

RESOLUTION NO. 2012 - 42

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL, COUNTY OF LOS ANGELES, CALIFORNIA, DECLARING THE INTENTION TO LEVY AND COLLECT THE ANNUAL ASSESSMENTS FOR THE SEWER MAINTENANCE DISTRICT FOR THE 2012-2013 FISCAL YEAR, AND FIXING A TIME AND PLACE FOR HEARING OF OBJECTIONS HEREON

WHEREAS, the City Council of the City of Bell, California, has previously ordered the Engineer to prepare and file a report pursuant to the Sections 5470, et seq. of the Health and Safety Code, and Sections 41900 of the Public Resources Code of the State of California, and Sections 13.04.100 et seq. of the Bell Municipal Code and other applicable laws ("LAWS") for the annual levy and collection of assessments against lots and parcels of land within the assessment district known and designated as "THE CITY OF BELL SEWER MAINTENANCE DISTRICT" (herein referred to as the "DISTRICT"), generally located within the entire City of Bell; and

WHEREAS, at this time, there has been presented to and approved by this City Council the Engineer's Report as required by law; and at this time this City Council is desirous of proceeding with the ordering of the annual levy and collection of assessments; and

WHEREAS, that pursuant to Sections 5470, et seq. of the Health and Safety Code and Sections 41900 of the Public Resources Code of the State of California, Sections 13.04.100 et seq. of the Bell Municipal Code and other applicable laws ("LAWS"), the City Council is empowered to impose on all real properties located in the City standby and availability charges ("Rates or Charges") for the maintenance of the City's Sanitation and Sewerage Systems, including appurtenances; and

WHEREAS, the City Council is further empowered by the Laws to provide that the Rates or Charges shall be collected at the same time and manner as general property taxes are collected.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BELL, CALIFORNIA, DOES RESOLVE:

Section 1. That the foregoing Recitals are true and correct and are incorporated herein.

Section 2. **PUBLIC INTEREST.** That the City Council of the City of Bell does hereby determine that the public interest, convenience, and necessity require that the Rates or Charges be imposed upon all real properties in the City and be collected by placing the same on the tax bills issued pursuant to rolls for collection, as provided by law.

Section 3. **REPORT.** The report of the Engineer, dated May 2012, regarding the Fiscal Year 2012-2013 assessment, describes the services and improvements for the Fiscal Year 2012-2013, the boundaries of the DISTRICT and the zones therein, and the proposed assessments upon assessable lots and parcels within the DISTRICT.

Section 4. IMPROVEMENTS. All the work and improvements shall be done in accordance with the specifications and plans thereof referred to in the Report of the Engineer dated June 2010, and attached as Exhibit "A", on file in the office of the City Clerk and which is hereby referred to and by this reference incorporated herein and made a part hereof.

Section 5. PROPOSED ASSESSMENTS. The assessments to be levied and collected against the assessable lots and parcels of land within the DISTRICT for Fiscal Year 2012-2013 are proposed to remain the same as from the assessments levied and collected for Fiscal Year 2011-2012.

Section 6. PUBLIC HEARING. Notice is hereby given that on July 18, 2012 at the hour of 7:00 p.m., in said Community Center of the City of Bell, California, being the regular meeting place of said City Council, is the time and place fixed by this City Council for the hearing of protests or objections in the reference to the annual levy and collection of the proposed assessments. Any interested person who wishes to object to the annual levy and collection of assessments may file a written protest with the City Clerk prior to the conclusion of the public hearing, or, having previously filed a protest, may file a written withdrawal of that protest. A written protest shall state all grounds of objection, and a protest by a property owner shall contain a description sufficient to identify the property owned by the property owner. At the hearing, all interested persons shall be afforded the opportunity to hear and be heard.

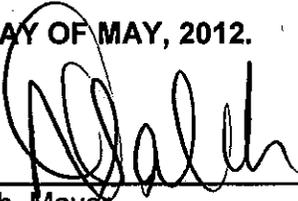
Section 7. NOTICE. The City Clerk is hereby authorized, designated, and directed to publish a copy of this Resolution in The Press, A Wave Newspaper, a newspaper of general circulation in the City of Bell; said publication shall be once a week for two successive weeks for a period of not less than fourteen (14) days prior to the date of said Public Hearing. The City Clerk is also authorized and directed to give any other notice required by law.

Section 8. EFFECTIVE DATE. This Resolution shall take effect immediately; and the City Clerk shall certify to the passage and adoption of this Resolution and shall cause the same to be processed in the manner required by law.

Section 9. PROCEEDINGS INQUIRIES. For any and all information relating to the procedures, protest procedures, documentation, and/or information of the procedural or technical nature, your attention is directed to the below listed person as designated:

TERRY J. RODRIGUE, ASSESSMENT ENGINEER
Telephone No.: (323) 588-6211

ADOPTED AND APPROVED THIS 16th DAY OF MAY, 2012.



Ali Saleh, Mayor

APPROVED AS TO FORM:



DAVE ALSHIRE, City Attorney

(Attestation by City Clerk on Separate Page)

CERTIFICATE OF ATTESTATION AND ORIGINALITY

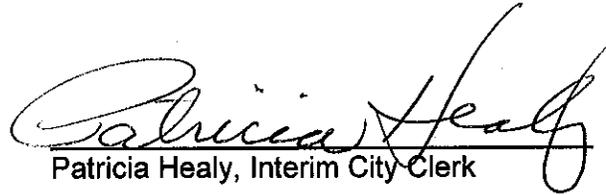
I, Patricia Healy, Interim City Clerk of the City of Bell, hereby attest to and certify that the foregoing resolution is the original Resolution No. 2012-42 adopted by the Bell City Council at its regular meeting held on the 16th day of May, 2012, by the following vote:

AYES: Harber, Quintana, Valencia, Alvarez, Saleh (5)

NOES: None (0)

ABSENT: None (0)

ABSTAIN: None (0)


Patricia Healy, Interim City Clerk