

RESOLUTION NO. 2024-41

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA, CONFIRMING THE ASSESSMENT AND DIAGRAM AND ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE CITY OF COACHELLA LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 THROUGH 40 FOR FISCAL YEAR 2024/2025, PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE

WHEREAS, the City Council and the City of Coachella, California (“City Council”) has adopted Resolution No. 2024-23 on July 10, 2024 Initiating the Preparation of the Engineer’s Report Declaring Intention to Levy and Collect Assessments for Fiscal Year 2024/2025 for the City of Coachella Landscaping and Lighting Maintenance District Number 1 through 40 pursuant to the terms and provisions of the “Landscaping and Lighting Act of 1972”, being Part 2 Division 15 of the California Streets and Highways Code; and

WHEREAS, this City Council has directed the staff to prepare the Engineer’s Report, and the City Engineer has prepared and submitted the report to the City Clerk his report pursuant to law for the City Council’s consideration; and

WHEREAS, the City Council has adopted Resolution Number 2024-22 on July 10, 2024 Giving Preliminary Approval of the Preliminary Engineer’s Report for Levy of Annual Assessments for Landscaping and Lighting Maintenance Districts 1 through 40 Declaring the Intention to Levy and Collect Assessments for Fiscal Year 2024/2025 and Set a Public Hearing for Districts 1 through 40; and

WHEREAS, the City Council scheduled a Public Hearing on July 24, 2024 at 6:00 p.m, and Public Hearing was continued to July 30, 2024 prior to confirmation of the proposed assessments for Fiscal Year 2024/2025; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Coachella as follows:

Section 1. That above recitals area all true and correct

Section 2. Following notice duly given by publication, the City Council has held a full and fair Public Hearing regarding the Levy of the Proposed Assessment within the City of Coachella Landscaping and Lighting Maintenance District No. 1 through 40 for Fiscal Year commencing on July 1, 2024 and ending June 30, 2025, to pay for the cost and expenses of maintaining and servicing existing and proposed public landscaping and storm drain facilities installed and constructed within public places in the City of Coachella, pursuant to the terms and provisions of the Landscaping and Lighting Act of 1972, being Part 2 of Division 15 of the California Streets and Highways Code. All interested persons were offered the opportunity to hear and be heard regarding protests and objections to the Levy and Collection of the Proposed Assessment against lots or parcels of real property within City of Coachella Landscaping and

Lighting Maintenance District No. 1 through 40. All protests and objections to the Levy and Collection of the proposed assessments for the Fiscal Year 2024/2025 commencing on July 1, 2024 and ending on June 30, 2025, area hereby overruled by the City Council.

Section 3. The City Council hereby orders the maintenance and servicing of the existing and proposed public landscape facilities installed and constructed in public places in the City of Coachella and hereby confirms the diagram and assessment set forth in the Engineer's Report.

Section 4. The assessment is in compliance with the provisions of the "Landscaping and Lighting Act of 1972," being Part 2 of Division 15 of the California Streets and Highways Code and with any applicable provisions of Proposition 218.

Section 5. The assessment is levied without regard to property valuation.

Section 6. The assessment is levied for the purpose of paying the costs and expenses of maintaining and servicing existing and proposed public landscaping facilities installed and constructed in public places in the City of Coachella for the Fiscal Year commencing on July 1, 2024 and ending on June 30, 2025.

Section 7. The adoption of Resolution No. 2024-41 constitutes the levy of an assessment for the Fiscal Year commencing on July 1, 2024 and ending on June 30, 2025.

Section 8. The maintenance and servicing of the public landscaping facilities shall be performed pursuant to law and the County Recorder/Auditor of Riverside County shall enter on the County Assessment Roll opposite each lot or parcel of land the amount of the assessment and such assessments shall then 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 assessments shall be paid to the City of Coachella Finance Department.

Section 9. The City of Coachella Finance Department shall deposit all monies representing assessments collected by the County to the credit of a special fund known as Special Revenue Funds Special Assessments, City of Coachella Landscaping and Lighting Maintenance District No. 1 through 40.

Section 10. The City Clerk is hereby authorized and directed to file the diagram and assessment, or a certified copy of the diagram and assessment, with the Riverside County, Assessor's Office, together with a certified copy of Resolution 2024-41 upon its adoption.

Section 11. A certified copy of the assessment and diagram shall be filed in the Office of the City Clerk, with a duplicate copy on file in the Public Works Department and open for public review.

PASSED, APPROVED and ADOPTED this 30th day of July 2024.

