



APPROVED  
BY THE CITY COUNCIL

1.7

APR 19 1994

OFFICE OF THE  
CITY CLERK

AC 99-054

DEPARTMENT OF  
PUBLIC WORKS  
OFFICE OF THE DIRECTOR

CITY OF SACRAMENTO  
CALIFORNIA

927 10TH STREET.  
ROOM 100  
SACRAMENTO, CA.  
95814-2700  
SPECIAL DISTRICTS  
916-264-7113  
FAX 916-264-8105

April 1, 1994

City Council  
Sacramento, California

Honorable Members in Session

**SUBJECT: TIMBERLAKE WAY ASSESSMENT DISTRICT 94-01, INITIATION  
ACTIONS**

**LOCATION AND COUNCIL DISTRICT**

The Timberlake Way Assessment District is located in Council District No. 8. The district includes ten parcels of land located east of Bruceville Road, west of State Route 99 and north of Cosumnes River College Boulevard (please see attached map).

**STAFF RECOMMENDATION:**

This report recommends that the City Council:

1. Adopt Resolution Accepting Petition.
2. Adopt Resolution Approving Boundary Map.
3. Adopt Resolution Approving Agreement for Legal Services
4. Adopt Resolution of Intention.
5. Adopt Resolution Accepting Report and Setting Hearings.
6. Adopt Resolution Calling for Construction Bids.
7. Adopt Resolution approving a Negative Declaration for this project.

**CONTACT PERSON** Edward Williams, Assistant Engineer, 264-5440

**FOR COUNCIL MEETING OF: April 19, 1994**

## **SUMMARY**

This report initiates formation of the assessment district to be known as the "*Timberlake Way Assessment District No. 94-01*" for the City of Sacramento. Adoption of the attached resolutions will set the date, time and place for the public hearings. The public hearings are scheduled for the afternoon Council sessions of June 8 and June 14, 1994. Approval of the Negative Declaration ratifies the findings that there is no substantial evidence that the work will have any significant impact on the environment.

## **COMMITTEE/COMMISSION ACTION**

None

## **BACKGROUND INFORMATION**

The formation of this district has been requested by the Methodist Hospital of Sacramento. The district is being formed to provide funding for the re-alignment and construction of a portion of Timberlake Way.

The district will include ten parcels, eight are owned by Methodist Hospital of Sacramento, one by Timberlake Partnership which is controlled by Methodist Hospital of Sacramento and one by Community Psychiatric Centers. Petitions in support of the district have been signed by a representatives for the nine parcels (87.6% of the 48.6 total district acreage) owned or controlled by the Methodist Hospital of Sacramento. Representatives for all ten parcels have signed petitions waiving the 60 day cash collection period.

Plans, specifications and estimates have been completed, together with the necessary Engineer's Report. Staff is ready to proceed with formation of the district. The engineer's estimated construction cost is \$905,600.

## **FINANCIAL CONSIDERATIONS**

The project will be funded by property owners within the district. In addition to construction of roadway improvements there are existing bonds for the Bruceville Road Assessment District on six of the ten parcels. The cost of buying back these bonds (in the amount of \$101,100) will be included in the district and attached to the land on which they were originally placed.

Estimated Construction Cost	\$	905,600
Contingency		135,800
Engineering & Project Management		126,300
Purchase of Bruceville Bonds		101,100
Bond Incidentals		70,300
Reserve Account		104,100
Bond Discount		<u>44,600</u>
Amount Assessed to Property Owners	\$	1,487,800

The above expenditures are detailed in the Engineer's Report on file with the City Clerk. Final budgeting recommendations will be made at the time of contract award and sale of bonds. There is no impact to the General Fund as a result of this district. A non-refundable fee of \$25.00 will be charged for each set of plans and specifications to cover the cost of reproduction.

#### **POLICY CONSIDERATIONS**

The procedures under which this district is being formed are set forth in the California Streets and Highways Code, specifically Division 12 entitled "*Municipal Improvement Act of 1913*" and Division 10 entitled, "*Improvement Bond Act of 1915*."

Project approval and authorization for bid advertisement are consistent with Chapter 58, Article III, Section 58.301, of the City Code.

