is in accordance and apportioned by a formula and method which fairly distributes the net amount among all eligible parcels in proportion to the special benefit to be received by each parcel from the improvements and services for the fiscal year commencing July 1, 2011, and ending June 30, 2012.
 - d) The assessment amounts described in the Engineer's Report are less than or equal to the maximum assessment amounts previously approved by property owner petition or balloting.
- Section 3. The Engineer's Report and assessment as presented to the City Council and on file in the office of the City Clerk are hereby confirmed as filed.
- Section 4. The City Council hereby orders the proposed improvements to be made, which improvements are briefly described as the maintenance, operation, administration and servicing of the improvements related to landscaping and lighting improvements and all appurtenant facilities related thereto.
- Section 5. The maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities shall be performed pursuant to the Act and the County Auditor of Riverside County shall enter on the County Assessment Roll opposite each parcel of land the amount of levy, and such levies shall be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the levy shall be paid to the City Treasurer.
- Section 6. The City Treasurer shall deposit all money representing assessments collected by the County for District No. 12 to the credit of a fund for the Palm Springs Landscape Maintenance District No. 12, and such money shall be expended only for the maintenance, operation and servicing of the landscaping and lighting improvements and appurtenant facilities as described in Section 4.

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Section 7. The adoption of this Resolution constitutes the District No. 12 levy for the fiscal year commencing July 1, 2011, and ending June 30, 2012.

Section 8. The City Clerk is hereby authorized and directed to file the levy with the County Auditor upon adoption of this Resolution.

ADOPTED THIS 6th day of July, 2011.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. ____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on July 6, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California