

RESOLUTION NO. 22-240

1
2 **A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO INITIATING**
3 **ANNUAL ASSESSMENT PROCEEDINGS UNDER CHAPTER 3 OF THE LANDSCAPING AND**
4 **LIGHTING ACT OF 1972 IN THE TENAYA PARK ASSESSMENT DISTRICT FOR COUNTY SERVICE**
5 **AREA NO. 2 AND APPOINTING AN ASSESSMENT ENGINEER TO PREPARE AND FILE AN**
6 **ENGINEER'S REPORT.**

7 WHEREAS, the County provides park maintenance services, in County Service Area No. 2, also
8 known as Tenaya Estates (CSA 2), for the park known as Tenaya Park; and

9 WHEREAS, Government Code section 25215.3 authorizes the Board of Supervisors (Board), on
10 behalf of CSA 2, to impose a benefit assessment in CSA 2 under the Landscaping and Lighting Act of
11 1972 (Streets and Highways Code, Division 15, Part 2, beginning with Section 22500) for park
12 maintenance; and

13 WHEREAS, the Board, by Resolution 14-230 on June 17, 2014, formed the Tenaya Park
14 Assessment District, whose boundaries are coextensive with those of CSA 2 the location and boundaries
15 of which are shown on the map attached to this resolution as Exhibit A; and

16 WHEREAS, the "improvements" for purposes of Streets and Highways Code section 22525 are
17 generally described as the maintenance of Tenaya Park, which includes landscaping and irrigation
18 systems, lighting and electrical systems, and recreational improvements including playground equipment;
19 and

20 WHEREAS, before adopting this Resolution, the Board considered all testimony and documentary
21 evidence, and gave all persons a full and fair opportunity to be heard with respect to any matter relating
22 to the subject of this Resolution, both in favor and against it, and any matter relevant to these
23 proceedings, all of which was done in the interest of the public, and the Board is fully informed of all
24 matters referred to in this resolution.

25 NOW, THEREFORE, the Board of Supervisors of the County of Fresno does hereby find,
26 determine, and resolve as follows:

27 **Section 1.** The above recitals are all true and correct.

28 **Section 2.** The Board hereby proposes to proceed under Chapter 3 of the Landscaping and

1 Lighting Act of 1972 to levy and collect in the Tenaya Park Assessment District, for CSA 2, an assessment
2 of the total cost of the maintenance and operation expenses of Tenaya Park for the 2022-23 fiscal year.

3 **Section 3.** In connection with the proceedings that are the subject of this resolution, the Board
4 hereby appoints and designates Steven E. White, P.E., Director, Department of Public Works and
5 Planning, County of Fresno, registered under the Professional Engineers Act (Division 3, Chapter 7 of
6 the California Business and Professions Code, beginning with Section 6700), as the Assessment
7 Engineer (Assessment Engineer).
8

9 **Section 4.** The Assessment Engineer is hereby ordered to prepare and, no later than June
10 21, 2022, file with the Clerk of the Board a written report (Engineer’s Report) with regard to an assessment
11 of the total cost of maintenance for Tenaya Park for the 2022-23 fiscal year. The Engineer’s Report shall
12 comply with the requirements of Streets and Highways Code, Division 15, Part 2, Chapter 1, Article 4,
13 beginning with section 22565, and Section 4 of Article XIII D of the California Constitution.

14 **Section 5.** The Board hereby finds and determines that it took all of the foregoing actions and
15 made all of the foregoing findings in full compliance with the law, including, without limitation, the
16 Landscape and Lighting Act of 1972, Article XIII D of the California Constitution, and any other law
17 referred to in this resolution. All proceedings referred to in this Resolution have been taken with respect
18 to CSA 2.
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20 **Section 6.** This Resolution shall take effect immediately upon its adoption.

21 **Section 7.** The Clerk of the Board shall certify to the adoption of this Resolution and shall
22 cause a certified copy of this Resolution to be filed in the office of the Clerk.