Steven A. Hernandez
Mayor

ATTEST:

Angela M. Zepeda
City Clerk

APPROVED AS TO FORM:

Carlos Campos
City Attorney

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF COACHELLA)

I HEREBY CERTIFY that the foregoing Resolution No. 2024-41 was duly adopted by the City Council of the City of Coachella at a regular meeting thereof, held on the 30th day of July 2024, by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

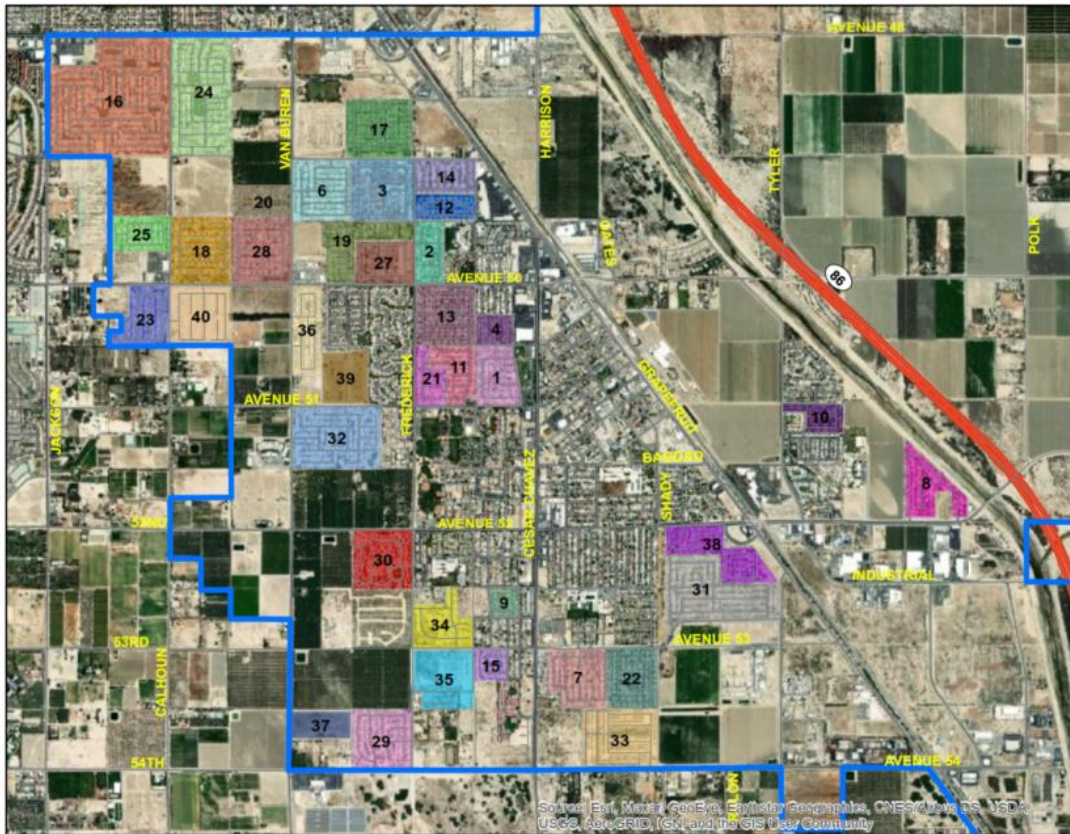
Delia Granados
Deputy City Clerk

Exhibit "A"

CITY OF COACHELLA LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 THROUGH 40 FISCAL YEAR 2024/2025

BOUNDARY MAP

CITY OF COACHELLA LANDSCAPING AND LIGHTING ASSESSMENT DISTRICTS



District	Tract Name	Tract Number
1	Lewis	14654
2	Peacock Palms	14472
3	Beana Vista	14675
4	Palm Desert Dev.	18632
6	Fiesta Homes	23911
7	La Paz	26467
8	(Lighting only)	24299
9	CV Housing Coalition	23408
10	Plaza del Sol	36592
11	Loma Vista	22110
12	La Paz II	28374
13	Baron-Zrack	28443
14	Pueblo de la Paz	29071
15	Cachanillas	30020
16	Tierra del Sol	30684
17	Rancho Las Flores	30498
18	Bella Canto	30728
19	Payaso de la Palmas	30354
20	Posada del Valle	30621
21	Loma Vista II	22110
22	Rancho de la Fe	30889
23	La Colonia	30871
24	La Paoma Estates	30910
25	Las Plumas	31376
27	Rancho Miraposa	30831
28	La Mirada	30830
29	Somerset	31664
30	Navarra/Sundate I	31508
31	Los Jardines	31533
32	Aventine	31551
33	Vista Escondida	32264
34	Terra Bonita	31158
35	Bellissima	31978
36	Valencia	31698
37	Volk	31550
38	Rancho Cielo	31714
39	Sevilla	38084
40	Mariposa Pointe	32074



