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CITY OF SACRAMENTO

June 16th, 1981

REAL ESTATE AND STREET ASSESSMENTS DIVISION
915 I STREET
CITY HALL ROOM 207

SACRAMENTO, CALIFORNIA 95814
TELEPHONE (916) 449-5626

IRVIN E. MORAES
REAL ESTATE SUPERVISOR

CITY MANAGER'S OFFICE
RECEIVED
JUN 10 1981

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Commencement of Proceedings for Kennedy Acres
Sanitary Sewer Assessment District, Improvement
Proceeding No. 4891

BACKGROUND INFORMATION

The Health Officer of Sacramento County has issued a Health Officer's Letter certifying the necessity for the construction of sanitary sewers for this area and it orders that proceedings be prepared for adoption by the Council pursuant to Division 7 of the Streets and Highways Code, the Improvement Act of 1911.

FINANCIAL DATA

There is no cost to the City as all costs will be assessed to the properties within the district.

RECOMMENDATION

It is recommended that the following Resolutions be adopted in the order listed below:

1. Resolution of Necessity and Authorization to Proceed. This requires a 4/5 vote of the Council of 8 members for adoption.
2. Resolution Approving Map and Diagram.
3. Resolution Approving Plans, Grades and Specifications.
4. Resolution of Intention, which sets a Hearing date for July 7th, 1981.

Respectfully submitted,

R. H. Parker
City Engineer

For Transmittal to City Council

Walter J. Slope
City Manager

APPROVED
BY THE CITY COUNCIL

JUN 16 1981

OFFICE OF THE
CITY CLERK

June 9th, 1981
DISTRICT NO. 6



COUNTY OF SACRAMENTO

HEALTH DEPARTMENT
RONALD L. USHER, DIRECTOR

June 1, 1981

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CITY OF SACRAMENTO
ENGINEER'S OFFICE

ENVIRONMENTAL HEALTH BRANCH
3701 Branch Center Road
Sacramento, California 95827
(916) 366-2101

City of Sacramento
Department of Engineering
915 Eye Street
Sacramento, California 95814

Attention: R H Parker, City Engineer

Subject: BRIGHTON-KENNEDY ACRES SEWER ASSESSMENT DISTRICT

Dear Mr Parker:

The condition under which we recommended the installation of sanitary sewers in our letter of November 1, 1977 is still the same.

It is our recommendation that sanitary sewers be constructed for the amended area as outlined on the map for "improvement proceeding #4891".

If there are any questions, contact Stan Bessey at 366-2101.

Sincerely,

Frank Jones, RS
Supervising Sanitarian

By: Stan Bessey, RS
Senior EH Sanitarian

SB:emk
060181



File

COUNTY OF SACRAMENTO

HEALTH AGENCY

JAMES T. HARRISON, M.D., ADMINISTRATOR

APD General

DEPARTMENT OF COMMUNITY HEALTH
COLIN T. GREENLAW, M.D., M.P.H., DIRECTOR
3701 BRANCH CENTER ROAD
SACRAMENTO, CALIFORNIA 95827

November 1, 1977

DEPARTMENT ADMINISTRATION
Director (916) 366-2176
Dep. Dir. Orren Turner 366-2177

City of Sacramento
Department of Engineering
915 Eye Street
Sacramento, CA 95814

COMMUNITY HEALTH PROGRAMS

Administration
Walter Schauer 366-2171

Maternal and Child
Health 366-2151

Employee Health 440-7951

Programs Coordination 366-2171

Public Health Dentist 366-2171

Public Health Laboratory 440-7581

ATTENTION: R. H. Parker, City Engineer

SUBJECT: PROPOSED BRIGHTON-KENNEDY ACRES SEWER ASSESSMENT DISTRICT

Gentlemen:

DISEASE CONTROL & BIOSTATISTICS

Administration
Disease Controller 366-2181

Epidemiology 366-2181

Public Health Veterinarian 366-2181

Vital Statistics 366-2145

Pursuant to your request, an analysis was made to determine the need for public sanitary sewers within the area delineated on the attached map and designated as the proposed Brighton-Kennedy Acres Sewer Assessment District.

The proposed district encompasses two presently sewered areas designated as Belvedere Sewer Assessment District and Butte Avenue Sewer Assessment District and is adjacent to other areas served by public sanitary sewers. The area within the proposed district is zoned for industrial development and should be served by public sanitary sewers.

