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CITY OF SACRAMENTO

MAY 2 8 45 AM '85



CITY OF SACRAMENTO

DEPARTMENT OF PUBLIC WORKS

Administration, Rm. 300	(916) 449-5307
Architecture, Rm. 302	(916) 449-5307
Civil Engineering, Rm. 207	(916) 449-5281
Construction, Rm. 207	(916) 449-5281
Electrical Engineering, Rm. 304	(916) 449-5287
Real Estate, Rm. 300	(916) 449-5307
Traffic Engineering, Rm. 300	(916) 449-5307

ENGINEERING

CITY MANAGER'S OFFICE
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MAY 2 1985

May 1, 1985

APPROVED
BY THE CITY COUNCIL

JUN 11 1985

City Council
Sacramento, California

Honorable Members In Session:

OFFICE OF THE
CITY CLERK

SUBJECT: Hearing on Acquisition of Parcels for Florin-Perkins Road Widening

SUMMARY

It is requested that the City Council adopt the Resolution of Necessity to acquire nine parcels of land necessary to widen Florin-Perkins Road. Adoption of the Resolution is recommended.

BACKGROUND

Plans and specifications for the widening of Florin-Perkins Road between Folsom Boulevard and Elder Creek Road have been completed and the City is ready to call for bids on the project. Before we can advertise this project for construction as an F.A.U. project it is required that the City have possession of the right-of-way necessary to perform the work. Six property owners have refused to sell the required right-of-way to the City for the widening of Florin-Perkins Road. Obtaining right-of-way requires that the City exercise its Power of Eminent Domain for the nine parcels listed in the Resolution. The properties being acquired have been appraised by a County of Sacramento appraiser and also by a private independent appraiser. They have placed a value of \$223,800 on the properties to be acquired.

FINANCIAL

The estimated cost of the acquisitions is \$223,800 and has been appropriated in the 1984-85 budget from the Major City Street under Budget Number 2-09-3110-1818-4813.

FILED
MAY - 9 1985
Cont 40 5-28-85
BY THE CITY CLERK
OFFICE OF THE CITY CLERK

FILED
MAY 28 1985
Cont 40 6-11-85
BY THE CITY CLERK
OFFICE OF THE CITY CLERK

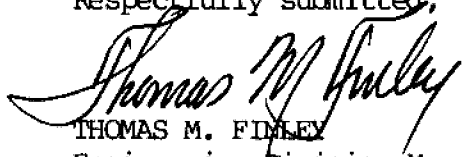
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City Council
Hearing Letter on Widening of
Folsom Blvd. & Florin Road
May 1, 1985
Page 2

RECOMMENDATION

It is recommended that the Hearing be closed and the attached Resolution of Necessity be adopted.

Respectfully submitted,




THOMAS M. FIDLEY
Engineering Division Manager

Recommendation Approved:



WALTER J. SLIFE
City Manager

Approved:


MELVIN H. JOHNSON
Director of Public Works

IEM:yg
Attachments

May 9, 1985
District No. 6

MAY 9, 1985
CITY COUNCIL OF THE CITY OF SACRAMENTO

In the Matter of The Widening of)
Florin Road between Folsom) ENGINEER'S REPORT
Boulevard and Florin Road)
City Project No. 1818)

A Public Hearing pertaining to the acquisitions of right-of-way necessary for the widening of Florin-Perkins Road between Folsom Boulevard and Florin Road is scheduled for this date.

This proposed project has been undertaken due to the following facts and will provide the following benefits:

1. That the existing roadway consists of 2 - 12 foot paved roadways with gravel shoulder for a majority of its length and said 2 - 12 foot traffic lanes are inadequate to handle the traffic volume that exists on the roadway.

2. That to provide the required 4 lanes of roadway plus paved parking and future curb, gutter and sidewalks requires that additional right-of-way be acquired.

3. That the City Council approved the proposed widening as a part of the Federal Aid to Urban Areas system on June 13, 1974.

4. That on January 25, 1983, the City Council approved the Negative Declaration for Florin-Perkins Road widening.

5. That the right-of-way necessary to widen Florin-Perkins Road will amount to a partial take and no residential structures are being acquired, therefore, no homeowner or resident will be required to move.

6. That there is an existing barn within the right-of-way to be acquired that will have to be demolished or moved. To demolish or move said barn will require the movement of personal property that is stored in the barn.