#### **MBE/WBE**

The project will include MBE/WBE participation goals of 10.57% MBE and 9.5% WBEs required by Resolution No. 93-619, relating to MBE/WBE participation goals and policies, adopted by the City Council on November 2, 1993. Award of contract will be contingent upon the responsive low bidder either meeting this project MBE/WBE participation goals on making adequate Good Faith Efforts towards meeting the project goals. Bids submitted which meet or exceed the MBE/WBE goals may be eligible for bid price preferences up to a maximum of 7% or \$25,000.


City Council  
Timberlake Way A.D.  
April 19, 1994  
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Plans and specifications will be sent to seven plan rooms and construction services organizations for publication and use by the construction industry of Northern California. There are four organizations on the distribution list that are directly involved with the MBE/WBE contractors.

Other outreach efforts to MBE/WBEs for this project will include:

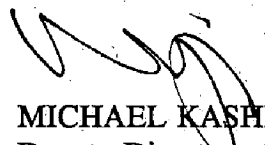
- Advertisement of the project on the City of Sacramento Construction Project Bid Line (916) 392-4758.
- Free access to review the project plans and specifications at the City of Sacramento planroom at Engineering Division offices at 927 10th Street.
- Provide notice of this project to three minority chambers of commerce and three minority and women community organizations directly involved with outreach to MBE/WBEs.

Respectfully Submitted,



GARY ALM  
Supervising Engineer

Approved:



MICHAEL KASHIWAGI  
Deputy Director of Public Works

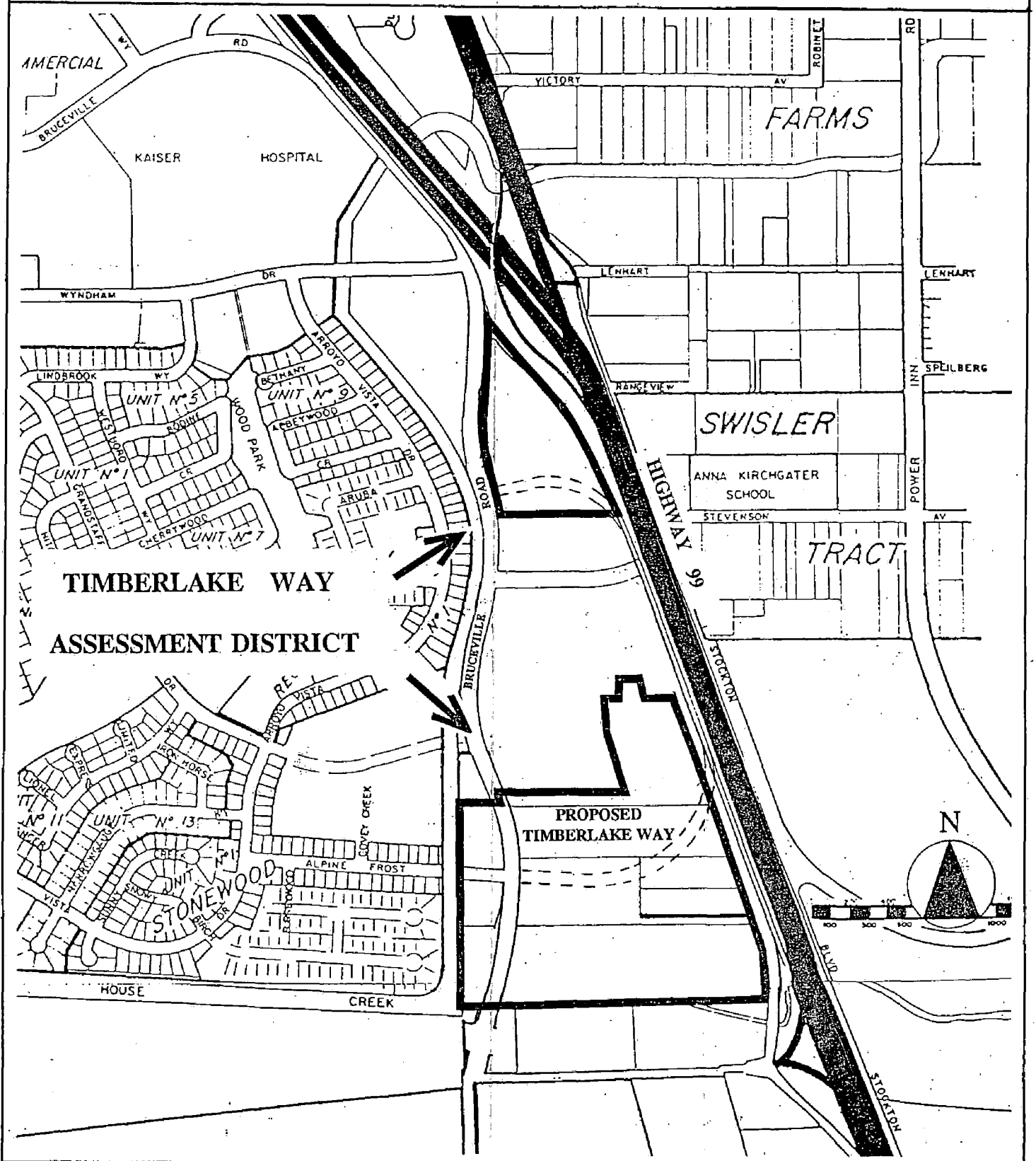
Recommendation Approved:



