

RESOLUTION NO. 2012-46

**A RESOLUTION OF THE ALBANY CITY COUNCIL CONFIRMING THE DIAGRAM
AND ASSESSMENT AND LEVYING ASSESSMENTS IN
ASSESSMENT DISTRICT NO. 1988-1 FOR FISCAL YEAR 2012/13
(Pursuant to the Landscaping and Lighting Act of 1972)**

The Albany City Council resolves:

1. Pursuant to Chapter 3 of the Landscaping and Lighting Act of 1972 (Streets and Highways Code Section 22620), the City Council directed Leptien, Cronin, Cooper, Morris & Poore, Inc., Engineer of Work for Assessment District No. 1988-1, to prepare and file an annual report for Fiscal Year 2012/13.
2. The Engineer of Work filed his annual report as directed.
3. In the report of the Engineer, assessments are not proposed to increase over the amount for the previous year.
4. On July 2, 2012 the City Council adopted Resolution #2012-35, declaring the intention of the Council to levy and collect assessments within the existing assessment district for fiscal year 2012/13 and setting a public hearing for 7:30 PM on July 16, 2012, in the meeting place of the City Council, 1000 San Pablo Avenue, Albany, CA.
5. The Engineer has submitted to this Council an amendment to the report for FY 2012/13 which modifies the Estimate of Cost to include repairs to tennis courts.
6. Notice of the hearing was given in the time and manner required by law.
7. At the public hearing held on July 16, 2012, the City Council afforded every interested person an opportunity to make a protest to the annual report either in writing or orally, and the City Council considered each protest.

Now, therefore, the Albany City Council does hereby further resolve:

1. The City Council hereby confirms the diagram and assessment, as set forth in the amended annual report of the Engineer of Work for the 2012/13 fiscal year.
2. The City Council hereby levies the assessments as set forth in the report of the Engineer for fiscal year 2012/13.
3. The City Clerk is authorized and directed to immediately file the Engineer's Report for Assessment District No. 1988-1 for the 2012/13 fiscal year together with a certified copy of this resolution with the Alameda County Auditor.

Farid Javandel
Mayor