

RESOLUTION NO. 2016-068

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
DECLARING ITS INTENTION TO LEVY STREET MAINTENANCE ASSESSMENTS
[ZONE 5 (LAGUNA RIDGE AREA), ANNEXATION NO. 13]**

WHEREAS, the City Council (the "City Council") of the City of Elk Grove (the "City") has determined to undertake proceedings pursuant to the Benefit Assessment Act of 1982, being California Government Code sections 54703 *et seq.* (the "Act"), to levy assessments to finance the costs of maintaining streets and roads and to equitably distribute the costs among benefited landowners in developing areas; and

WHEREAS, the City Council by its Resolution No. 2003-82, adopted April 16, 2003, levied such assessments on property located within the boundaries of an area referred to therein as City of Elk Grove Street Maintenance District No. 1 (the "District"); and

WHEREAS, City staff have prepared and filed with the City Clerk a Supplemental Engineer's Report (Supplement No. 13), which supplements the Engineer's Report for Zone 5 of the District originally submitted on August 24, 2005, and supplemented by:

1. Supplement No. 1 on October 26, 2005;
2. Supplement No. 2 on August 22, 2007;
3. Supplement No. 3 on October 24, 2007;
4. Supplement No. 4 on August 26, 2009;
5. Supplement No. 5 on February 13, 2013;
6. Supplement No. 6 on April 24, 2013
7. Supplement No. 7 on July 24, 2013
8. Supplement No. 8 on March 12, 2014
9. Supplement No. 9 on March 26, 2014
10. Supplement No. 10 on January 14, 2015
11. Supplement No. 11 on September 23, 2015 (*abandoned*)
12. Supplement No. 12 on November 18, 2015 (collectively, the "Engineer's Report"); and

WHEREAS, in accordance with the Act, the Engineer's Report as supplemented by Supplement No. 13 proposes the amount of assessments to be levied on certain additional property described therein (referred to herein as the "annexed property"), which would be deemed a part of the District if the assessments are levied; and

WHEREAS, the annexed property is located within a zone of benefit referred to as "Zone 5 (Laguna Ridge Area)"; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elk Grove as follows:

Exhibit A

[Form of Published and Posted Notice]

CITY OF ELK GROVE

**NOTICE OF HEARING ON
ENGINEER'S REPORT AND SUPPLEMENT NO. 13
CONCERNING STREET MAINTENANCE ASSESSMENTS**

Notice is hereby given that on Wednesday, June 8, 2016, at 6:00 p.m., or as soon thereafter as the matter may be heard, at the City Hall, 8400 Laguna Palms Way, Elk Grove, California, the City Council of the City of Elk Grove shall hold a public hearing on the engineer's report and a supplement thereto prepared and filed in connection with proposed street maintenance assessments on property identified in the report as supplemented. The City has mailed a notice to each affected property owner specifying the amount of the proposed assessment on the owner's property. At the public hearing, the City Council shall hear and consider all protests.

Dated: _____

Jason Lindgren, City Clerk, City of Elk Grove

all parcels in proportion to each parcel's expected EDUs. For additional detail, see the Engineer's Report and relevant supplements.

Enclosed with this notice, you will find an assessment ballot. Please follow the directions on the assessment ballot to express your view on the proposed assessment.

1. Ballots may be mailed or delivered to the City Clerk at any time, but **MUST** be received not later than the conclusion of the public hearing described above. At any time prior to the conclusion of the public hearing, you may withdraw your ballot and submit a changed or new ballot in place of the ballot previously submitted.

2. At the conclusion of the public hearing, the City Clerk will tabulate the ballots received, including those received during the public hearing.

3. The City will not impose the assessment if there is a majority protest. A majority protest exists if, upon the conclusion of the hearing, ballots submitted in opposition to the assessment exceed the ballots submitted in favor of the assessment. Ballots shall be weighted according to the proportional financial obligation of the affected property.

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2016-068**

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

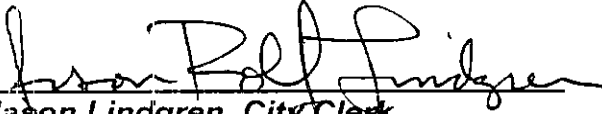
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on April 27, 2016 by the following vote:

AYES : **COUNCILMEMBERS:** *Davis, Ly, Detrick, Hume, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



**Jason Lindgren, City Clerk
City of Elk Grove, California**