WILLIAM H. EDGAR  
City Manager

# TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01

## LOCATION MAP



**TIMBERLAKE WAY ASSESSMENT DISTRICT 94-01**

April 19, 1993	<b>COUNCIL ADOPTS RESOLUTION OF INTENTION AND SETS HEARING DATES</b>
----------------	----------------------------------------------------------------------

- |                |                                                                                                           |
|----------------|-----------------------------------------------------------------------------------------------------------|
| April 1994     | Record Boundary Map with County Recorder                                                                  |
| April 1994     | Mail, Publish Notice of Hearing                                                                           |
| May 18, 1994   | Receive Bids                                                                                              |
| June 8, 1994   | Council Holds Public Hearing No. 1                                                                        |
| June 14, 1994  | Council Holds Public Hearing No. 2                                                                        |
|                | <b>COUNCIL CONSIDERS RESOLUTIONS TO OVERRULE PROTESTS AND LEVY THE ASSESSMENTS</b>                        |
| June 1994      | Record Assessment Diagram and Notice of Assessment with County                                            |
| July 26, 1994  | <b>COUNCIL CONSIDERS RESOLUTION AUTHORIZING SALE OF BONDS, APPROPRIATION OF FUNDS - AWARD OF CONTRACT</b> |
| August 8, 1994 | Bond Closing                                                                                              |
| August 1994    | City Receives Proceeds from Bonds                                                                         |
| August 1994    | Contractor Notice to Proceed                                                                              |
| August 1994    | Estimated Completion Date for Improvements                                                                |

**RESOLUTION NO. 94-207**

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

RESOLUTION ACCEPTING PETITION

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01

**APPROVED**  
BY THE CITY COUNCIL

APR 19 1994

OFFICE OF THE  
CITY CLERK

The City Council of the City of Sacramento resolves:

Certain owners of real property have filed with the Clerk of this body a petition, signed by them, requesting the public improvements described in the petition, the cost to be specially assessed against land benefiting from the improvements. The petition contains an express waiver of statutory proceedings under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, as provided in Section 2804 of the Streets and Highways Code.

The City Council finds that all of the owners of more than sixty percent (60%) in area of the land subject to assessment for the proposed improvements have signed the petition. Accordingly, the City Council accepts the petition and directs that special assessment proceedings shall be undertaken by the terms of the petition, and without further compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931. This action is final within the meaning of Section 3012 of the Streets and Highways Code.

\* \* \*

This Resolution was passed and adopted by the City Council of the City of Sacramento, County of Sacramento, State of California, this 19th day of April, 1994.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

**FOR CITY CLERK USE ONLY**

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

**RESOLUTION NO. 94-208**

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**APPROVED**  
BY THE CITY COUNCIL

APR 19 1994

RESOLUTION APPROVING BOUNDARY MAP

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01

OFFICE OF THE  
CITY CLERK

The City Council of the City of Sacramento resolves:

A map entitled "Proposed Boundaries of Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, State of California" has been filed with the City Clerk.