Exhibit "B"

**CITY OF COACHELLA LANDSCAPING AND LIGHTING MAINTENANCE
DISTRICT NO. 1 THROUGH 40 FISCAL YEAR 2024/2025**

DISTRICT NUMBER	PROPOSED LEVY PER LOT	NUMBER OF LOTS
AREA 1	\$109.60	127
AREA 2	\$59.76	130
AREA 3	\$95.40	181
AREA 4	\$94.42	66
AREA 5	\$0.00	0
AREA 6	\$214.28	171
AREA 7	\$152.90	161
AREA 8	\$25.26	138
AREA 9	\$176.42	32
AREA 10	\$81.86	75
AREA 11	\$84.76	105
AREA 12	\$256.88	76
AREA 13	\$412.64	168
AREA 14	\$419.52	90
AREA 15	\$680.32	48
AREA 16	\$675.00	554
AREA 17	\$625.00	162
AREA 18	\$699.56	172
AREA 19	\$412.16	126
AREA 20	\$744.06	81
AREA 21	\$172.86	70
AREA 22	\$575.00	118
AREA 23	\$686.90	119
AREA 24	\$854.92	291
AREA 25	\$667.26	87
AREA 26	\$0.00	0
AREA 27	\$675.00	112
AREA 28	\$675.00	171
AREA 29	\$550.00	152

Exhibit "B"

**CITY OF COACHELLA LANDSCAPING AND LIGHTING MAINTENANCE
DISTRICT NO. 1 THROUGH 40 FISCAL YEAR 2024/2025**

AREA 30	\$475.00	160
AREA 31	\$550.00	265
AREA 32	\$600.00	250
AREA 33	\$800.90	282
AREA 34	\$700.00	115
AREA 35	\$800.00	49
AREA 36	\$595.00	108
AREA 37	\$0.00	0
AREA 38	\$636.74	150
AREA 39	\$463.20	107
AREA 40	\$542.26	155

Exhibit “C”

NOTICE OF PUBLIC HEARING FOR RESOLUTION NO. 2024-22, “CONFIRMING THE ASSESSMENT AND DIAGRAM AND ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE CITY OF COACHELLA LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 THROUGH 40 FOR FISCAL YEAR 2024/2025

THE DESERT SUN

RESOLUTION NO. 2024-22
A RESOLUTION OF THE
CITY
COUNCIL
OF
COACHELLA, CALIFOR-
NIA, APPROVING THE
PRELIMINARY
ENGI-
NEER'S REPORT FOR
LEVY
OF
ASSESSMENTS
ANNUAL
FOR
FISCAL 2024/2025 FOR THE
CITY OF COACHELLA
LANDSCAPING
AND
LIGHTING
MAINTE-
NANCE DISTRICT
NO. 1
THROUGH
40
AND
SETTING A TIME AND
PLACE FOR THE PUBLIC
HEARING
WHEREAS, the City Council
and the City of Coachella,
California ("City Council")
has previously determined
that the public interest,
convenience, and necessity,
require the installation,
construction, and mainte-
nance, servicing and opera-
tion of public lighting and
landscaping and appurtenant
facilities as set forth in
Section 22525 of the Streets
and Highways Code, State of
California, within the incor-
porated
boundaries of the
City of Coachella; and
WHEREAS, the City Council
pursuant to provisions of the
Landscaping and Lighting
Act of 1972 being Part 2,
Division 15 of the California
Streets and Highways Code
("Act"), did by previous
Resolution, initiate proceed-
ings for the assessment

districts within the City
known as the Landscaping
and Lighting Maintenance
District No. 1 through 40
("Districts"), to pay for the
operation, maintenance, and
servicing of local landscap-
ing, street lighting, park and
trail improvements, and
appurtenant facilities related
thereto; and
of
WHEREAS, the Assessment
Engineer of Work has
prepared and filed an Engi-
neer's Report with the City
Clerk in connection with the
formation of the District, the
establishment
the
proposed maximum assess-
ment connected therewith
and the assessment for fiscal
year 2024/2025 (beginning
July 1, 2024 and ending June
30, 2025) with the City Clerk
pursuant to Section 22623 of
the Act, and said report has
been presented to the City
Council, and is incorporated
herein by reference.
WHEREAS, the public inter-
est and convenience require
the installation, construction,
maintenance, servicing and
operation of lighting and
landscaping and appurtenant
facilities within the City of
Coachella Landscaping and
Maintenance
Lighting
District No. 1 through 40%;
and
NOW, THEREFORE, BE IT
RESOLVED by the City
Council of
of the City of
Coachella as follows:
SECTION 1. That the forego-
ing recitals are true and
correct.
SECTION 2. The Engineer's
Report as presented, consists
of the following:
the
The Plans and Specifications

which describe the boundaries of the Districts and the improvements associated therewith that provide special benefits to parcels therein.