It is, therefore, our recommendation that you institute necessary proceedings for the construction of sanitary sewers for this area.

Very truly yours,

Leland C. Quillici
LELAND C. QUILLICI, Supervisor
Water Hygiene & Management
Environmental Health Programs

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NOV - 3 1977

CITY OF SACRAMENTO
ENGINEER'S OFFICE

LCQ:djl

cc: Jack Wong
Stan Bessey

RESOLUTION NO. 81-426

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

JUNE 16, 1981

RESOLUTION OF NECESSITY AND
AUTHORIZATION TO PROCEED
FOR IMPROVEMENT PROCEEDING NO. 4891

KENNEDY ACRES SANITARY
SEWER ASSESSMENT DISTRICT

WHEREAS, the Health Officer of the County of Sacramento has filed with the City Council of the City of Sacramento a Report stating that conditions in the hereinafter designated Area in said City of Sacramento are unsanitary, unhealthful and dangerous to the health of the people and recommending as a necessary health measure that said City Council institute proceedings for the construction of sanitary sewers and appurtenances for said Area to abate the unsanitary conditions therein; said Area is shown on the attached Exhibit A.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sacramento, State of California, that it hereby finds that such necessity for the construction of sanitary sewers and appurtenances for the above designated Area does exist as a necessary health measure and it hereby orders that proceedings be prepared for adoption by this Council for the construction of such sanitary sewers and appurtenances as recommended by the Health Officer of the County of Sacramento, said proceedings to be as provided in Division 7 of the Streets and Highways Code of the State of California, the Improvement Act of 1911, with bonds to be issued

APPROVED
BY THE CITY COUNCIL

JUN 16 1981

OFFICE OF THE
CITY CLERK

to represent unpaid assessments as provided in the Improvement Act of 1911; and

BE IT FURTHER RESOLVED that the Report and recommendation of the Health Officer of the County of Sacramento is hereby ordered spread upon the minutes of this meeting.

BE IT ALSO FURTHER RESOLVED that the City Engineer is hereby directed to prepare and submit to this Council Maps, Diagrams, Plans and Specifications, together with an estimate of the cost and expense of constructing sanitary sewers and appurtenances for the aforesaid Area.

BE IT ALSO FURTHER RESOLVED that the Area hereinabove designated shall be referred to hereafter in these proceedings as Kennedy Acres Sanitary Sewer Assessment District.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO, THIS 9TH DAY OF JUNE, 1981, by the following vote:

AYES:

NOES:

ABSENT:

MAYOR

CITY CLERK

RESOLUTION NO. 81-427

Adopted by The Sacramento City Council on date of
JUNE 16, 1981

RESOLUTION APPROVING MAP AND DIAGRAM
FOR IMPROVEMENT PROCEEDING NO. 4891

KENNEDY ACRES SANITARY SEWER
ASSESSMENT DISTRICT

BE IT RESOLVED by the City Council of the City of Sacramento,
that the MAP and DIAGRAM presented by the City Engineer, showing
the property to be assessed for the proposed public improvement
work for

KENNEDY ACRES SANITARY SEWER ASSESSMENT DISTRICT,

in the City of Sacramento, be, and the same are hereby approved.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF
SACRAMENTO, THIS 16TH DAY OF JUNE , 1981 .

MAYOR

CITY CLERK

APPROVED
BY THE CITY COUNCIL

JUN 16 1981

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 81-428

Adopted by The Sacramento City Council on date of

JUNE 16, 1981

RESOLUTION APPROVING PLANS, SPECIFICATIONS,
GRADES AND COST ESTIMATE FOR
IMPROVEMENT PROCEEDING NO. 4891

BE IT RESOLVED by the City Council of the City of Sacramento
that the Plans and Cost Estimate presented by the City Engineer
showing the proposed public improvement work for

KENNEDY ACRES SANITARY SEWER ASSESSMENT DISTRICT,

in the City of Sacramento, be and the same are hereby approved
and adopted.

