

**RESOLUTION NO. 2021-19**

**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 38 FOR FISCAL YEAR 2021/2022, 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. 2021-17 on March 24, 2021 Initiating the Preparation of the Engineer’s Report Declaring Intention to Levy and Collect Assessments for Fiscal Year 2021/2022 for the City of Coachella Landscaping and Lighting Maintenance District Number 1 through 38 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 2021-18 on April 14, 2021 Giving Preliminary Approval of the Preliminary Engineer’s Report for Levy of Annual Assessments for Landscaping and Lighting Maintenance Districts 1 through 38 Declaring the Intention to Levy and Collect Assessments for Fiscal Year 2021/2022 and Set a Public Hearing for Districts 1 through 38; and

**WHEREAS**, the City Council scheduled a Public Hearing on June 23, 2021 at 6:00 p.m. prior to confirmation of the proposed assessments for Fiscal Year 2021/2022; 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 38 for Fiscal Year commencing on July 1, 2021 and ending June 30, 2022, 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 38. All protests and objections to the Levy and Collection of the proposed assessments for the Fiscal Year 2021/2022 commencing on July 1, 2021 and ending on June 30, 2022, 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, 2021 and ending on June 30, 2022.

**Section 7.** The adoption of Resolution No. 2021-19 constitutes the levy of an assessment for the Fiscal Year commencing on July 1, 2021 and ending on June 30, 2022.

**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 38.

**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 2021-19 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 office of the Public Works Department and open for public review.

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**PASSED, APPROVED and ADOPTED** this 23<sup>rd</sup> day of June 2021.

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Steven A. Hernandez  
Mayor

**ATTEST:**

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Angela M. Zepeda  
City Clerk

**APPROVED AS TO FORM:**

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Carlos Campos  
City Attorney

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

**I HEREBY CERTIFY** that the foregoing Resolution No. 2021-19 was duly adopted by the City Council of the City of Coachella at a regular meeting thereof, held on the 23<sup>rd</sup> day of June 2021, by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Andrea J. Carranza  
Deputy City Clerk

## SCHEDULE

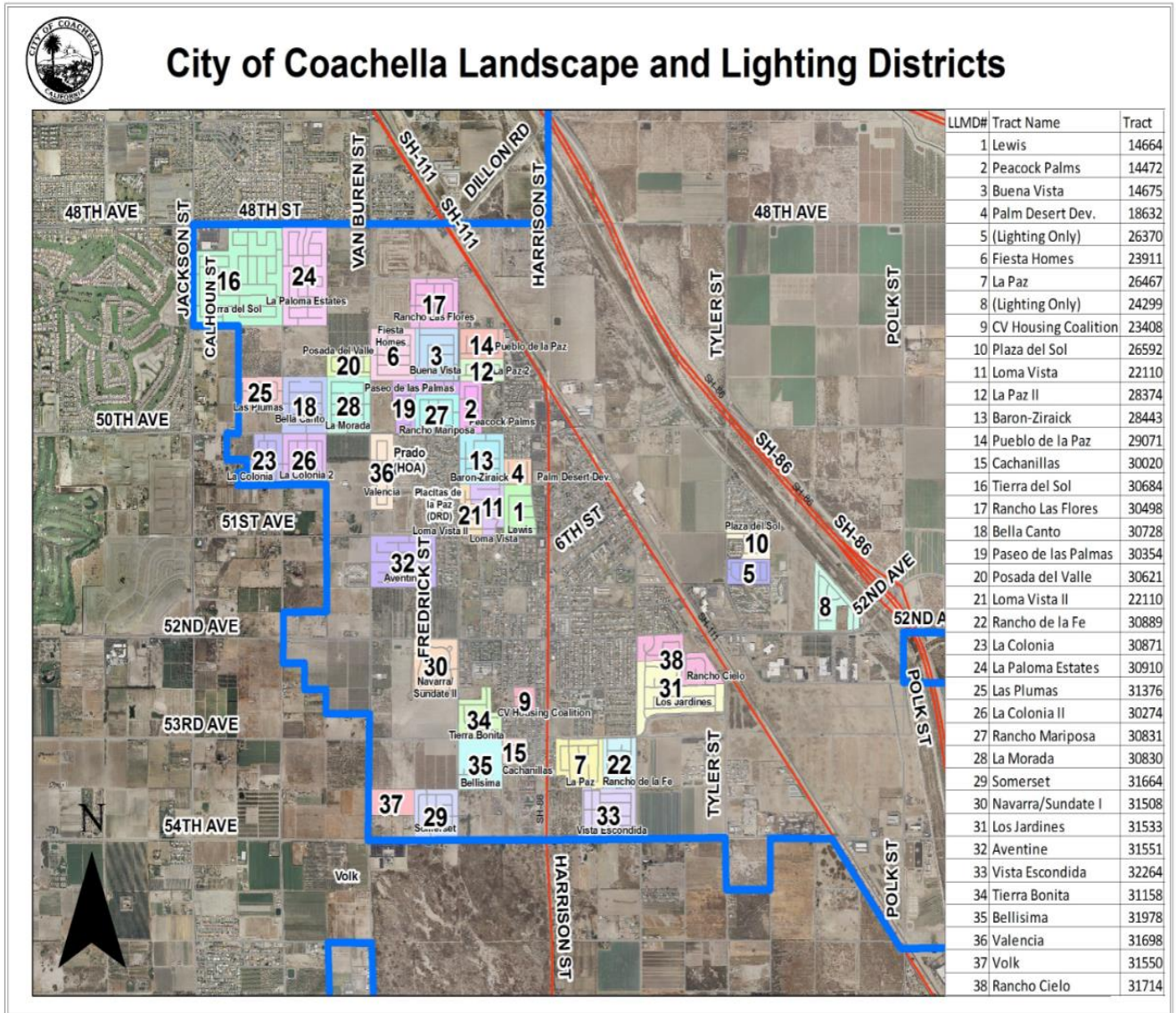
### Landscaping and Lighting Maintenance District No. 1 Through 38

