

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2012 APR 25 PM 4:56

Approved as to Form and Legality

*M. Mendenhall*  
Oakland City Attorney's Office

### OAKLAND CITY COUNCIL

Resolution No. \_\_\_\_\_ C.M.S.

#### RESOLUTION OF INTENTION TO LEVY ASSESSMENTS, ACCEPTANCE OF THE FY 2012-13 PRELIMINARY ANNUAL REPORT FOR THE CITY OF OAKLAND WILDFIRE PREVENTION ASSESSMENT DISTRICT, AND SETTING JUNE 5, 2012 AS THE DATE FOR A PUBLIC HEARING

**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 Municipal Code, the City is required to review and approve the Preliminary Engineer's Report, confirm the assessment proposed in the Preliminary Engineer's Report, and levy the assessment each year; and

**WHEREAS**, the City Administrator filed with the City Clerk and presented before the Finance and Management Committee on May 8, 2012, reports for the continuation of the Wildfire Prevention Assessment 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**, the District Engineer has submitted the Preliminary Annual Report for the District confirming the applicability of the existing assessment rates for FY 2012-2013, which is on file with the City Clerk; now, therefore be it

**RESOLVED**: That the City Council intends to levy and collect assessments within the City of Oakland Wildfire Prevention Assessment District for FY 2012-2013, with no increase in assessments from prior years; and be it

**FURTHER RESOLVED**: That the City Council preliminarily accepts the Preliminary Annual Report for the Wildfire Prevention Assessment District for discussion purposes; and be it

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**FURTHER RESOLVED:** That all the area of land to be assessed is located in the City of Oakland, Alameda County; and be it

**FURTHER RESOLVED:** That City Council authorizes the City Administrator upon recommendation of the WPAD Citizen's Advisory Committee to (a) reallocate funds in program areas to address time-sensitive needs; (b) adjust the FY 2012-13 WPAD budget when the tax assessment allocation is lower than projected; and (c) re-allocate prior year, unspent fund balances net of all commitments; and be it

**FURTHER RESOLVED:** That a public hearing is set for June 5, 2012 at 6:30 p.m., or as soon thereafter as the item may be heard, in the City Council Chambers, Oakland City Hall, One Frank H. Ogawa Plaza, Oakland, California regarding the FY 2012-13 Wildfire Prevention Assessment District and the levy of assessments; and be it

**FURTHER RESOLVED:** That the Office of the City Administrator is directed to publish notice of the public hearing no later than May 28, 2012.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

ATTEST:

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

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