BE IT FURTHER RESOLVED that the Grades, as shown on said Plans,
be, and the same are hereby adopted as the Official Grades; and

BE IT FURTHER RESOLVED that the Specifications, herewith sub-
mitted by the City Engineer, for special types of work not included
in the City of Sacramento's Standard Specifications, be, and the
same are hereby approved and adopted.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO,
THIS 16TH DAY OF JUNE , 19 81.

APPROVED

BY THE CITY COUNCIL

MAYOR

JUN 16 1981

OFFICE OF THE
CITY CLERK

CITY CLERK

RESOLUTION NO. 81-429

Adopted by The Sacramento City Council on date of

JUNE 16, 1981

RESOLUTION OF INTENTION

FOR IMPROVEMENT PROCEEDING NO. 4891

KENNEDY ACRES SANITARY SEWER ASSESSMENT DISTRICT

Pursuant to a law of the State of California, known as Division 7 of the Streets and Highways Code, the "IMPROVEMENT ACT OF 1911", it is hereby resolved that it is the intention of the City Council of the City of Sacramento to order the following public improvement work to be done at the locations described below:

14th Avenue from approximately 148 feet Easterly of the center line of 82nd Street to approximately 1,101 feet Easterly of the center line of 82nd Street;

Belvedere Avenue from approximately 297 feet Easterly of the center line of 82nd Street to approximately 1,250 feet Easterly of the center line of 82nd Street;

82nd Street from approximately 12 feet Southerly of the center line of Belvedere Avenue to approximately 410 feet Southerly of the center line of Belvedere Avenue;

Alpine Avenue from Approximately 60 feet Easterly of the center line of Power Inn Road to approximately 1,247 feet Easterly of the center line of 82nd Street; and

21st Avenue from approximately 38 feet Easterly of the center line of Power Inn Road to approximately 400 feet Easterly of the center line of Power Inn Road and from approximately 2,373 feet Easterly of the center line of Power Inn Road Easterly to a point 2,648 feet Easterly therefrom, by constructing sanitary sewers and sewer services, together with all necessary appurtenances for the above described improvements;

The Easterly 1/2 of Power Inn Road from the center line of 21st Avenue to the center line of Belvedere Avenue, by constructing sanitary sewer services, together with all necessary appurtenances for the above described improvements.

Whereas, the City Council has heretofore found and determined by Resolution that the construction of sewers and appurtenances herein mentioned is necessary as a health measure, said findings have been made upon the written recommendation of the Health Officer of the County of Sacramento, in accordance with Section 2808 of the Streets and Highways Code of the State of California.

APPROVED
BY THE CITY COUNCIL

JUN 16 1981

OFFICE OF THE
CITY CLERK

All of said work to be done in accordance with the "Standard Specifications of the City of Sacramento", heretofore adopted by the City Council and also in accordance with detailed Plans and Special Provisions made therefore by the City Engineer and on file in his office, having been approved by the City Council on June 16th, 1981, by Resolution No. _____, entitled Resolution Approving Plans, Specifications, Grades and Cost Estimate for Improvement Proceeding No. 4891; and

That this Council informs all persons that certain parcels of land that are located within the boundaries of the proposed Assessment District described in this Resolution are parcels of land that the City Council of the City of Sacramento has heretofore levied assessments upon for the benefits inuring to them from the public improvement work for the Alpine Avenue Water Assessment District and that all of said assessments that are not paid in full and removed from the lands on which they are a lien at the time when the assessment for the proposed public improvement work described in this Resolution is levied, will be assessments that will have a priority in time over the assessments for the proposed public improvement work described herein.

That this Council informs all persons that the Assessment parcel number of each such parcel of land in the Assessment for the City of Sacramento's Alpine Avenue Water Assessment District and the amount of money now unpaid upon the principal sum that the City Council of the City of Sacramento levied on each such parcel of land is shown below, viz:

<u>Assessment No.</u>	<u>Principal Amount Unpaid</u>	<u>Assessment No.</u>	<u>Principal Amount Unpaid</u>
1	\$1,116.29	Amd. 1	\$ 205.30
2	\$ 229.29	Amd. 2	1,080.35
3	\$ 368.70	Amd. 2	475.52
5	\$ 103.36		
9	\$ 374.59		

That this Council hereby finds and determines that acquiring the above described prior assessments of said Alpine Avenue Water Assessment District is necessary and appropriate for assuring that the assessments to be levied on the lands located in the proposed assessment district described in this Resolution for the proposed public improvement work described herein will not be subordinate to any public improvement assessments.

