

RESOLUTION NO. 88-130

RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF RIDGECREST, CALIFORNIA,
CONFIRMING THE ASSESSMENT, ORDERING THE
IMPROVEMENTS MADE, TOGETHER WITH
APPURTENANCES, AND APPROVING THE
ENGINEER'S REPORT

WHEREAS, the CITY COUNCIL of the CITY OF RIDGECREST,
CALIFORNIA, did, on the 6th day of July, 1988, adopt its
Resolution of Intention No. 88-98 (the "Resolution of
Intention"), for the acquisition and construction of certain
public works of improvement, together with appurtenances and
appurtenant work, in a special assessment district designated as

ASSESSMENT DISTRICT NO. 86-1
(PROSPECT PARK VILLAGE)

(hereinafter referred to as the "Assessment District"); and

WHEREAS, pursuant to the Resolution of Intention, an
Engineer's Report, as therein provided, was presented,
considered and approved; and

WHEREAS, the Engineer's Report (the "Report"), as
preliminarily approved, did contain all the matters and items
called for by law pursuant to the provisions of the Municipal
Improvement Act of 1913 (the "Act"), being Division 12
(commencing with Section 10000) of the Streets and Highways
Code of the State of California, including the following:

1. A description of the works of improvement;
2. Plans and specifications of the proposed improvements;
3. Estimate of cost;
4. Diagram of Assessment District;
5. An assessment according to benefits;
6. A provision for annual administrative costs; and

WHEREAS, notices of said hearing were duly and regularly posted, mailed and published in the time, form and manner required by law and as evidenced by affidavits on file with the transcript of these proceedings; and

WHEREAS, all protests have been heard and considered, and a full hearing has been given, all in the manner provided by law; and

WHEREAS, the owners of more than one-half (1/2) of the area being assessed for the cost of the improvements did not file written protests against the proposed improvements, and this City Council did, after providing a full hearing and, to the extent such were received, overrule and deny all protests and objections; and

WHEREAS, this City Council is now satisfied with the assessment and all matters contained in the Report as now submitted.

NOW, THEREFORE, the City Council of the City of Ridgecrest does hereby resolve as follows:

SECTION 1. The above recitals are all true and correct.

SECTION 2. The Report, including the assessment and diagram for the improvements, together with appurtenances and appurtenant work in connection therewith, is hereby confirmed.

SECTION 3. The public interest and convenience require the proposed improvements to be made, and therefore it is hereby ordered that the work be done and the improvements

made, together with appurtenances and appurtenant work in connection therewith, including acquisition where appropriate, in the Assessment District, as set forth in the Resolution of Intention previously adopted and as set forth in the Report previously presented and considered.

SECTION 4. The assessment contained in the Report is hereby levied upon the respective subdivisions of land in the Assessment District as set forth in the Report.

SECTION 5. The Engineer of Work shall forthwith deliver to the Superintendent of Streets said assessment, together with the diagram attached thereto and made a part thereof, as confirmed, with his certificate of such confirmation attached and the date thereof; and the Superintendent of Streets shall then immediately record said diagram and assessment in his Office in a suitable book to be kept for that purpose and attach thereto his certificate of the date of such recording.

SECTION 6. The Superintendent of Streets, upon the recording of the diagram and assessment, shall mail to each owner of real property within the Assessment District at his last known address, as the same appears on the tax rolls of the County or on file in the Office of the City Clerk, or to both addresses if said address is not the same, or to General Delivery when no address so appears, a statement containing a designation by street number or other description of the property assessed sufficient to enable the owner to identify

the same, the amount of the assessment, the time and place of payment thereof, the effect of failure to pay within such time, and a statement of the fact that bonds will be issued on unpaid assessments pursuant to the Improvement Bond Act of 1915.

SECTION 7. The Superintendent of Streets shall also give notice by publishing a copy of a notice of recording of assessment in the newspaper previously selected to publish all notices as provided by law, giving notice that said assessment has been recorded in his Office, and that all amounts assessed thereon are due and payable immediately, and that the payment of said amount is to be made within thirty (30) days after the date of recording the assessment, which date shall be so stated in said notice, and of the fact that securities will be issued upon unpaid assessments. The 30-day cash collection period may be waived by written request of 100% of the owners of property being assessed.

SECTION 8. Upon confirmation of the assessment and recordation of the assessment roll and diagram, a certified copy of the assessment diagram shall be immediately filed in the Office of the County Recorder. Immediately thereafter, a copy of the Notice of Assessment shall be completed and recorded in the Office of the County Recorder in the manner and form as set forth by law and specifically Section 3114 of the Streets and Highways Code of the State of California.

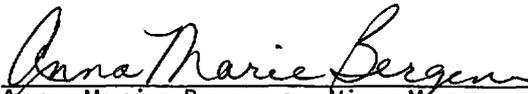
APPROVED AND ADOPTED this 7th day of September, 1988 by the following vote:

AYES: Mayor Mower, Councilmembers Corlett and Condos.

NOES: None.

ABSTAIN: Councilmembers Bergens and Lilly.

ABSENT: None.



Anna Marie Bergens, Vice Mayor

ATTEST:



Joni E. Ridgway, Acting City Clerk