Agenda # 6.7(b)
Meeting Date: February 3, 2015

CITY COUNCIL AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

VIA: James DeStefano, City Manager

TITLE: **ADOPT RESOLUTION NO. 2015-XX ORDERING THE CITY ENGINEER TO PREPARE AND TO FILE A REPORT RELATED TO MAINTENANCE OF OPEN SPACE IN THE CITY OF DIAMOND BAR LANDSCAPING ASSESSMENT DISTRICT NO. 39 AND ANY ASSESSMENT THEREON FOR FISCAL YEAR 2015-2016.**

RECOMMENDATION:

Adopt.

FINANCIAL IMPACT:

For Fiscal Year 2014-2015, a total budget of $4,500 has been approved for the assessment engineering services needed for District No. 39.

BACKGROUND/DISCUSSION:

The City has an annual program for the maintenance of landscaping as well as open space improvements, and intends to continue said program by special assessments upon lands within the City. Funds must be provided to enable each District to continue their operation during the 2015-2016 Fiscal Year. Of the City's three Districts, District 39 encompasses a specific part of the City as illustrated on Exhibit "A-2" Map.

As part of this program update, the City must undergo a three step process. First, the City initiates the process by adopting resolutions ordering the City Engineer to prepare and file an engineer's report for each district. Second, the report is finalized and presented to the City Council who, in turn, adopts resolutions of intention that are set for a Public Hearing. Lastly, a Public Hearing is held at a City Council meeting where all three Assessment Districts are approved and confirmed, resulting in the adoption of a resolution confirming the levy of assessments. Throughout the entire process, all

proceedings for the maintenance of public improvements will be pursuant to the provisions of the Landscape and Lighting Act of 1972 of Part 2 of Division 15 of the Streets and Highways Code of the State of California.

PREPARED BY: Marcy Hilario, Administrative Coordinator

APPROVED BY:

_____

David G. Liu, Director of Public Works

Attachment: Exhibit “A-2” Map
Resolution No. 2015-XX

RESOLUTION NO. 2015-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DIAMOND BAR ORDERING THE CITY ENGINEER TO PREPARE AND TO FILE A REPORT RELATED TO MAINTENANCE OF OPEN SPACE IN THE CITY OF DIAMOND BAR ASSESSMENT DISTRICT NO. 39 AND ANY ASSESSMENT THEREON FOR FISCAL YEAR 2015-16.

A. RECITALS

(i) Heretofore the City of Diamond Bar Assessment District No. 39 was created pursuant to Part 2 of Division 15 of the California Streets and Highways Code (§§ 22500, et. seq.).

(ii) California Streets and Highways Code § 22622 provides that this Council shall adopt a resolution generally describing any proposed new improvements or substantial changes in existing improvements in such a district and ordering the City Engineer to prepare and file a report related to annual maintenance and assessment in such a district.

(iii) No new improvements or substantial changes in existing improvements are proposed for said Landscaping Assessment District No. 39.

(iv) All legal prerequisites to the adoption of this Resolution have occurred.

B. RESOLUTION

NOW, THEREFORE, THE City Council of the City of Diamond Bar does hereby find, determine and resolve as follows:

1. The Recitals, as set forth in Part A of this Resolution, are in all respects true and correct.

2. The City Engineer hereby is ordered and directed to prepare an annual report as specified in California Streets and Highways Code §§ 22565, et seq., with respect to City of Diamond Bar Assessment District No. 39 for Fiscal Year 2015-16.

3. The City Clerk shall certify to the adoption of this Resolution.

PASSED, ADOPTED AND APPROVED this ___ day of _____, 2015.

_____
Steve Tye, Mayor

I, TOMMYE A. CRIBBINS, City Clerk of the City of Diamond Bar, do hereby certify that the foregoing Resolution was passed, adopted and approved at a regular meeting of the City Council of the City of Diamond Bar held on the ___ day of _____, 2015, by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:
ABSTAINED:	COUNCIL MEMBERS:

