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OFFICE OF THE CITY CLERK
OAKLAND

2009 MAR 26 PM 5: 14

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

81920

Resolution No. _____ C.M.S.

RESOLUTION CONFIRMING THE AMENDED REASSESSMENTS AND DIRECTING ACTIONS WITH RESPECT THERETO FIRE AREA REASSESSMENT DISTRICT NO. 99-1

RESOLVED by the City Council (the "Council") of the City of Oakland, County of Alameda, State of California, that:

WHEREAS, this Council adopted Resolution No. _____, entitled "Resolution Ordering the Making of Amended Reassessments Pursuant to Part 10 of Division 10 of the Streets and Highways Code and Directing Actions with Respect Thereto", in which the Council ordered the Superintendent of Streets to prepare and file with the City Clerk the Reassessment Apportionment Reports (the "Reports"), an Amended Reassessment Diagram and Amended Reassessment Roll of Reassessment Numbers 13, 889, 890 and 891, which were previously recorded on the 23rd day of July 1999 in Book 13, Pages 54-89, Document No. 99-273545, segregating and apportioning the unpaid installments of the original Reassessments in accordance with the benefits to the several parts of the original parcel; and

WHEREAS, said Reports were duly made and filed, and duly considered by this Council and found to be sufficient in every particular, whereupon it was determined that said Reports should stand as the Report for all subsequent proceedings under and pursuant to the aforesaid Resolution No. _____; and

WHEREAS, April 21, 2009, at the hour of 7 o'clock p.m., in the regular meeting place of this Council, was appointed as the time and place for hearing protests in relation to the Amended Reassessment Diagram and Amended Reassessment Roll of the parcels of land designated as Reassessment Numbers 13, 889, 890 and 891, which were previously recorded on the 23rd day of July 1999 in Book 13, Pages 54-89, Document No. 99-273545, segregating and apportioning the unpaid installments of the original Reassessments in accordance with the benefits of the several parts of the original parcels, plus costs and fees of making such apportionments, notices of which hearing were duly and regularly published; and

WHEREAS, said hearing was duly and regularly held, and all persons interested in the original Reassessments, or in the lands affected thereby or in the bonds secured thereby desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to said Amended Reassessments were fully heard and considered by this Council, and all protests, both written and oral, were duly heard and considered;

NOW, THEREFORE IT IS ORDERED, that:

1. All written and oral protests are hereby overruled, and this Council has thereby acquired jurisdiction to order said Amended Reassessments and re-confirms said Amended Reassessment Diagram and Amended Reassessment Roll, referenced herein, and the costs and expenses thereof.
2. Said Amended Reassessment Diagram and said Amended Reassessment Roll, referenced herein, filed with the City Clerk pursuant to “Resolution Ordering the Making of Amended Reassessments Pursuant to Part 10 of Division 10 of the Streets and Highways Code and Directing Actions with Respect Thereto” is hereby, ratified, approved, and re-confirmed.
3. The City Clerk of the City of Oakland shall forthwith:
 - a) cause an Amended Notice of Reassessment, amending the Notice of Reassessment which was previously recorded on the 23rd day of July 1999 in Book 13, Pages 54-89, Document No. 99-273545 for the Reassessment Numbers 13, 889, 890 and 891, executed by the City Clerk of the City of Oakland, to be filed and recorded, in the office of the County Recorder of the County of Alameda and such Amended Notice of Reassessment to be in substantially the same form as provided in Section 3114 of the Streets and Highways Code of California;
 - b) cause an Amended Reassessment Diagram, amending the Reassessment Diagram which was previously recorded on the 23rd day of July 1999 in Book 13, Pages 54-89, Document No. 99-273545 for the Reassessment Numbers 13, 1882G, 1882H, 889, 890, and 891, executed by the City Clerk of the City of Oakland, to be filed and recorded, in the office of the County Recorder of the County of Alameda and such Amended Reassessment Diagram to be in substantially the same form as provided in Section 3114 of the Streets and Highways Code of California;

- c) deliver the Amended Reassessment Roll to the Superintendent of Streets, together with the Amended Reassessment Diagram, as approved and re-confirmed by this Council, with a certificate of such confirmation and the date thereof, executed by the City Clerk of the City of Oakland thereon. The Superintendent of Streets will record the Amended Reassessment Diagram and Amended Reassessment Roll in his office in a suitable book to be kept for that purpose, and appended thereto his certificate of the date of such recording, and such recordation shall be and constitute the Amended Reassessment Roll herein

IN COUNCIL, OAKLAND, CALIFORNIA, APR 21 2009

PASSED BY THE FOLLOWING VOTE:

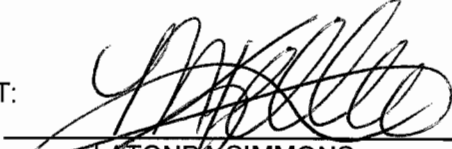
AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California