

RESOLUTION 2019-032

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO DIRECTING THE CITY ENGINEER TO PREPARE AND FILE REPORTS FOR THE LEVY OF ANNUAL ASSESSMENTS FOR FISCAL YEAR 2019/20 FOR SAN PABLO STREET LIGHTING AND LANDSCAPE ASSESSMENT DISTRICT NO. 1982-1, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THESE SERVICES WITH LCC ENGINEERING AND SURVEYING, INC. IN THE AMOUNT OF \$18,691

WHEREAS, LCC Engineering & Surveying, Inc. (LCC) has submitted a proposal to perform engineering services for the City;

WHEREAS, these services are necessary to provide an Engineer's Report pursuant to the provisions of the landscaping and Lighting Act of 1972 for continuation of the San Pablo Street Lighting and Landscape Assessment District No. 1982-1 for Fiscal Year 2019/20;

WHEREAS, because LCC has served as Assessment District Engineer since the formation of the assessment district in 1982 and is uniquely qualified to provide the necessary services, no other proposals were solicited because it is not in the public interest to do so and not required pursuant to Section 3.16.110(A), "Consultants" and Section 3.16.110(C), "Sole Source Contracts"; and

WHEREAS, the creation of funding mechanisms is typically not defined as projects under CEQA pursuant to 14 Cal. Code of Regulations section 15378(b)(4) and further the work to be done pursuant to this funding mechanism is categorically exempt under CEQA pursuant to section 15301 for the operation and maintenance and repair of existing facilities and structures, including landscaping and street infrastructure.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Pablo hereby finds that the foregoing recitations are true and correct, and are included herein by reference as findings.

BE IT FURTHER RESOLVED that the City Council of the City of San Pablo hereby directs the Assessment District Engineer to prepare and file an Engineer's Report for San Pablo Street Lighting and Landscape Assessment District No. 1982-1 for Fiscal Year 2019/20 in accordance with Article 4 (commencing with Section 22565) of Chapter 1 of the Landscaping and Lighting Act of 1972 and Proposition 218; and

BE IT FURTHER RESOLVED that the City Manager is authorized to execute a contract in the form of Exhibit 1 for said work with LCC and that said work shall be performed for an amount not to exceed the sum of \$18,691 (eighteen thousand six hundred and ninety-one dollars) to be paid from existing funding in the FY 2018-21 City of San Pablo Street Lighting and Landscaping Assessment District budget (237-3610-43600); and

BE IT FURTHER RESOLVED that proposed new improvements or substantial changes in existing improvements are generally described as restoration and development of the Wildcat Creek and Trail; park improvements including irrigation installation at Wanlass Park, picnic table replacement at Rumrill Sports Park and landscape improvements at Davis Park, Rumrill Sports Park and the San Pablo Community Center; as well as, street tree maintenance/trimming and median island improvements.

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ADOPTED this 4th day of March, 2019, by the following votes:

AYES:	COUNCILMEMBERS:	Pineda, Xavier, Pabon-Alvarado, Cruz and Kinney
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST:	APPROVED:
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/s/ Patricia Ponce
Patricia Ponce, City Clerk

/s/ Rich Kinney
Rich Kinney, Mayor