

**RESOLUTION NO. 2008-185**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
CONFIRMING THE WRITTEN REPORT OF FISCAL YEAR 2008-09 SERVICE  
CHARGES AND ESTABLISHING FISCAL YEAR 2008-09 SERVICE CHARGES FOR  
CERTAIN MISCELLANEOUS EXTENDED SERVICES WITHIN THE LAGUNA WEST  
SERVICE AREA (FORMERLY COUNTY SERVICE AREA 5)**

**WHEREAS**, on November 24, 1992, the Board of Supervisors of the County of Sacramento, pursuant to Title 3, Division 2, Part 2, Chapter 2.2 of Government Code (the "County Service Area Law"), and Resolution No. 92-1766 ordered the formation of County Service Area No. 5 (CSA 5), and on July 27, 1993, adopted County Ordinance 1418 (the "Ordinance") providing a procedure for collection of service charges for certain miscellaneous services (the "Services") within CSA 5, which is located in the Laguna West area; and

**WHEREAS**, on December 15, 2003, the Laguna West area was annexed to the City of Elk Grove (the "City") and the City was authorized pursuant to Resolution No. LAF 1261 to administer CSA 5, now known as the Laguna West Service Area, and continue to levy the service charges utilizing the procedures provided in Government Code section 25210.77a; and

**WHEREAS**, Government Code section 25210.77a and the Ordinance require that once a year the governing jurisdiction cause to be prepared a written report containing a description of each parcel of real property within CSA 5 receiving a Service, the amount of the per parcel annual charge for such Service, and the Services provided; and

**WHEREAS**, in accordance with the County Service Area Law, a written report for Fiscal Year 2008-09 (the "Written Report"), styled as an engineer's report, was prepared by Wildan Financial Services and is now on file with the City Clerk; and

**WHEREAS**, notice of the time, date, and place for the public hearing has been published for at least two successive weeks in newspapers of general circulation as required by state law; and

**WHEREAS**, the public hearing was duly convened by the City Council at the time and place indicated in the notice and all protests received by the City Clerk were presented to the Council and the City Council heard and considered all objections and protests; and

**WHEREAS**, the City Council has considered the propriety of the Written Report, and has further considered the comments and evidence presented by all interested persons at the hearing and has determined to act upon the matter.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Elk Grove that:

**Section 1. Recitals.** This Council so finds and determines that the foregoing recitals are true and correct.

**Section 2. Determination of Service Charges.** This Council hereby adopts, determines and levies the service charges as described in the Written Report.

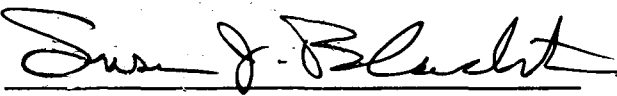
**Section 3. Final Approval of Written Report.** This Council hereby confirms the Written Report as now on file with the City Clerk.


**Section 4. Filing of Service Charge Roll.** This Council hereby directs the City Clerk to submit the listing of parcels and the amount of service charge to be levied, as prepared by Wildan Financial Services, to the County Auditor/Controller for inclusion on the 2008-09 property tax roll, in accordance with Government Code section 25210.77a(d) and Part IV of the Written Report.

**Section 5. Effective Date.** This resolution shall take effect from and after the date of its passage.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 23<sup>rd</sup> day of July 2008.

  
\_\_\_\_\_  
GARY DAVIS, MAYOR of the  
CITY OF ELK GROVE

ATTEST:  
  
\_\_\_\_\_  
SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:  
  
\_\_\_\_\_  
SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION**  
**ELK GROVE CITY COUNCIL RESOLUTION NO. 2008-185**

STATE OF CALIFORNIA        )  
COUNTY OF SACRAMENTO    )     ss  
CITY OF ELK GROVE         )

***I, Susan J. Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on July 23, 2008 by the following vote:***

**AYES :        COUNCILMEMBERS:     *Davis, Hume, Scherman, Cooper, Leary***

**NOES:        COUNCILMEMBERS:     *None***

**ABSTAIN :    COUNCILMEMBERS:     *None***

**ABSENT:      COUNCILMEMBERS:     *None***



***Susan J. Blackston, City Clerk***  
***City of Elk Grove, California***