

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA  
REGARDING UNCLAIMED SPECIAL ASSESSMENT DISTRICT  
FUNDS**

**BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

**WHEREAS**, the City of Santa Clara (the “City”) currently maintains fund balances for previously formed special assessment districts listed on Exhibit A hereto (the “Former Districts”);

**WHEREAS**, all improvements to be financed by the Former Districts have been completed, the City no longer levies assessments within any of the Former Districts, and any debt secured by the assessments levied within the Former District has been retired;

**WHEREAS**, by prior actions taken in accordance with the applicable provisions of the California Streets & Highways Code (the “Assessment Law”), the City Council has declared residual balances in certain of the Former Districts to be surplus;

**WHEREAS**, the unclaimed funds related to the Former Districts are set forth in Exhibit A hereto, and are in the total amount of \$3,949,695.96;

**WHEREAS**, California Government Code Section 50050 provides that money that is not the property of the City that remains unclaimed for three years is the property of the City after notice has been published once a week for two successive weeks in a newspaper of general circulation and such money is not claimed or if no verified complaint is filed and served;

**WHEREAS**, California Government Code Section 50051 provides that the money will become the property of the City on a date not less than 45 days nor more than 60 days after the first publication of the notice;

**WHEREAS**, the City has caused notice to be published in the Santa Clara Weekly on August 26, 2020 and September 2, 2020, in satisfaction of the requirements of California Government Code Section 50051;

**WHEREAS**, as of October 10, 2020, that date that is 45 days after the date of first publication of the notice, no person has filed a claim or filed and served a verified complaint;

**WHEREAS**, the \$3,949,695.96 became the property of the City on October 10, 2020, and is presently deposited in the respective funds and accounts relating to the Former Districts; and,

**WHEREAS**, California Government Code Section 50053 provides that when unclaimed money becomes the property of a local agency and is in a special fund, the legislative body may transfer it to the general fund.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

1. Findings. The City Council hereby finds and determines that the foregoing recitals are true and correct.
2. Unclaimed Funds. Pursuant to California Government Code Section 50053 and the applicable provisions of the Assessment Law, the unclaimed \$3,949,695.96 which has become the property of the City shall immediately be deposited into the City's general fund. After these transfers, each fund or account for each of the Former Districts shall be closed.
3. Official Actions. The Director of Finance and the Assistant Director of Finance are each authorized and directed to take any actions necessary or appropriate in order to consummate the actions contemplated by this Resolution.
4. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this Resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the Resolution. The City of Santa Clara, California, hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

5. Effective Date. This Resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 13TH DAY OF OCTOBER, 2020, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: \_\_\_\_\_  
NORA PIMENTEL, MMC  
ASSISTANT CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Exhibit A – Former Districts and Unclaimed Funds

**EXHIBIT A  
FORMER DISTRICTS AND UNCLAIMED FUNDS**

<b>Year/Project Number</b>	<b>District Name/Description</b>	<b>Amount</b>
65-119	De La Cruz Blvd.	\$1,425.70
65-121	Granada Ave.	\$1,049.82
66-128	Keystone Ave.	\$558.65
67-130	Swan Lane	\$2,446.23
67-131	Thomas Rd.	\$3,724.64
68-132	Space Industrial	\$1,364.06
70-146	San Tomas Industrial Park Unit 2	\$87.48
70-144	Shulman Ave. Extension	\$385.53
70-148	San Tomas Industrial Park Unit 4	\$2,611.96
71-152	Helen Ave.	\$46.20
74-159	S.C. Central Bus Park	\$74.85
74-160	Woodhams Rd.	\$1,138.15
73-165	San Tomas V #165	\$1,617.99
74-164	Victor Street	\$2,646.26
74-166	Kifer-Walsh #166	\$12,183.04
75-153	Winchester Boulevard #153	\$68.96
67-127	Walsh Assessment District	\$80.47
64-118	Industrial Area	\$2,606.81
81-178	Warburton Ave. #178	\$1,140.18
81-179	Agnew Village #179	\$263,696.83
1988-1	Traffic Mitigation 1988-1 Div 2	\$967,479.59
None	Bayshore N. Redevelopment	\$558,099.14
68-136	Shulman Ave.	\$7,985.86
72-154	Lafayette Industrial Park	\$32,892.39
74-163, 163A/B	Bayshore N. #163	\$50,359.89
74-161 A/B	Oakmead Business Park	\$32,627.85
74-167	Santa Clara Bowers Bus Park #1	\$50,715.28
75-170/170A	Marriott Park #170 & #170A	\$28,120.41
77-171	Oakmead Unit 3 #171	\$180,496.36
77-174	Marriott Park #2 #174	\$324,542.96
79-175	Sixth St Improvement #175	\$112.76
65-114	Scott Blvd (Kifer To Martin)	\$10,583.43
58-101	El Camino Real Storm Drain	\$24,362.06
66-129	El Camino Real Street	\$17,212.93
81-180	N. Winchester Pruneridge #180	\$25,352.89
None	S C Convention Center Complex	\$103.45
86-185	Mill Creek Imp Project #185	\$411,612.43
86-186	S C Convention Center #186	\$23,678.46
96-187	Mission College/Mercado	\$904,404.01