ATTEST:_____
Tommye A. Cribbins, City Clerk

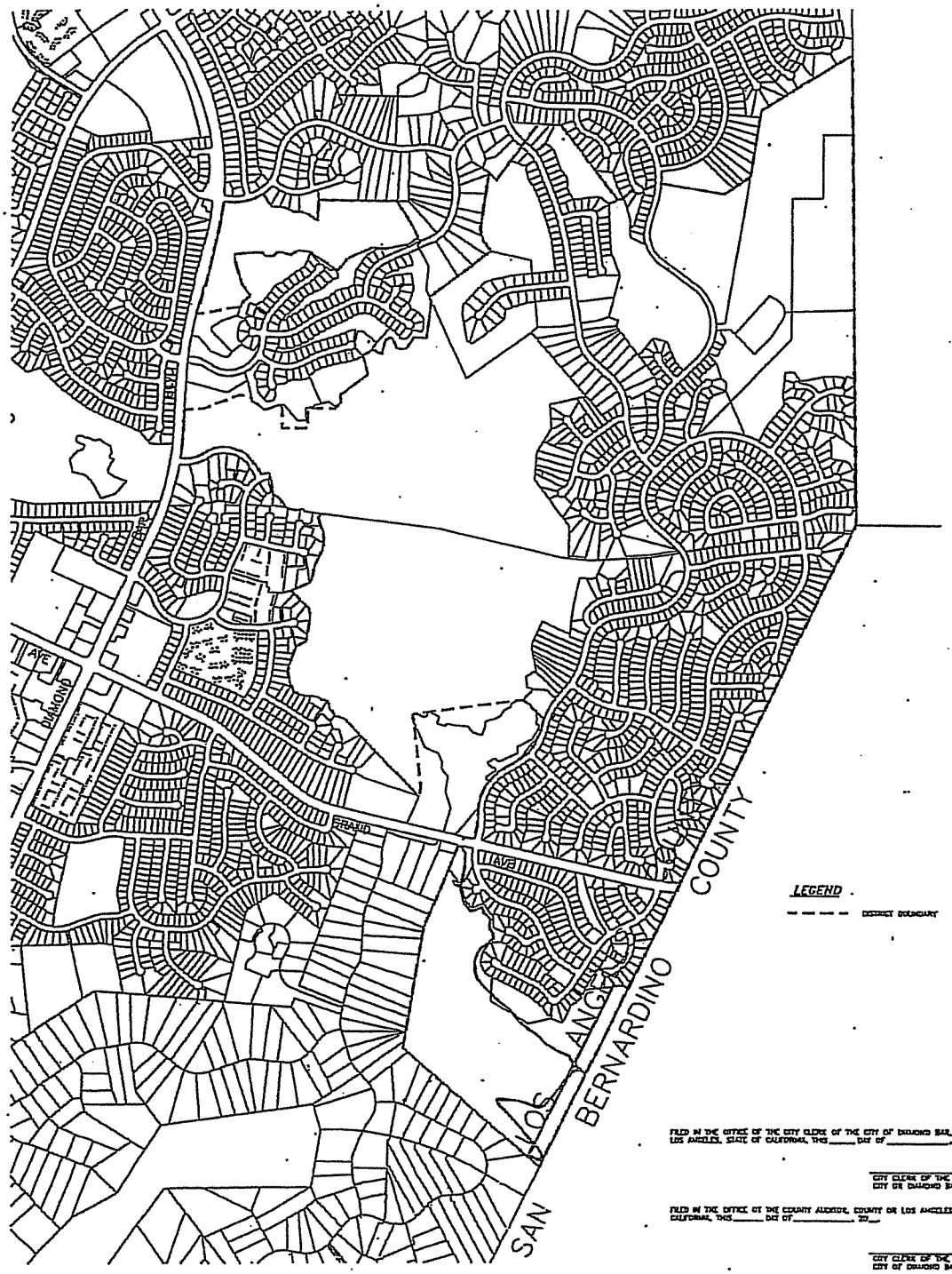
EXHIBIT "A-2"

ASSESSMENT DIAGRAM

ASSESSMENT DISTRICT NO. 39

FISCAL YEAR 2015-2016

FOR THE CITY OF DIAMOND BAR



LEGEND

- - - - DISTRICT BOUNDARY

FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY OF DIAMOND BAR, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, THIS _____ DAY OF _____, 20__.

CITY CLERK OF THE
CITY OF DIAMOND BAR

FILED IN THE OFFICE OF THE COUNTY AUDITOR, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, THIS _____ DAY OF _____, 20__.

CITY CLERK OF THE
CITY OF DIAMOND BAR

THE ASSESSMENT NUMBER FOR EACH LOT OR PARCEL WITHIN THE DISTRICT IS THE ASSESSOR'S PARCEL NUMBER AS ASSIGNED BY THE COUNTY OF LOS ANGELES ASSESSOR'S OFFICE.

THE LINES AND DIMENSIONS FOR EACH LOT OR PARCEL OF LAND WITHIN THE DISTRICT ARE SHOWN ON THE ASSESSOR'S PARCEL MAPS ON FILE IN THE OFFICE OF THE LOS ANGELES COUNTY ASSESSOR.

GRAPHIC SCALE

(IN FEET)
1 inch = 500 ft.

BASE MAP COURTESY OF THE CITY OF DIAMOND BAR