<b>Item</b>	<b>Council Meeting Date</b>
Resolution 2021-17 Initiating Preparation of Engineer's Report and Declaring Intention to Levy and Collect Assessments for Fiscal Year 2021/2022	March 24, 2021
Resolution 2021-18 Preliminary Approval of Engineer's Report and Setting a time and Place for Public Hearing to Levy and Collect Assessments for Fiscal Year 2021/2022	April 28, 2021
Resolution 2021-19 Confirming the Assessment and Diagram and Ordering the Levy and Collection of Assessments for Fiscal Year 2021/2022	June 23, 2021

Exhibit "A"

CITY OF COACHELLA LANDSCAPING AND LIGHTING MAINTENANCE  
DISTRICT NO. 1 THROUGH 38 FISCAL YEAR 2021/2022

BOUNDARY MAP



**Exhibit "B"**

**CITY OF COACHELLA LANDSCAPING AND LIGHTING MAINTENANCE  
DISTRICT NO. 1 THROUGH 38 FISCAL YEAR 2021/2022**

<b>DISTRICT NUMBER</b>	<b>PROPOSED LEVY PER LOT</b>	<b>NUMBER OF LOTS</b>
<b>AREA 1</b>	<b>109.60</b>	<b>127</b>
<b>AREA 2</b>	<b>59.76</b>	<b>130</b>
<b>AREA 3</b>	<b>95.40</b>	<b>181</b>
<b>AREA 4</b>	<b>94.42</b>	<b>66</b>
<b>AREA 5</b>	<b>0.00</b>	<b>0</b>
<b>AREA 6</b>	<b>214.28</b>	<b>171</b>
<b>AREA 7</b>	<b>152.90</b>	<b>161</b>
<b>AREA 8</b>	<b>25.26</b>	<b>138</b>
<b>AREA 9</b>	<b>176.42</b>	<b>32</b>
<b>AREA 10</b>	<b>81.86</b>	<b>75</b>
<b>AREA 11</b>	<b>84.76</b>	<b>105</b>
<b>AREA 12</b>	<b>175.00</b>	<b>76</b>
<b>AREA 13</b>	<b>343.74</b>	<b>168</b>
<b>AREA 14</b>	<b>349.46</b>	<b>90</b>
<b>AREA 15</b>	<b>540.00</b>	<b>48</b>
<b>AREA 16</b>	<b>825.00</b>	<b>555</b>
<b>AREA 17</b>	<b>475.00</b>	<b>162</b>
<b>AREA 18</b>	<b>582.74</b>	<b>172</b>
<b>AREA 19</b>	<b>343.34</b>	<b>126</b>
<b>AREA 20</b>	<b>550.00</b>	<b>81</b>
<b>AREA 21</b>	<b>144.00</b>	<b>70</b>
<b>AREA 22</b>	<b>350.00</b>	<b>118</b>
<b>AREA 23</b>	<b>572.18</b>	<b>119</b>
<b>AREA 24</b>	<b>712.15</b>	<b>291</b>
<b>AREA 25</b>	<b>525.00</b>	<b>87</b>
<b>AREA 26</b>	<b>0.00</b>	<b>0</b>
<b>AREA 27</b>	<b>525.00</b>	<b>112</b>
<b>AREA 28</b>	<b>525.00</b>	<b>171</b>
<b>AREA 29</b>	<b>325.00</b>	<b>152</b>
<b>AREA 30</b>	<b>250.00</b>	<b>160</b>
<b>AREA 31</b>	<b>325.00</b>	<b>265</b>
<b>AREA 32</b>	<b>450.00</b>	<b>250</b>
<b>AREA 33</b>	<b>600.00</b>	<b>282</b>
<b>AREA 34</b>	<b>475.00</b>	<b>115</b>
<b>AREA 35</b>	<b>575.00</b>	<b>49</b>
<b>AREA 36</b>	<b>370.00</b>	<b>108</b>
<b>AREA 37</b>	<b>0.00</b>	<b>0</b>
<b>AREA 38</b>	<b>550.00</b>	<b>150</b>