This City Council approves the map and adopts the boundaries shown on the map as describing the extent of the territory included in a proposed assessment district to be known as Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California.

This City Council finds that the map is in the form and contains the matters prescribed by Section 3110 of the California Streets and Highways Code.

This City Council directs the City Clerk to certify the adoption of this resolution on the face of the map, and to file a copy of the map with the County Recorder for placement in the Book of Maps of Assessment and Community Facilities Districts.

\* \* \*

This Resolution was passed and adopted by the City Council of the City of Sacramento, County of Sacramento, State of California, this 19th day of April, 1994.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

**FOR CITY CLERK USE ONLY**

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

**RESOLUTION NO.** 94-209

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**APPROVED**  
BY THE CITY COUNCIL

APR 19 1994

OFFICE OF THE  
CITY CLERK

**RESOLUTION APPROVING AGREEMENT  
FOR LEGAL SERVICES**

**TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01  
CITY OF SACRAMENTO**

The City Council of the City of Sacramento resolves:

This City Council approves that certain agreement between the CITY OF SACRAMENTO, and STURGIS, NESS, BRUNSELL & ASSAF a professional corporation, for services of that firm as Special Bond Counsel for Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California, dated April 19, 1994, and attached to this resolution.

The Mayor is authorized to sign the agreement and the City Clerk is authorized to attest its execution.

\*

\*

\*

This Resolution was passed and adopted by the City Council of the City of Sacramento, County of Sacramento, State of California, this 19th day of April, 1994.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

**FOR CITY CLERK USE ONLY**

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

AGREEMENT FOR LEGAL SERVICES

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01  
CITY OF SACRAMENTO

This is an agreement for legal services between the CITY OF SACRAMENTO, a municipal corporation of the State of California, referred to as Client, and STURGIS, NESS, BRUNSELL & ASSAF a professional corporation, Attorneys at Law, Emeryville, California, referred to as Bond Counsel.

1. Client retains Bond Counsel as special counsel to perform the following legal services relating to the Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, State of California.

- (a) Preparation of all forms of resolutions, notices, affidavits, and other documents required by the Municipal Improvement Act of 1913, including the legal format of the engineer's report required by Section 10204.
- (b) The preparation of written instructions to Client's Clerk and other staff members concerning the performance of legally required duties.
- (c) Review of documents prepared by Client's engineering staff or consulting engineers, including boundary map, assessment diagram, assessment roll, and the general provisions of construction specifications.
- (d) Attendance at the public hearings on the engineer's report (including continuances of the hearing, if any).
- (e) Attendance at all other public meetings of Client at which matters relating to the assessment district are considered, except routine matters.
- (f) Attendance at staff meetings or meetings of property owners, upon the request of the Client, after reasonable notice.

- (g) Telephone consultation with staff members and property owners to answer legal questions about the assessment proceedings.
- (h) Preparation of the notice inviting bids and construction contract, if required, and review of contract bonds and insurance documents.
- (i) Arrangements for the printing of improvement bonds to represent unpaid assessments, including, if required, the printing of a bond register and assessment installment notices.
- (j) The preparation of a record of assessment installments for the use of the County Auditor, if required, and the preparation of other records of electronic media, if it can be arranged, at the expense of the Client.
- (k) Arrangements for the sale of improvement bonds either by negotiation or by public bid, at the option of Client, including a review of financial disclosure requirements and, if required, the preparation of the notice inviting bond bids.
- (l) The preparation of bond delivery documents.
- (m) The rendition of a legal opinion on the validity of the improvement bonds and the proceedings leading to their issuance.
- (n) Preparation of a transcript of the legal proceedings in loose-leaf form for the use of the Client.
- (o) Preparation of the required reports to the California Debt Advisory Commission (pursuant to Section 8855 et seq. of the Government Code) and to the Internal Revenue Service (pursuant to Section 149 of the Internal Revenue Code of 1986).

2. The services of Bond Counsel under this agreement shall not include the following:

- (a) Legal services in connection with the acquisition of interests in real property, either through negotiation or through exercise of the power of eminent domain.

(b) Legal services in connection with litigation.

The performance by Bond Counsel of services excluded by this paragraph, if required by Client, shall be under separate oral or written agreement.