That this Council informs all persons that it deems that the public interest and convenience require and that it is the intention of this Council to order that the successful contractor to whom the contract shall be awarded for doing and constructing the public improvement work described in this Resolution shall, at the time when the contract is signed for doing and constructing said work, pay to the City of Sacramento a sum of money in addition to all other required incidental expenses that is sufficient to pay in full the amount remaining unpaid on each of the numbered assessments listed above, together with an amount of money that is sufficient to pay all interest and penalties then due on each such assessment and all other amounts of money lawfully required to pay and discharge any bond heretofore issued to represent any such assessment and to eliminate the lien of each such assessment.

That this Council informs all persons that the amount of money that said contractor so pays to the City of Sacramento for the purpose of paying, discharging and eliminating each numbered assessment listed above will be assessed as a part of the incidental expenses of the public improvement work described in this Resolution.

That this Council further informs all persons that the amount of money that the contractor so pays for the purpose of paying, discharging and eliminating all unpaid amounts on a specifically numbered assessment parcel listed above will be assessed solely on the several parts or portions of land that may be created from said specifically numbered assessment parcel in the assessment that will be prepared respecting the proposed public improvement work described in this Resolution.

Whereas, in the opinion of said City Council said work is of more than local and ordinary public benefit, said Council hereby orders that the costs and expenses of said work and improvement shall be chargeable and charged upon a district of lands, which district is hereby declared to be the district benefited by said work and improvement and which is to be assessed to pay the costs and expenses thereof.

The exterior boundaries of said district and the extent of the territory included therein are shown upon the map of said district adopted and approved by the City Council on June 16th, 1981, which map is now on file in the office of the City Engineer and to which reference is hereby made for a particular description of the boundaries of said district and the extent of the territory included therein;

Saving and excepting therefrom the above bounden and described district and the area of all public streets, alleys, ways, boulevards, courts and avenues included therein.

That in the opinion of this City Council the public interest will not be served by allowing the property owners to take the contract to perform the work of improvement herein described, and such property owners shall not be permitted to enter into a written contract to do said work.

Notice is hereby given that serial bonds to represent unpaid assessments and bear interest at the rate of Ten (10%) per cent per annum will be issued hereunder in the manner provided by the "Improvement Act of 1911", the last installment of which bonds shall mature fourteen (14) years from the second day of July next succeeding ten (10) months from their date.

That this Council informs all persons that said bonds shall contain the following sentence: "The 2 percent penalty first imposed shall be retained by the Treasurer as a cost of servicing the delinquency and all subsequent penalties shall be paid to the holder of the bond along with and as a part of such defaulted payment."

That this Council, acting pursuant to Streets and Highways Code Section 6442, hereby informs all persons that it elects to have the Treasurer retain such 2 percent penalty as a cost of servicing delinquency on said bonds.

All persons objecting to said work, or to the extent of said assessment district, are required to file their objections in writing in the office of the City Clerk of the City of Sacramento, as required by law, and notice is hereby given to all persons interested that on July 7th, 1981, at 7:30 o'clock P. M. in the Council Chambers of the City Council of the City of Sacramento, in the City Hall, on "I" Street, between 9th and 10th Streets, in said City, any and all persons having any objections to the proposed work and improvement may appear before said City Council and show cause why the proposed work and improvement shall not be carried out in accordance with this Resolution.

And the City Clerk is hereby directed to publish this Resolution twice in the Daily Recorder, a newspaper published 5 times a week, as required by law.

The Clerk of said Council shall mail notices of the adoption of this Resolution of Intention to all persons owning real property proposed to be assessed for the work herein described, whose names and addresses appeared on the last equalized assessment roll of the County of Sacramento, or as known to said Clerk, the contents of said Notices to be as required by law.

Any person with inquiries concerning the protest proceedings or the appeal procedure may call the office of the City Engineer of the City of Sacramento, at 449-5626, for answers to said inquiries.

IN THE CITY COUNCIL:

Sacramento, California
June 16th, 1981

Run Twice: June 18th and 19th

Adopted by the following vote:

AYES:

NOES:

ABSENT:

MAYOR

CITY CLERK OF THE CITY OF SACRAMENTO