7. That on April 2, 1985, the City Council adopted the Resolution Authorizing Giving Notice of Intent to Adopt Condemnation Resolution to acquire said Parcels.

8. That on April 3, 1985, the City Clerk mailed, by certified mail, a notice of a Hearing to be held on May 7, 1985 for the adoption of the Resolution Authorizing Acquisition of Property By Exercise of the Power of Eminent Domain to the owners of said parcels.

9. That the final day for receiving written requests to appear and be heard by the Council was May 1st, 1985.

10. That no written protests have been received by the City Clerk prior to May 1st, 1985.

It is recommended that the Hearing be closed and the attached Resolution Authorizing Acquisition of Property By Exercise of the Power of Eminent Domain be adopted.

EXECUTED THIS 9TH DAY OF MAY, 1985.

Melvin H. Johnson
MELVIN H. JOHNSON
DIRECTOR OF PUBLIC WORKS

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RESOLUTION NO. 85-434

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

MAY 9, 1985

APPROVED
BY THE CITY COUNCIL

JUN 11 1985

OFFICE OF THE
CITY CLERK

RESOLUTION OF NECESSITY: ACQUISITION OF PARCELS FOR THE WIDENING OF FLORIN-PERKINS ROAD BETWEEN FOLSOM BOULEVARD AND ELDER CREEK ROAD.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO, TWO-THIRDS OF ALL MEMBERS OF SAID COUNCIL VOTING IN FAVOR THEREOF:

1. That the City of Sacramento intends to acquire through the exercise of the Power of Eminent Domain the real property or interests in real property hereinafter described as Parcels 1818-9, 1818-10, 1818-13, 1818-28, 1818-29, 1818-30, 1818-31, 1818-33 and 1818-34, (herein referred to as the "Subject Parcels")

2. That the City of Sacramento intends to acquire the Subject Parcels in fee simple absolute unless a lesser estate is expressly specified in the description of said parcels.

3. That the Subject Parcels are to be taken for street and Highway purposes in connection with the Florin-Perkins Road Widening Project (FAU-M-FO73(1)).

4. That the statute or statutes authorizing the City of Sacramento to acquire the Subject Parcels for the above-mentioned public purposes is Government Code, Section 37350.5.

5. That the Subject Parcels are generally located adjacent to the existing right-of-way of Florin-Perkins Road between Folsom Boulevard and Elder Creek Road.

6. That the City Council declares that it has found and determined each of the following:

a. The public interest and necessity require the widening of Florin-Perkins Road from Folsom Boulevard to Florin Road.

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b. The Widening of Florin-Perkins Road is planned or located in the manner that will be most compatible with the greatest public good and the least private injury.

c. The Subject Parcels are necessary for the widening of Florin-Perkins Road.

7. That the City of Sacramento, a municipal corporation, its appropriate officers, employees and agents, are hereby authorized and empowered:

a. To acquire in fee simple in the name of the City of Sacramento, a municipal corporation, the Subject Parcels by condemnation in accordance with the provisions of the Eminent Domain Law of the State of California.

b. To prepare, file and prosecute in the appropriate court, such proceedings in eminent domain as are necessary for the acquisition of the Subject Parcels; and,

c. To deposit the probable amount of compensation, as fixed by the City Council in accordance with law, with the Clerk of the appropriate court and to make application to said court for an order permitting the City of Sacramento to take immediate possession and use of the Subject Parcels.

8. The Subject Parcels, being the real property or interest therein which the City is by this Resolution authorized to acquire are situated in the City of Sacramento, State of California, and described as follows:

Parcel 1818-9

All that portion of that certain parcel of land described in that certain right-of-way deed recorded in the office of the Recorder of said County in Book 2615 of Official Records, Page 227, described as follows:

BEGINNING at the most southerly corner of said parcel of land described in said right-of-way deed; thence along the southwesterly line of said parcel of land North 36° 16' 20" West 56.56 feet and curving to the left on an arc of 5631.85 feet radius, said arc being subtended by a chord bearing North 36° 25' 15" West 29.19 feet; thence North 00° 39' 20" West 66.92 feet to a point located on the northeasterly line of said parcel of land; thence along said northeasterly line of the following four (4) courses and distances: (1) curving to the right on an arc of 1852.16 feet radius, from a tangent bearing South 37° 55' 49" East, said arc being subtended by a chord bearing South 37° 33' 05" East 24.51 feet, (2) curving to the right of an arc of compound curvature, with a radius of 2,807.07 feet; said arc being subtended by a chord bearing South 36° 52' 20" East 29.40 feet, (3) curving to the right on an arc of compound curvature, with a radius of 5,671.85 feet, said arc being subtended by a chord bearing South 36° 25' 20" East 29.70 feet and (4) South 36° 16' 20" East 0.96 feet to a point located on the easterly line of Section 23, Township 8 North, Range 5 East, M.D.M.; thence along said easterly line of Section 23 and along the easterly line of said parcel of land described in said right-of-way deed South 00° 39' 20" East 68.39 feet to the point of beginning.

