RESOLUTION NO. 16-028

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE
CERTIFYING COMPLIANCE WITH LAW WITH RESPECT TO THE LEVYING OF
PROPERTY TAXES FOR DEBT SERVICE

FINDINGS

1. Article 33 of the City Charter allows the City of Pacific Grove (City) to levy an annual
assessment on property taxes to pay the debt service on the 1990 General Obligation

2. The City requests that the Auditor-Controller of Monterey County enter tax assessments
for payment of City-issued debt service on the tax roll for collection and distribution by
the Treasurer-Tax Collector of Monterey County with the property tax bills for the fiscal
year beginning July 1, 2016.

3. The County of Monterey requires all local agencies within the County imposing special
tax levies adopt a resolution certifying compliance with law with respect to the levying of
property taxes for debt service.

4. In the review of this matter, the City followed the guidelines adopted by the State of
California and published in the California Code of Regulations, Title 14, Section 15000,
et seq.

5. This action does not constitute a “project” as defined by the California Environmental
Quality Act (CEQA) because it is an organizational or administrative activity that will
not result in direct or indirect physical changes in the environment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF PACIFIC GROVE:

1. The foregoing Findings are adopted as findings of the City Council as though set
forth fully herein.

2. The City Council hereby certifies that it has, without limitation, complied with all
legal procedures and requirements necessary for the levy identified in Ordinance 16-
009, regardless of whether those procedures and requirements are set forth in the
Constitution of the State of California, in State statutes, or in the applicable decisional
law of the State of California.

3. The City Council further certifies that, except for the sole negligence or misconduct
of the County of Monterey, its officers, employees and agents, the City shall be solely
liable and responsible for defending, at its sole expense, cost and risk, each and every
action, suit, or other proceeding brought against the County of Monterey, its officers,
employees and agents, for the levying or imposition of the taxes identified in
Ordinance 16-009, and that it shall pay or satisfy any judgment rendered against the County of Monterey, including all claims for refunds and interest thereon, legal fees, and court costs, and administrative expenses of the County to correct tax rolls.

4. The City Manager is authorized to execute all documents and perform all other necessary City acts to implement the tax levy.

5. This Resolution shall become effective immediately following passage and adoption thereof.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 4th day of May, 2016, by the following vote:

AYES: Mayor Kampe, Councilmembers Cuneo, Fischer, Huitt, Lucius, Miller and Peake.

NOES: None.

ABSENT: None.

APPROVED:

[Signature]
BILL KAMPE, Mayor

ATTEST:

[Signature]
SANDRA KANDELL, Deputy City Clerk

APPROVED AS TO FORM:

[Signature]
DAVID C. LAREDO, City Attorney