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Approved as to Form and Legality

*M. M. M. M.*  
Oakland City Attorney's Office

## OAKLAND CITY COUNCIL

Resolution No. 83893 C.M.S.

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### RESOLUTION CONFIRMING THE INFORMATION IN THE ANNUAL REPORT FOR THE CITY OF OAKLAND WILDFIRE PREVENTION ASSESSMENT DISTRICT FOR FISCAL YEAR 2012-13 AND THE LEVYING OF ASSESSMENTS

**WHEREAS**, the City of Oakland Wildfire Prevention Assessment District (WPAD) was established on January 20, 2004 under the authority of the Oakland Fire Suppression, Prevention and Preparedness District Ordinance of 2003 (Ordinance No. 12556 C.M.S.); and

**WHEREAS**, pursuant to the Oakland Fire Suppression, Prevention and Preparedness District Ordinance of 2003 (Ordinance No. 12556 C.M.S.), on May 15, 2012, the City Council adopted the resolution of intention (Resolution No. 83853 C.M.S.) and accepted the Fiscal Year 2012-13 Annual Report for the City of Oakland Wildfire Prevention Assessment District and setting a date for a public hearing; and

**WHEREAS**, pursuant to the Oakland Fire Suppression, Prevention and Preparedness District Ordinance of 2003 (Ordinance No. 12556 C.M.S.), the City Administrator has filed with the City Clerk and presented before the City Council, on June 5, 2012, reports for the continuation of the District in order to finance the costs and expenses related to fire suppression, prevention and preparedness services and programs in the Oakland hills; and

**WHEREAS**, all the area of land to be assessed is located within the City of Oakland, Alameda County; and

**WHEREAS**, assessment rates will not exceed the rates established in FY 2004-05; and

**WHEREAS**, Tuesday, June 5, 2012, at the hour of 6:30 p.m. was fixed and properly noticed as the day and hour for the City Council to hear and pass on said reports, together with any objections or protests which may be raised by any of the property owners liable to be assessed for the costs of certain public maintenance and improvements equitably only among those citizens and businesses benefiting from such city programs; now, therefore be it

**RESOLVED:** That the City Council accepts and confirms the Annual Report filed with the City Clerk and scheduled before the City Council on June 5, 2012, for the continuation of the Wildfire Prevention Assessment District; and the diagram and assessment as set forth in the Final Annual Report for FY 2012-13 and each component part of it, including each exhibit incorporated by reference in the report; and be it

**FURTHER RESOLVED:** That the City Council confirms the levying of each individual assessment for FY 2012-13 as stated in the Assessment Roll prepared by the District Engineer; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to direct the District Engineer to present an itemized report of the FY 2012-13 Wildfire Prevention Assessment District assessments to the Alameda County Auditor-Controller Agency, State of California, to be placed on the FY 2012-13 property tax roll.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 5 2012

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, ~~BRUNNER~~, AND ~~REID~~ - 6

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Reid, Brunner - 2

ATTEST:



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