

**RESOLUTION NO. 2021-038**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORONA, CALIFORNIA, DECLARING INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN LIGHTING MAINTENANCE DISTRICT NO. 84-1 FOR FISCAL YEAR 2022 AND TO DETACH CERTAIN TERRITORY FROM THE DISTRICT, APPROVING PRELIMINARY ENGINEER'S REPORT, AND PROVIDING NOTICE OF PUBLIC HEARING ON PROPOSED ASSESSMENTS**

**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 street lighting, traffic signals, and appurtenant facilities within the Lighting Maintenance District No. 84-1 (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**, on May 5, 2021, the City Council adopted Resolution No. 2021-023 initiating proceedings to levy and collect assessments for Fiscal Year 2022 within the District, and ordering the preparation of an Engineer's Report; and

**WHEREAS**, Spicer Consulting Group, LLC, the Engineer of Record designated by the City Council to prepare such report, has prepared and filed the report with the City Clerk, and presented the report to the City Council for consideration; and

**WHEREAS**, it is necessary that City Council adopt a resolution of intention pursuant to Section 22624 of the Streets and Highways Code, approve the preliminary Engineer's Report (the "Report"), and provide notice of the time and place of a public hearing on the Report and the proposed assessments within the District for Fiscal Year 2022; and

**WHEREAS**, certain territory that is within the boundaries of the District described in Exhibit "A" attached hereto and incorporate herein by reference ("Detached Properties") has now been included within or annexed to one or more community facilities districts established by the City of Corona ("CFD's"); and

**WHEREAS**, the CFD's provide the same services to the Detached Properties that were provided by the District; and

**WHEREAS**, the assessments levied by the District have not been levied on the Detached Properties as of the Detachment Year listed in Exhibit "A" that corresponds to each Assessor's Parcel Number; and

**WHEREAS**, the City Council desires to detach the Detached Properties from the District.

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

**SECTION 1. Findings.** The City Council finds that:

- (a) The foregoing recitals are true and correct;
- (b) The Report contains all matters required by Section 22565 through 22574 of the Streets and Highways Code and may, therefore, be approved by the City Council;
- (c) The proposed assessments to be levied on all parcels of assessable land within the District for Fiscal Year 2022 are based on special benefit conferred upon each such parcel from the public lighting facilities maintained and serviced by the District;
- (d) The proportionate special benefit derived by each such parcel has been determined in relationship to the entirety of the cost of the maintenance and servicing of the public lighting facilities; and
- (e) The amount of the proposed assessment to be levied on each such parcel is based upon and will not exceed the reasonable costs of the proportionate special benefit conferred on that parcel.
- (f) The amount of the proposed assessment to be levied on each such parcel is not proposed to be increased over the amount of the assessment which was levied on the parcel for the prior Fiscal Year.

**SECTION 2. Intention.** The City Council declares that it intends to levy assessments on all parcels of assessable land within the District for Fiscal Year 2022, as set forth in the Report. Those assessments will be collected at the same time and in the same manner as County taxes are collected.

**SECTION 3. Improvements.** The improvements authorized for the District are:

- (a) The installation or construction of public lighting facilities, traffic signals and control devices, and facilities appurtenant to any of the foregoing or which are necessary or convenient for the maintenance or servicing thereof, including electrical facilities; and
- (b) The maintenance and servicing, or both, of any of the foregoing, including all matters specified in Sections 22531 and 22538 of the Streets and Highways Code which are applicable thereto.

**SECTION 4. District.** The distinctive designation of the District is “Lighting Maintenance District No. 84-1 of the City of Corona.” The boundaries of the District are described and shown in the Report.

**SECTION 5. Report and Assessments.** The Report, which is on file with the City Clerk, and has been presented to the City Council at the meeting in which this resolution is adopted, is approved. Reference is hereby made to the Report for a full and detailed description of the improvements, the boundaries of the District, the zones therein, and the proposed assessments for Fiscal Year 2022.

**SECTION 6. Detached Territory.** The City Council declares that it intends to detach the Detached Properties from the District. The Detached Properties are described in Exhibit “A” and Appendix D of the Report for the District for Fiscal Year 2022.

**SECTION 7. Public Hearing.** Notice is hereby given that on July 7, 2021, at 6:30 p.m., in the City Council Chambers of the City of Corona, at 400 South Vicentia Avenue, Corona, at a regular meeting of the City Council, a public hearing will be held on the Report and the assessments to be levied within the District for Fiscal Year 2022. Any interested person may file a written protest with the City Clerk prior to the conclusion of the hearing, which protest must state all grounds of objection and describe the property within the District owned by such person.

**SECTION 8. Publication.** The City Clerk shall cause a copy of this resolution to be published once in the newspaper of general circulation as required by Sections 22552 and 22553 of the Street and Highways Code and Section 6061 of the Government Code.

**SECTION 9. Designated Person.** The City Council designates Spicer Consulting Group, the Engineer of Record, telephone number (866) 504-2067, as the entity to answer inquiries regarding the levying and collection of the assessments within the District for Fiscal Year 2022.

**PASSED, APPROVED AND ADOPTED** this 2nd day of June, 2021.

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Mayor of the City of Corona, California

**ATTEST:**

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City Clerk of the City of Corona, California

**CERTIFICATION**

I, Sylvia Edwards, City Clerk of the City of Corona, California, do hereby certify that the foregoing Resolution was regularly passed and adopted by the City Council of the City of Corona, California, at a regular meeting thereof held on the 2nd day of June, 2021, 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, California, this 2nd day of June, 2021.

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City Clerk of the City of Corona, California

[SEAL]

**EXHIBIT “A”**

**DETACHED PROPERTIES**

Assessor's Parcel Number	Annexation District	Detachment Year
119190022	CFD 2016-3 Zone 2	FY 2016-17
119190025		
119190029		
115060044	CFD 2016-3 Zone 3	FY 2016-17
115060046		
115060047		
115060048		
115210025	CFD 2016-3 Zone 4	FY 2016-17
116320002	CFD 2016-3 Zone 6	FY 2017-18
116320003		
116320015		
116320016		
116320017		
116320028		
120040005	CFD 2017-2	FY 2017-18
120040049		
113140009	CFD 2016-3 Zone 8	FY 2018-19
111053006	CFD 2016-3 Zone 9	FY 2018-19
114691006	CFD 2016-3 Zone 10	FY 2018-19
116320008	CFD 2016-3 Zone 12	FY 2018-19
118140068	CFD 2016-3 Zone 13	FY 2018-19
118210019		
119210026		
116310071	CFD 2016-3 Zone 14	FY 2019-20
116320031		
116320032		
113420009	CFD 2016-3 Zone 15	FY 2019-20
118130033	CFD 2016-3 Zone 16	FY 2019-20
118130034		
117270021	CFD 2016-3 Zone 18	FY 2020-21
117270038		
115100046	CFD 2016-3 Zone 19	FY 2020-21
115415001		
115415002		
115090008	CFD 2016-3 Zone 21	FY 2020-21
122061006	CFD 2016-3 Zone 22	FY 2020-21