Parcel 1818-10

All that portion of the Southeast one-quarter of the Southeast one-quarter of Section 23, Township 8 North, Range 5 East, M.D.M., described as follows:

BEGINNING at the Northeast corner of said Southeast one-quarter of the Southeast one-quarter of Section 23; thence from said point of beginning along the easterly line of said Section 23 South 00° 39' 20" East 925.59 feet; thence South 89° 20' 40" West 69.00 feet; thence North 01° 08' 04" East 608.30 feet; thence North 00° 39' 20" West 317.30 feet to a point located on the northerly line of said Southeast one-quarter of the Southeast one-quarter of Section 23; thence along said northerly line North 89° 00' 50" East 50.00 feet to the point of beginning.

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Parcel 1818-13

All that portion of the Northwest one-quarter of Section 36, Township 8 North, Range 5 East, M.D.M., described as follows:

BEGINNING at a point located on the Westerly line of said Section 36, from which the Northwest corner thereof bears North 00° 28' 25" West 209.00 feet; thence from said point of beginning North 89° 22' 25" East 57.52 feet; thence South 00° 30' 53" West 36.33 feet; thence South 08° 20' 54" West 110.13 feet; thence South 00° 28' 25" East 193.78 feet to the South line of the lands of Hunt, Etal; thence along said South line South 89° 14' 25" West 40.00 feet to the Westerly line of said Section 36; thence along said Westerly line North 00° 28' 25" West 338.98 feet to the point of beginning.

Parcel 1818-28

All that portion of the Northwest one-quarter of Section 24, Township 8 North, Range 5 East, M.D.M., described as follows:

BEGINNING at a point located on the westerly line of said Section 24 from which the Northwest corner thereof bears North 00° 39' 20" West 880.05 feet; thence from said point of beginning North 89° 29' 10" East 50.00 feet; thence South 00° 39' 20" East 1175.66 feet; thence South 01° 08' 02" West 320.16 feet; thence South 00° 39' 20" East 279.51 feet; thence South 89° 29' 10" West 40.00 feet to a point located on said westerly line of Section 24; thence along said westerly line North 00° 39' 20" West 1775.19 feet to the point of beginning.

Parcel 1818-29

All that portion of the Northwest one-quarter of Section 24, Township 8 North Range 5 East, M.D.M., described as follows:

BEGINNING at a point located on the westerly line of said Section 24 from which the Northwest corner thereof bears North 00° 39' 20" West 20.00 feet; thence from said point of beginning North 89° 46' 00" East 50.00 feet; thence South 00° 39' 20" East 859.80 feet; thence South 89° 29' 10" West 50.00 feet to a point located on said westerly line of Section 24; thence along said westerly line North 00° 39' 20" West 860.05 feet to the point of beginning.

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Parcel 1818-30

All that real property situate in the City of Sacramento, County of Sacramento, State of California, described as follows:

All that portion of Sections 13 & 24, Township 8 North, Range 5 East, M.D.B. & M., described as follows:

BEGINNING at the Southwest corner of said Section 13, said point being the Northwest corner of said Section 24; thence from said point of beginning along the West line of said Section 13 North 00° 55' 00" West 1,361.38 feet; thence North 89° 05' 00" East 44.00 feet; thence South 00° 55' 00" East 99.79 feet, thence South 00° 52' 24" West 320.16 feet; thence South 00° 55' 00" East 383.00 feet; thence South 02° 42' 24" East 512.25 feet; thence South 00° 55' 00" East 47.19 feet; thence South 00° 39' 20" East 20.00 feet; thence South 89° 46' 00" West 50.00 feet to a point located on the westerly line of said Section 24; thence along said westerly line of Section 24 North 00° 39' 20" West 20.00 feet to the point of beginning.

Parcel 1818-31

All that portion of that certain parcel of land described in that certain Gift Deed recorded in the office of the Recorder of said County in Book 1428 of Official Records, at page 506, described as follows:

BEGINNING at the intersection of the centerline of Jackson Highway with the West line of Section 13, Township 8 North, Range 5 East, M.D.M., from which the West quarter corner of said Section 13 bears North 00° 55' 00" West 1045.02 feet; thence from said point of beginning along said centerline South 70° 24' 15" East 197.41 feet; thence South 19° 35' 45" West 33.00 feet; thence North 80° 03' 08" West 101.43 feet; thence curving to the left on an arc of 22.00 feet radius, from a tangent bearing North 70° 24' 15" West, said arc being subtended by a chord bearing South 54° 20' 23" West 36.16 feet; thence South 00° 55' 00" East 222.26 feet; thence South 89° 05' 00" West 44.00 feet to a point located on said West line of Section 13; thence along said West line North 00° 55' 00" West 323.82 to the point of beginning.

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Parcel 1818-33

All that portion of that certain parcel of land described in that certain Referee's Deed recorded in the office of the Recorder of said County in Book 68-10-21 of Official Records, at Page 79, described as follow:

BEGINNING at a point located on the westerly line of said Section 13, Township 8 North, Range 5 East, M.D.M., from which the West quarter corner of said Section 13 bears North $00^{\circ} 55' 00''$ West 70.99 feet; thence from said point of beginning North $89^{\circ} 11' 35''$ East 42.78 feet; thence South $00^{\circ} 48' 25''$ East 30.00 feet; thence South $89^{\circ} 11' 35''$ West 42.72 feet to a point located on said westerly line of Section 13; thence along said westerly line North $00^{\circ} 55' 00''$ West 30.00 feet to the point of beginning.

Parcel 1818-34

All that portion of the West one-half of Section 13, Township 8 North, Range 5 East, M.D.M., described as follows:

BEGINNING at a point located on the westerly line of said Section 13 from which the quarter corner common to Sections 13 & 14 bears North $00^{\circ} 55' 00''$ West 34.85 feet; thence from said point of beginning curving to the right on an arc of 240.00 feet radius, from a tangent bearing North $78^{\circ} 54' 28''$ East, said arc being subtended by a chord bearing North $84^{\circ} 03' 01''$ East 43.03 feet; thence South $00^{\circ} 48' 25''$ East 40.00 feet to a point located on the centerline of Kiefer Boulevard; thence along said centerline South $89^{\circ} 11' 35''$ West 42.78 feet to a point located on said westerly line of Section 13; thence along said westerly line North $00^{\circ} 55' 00''$ West 36.14 feet to the point of beginning.

MAYOR

ATTEST:

CITY CLERK

12-34

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CITY OF SACRAMENTO

MAY 1 11 27 AM '85

Ms. Lorraine Magana
City Clerk of Sacramento
Room 203, City Hall
915 I Street, Sacto CA

Dear Ms. Magana,

Be it known that I, and or those who represent myself and my family, the Davises, do file with the city clerk this day, April 29th 1985, in written request to appear and be heard at the city council hearing concerning the aquisition of land owned by the Earl P Davis and Byron B Davis trusts in lieu of the widening of Florin-Perkins Road. I understand that the hearing date has been continued to June 4th. Please confirm a date.

Thankyou,,

Susan Hunt
8500 Jackson Road
Sacto CA 95826
381-2076



CITY OF SACRAMENTO

DEPARTMENT OF PUBLIC WORKS

ENGINEERING DIVISION

THOMAS M. FINLEY
Engineering Division Manager

May 2, 1985

Ms. Susan Hunt
8500 Jackson Road
Sacramento, CA 95826

Gentlepersons:

The hearing scheduled for May 9, 1985, on the Resolution of Necessity for Acquisition of required right of way necessary to widen Florin-Perkins Road (adjacent to your property) is proposed to be continued to May 28, 1985. One property owner from whom we must acquire property has requested the hearing be continued to a later date. In addition, since several Councilpersons will be out of town during the May 9th meeting, we are proposing continuing the hearing to May 28, 1985.

This letter is to inform you that the hearing will be continued from May 9, 1985 to May 28, 1985 and if you were planning to attend the May 9th meeting, there is no need to do so.

If you have any questions regarding this matter, please call the undersigned at 449-5629.

Very truly yours,

Irvin E. Moraes
Real Property Supervisor

IEM:vr

IM120Lvr