

RESOLUTION NO. 09-48

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 LIGHTING MAINTENANCE DISTRICT FOR FISCAL YEAR 2009-2010

WHEREAS, the City Council on May 26, 2009, adopted a Resolution of Intention to order the levying of an assessment in Lancaster Lighting Maintenance District (hereinafter referred to as "the District") for the purpose of providing funds for the provision of lighting maintenance services located therein, pursuant to provisions of the Landscaping and Lighting Act of 1972 of the Streets and Highways 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 maintenance of the lighting improvements in Lancaster Lighting Maintenance 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 \$85.97 per lighting unit, except for those parcels within the zones that voted "no" which will remain at \$45 per lighting unit, for the fiscal year commencing July 1, 2009 and ending June 30, 2010.

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 and in Section 4 of the Resolution of Intention.

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. 09-48, 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 LIGHTING MAINTENANCE DISTRICT
FOR FISCAL YEAR 2009-2010

<u>DISTRICT FUND ACCOUNTING</u>	<u>Expenses</u>	<u>Revenues</u>	<u>Balance</u>
Fund Balance as of July 1, 2008			\$ 336,075
FY 2008/2009 Revenues			
Assessments from Annexed Properties		\$ 3,385,000	
Interest, Developers' Fees for New Annexations		\$ 17,000	
Property Damage		\$ 115,890	
Projected Expenses through June 30, 2009	\$ (4,807,409)		
Fund Shortfall covered by General Fund		\$ 953,444	
Projected Fund Balance as of July 1, 2009			\$ (0)
FY 2009/2010 Revenues			
Assessments from Annexed Properties @\$85.97/Unit		\$ 3,725,753	
Assessments from Annexed Properties @ \$45/Unit		\$ 69,765	
Interest, Developers' Fees for New Annexations		\$ 5,000	
Budgeted Expenses FY 2009/2010			
Operating Expenses	(\$ 4,689,730)		
Capital Improvements	\$ 0		
Operating Reserve	\$ 0		
Budget Shortfall covered by City TDA Article 8 and/or other City Funding Sources		(\$ 889,212)	
Projected Fund Balance on July 1, 2009			\$ 0
Total Lighting Units to be Assessed @ \$85.97 per Unit			43,337.83
Total Lighting Units to be Assessed @ \$45.00 per Unit			1,550.34
Total Parcels to be Assessed			35,458.00