The Method of Apportionment that details the method of calculating proportional special benefit and the annual assessment obligation for each affected parcel.

The Estimate of Improvement Costs including the calculation of the assessments and the the estimated annual funding (Budget) required for the annual maintenance, servicing, and operation of the landscaping and lighting improvements and specifically the costs associated with the improvements determined to be of special benefit to parcels within the Districts, establishing the proposed maximum assessment and the assessment for fiscal year 2024/2025.

The Assessment Range Formula (Annual Inflationary Adjustment) to be applied to the proposed Maximum Assessment Rate per Equivalent Benefit Unit. A District Diagram outlining the boundaries of the Districts for fiscal year 2024/2025.

An Assessment Roll containing the proposed maximum assessment for fiscal year 2024/2025 for each Assessor Parcel Number within the Districts.

SECTION 3. The City Council hereby approves the Engineer's Report on a preliminary basis as submitted or amended by direction of this City Council, and orders said Report to be filed to in the Office of the City Clerk as a permanent record and

remain open to public inspection, and by reference the Engineer's Report is made part of this resolution. SECTION 4. The City Council hereby declares its intention to levy and collect special assessments within the boundaries of the City of Coachella Landscaping and Lighting fiscal Maintenance District No. 1 through 40 for year 2024/2025, pursuant to the Landscape and Lighting Act of 1972 to pay the costs of the improvements and maintenance described in Sections 5 and 6, below, that are within budget. The proposed assessments will not increase above the maximum levy allowed by Proposition 218. SECTION 5. The City Council hereby finds that the territory within the Districts as identified in the Engineer's Report consists of and includes those lots, parcels and subdivisions of land that will receive special benefits from the improvements to be provided. SECTION 6. The improvements and services for the District as identified in the Engineer's Report, include, but are not limited to, the maintenance, operation and servicing of various landscaping improvements established in connection with development of the properties within the District, and which shall be maintained for the special benefit of those properties. The maintenance and servicing of the improvements generally include, but are not limited to turf, ground cover, shrubs, and plants; vines, trees; irrigation and drainage

systems; masonry walls, retaining walls, or other fencing; monuments; hard-scapes; concrete, gravel, or decomposed granite trails, pathways and/or access roads; and other related appurtenant facilities within the District. The proposed local street lighting improvements include operation of lights only, not maintenance. Engineer's Report prepared and filed with the City Clerk provides a more detailed description of the improvements and services to be provided and for which properties shall be assessed.

SECTION 7. The City Council hereby determines that to provide the improvements described in section 6 of this resolution, it is necessary to levy and collect assessments against lots and parcels within the District commencing in fiscal year 2024/2025. Engineer's Report referred to in Section 2 of this resolution establishes the fiscal year 2024/2025 proposed maximum assessment for the District including the annual inflationary adjustment to the maximum assessment rates.

The SECTION 8. The City Council hereby authorizes and directs the City Clerk shall give notice of public meeting and public hearing follows:

as

a) The City Clerk shall cause nia Streets

this resolution of intention to be published as required by Section 22500, of the California and Highways Code. The Desert Sun is hereby designated as the newspaper in which the City Clerk shall public this resolution of intention. Upon completion of giving notice, the City Clerk is further directed to file in her office a proof of publication setting with the requirements for publishing.

SECTION 9. Notice is hereby given that on Wednesday, July 24, 2024, at 6:00 p.m. in the City Council Chambers of the City of Coachella, California, 1515 Sixth Street, in the City of Coachella, State of California, is hereby fixed as the time and place for a public hearing by this City Council regarding the levying and collection of the proposed assessments Landscaping and Lighting Maintenance District No. 1 through 40 for fiscal year 2024/2025. Any interested person may file a written forth compliance for protest with the City Clerk prior to the conclusion of the hearing, which protest must state all ground of objections and describe the property within the Districts owned by the signer of the protest.

7/18/24 10389961