

RESOLUTION NO. 10-40

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT AND ORDERING THE LEVYING OF AN ASSESSMENT IN LANCASTER DRAINAGE BENEFIT ASSESSMENT DISTRICT FOR FISCAL YEAR 2010-2011

WHEREAS, the City Council on May 22, 2010, adopted a Resolution proposing for adoption an annual assessment for Lancaster Drainage Benefit Assessment District (hereinafter referred to as "the District") for the continued maintenance, operation, and servicing of the drainage improvements located therein, pursuant to provisions of the Benefit Assessment Act of 1982 of the Government Code of the State of California; and

WHEREAS, the City Engineer has prepared and filed an Engineer's Report with the City Clerk as required by law; and

WHEREAS, the City Council did proceed to cause notice in the manner required by law of the time and place for a public hearing on the levying of the proposed assessment; and

WHEREAS, the City Council has heard all testimony and evidence and is desirous of proceeding with the levying of an assessment.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, STATE OF CALIFORNIA, THAT:

Section 1. The City Council of the City of Lancaster hereby finds that the public interest and convenience requires the continued operation and maintenance of the drainage improvements in Lancaster Drainage Benefit Assessment District.

Section 2. The District diagrams and assessments as set forth in said Report, or as modified, are hereby approved, confirmed, and adopted by the City Council.

Section 3. The adoption of the Resolution constitutes the levy of an assessment of \$50.00 per equivalent drainage unit (EDU) for the Fiscal Year commencing July 1, 2010 and ending June 30, 2011, for properties annexed prior to Fiscal Year 2005-2006, and an assessment of \$61.09 per EDU for properties annexed beginning fiscal year 2005-2006.

Section 4. The amounts to be assessed for the expenses of the maintenance operation, and service as described in said Report and Resolution of Intention shall be collected at the same time and in the same manner as County taxes are collected and shall be disbursed and expended for maintenance, operation and service of the District, all as described in the Engineer's Report.

Section 5. The City Clerk is hereby ordered and directed to file a certified copy of this Resolution, upon its adoption, with the County Auditor.

PASSED, APPROVED, and ADOPTED this _____ day of _____, _____, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF RESOLUTION
CITY COUNCIL

I, _____, _____ City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original Resolution No. 10-40, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____ day of _____, _____.

(seal)

ENGINEER'S REPORT
RELATIVE TO
LANCASTER DRAINAGE BENEFIT ASSESSMENT DISTRICT
FOR FISCAL YEAR 2010-2011

<u>DISTRICT FUND ACCOUNTING</u>	<u>EXPENSES</u>	<u>REVENUES</u>	<u>BALANCE</u>
Fund Balance as of July 1, 2009			\$822,309
FY 2009/2010 Revenues			
Assessments from Annexed Properties		\$ 1,799,695	
Interest, Developers' Fees for New Annexations		\$ 33,000	
Others Reimbursements		\$ 0	
Projected Expenses through June 30, 2010	\$(1,555,735)		
Capital Encumbrance FY 2009/2010	\$(1,000,000)		
Projected Fund Balance as of July 1, 2010			\$99,269
FY 2010/2011 Revenues			
Assessments from Annexed Properties		\$ 1,917,408	
Interest, Developers' Fees for New Annexations		\$ 12,000	
Budgeted Expenses FY 2010/2011			
Operating Expenses	\$(1,625,000)		
Capital Improvements	\$(0)		
Operating Reserve	\$(403,677)		
Projected Fund Balance on July 1, 2011			\$ 0
Total EDU's to be Assessed @ \$50			22,062.80
Total EDU's to be assessed @ \$61.09			13,328.99
Total EDU's to be assessed			35,391.79
Total PARCELS to be assessed			14,800