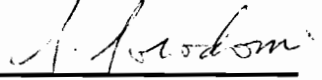


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

Approved as to Form and Legality

  
Oakland City Attorney's Office

2009 APR 30 PM 6:41

## OAKLAND CITY COUNCIL

RESOLUTION No. 82099 C.M.S.

Introduced by Councilmember \_\_\_\_\_

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### RESOLUTION OF INTENTION AND ACCEPTING THE FISCAL YEAR 2009-10 PRELIMINARY ENGINEER'S REPORT FOR THE CITY OF OAKLAND LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT AND SETTING JUNE 16, 2009 AS THE DATE FOR A PUBLIC HEARING

**WHEREAS**, pursuant to the California Streets and Highways Code, Sections 22500, et seq., known as the Landscaping and Lighting Act of 1972 (Act of 1972), the City has taken a series of actions preliminary to ordering the establishment of the Landscaping and Lighting Assessment District ("District") and did establish such District on June 23, 1989; and

**WHEREAS**, pursuant to the California Streets and Highway Code Sections 22500, et seq., the City has renewed the District each subsequent year; and

**WHEREAS**, the voters of the City of Oakland previously approved the continuation of the District; and

**WHEREAS**, the City Administrator filed with the City Clerk and presented before the Finance and Management Committee of the City Council, on December 16, 2008, reports for the continuation of the Landscaping and Lighting Assessment District in order to raise revenues for the installation, maintenance, and servicing of public landscaping and lighting; and

**WHEREAS**, the District Engineer has submitted a Preliminary Engineer's Report for the District confirming the applicability of the existing assessment rates for FY 2009-10, 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 Landscaping and Lighting Assessment District for FY 2009-2010, with no increase in assessments from prior years and including assessments of public property; and be it further

**RESOLVED**: That the City Council accepts the Preliminary Engineer's Report for the Landscaping and Lighting Assessment District, which describes the

existing and proposed improvements and any substantial changes proposed to be made in existing improvements, for discussion purposes; and be it 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 a public hearing is set for June 16, 2009 at 7:00 p.m., or 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 2009-10 Landscaping and Lighting 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 June 6, 2009.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 1 2009, 2009

**PASSED BY THE FOLLOWING VOTE:**

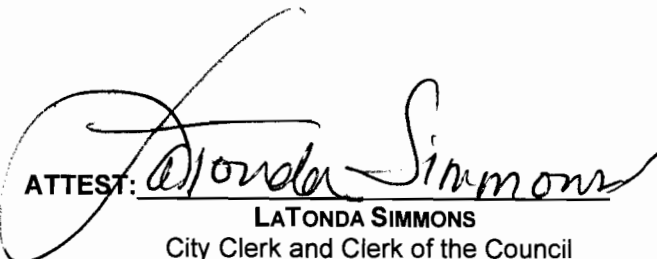
**AYES---** BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, ~~REID~~ and PRESIDENT BRUNNER - 7

**NOES---** 0

**ABSENT---** 0

**ABSTENTION---** 0

*Excused- Reid - 1*

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

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

**NOTICE OF PUBLIC HEARING  
REGARDING A RESOLUTION TO CONTINUE THE CITY OF OAKLAND  
LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT FOR FISCAL YEAR  
2009-10**

On June 16, 2009, the City Council of Oakland, California will consider a resolution to confirm the levying and collection of assessments for the Landscaping and Lighting Assessment District in FY 2009-10. The assessment rate structure remains unchanged from prior years. The assessments will be submitted to the Auditor-Controller of the County of Alameda for inclusion in the FY 2009-10 property tax roll. The Public Hearing is set for June 16, 2009 at 7:00 p.m., to be held before the City Council in the Council Chambers located on the Third Floor of City Hall, #1 Frank H. Ogawa Plaza, Oakland, California.