

RESOLUTION NO. 2023-038

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORONA INITIATING PROCEEDINGS TO INCREASE, LEVY AND COLLECT ASSESSMENTS IN CITY OF CORONA LANDSCAPE MAINTENANCE DISTRICT NO. 84-2, ZONE 19, COMMENCING IN FISCAL YEAR 2024 PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972, APPOINTING THE ENGINEER OF RECORD, AND ORDERING PREPARATION OF AN ENGINEER'S REPORT

WHEREAS, the City Council of the City of Corona (the “City Council”) has previously determined that the public interest, convenience, and necessity require the installation, construction, and maintenance of public landscaping and appurtenant facilities within City of Corona Landscape Maintenance District No. 84-2 (the “District”) as authorized by the Landscaping and Lighting Act of 1972, Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code (the “Act”); and

WHEREAS, the City Council has determined that due to increasing costs associated with the maintenance, servicing and operation of public landscaping and appurtenant facilities in Zone 19 of Landscape Maintenance District No. 84-2 (“Zone 19”), it is necessary that the assessments which will be levied on parcels of assessable property in Zone 19 be increased commencing in fiscal year 2024.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORONA AS FOLLOWS:

SECTION 1. Initiation of Proceedings. The City Council hereby initiates proceedings pursuant to the Act to increase, levy and collect annual assessments within Zone 19 of the District for the maintenance, servicing and operating of landscaping and appurtenant facilities commencing in fiscal year 2024. Pursuant to Resolution No. 2023-037, the City Council has also initiated proceedings pursuant to the Act to levy and collect annual assessments within Zone 19 for fiscal year 2024 at the rate currently authorized for Zone 19. The existence of a majority protest against the imposition of an increase in the annual assessments within Zone 19 pursuant to Section 53753(e) of the California Government Code, shall not pertain the annual levy proceedings initiated pursuant to Resolution No. 2023-037 and shall not otherwise require the City Council to abandon the annual levy proceedings.

SECTION 2. Description of Improvements. The maintenance to be performed within Zone 19 consists of the furnishing of services and materials for the ordinary and usual maintenance, operation, and servicing of public landscape, including:

(a) Repair, removal, or replacement of all, or any part of, the improvements thereon, including incidental drainage facilities.

(b) Operation, maintenance, repair, and replacement of irrigation systems.

(c) Servicing and maintenance of plantings and landscaping.

SECTION 3. Applicable Law. The proceedings for the increase in annual assessments within Zone 19 are to be conducted pursuant to the Act and, as applicable, the requirements of Section 53739 of the California Government Code and Article 4.6 (commencing with Section 53750) of Chapter 4 of Part 1 of Division 2 of Title 5 of the California Government Code.

SECTION 4. Appointment of Engineer. Spicer Consulting Group, LLC, consulting engineers, is appointed as the engineer of record (the “Engineer”) for the purpose of preparing the written report provided for in Section 22567 of the Streets and Highways Code (the “Report”) for the proposed increase in annual assessments within Zone 19, and is hereby directed to prepare and file the Report with the City Clerk.

PASSED, APPROVED AND ADOPTED this 3rd day of May 2023.

Mayor of the City of Corona

ATTEST:

City Clerk of the City of Corona

CERTIFICATION

I, Sylvia Edwards, City Clerk of the City of Corona, do hereby certify that the foregoing resolution was regularly passed and adopted by the City Council of the City of Corona at a regular meeting held on the 3rd day of May 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Corona this 3rd day of May 2023.

City Clerk of the City of Corona