3. In consideration of the services set forth in paragraph 1, Client shall pay to Bond Counsel the following fee and costs:

- (a) The legal fee of Bond Counsel shall be a scaled percentage of the amount assessed as set forth in the engineer's report as finally approved under Section 10312 of the Streets and Highways Code.
- (b) The legal fee shall be an amount equal to one and one-half percent (1 1/2%) of that portion of the amount assessed not exceeding \$10 million, plus one-half of one percent (1/2%) of that portion assessed exceeding \$10 million, but not exceeding \$20 million, plus one-eighth of one percent (1/8%) of that portion of the amount assessed exceeding \$20 million. The fee shall be not less than \$1,500.
- (c) In addition to the legal fee specified in paragraph (b) above, if bonds representing unpaid assessments are issued in more than one issue, the legal fee shall include \$5,000 for each issue after the first.
- (d) Costs shall be reimbursed to Bond Counsel as follows:
  - 1) Filing and recording fees and publication costs advanced on behalf of Client
  - 2) The cost of preparing auditor's record, if required: 7 cents per assessment for each year of the bond issue, with a minimum of \$30.00.
  - 3) Costs of Federal Express or similar delivery service.
  - 4) Cost of preparation of notices to property owners.

The cost of other services for which Bond Counsel makes arrangements under this agreement (such as bond printing costs and preparation of records on electronic media) shall be billed to the Client and shall be paid by Client directly to the payee.

- (e) Payment by Client of the legal fee is contingent upon the levy of assessments and the sale and delivery of improvement bonds representing unpaid assessments in the assessment district. If for any reason, assessments are not confirmed and bonds delivered, Bond Counsel shall be paid no legal fee.
- (f) Both the legal fee and costs are payable upon delivery of the bonds. If bonds are issued in more than one issue, the cumulative amount payable after each delivery shall be calculated under subparagraph (b) by reducing the amount of the assessment by the par value of bonds authorized but not issued; the amount payable after each delivery shall be the cumulative amount payable less amounts previously paid.

4. Bond Counsel certifies that it has no interest, either direct or contingent, in any property or contract arising from or affected by the assessment district, except as Bond Counsel under this agreement. Bond Counsel does not represent any owner of property within the proposed boundaries of this assessment district, and has not received a fee from any source for services connected with the project.

DATED: April 19, 1994

CITY OF SACRAMENTO, a municipal corporation of the State of California

ATTEST:

By \_\_\_\_\_

By \_\_\_\_\_

STURGIS, NESS, BRUNSELL & ASSAF  
a professional corporation

By \_\_\_\_\_

Philip D. Assaf

**RESOLUTION NO.**

94-210

**APPROVED**  
BY THE CITY COUNCIL

ADOPTED BY THE SACRAMENTO CITY COUNCIL

APR 19 1994

OFFICE OF THE  
CITY CLERK

ON DATE OF \_\_\_\_\_

**RESOLUTION OF INTENTION TO ORDER IMPROVEMENT IN**

**TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01  
CITY OF SACRAMENTO**

The City Council of the City of Sacramento resolves:

This City Council intends to order the following improvement under the authority of the Municipal Improvement Act of 1913:

- a) The construction of street improvements including clearing, grubbing, grading, construction of pavement, curbs, gutters, sidewalks, driveways, what required, and the installation of a street lighting system on Timberlake Way, a new street, from a point on Bruceville Road 900 feet, more or less, north of the intersection of Consumnes River Drive; thence, 1,600 feet, more or less, along an easterly and northeasterly bearing to connect to the existing Timberlake Way adjacent to Highway 99 and the northerly portion of Timberlake Way, a new street from a point on Bruceville Road, 2,100 feet, more or less, north of Consumnes River Drive; thence, along an easterly bearing 950 feet, more or less, to connect to the existing Timberlake Way; and the construction of water mains and related appurtenances, services and hydrants, where required; the construction of a storm drainage collection system including drop inlets, manholes and services, where required, along the streets described above and along Bruceville Road from the southerly intersection of Timberlake Way, approximately 900 feet north of Consumnes River Drive, southerly to a point approximately 420 feet north of Consumnes River Drive; the construction of a driveway and closure of the existing street on Bruceville Road, approximately 2,500 feet north of Consumnes River Drive, and the closure of the existing Timberlake Way and the construction of a driveway on the existing Timberlake Way adjacent to Highway 99, 800 feet, more or less, east of Bruceville Road.
- b) The payment in full of all amounts necessary to eliminate any fixed special assessment liens previously imposed upon property included within the assessment district.

