

DRAFT 6/15/15 JB

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SUNNYVALE TO APPROVE THE ANNUAL ENGINEER'S REPORT AND
TO CONFIRM THE ASSESSMENT AND LEVY ANNUAL ASSESSMENT
FOR THE DOWNTOWN PARKING MAINTENANCE DISTRICT
ASSESSMENT FOR FISCAL YEAR 2015-2016**

WHEREAS, on June 23, 2015, the City Council adopted Resolution No. _____ declaring its intention to levy and collect an assessment for the Downtown Parking Maintenance District for fiscal year 2015/16, and for each fiscal year thereafter and to set date and time for public hearing on the levy of the proposed assessment; and

WHEREAS, on July 14, 2015 the City Council held a public hearing at the time and place specified in the Resolution of Intention to Levy and Collect an Assessment, where all interested persons were afforded the opportunity to hear and be heard, and to consider oral statements and written protests made or filed by any interested person.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. Francisco & Associates, the Assessment Engineer, has filed with the City Clerk, the report required by Chapter 14.26 of the Sunnyvale Municipal Code, which report is open to public inspection and by reference incorporated herein. The report includes the total amount of the proposed assessment to the entire district for Fiscal Year 2015/16, the amount chargeable to the record owner's parcel for that year, the duration of the payments, the reason for the assessment, and the basis upon which the proposed assessment was calculated. All interested persons are referred to that report for a full and detailed description of the improvements, the boundaries of the assessment district, the assessment zones, and the proposed assessments upon assessable lots and parcels of land within the assessment district.

2. The City Council finds that the Assessment Engineer, in the Engineer's Report, has fairly and properly apportioned the cost of the improvement to each parcel of land in the assessment district in proportion to the estimated benefits to be received by each parcel, respectively, from the improvement. The inflation factor is consistent with published data by the U.S. Department of Labor.

3. The City Council hereby approves the Engineer's Report and each component part of it, including each exhibit incorporated by reference in the report, and levies each individual assessment as stated in the Engineer's Report for the Fiscal Year 2015/16.

BE IT FURTHER RESOLVED THAT the Fiscal Year 2015/16 assessment will be collected in the same manner as the County of Santa Clara *ad-valorem* property tax payments for Fiscal Year 2015/16.

Adopted by the City Council at a regular meeting held on _____, 2015, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

City Clerk
(SEAL)

Mayor

APPROVED AS TO FORM:

City Attorney