**Exhibit “C”**

NOTICE OF PUBLIC HEARING FOR RESOLUTION NO. 2021-19, “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 38 FOR FISCAL YEAR 2021/2022

THE DESERT SUN

05/28/2021

06/04/2021

06/11/2021



**Text of Ad:** 05/10/2021

**RESOLUTION NO. 2021-18**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA, APPROVING THE PRELIMINARY ENGINEER'S REPORT FOR LEVY OF ANNUAL ASSESSMENTS FOR FISCAL YEAR 2021/2022 FOR CITY OF COACHELLA LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NUMBER 1 THROUGH 38.**

WHEREAS, the City Council of the City of Coachella, California (this "City Council") has previously determined that the public interest, convenience and necessity, require the installation, construction, maintenance, servicing and operation of public lighting and landscaping and appurtenant facilities as set forth in Section 22500 of the Streets and Highways Code, State of California, within the incorporated boundaries of the City of Coachella; and

WHEREAS, this City Council wishes to levy and collect annual special assessments within those assessment districts presently designated as "City of Coachella Landscaping and Lighting Maintenance District Number 1 through 38 pursuant to the Landscaping and Lighting Act of 1972 (Streets and Highways Code Section 22500 et seq.); and

WHEREAS, the Preliminary Engineer's Report has been prepared for fiscal year 2021/2022 for City of Coachella Landscaping and Lighting Maintenance District Number 1 through 38 in accordance with Sections 22622 and 22565, et seq. of the California Street and Highways Code (the "Code"); and

WHEREAS, The Engineer of Work has filed with the City Clerk his report (the "Engineer's Report") containing the matters specified in Section 22567, et seq. of the Code; and

WHEREAS, the preliminary Engineer's Report has been duly presented by the City Clerk to the City Council for consideration and has been fully considered by the City Council and the City Council finds that each and every part of the Engineer's Report is sufficient, and that no portion of the report requires or should be modified in any respect.

**THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:**

Section 1. That the Preliminary Engineer's Report, on file in the office of the City Clerk and available for inspection, is hereby approved and confirmed as filed.

Section 2. Notice is hereby given that June 23, 2021 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 for District Number 1 through 38 for fiscal year 2021/2022. Any interested person may file a written protest with the City Clerk prior to the conclusion of the hearing, which protest must state all ground of objections and describe the property within the District owned by the signer of the protest.

Section 3. The City Clerk shall give notice of the public meeting and public hearing as follows:

(a) The City Clerk shall cause this resolution of intention to be published as required by Section 22500, of the California Streets and Highways Code. The Desert Sun is hereby designated as the newspaper in which the City Clerk shall publish 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 forth compliance with the requirements for publishing.

**PASSED APPROVED AND ADOPTED, this April 28, 2021, by the following vote:**

**AYES:** Mayor Hernandez, Mayor Pro Tem Gonzalez, Councilmember Beaman Jacinto, Councilmember Delgado, Councilmember Galarza

**NOES:** None.

**Absent:** None.

**Abstain:** None.

**ATTEST:**

Bill Pattison, City Manager

Angela Zepeda, City Clerk

**APPROVED AS TO FORM:**

Carlos Campos, City Attorney

I hereby certify that the foregoing is true and correct copy of a resolution, being Resolution No. 2021-18 duly passed and adopted by the City Council of the City of Coachella, California at a regular meeting held this 28th day of April, 2021.

Angela Zepeda, City Clerk

**Published: 5/28, 6/4, 6/11/2021**