**FOR CITY CLERK USE ONLY**

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

- c) The acquisition of all easements and rights-of-way and the performing of all work auxiliary to any of the above and necessary to complete the same.

This City Council finds that the land specially benefited by the improvement is shown within the boundaries of the map entitled, "Proposed Boundaries of Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California." This map has been approved by the City Council and is now on file with the City Clerk. The land within the exterior boundaries shown on the map shall be designated Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California.

This City Council intends to levy a special assessment upon the land within the described district in accordance with the special benefit to be received by each parcel of land, respectively, from the improvement. There shall be omitted from special assessment all public streets, alleys and places and all land belonging to the United States, the State of California, the County of Sacramento and this City now in use in the performance of a public function.

Where any disparity occurs in level or size between the improvement and private property, this City Council determines that it is in the public interest and more economical to eliminate the disparity by doing work on the private property instead of adjusting the work on public property. Accordingly, work may be done on private property for this purpose with the written consent of the landowner.

In the event that the amount provided for in these proceedings is insufficient to pay various costs and expenses incurred from time to time by the City and not otherwise reimbursed to the City which result from the administration and collection of assessment installments or from the administration or registration of the improvement bonds and the various funds and accounts pertaining thereto, this Council intends, pursuant to Section 8682.1 and subparagraph (f) of Section 10204 of the California Streets and Highways Code, to provide for an annual assessment upon each of the parcels of land in the proposed assessment district to provide therefor.

Bonds representing unpaid assessments, and bearing interest at a rate not to exceed twelve percent (12%) per annum, will be issued in the manner provided by the Improvement Bond Act of 1915 (Division 10, Streets and Highways Code), and the last installment of the bonds shall mature not to exceed fourteen (14) years from the second day of September next succeeding twelve (12) months from their date.

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FOR CITY CLERK USE ONLY

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

The procedure for the collection of assessments and advance retirement of bonds under the Improvement Bond Act of 1915 shall be as provided in Part 11.1, Division 10, of the Streets and Highways Code of the State of California.

The City Council will not obligate itself to advance available funds from the City treasury to cure any deficiency which may occur in the bond redemption fund. A determination not to obligate itself shall not prevent the City from, in its sole discretion, so advancing funds.

This City Council appoints the Acting Director of Public Works as Engineer of Work for this project, and directs the preparation of the report required by Section 10204 of the Streets and Highways Code.

In the opinion of this City Council, the public interest will not be served by allowing owners of assessable lands to enter into a contract for the work of improvement as otherwise permitted in Section 20485 of the Public Contract Code.

If any excess shall be realized from the assessment it shall be used, in such amounts as the City Council may determine, in accordance with the provisions of law for one or more of the following purposes:

- (a) Transfer to the general fund of the City, provided that the amount of any such transfer shall not exceed the lesser of \$1,000 or 5% of the total amount expended from the improvement fund;
- (b) As a credit upon the assessment and any supplemental assessment, provided that such surplus may, if the City Council so determines, also be applied as a credit to the City or any local, state or national agency or authority which shall have made a contribution towards the cost and expenses of the acquisitions and improvements in the proportion which such contribution bears to the total amount of the assessment or supplemental assessment prior to the deduction of all such contributions; or
- (c) For the maintenance of the improvements.
- (d) To call bonds, thereby reducing outstanding assessments and subsequent assessment installments.

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FOR CITY CLERK USE ONLY

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

This Resolution was passed and adopted by the City Council of the City of Sacramento, County of Sacramento, State of California, this 19th day of April, 1994.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
FOR CITY CLERK USE ONLY

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

**RESOLUTION NO.** 94-211

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**RESOLUTION ACCEPTING REPORT AND  
SETTING HEARING OF PROTESTS**

**TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01**

**APPROVED**  
BY THE CITY COUNCIL  
APR 19 1994  
OFFICE OF THE  
CITY CLERK

The City Council of the City of Sacramento resolves:

1. At the direction of this City Council, the Acting Director of Public Works, as Engineer of Work for improvement proceedings in the Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California, has filed with the City Clerk the report described in Section 10204 of the Streets and Highways Code (Municipal Improvement Act of 1913). This City Council accepts the report without modification, for the purpose of conducting public hearings to the improvements described in the report.

