

RESOLUTION NUMBER R- 305099

DATE OF FINAL PASSAGE JUL 21 2009

RESOLUTION CONSIDERING THE PROTESTS,
CONFIRMING THE ASSESSMENTS, AND ORDERING THE
IMPROVEMENTS, MAINTENANCE, AND/OR SERVICES IN
THE MATTER OF THE MISSION HILLS HISTORIC STREET
LIGHTING MAINTENANCE ASSESSMENT DISTRICT.

WHEREAS, the Landscape and Lighting Act of 1972 [the Act], codified at California Streets and Highways Code section 22500, *et seq.*, and the Maintenance Assessment District Ordinance, codified at San Diego Municipal Code section 65.0201, *et seq.*, authorize the creation of maintenance assessment districts and set forth the procedure for the formation a maintenance assessment district; and

WHEREAS, pursuant to Resolution No. R- 304911, adopted on MAY 28 2009, the Council of the City of San Diego authorized the initiation of proceedings to form the Mission Hills Historic Street Lighting Maintenance Assessment District [District]; and

WHEREAS, pursuant to the Act and San Diego Municipal Code section 65.0211, the City ordered, and an assessment engineer prepared and submitted, an engineer's report for the District [Engineer's Report]; and

WHEREAS, pursuant to Resolution No. R- 304912, adopted on MAY 28 2009, the Council of the City of San Diego approved the Engineer's Report submitted in connection with the District, said Engineer's report on file in the Office of the City Clerk as Document No. RR- 304911; and

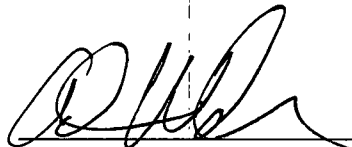
WHEREAS, pursuant to Resolution No. R- 304913, adopted on MAY 28 2009, the Council of the City of San Diego noticed the time and place fixed for the hearing of protests regarding the formation of the District; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. The assessment ballots have been tabulated and it is determined that no majority protest exists.
2. The Mission Hills Historic Street Lighting Maintenance Assessment District is ordered formed.
3. The assessments described in the Engineer's Report, on file in the Office of the City Clerk as Document No. RR- 304911, are hereby confirmed.
4. The assessment district map for the Mission Hills Historic Street Lighting Maintenance Assessment District contained in the Engineer's Report is hereby confirmed.
5. The improvements, maintenance, and/or services described in the Engineer's Report are hereby ordered performed.
6. The adoption of this resolution hereby constitutes the levy of the assessments for Fiscal Year 2010.
7. The City Comptroller is hereby authorized to establish an interest-bearing fund for the Mission Hills Historic Street Lighting Maintenance Assessment District.
8. The City Comptroller is hereby authorized to appropriate and expend from that fund for the improvements, maintenance, and/or services to be performed in the Mission Hills

Historic Street Lighting Maintenance Assessment District as described in the Engineer's Report.

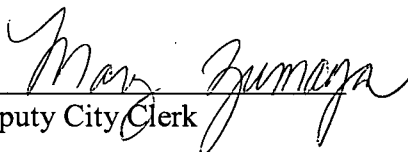
APPROVED: Jan I. Goldsmith, City Attorney

By 
Adam R. Wander
Deputy City Attorney

ARW:mm
06/29/09
Or.Dept:P&R
R-2009-1361
MMS#9764

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 14 2009.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 7-21-09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor