RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR FISCAL YEAR 2023-2024 WITHIN THE RIVERWALK LANDSCAPE MAINTENANCE DISTRICT, PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972, APPROVING REPORT, AND GIVING NOTICE OF THE TIME AND PLACE OF A PUBLIC HEARING ON THE PROPOSED ASSESSMENTS.

WHEREAS, the City Council ("City Council") of the City of Riverside ("City") has established the Riverwalk Landscape Maintenance District ("District") pursuant to the Landscaping and Lighting Act of 1972, Part 2 (commencing with section 22500) of Division 15 of the Streets and Highways Code; and

WHEREAS, on February 7, 2023, the City Council adopted Resolution No. 23951, which initiated proceedings to levy and collect assessments for fiscal year 2023-2024 within the District and ordered the preparation of an engineer's report regarding assessments to be levied and collected within the District for fiscal year 2023-2024 to pay the costs of the maintenance and servicing of public landscaping and appurtenant facilities, parks, and park and recreation improvements; and

WHEREAS, in accordance with Resolution No. 23951, Webb Municipal Finance, LLC, has prepared and filed the engineer's report ("Report") with the City Clerk and the report has been presented to and considered by the City Council; and

WHEREAS, it is necessary that the City Council adopt a resolution of intention pursuant to section 22624 of the Streets and Highways Code, among other things, fixing and giving notice of the time and place of a public hearing on said report and the proposed assessments for said fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside, California, as follows:

Section 1. Findings. The City Council finds that:

(a) The foregoing recitals are true and correct;

(b) The Report contains all matters required by sections 22565 through 22574 of the Streets and Highways Code and may, therefore, be approved by the City Council;

(c) The assessments which are proposed to be levied on all lots and parcels of assessable land within the District for fiscal year 2023-2024 are based on the benefit conferred upon

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each such parcel from the maintenance and servicing of public landscaping and appurtenant facilities, parks, and park and recreation improvements;

(d) The proportionate special benefit derived by each such parcel has been determined in relationship to the entirety of the capital cost of the maintenance and servicing of the public landscaping and appurtenant facilities, parks, and park and recreation improvements, except as to the special benefits derived solely by parcels located within Zone A, which are allocated proportionally among those parcels within Zone A;

(e) The amount of the assessment which is proposed to be assessed on each such parcel is based upon and will not exceed the reasonable cost of the proportional special benefit conferred on the parcel; and

(f) The amounts of the assessments which are proposed to be levied on lots and parcels of assessable land within the District for fiscal year 2023-2024 will not exceed the maximum amount authorized by a vote of the property owners in the District in an election for that purpose.

Section 2. Intention. The City Council declares that it intends to levy assessments on all lots and parcels of assessable land within the District for fiscal year 2023-2024, as set forth in the Report. Those assessments will be collected at the same time and in the same manner as county taxes are collected, and all laws providing for the collection and enforcement of county taxes shall apply to the collection and enforcement of the assessments.

Section 3. Improvements. The improvements authorized for the District are:

(a) The installation or planting of landscaping (as defined in the Act);

(b) The installation or construction of statuary, fountains, and other ornamental structures and facilities;

(c) The installation or construction of any facilities which are appurtenant to any of the foregoing or which are necessary or convenient for the maintenance or servicing thereof including, but not limited to, grading, clearing, removal of debris, the installation or construction of curbs, gutters, walls, sidewalks or paving, or water, irrigation, drainage, or electrical facilities;

(d) The installation of park or recreational improvements including, but not limited to, all of the following:

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(i) land preparation, such as grading, leveling, cutting and filling, sod, landscaping, irrigation systems, sidewalks, and drainage;

(ii) lights, playground equipment, play courts, and public restrooms;

(e) The maintenance or servicing (as both such terms are defined in the Act), or both, of any of the foregoing; and

(f) The acquisition of land for park, recreational, or open space purposes.

Section 4. Assessment District. The distinctive designation of the District is "Riverwalk Landscape Maintenance District." The boundaries of the District are described and shown in the Report.

Section 5. Report and Assessments. The Report, which is on file with the City Clerk, and which has been presented to the City Council at the meeting in which this resolution is adopted, is approved. Reference is made to the Report for a full and detailed description of the improvements, the boundaries of the District, and any zones therein, and the proposed assessments upon assessable lots and parcels of land therein for fiscal year 2023-2024.

Section 6. Hearing. The time and place of the public hearing required by sections 22624 through 22629 of the Streets and Highways Code is set for 3:00 p.m. on June 27, 2023, in the Art Pick Council Chamber of the City of Riverside at 3900 Main Street in the City of Riverside. A virtual meeting may be held and viewed at www.engageriverside.com. The agenda for the meeting will be published on June 15, 2023, and will indicate if the hearing is virtual or in-person. A copy of the agenda will be available at www.engageriverside.com or may be requested from the City Clerk's Office at City_Clerk@riversideca.gov.

Section 7. Notice of Hearing. NOTICE IS HEREBY GIVEN that at 3:00 p.m. on June 27, 2023, the City Council will hold an in-person and/or virtual public hearing with regard to the assessments to be levied on assessable lots and parcels of property in the District for fiscal year 2023-2024, as set forth in the Report on file with the City Clerk.

Any interested person may file a written protest with the City Clerk prior to the conclusion of the hearing, which protest must state all grounds of objection and describe the property within the District owned by any such person. Mail written statements to City Clerk, City Hall, 3900 Main Street,

Riverside, CA 92522, or email City_Clerk@riversideca.gov. eComments can be submitted until two hours before the meeting at www.engageriverside.com. Interested persons will be afforded the opportunity to speak and be heard at 3:00 p.m. on June 27, 2023, by calling 951-826-8600 and/or appearing in-person at the public hearing at the Art Pick Council Chamber at 3900 Main Street, Riverside, CA.

Section 8. Publication. The City Clerk shall cause a copy of this Resolution to be published once, at least ten (10) days prior to the date of the hearing, in The Press-Enterprise as required by section 6061 of the Government Code and sections 22552 and 22553 of the Streets and Highway Code.

Section 9: Assessment Amount. The annual assessment is not proposed to increase from the previous year.

Section 10: Designated Person. The City Council designates the Chief Financial Officer, telephone number (951) 826-5454, as the person to answer inquiries regarding the levying and collection of assessments in the District for fiscal year 2023-2024.

ADOPTED by the City Council this ____ day of _____, 2023.

_____
PATRICIA LOCK DAWSON
Mayor of the City of Riverside

Attest:

_____
DONESIA GAUSE
City Clerk of the City of Riverside

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I, Donesia Gause, City Clerk of the City of Riverside, California, certify that the foregoing resolution was regularly introduced and adopted by the City Council of the City of Riverside, at a regular meeting held on the ____ day of_____, 2023, by the following vote of the City Council:

Ayes:

Noes:

Absent:

Disqualified:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this ____ day of _____, 2023.

_____
DONESIA GAUSE
City Clerk of the City of Riverside

23-0378 WSS 04/21/23

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