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THE FOREGOING was passed and adopted by the following vote of the Board of Supervisors of the County of Fresno this 21st day of June 2022, to-wit:

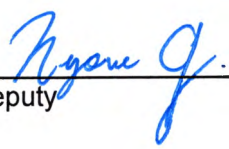
AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero
NOES: None
ABSENT: None
ABSTAINED: None

COUNTY OF FRESNO



Brian Pacheco, Chairman of the Board of Supervisors of the County of Fresno

ATTEST:
Bernice E. Seidel
Clerk of the Board of Supervisors
County of Fresno, State of California

By:  _____
Deputy

FOR ACCOUNTING USE ONLY:
CSA 2
Org: 9142
Fund: 0160
Subclass: 12000



CSA 2 - Tenaya Park

Public Works and Planning

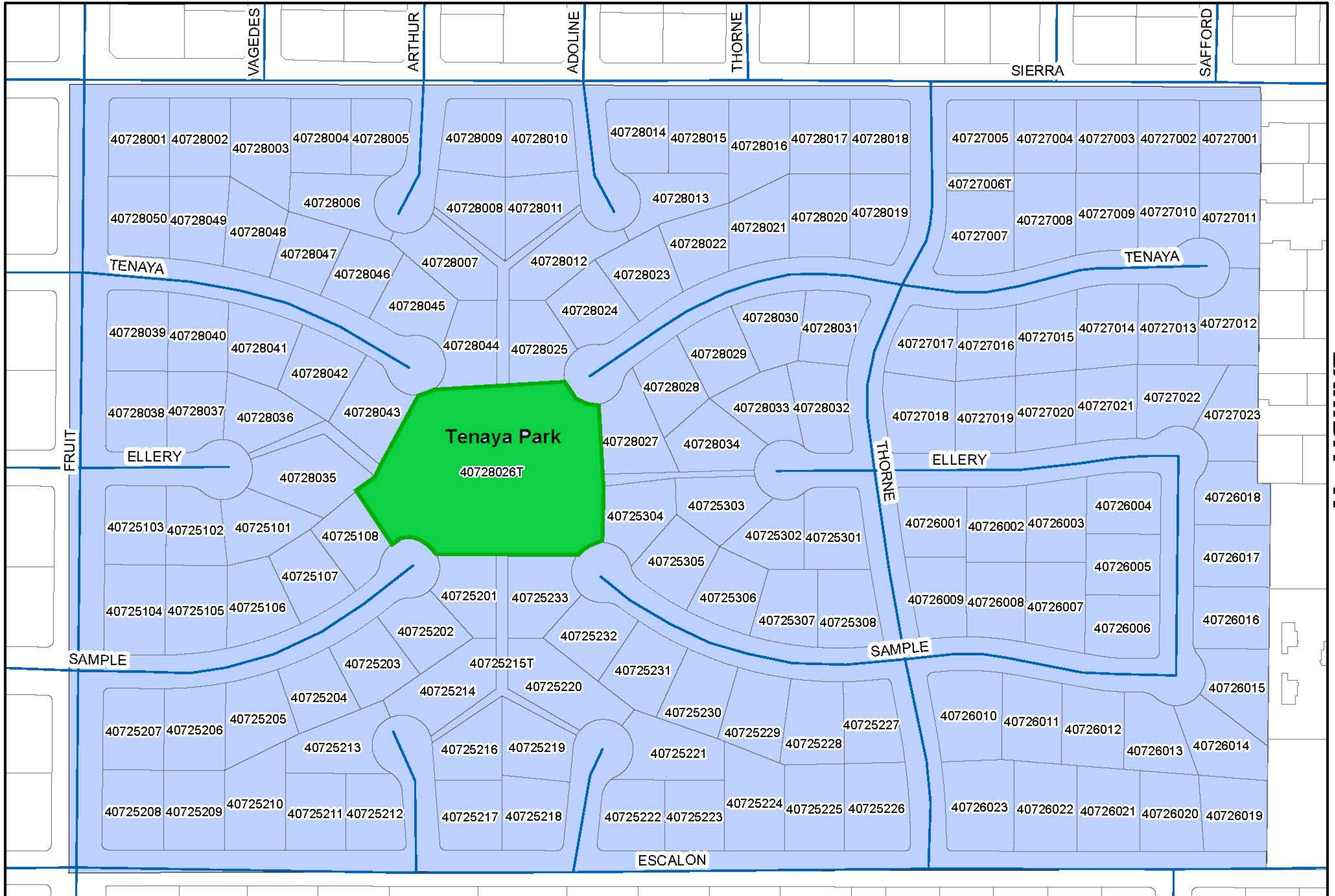
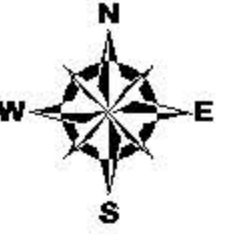


EXHIBIT "A"