

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA

and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 05/07/2019 by the following vote:

AYE: ☒ 5 **John Gioia**
Candace Andersen
Diane Burgis
Karen Mitchoff
Federal D. Glover

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2019/142

IN THE MATTER OF: Approving the Preliminary Engineer's Report and Adoption of Resolution No. 2019/142 (Resolution of Intention) for Countywide Landscaping District AD 1979-3 (LL-2) for Fiscal Year 2019/2020, as recommended by the Public Works Director. (Countywide Landscaping District AD 1979-3 (LL-2) Funds) (All Districts) (Project Number 4500-6X5105).

WHEREAS The Board of Supervisors of Contra Costa County FINDS THAT:

1. A Resolution of Initiation (No. 2019/84) was approved on March 26, 2019, per Section 22622 of the California Streets and Highways Code that described any proposed new improvements or substantial changes in existing improvements and ordered the Engineer's Report to be prepared;
2. Per Section 22565 of the California Streets and Highways Code, the Engineer's Report contains 1) plans and specifications for the improvements, 2) an estimate of the costs of the improvements, 3) a diagram of the assessment district, 4) a description of the method of apportionment of the costs of the improvements to the benefiting parcels, and 5) a property list and assessment roll;
3. Per Section 22623 of the California Streets and Highways Code, the Engineer's Report was filed with the Clerk of the Board, for submission to the Board of Supervisors;
4. Per Section 22623 of the California Streets and Highways Code which states that upon filing of the Engineer's Report, the Board of Supervisors may approve the Engineer's Report as filed, or may modify the Engineer's Report in any particular, and approve the Engineer's Report as modified; and
5. After approval of the Engineer's Report, per Section 22624 of the California Streets and Highways Code, the Board of Supervisors may adopt Resolution of Intention 2019/142 (Resolution of Intention), which 1) declares the intention to levy and collect assessments within the Countywide Landscaping District AD 1979-3 (LL-2) for the Fiscal Year 2019/2020; 2) generally describes the existing and proposed improvements and any substantial changes proposed to be made in existing improvements; 3) refers to the assessment district by its distinctive designation and indicates the general location of the district; 4) refers to the Engineer's Report on file with the Clerk of the Board, for a full and detailed description of the improvements, the boundaries of the assessment district and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the district; 5) gives notice of the time, and the place for hearing on the levy of the proposed assessment; and 6) states whether the assessment is proposed to increase from the previous year.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The improvements to be made in the Contra Costa County Countywide Landscaping District AD 1979-3 (LL2) are generally described as the operation, maintenance and servicing of landscaping, pedestrian bridges, irrigation, park and recreational facilities, and ancillary improvements within street rights of way and other public areas; and
2. The Engineer of Work for the Contra Costa County Countywide Landscaping District AD 1979-3 (LL2) filed an Engineer's Report in accordance with the provisions of the Landscaping and Lighting Act of 1972; and
3. The Board now declares its intention to levy and collect assessments in existing Benefit Zones within the Countywide

Landscaping District AD 1979-3 (LL-2), Contra Costa County, California, for the fiscal year beginning July 1, 2019 and ending June 30, 2020; and

4. The improvements to be maintained throughout the Countywide Landscaping District AD 1979-3 (LL-2), Contra Costa County, California, consist of the installation, maintenance, operation and servicing of landscaping, pedestrian bridges, irrigation, park and recreational facilities with all appurtenances, and services of consultants as needed. A detailed description of the improvements that are being operated, maintained, and serviced throughout each Benefit Zone in the District are provided in the Preliminary Engineer's Report for Countywide Landscaping District AD 1979-3 (LL-2) dated May 7, 2019 (shown as Exhibits A, B, and C); and
5. The Board will conduct a public hearing (the "Hearing") on June 11, 2019 at 9:30 a.m. in Room 107 of the Board of Supervisors' Chambers at 651 Pine Street, Martinez, California 94553; and
6. The Clerk of the Board is authorized and directed to give notice of public hearing required by the Landscaping and Lighting Act of 1972; and
7. The maximum assessment rates are not proposed to increase from the previous year except for those assessments rates that have a built-in inflation adjustment that was set when the District (or individual Benefit Zone within the District) was formed or subsequently ratified by a property owner vote.

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

Contact: Carl Roner - 925-313-2213

ATTESTED: May 7, 2019

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

cc: Laura Strobel, County Administrator, CAO, Robert Campbell, Auditor Controller, Sharon Anderson, County Counsel, Gus Kramer, County Assessor, Slava Gospodchikov - Engineering Services, Diana Oyler - Finance, Carl Roner- Special Districts, Victoria Skeritt, Special Districts, Brian Brown, Francisco & Associates, Inc.