



CITY OF SACRAMENTO
CALIFORNIA

OFFICE OF THE
CITY MANAGER

September 22, 1981

CITY HALL
915 I STREET - 95814
(916) 449-5704

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: Contract with HUD to Transfer Land to City for the Sacramento
History Center

SUMMARY

This report recommends that the City Council, by resolution, authorize the City Manager to execute a transfer contract for a portion of the parcel in the Old Sacramento History District required for the development of the Sacramento History Center. A validation certificate and legal opinion by the City Attorney is also required.

BACKGROUND INFORMATION

The City of Sacramento on behalf of the City and County of Sacramento plans to construct a history museum in the Old Sacramento Historic District within the State Park.

The City-County project is commonly known as the Sacramento History Center and will consist of a real construction of the 1854 City Hall and Water Works Building. The parcel of land to be occupied by this structure is owned by the State of California. Approximately one-third of this parcel was acquired with HUD Open Space Funds, therefore, HUD approval of the land transfer between the State and City is required.

The contract requires that the City agrees to be bound by all applicable sections of the original contract between the State and HUD. Those conditions are similar to comparable HUD-City open space land transactions in the Alkali and Northgate communities. Further, the City agrees to develop and operate the subject open space land as part of the historic site. These conditions are not considered burdensome when compared to other inter-governmental contracts.

APPROVED
BY THE CITY COUNCIL

AG 81055

OCT -6 1981

OFFICE OF THE
CITY CLERK

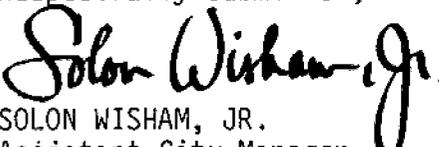
FINANCIAL DATA

There is no direct cost to the City for the transfer of this land. The City, County and History Center, Inc. will expend an estimated \$4.2 million for the construction of the building and the exhibits contained therein.

RECOMMENDATION

It is recommended that the City Council, by resolution, authorize the City Manager to execute a transfer contract affecting open space land acquired under Title VII of the Housing Act of 1961 with the Department of Housing and Urban Development.

Respectfully submitted,


SOLON WISHAM, JR.
Assistant City Manager

RECOMMENDATION APPROVED:


WALTER J. SLIPE
CITY MANAGER

October 6, 1981
District 1

RESOLUTION NO. 81-722

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

APPROVING AND PROVIDING FOR THE EXECUTION OF A
TRANSFER CONTRACT AFFECTING LAND ACQUIRING UNDER
TITLE VII OF THE HOUSING ACT OF 1961, AS AMENDED,
BY AND BETWEEN THE CITY OF SACRAMENTO AND THE
UNITED STATES OF AMERICA

Be it resolved by the Council of the City of Sacramento as follows:

Section 1

That the City Council hereby approves the contract with the Department of Housing and Urban Development (USA), said property to be used as the site for the Sacramento History Center, and the Mayor and City Clerk are authorized to execute said contract on behalf of the City of Sacramento;

Section 2

That the City Clerk shall forward copies of this resolution to the Department of Housing and Urban Development (USA).

MAYOR

ATTEST:

CITY CLERK

APPROVED
BY THE CITY COUNCIL

OCT -6 1981

OFFICE OF THE
CITY CLERK



CITY OF SACRAMENTO

DEPARTMENT OF LAW

812 TENTH ST. SACRAMENTO, CALIF. 95814
SUITE 201 TELEPHONE (916) 449-5346

October 6, 1981

JAMES P. JACKSON
CITY ATTORNEY
THEODORE H. KOBEY, JR.
ASSISTANT CITY ATTORNEY
LELIAND J. SAVAGE
SAMUEL L. JACKSON
WILLIAM P. CARNAZZO
SABINA ANN GILBERT
STEPHEN B. NOCITA
CHRISTINA PRIM
DEPUTY CITY ATTORNEYS

Hon. City Council
Council Chamber
City Hall
Sacramento, CA 95814

Dear Council Members:

I have examined the proposed Transfer Contract (herein called the "Contract") to be entered into between you and the United States of America. I have also examined the two counterparts of the Contract.

I have further examined that certain Resolution adopted by you on October 6, 1981, wherein the execution of the Contract was authorized.

I have made appropriate inquiry; and I am satisfied that said Resolution is still in full force and effect, that there is no pending or threatened litigation (either in federal or state court) challenging your authority to enter into the Contract, and that no legislation (either state or local) has been enacted which affects your power or authority to enter into the Contract and carry out the Program set out therein.

I am, therefore, of the opinion that you are authorized to enter into the Contract, that it has been executed as authorized by said Resolution and by law, and that, when the Contract has been executed by the Government, it will constitute a valid, binding and legal agreement between you and the Government.

Very truly yours,


JAMES P. JACKSON
City Attorney

JPJ/pl