

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE CONFIRMING THE APPROVAL OF THE ANNUAL REPORT FOR FISCAL YEAR 2011-2012 OF THE DIRECTOR OF FINANCE ON SANITARY SEWER SERVICE AND USE CHARGES AND STORM SEWER SERVICE CHARGES, AND CONFIRMING THE APPROVAL OF THE PLACEMENT OF CHARGES AS SET FORTH THEREIN ON THE 2010-2011 TAX ROLL

WHEREAS, pursuant to San José Municipal Code Sections 15.12.550 and 15.16.1430 and the adoption of Resolution No. 75885 by the City Council of the City of San José (“City”), the City Clerk set the public hearing on the Annual Report for Fiscal Year 2011-2012 of the Director of Finance on Sanitary Sewer Service and Use Charges and Storm Sewer Service Charges (“Annual Report”) for August 2, 2011, at 1:30 p.m., or as soon thereafter as the matter may be heard, in the Council Chambers at City Hall, located at 200 East Santa Clara Street, San José, California; and

WHEREAS, the notices for the public hearing of August 2nd on the Annual Report were not published in accordance with the San José Municipal Code and state law; and

WHEREAS, on August 2, 2011, the City Council adopted Resolution No. 75938, which approved the Annual Report and approved the placement of charges as set forth on the 2010-2011 tax roll, subject to confirmation at the public hearing on the Annual Report, which was continued to August 23, 2011; and

WHEREAS, the notices for the continued public hearing of August 23rd on the Annual Report were published in accordance with the San José Municipal Code and state law; and

WHEREAS, the City desires to confirm the approval of the Annual Report;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. Approval of the 2011-2012 Annual Sanitary Sewer Service and Use Charge and Storm Sewer Service Charge Report of the Director of Finance is hereby confirmed.

2. Approval of the placement of the Sanitary Sewer Service and Use Charges and Storm Sewer Service Charges as set forth in the July 13, 2011 Report of the Director of Finance on the 2011-2012 tax rolls is hereby confirmed.

ADOPTED this _____ day of _____, 2011, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

CHUCK REED
Mayor

ATTEST:

DENNIS D. HAWKINS, CMC
City Clerk