2. This Council sets 2:00 P.M. on June 8, 1994, and 2:00 P.M. on June 14, 1994, at the Chambers of the City Council, 915 "I" Street, Sacramento, California, as the time and place for public hearings on the proposed improvements.

3. The City Clerk is directed to mail the notices of improvement required by the Municipal Improvement Act of 1913, and to file an affidavit of compliance.

\* \* \*

This Resolution was passed and adopted by the City Council of the City of Sacramento, County of Sacramento, State of California, this 19th day of April, 1994.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

**FOR CITY CLERK USE ONLY**

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

ENGINEER'S REPORT

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01  
CITY OF SACRAMENTO

The undersigned respectfully submits the enclosed report as directed by the City Council.

DATED: April 19, 1994

Deputy Director of Public Works,  
Engineer of Work

By \_\_\_\_\_

I HEREBY CERTIFY that the enclosed Engineer's Report, together with Assessment and Assessment Diagram thereto attached, was filed with me on the 19th day of April, 1994.

City Clerk,  
City of Sacramento, Sacramento County,  
California

By Talicia G. Burrows

I HEREBY CERTIFY that the enclosed Engineer's Report, together with Assessment Diagram thereto attached, was approved and confirmed by the City Council of the City of Sacramento, Sacramento County, California, on the \_\_\_\_\_ day of \_\_\_\_\_, 1994.

City Clerk,  
City of Sacramento, Sacramento County,  
California

By \_\_\_\_\_

I HEREBY CERTIFY that the enclosed Engineer's Report, together with Assessment and Assessment Diagram thereto attached, was recorded in my office on the \_\_\_\_\_ day of \_\_\_\_\_, 1994.

Deputy Director of Public Works,  
Engineer of Work

By \_\_\_\_\_

ENGINEER'S REPORT

ENGINEER'S REPORT

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01  
CITY OF SACRAMENTO

The Deputy Director of Public Works, Engineer of Work for Timberlake Way Assessment District No. 94-01, makes this report, as directed by the City Council of the City of Sacramento, pursuant to Section 10204 of the Streets and Highways Code (Municipal Improvement Act of 1913).

The improvements which are the subject of this report are briefly described as follows:

- a) The construction of street improvements including clearing, grubbing, grading, construction of pavement, curbs, gutters, sidewalks, driveways, what required, and the installation of a street lighting system on Timberlake Way, a new street, from a point on Bruceville Road 900 feet, more or less, north of the intersection of Consumnes River Drive; thence, 1,600 feet, more or less, along an easterly and northeasterly bearing to connect to the existing Timberlake Way adjacent to Highway 99 and the northerly portion of Timberlake Way, a new street from a point on Bruceville Road, 2,100 feet, more or less, north of Consumnes River Drive; thence, along an easterly bearing 950 feet, more or less, to connect to the existing Timberlake Way; and the construction of water mains and related appurtenances, services and hydrants, where required; the construction of a storm drainage collection system including drop inlets, manholes and services, where required, along the streets described above and along Bruceville Road from the southerly intersection of Timberlake Way, approximately 900 feet north of Consumnes River Drive, southerly to a point approximately 420 feet north of Consumnes River Drive; the construction of a driveway and closure of the existing street on Bruceville Road, approximately 2,500 feet north of Consumnes River Drive, and the closure of the existing Timberlake Way and the construction of a driveway on the existing Timberlake Way adjacent to Highway 99, 800 feet, more or less, east of Bruceville Road.
- b) The payment in full of all amounts necessary to eliminate any fixed special assessment liens previously imposed upon property included within the assessment district.
- c) The acquisition of all easements and rights-of-way and the performing of all work auxiliary to any of the above and necessary to complete the same.

Bonds representing unpaid assessments, and bearing interest at a rate not to exceed twelve percent (12%) per annum, shall be issued in the manner provided by the Improvement Bond Act of 1915 (Division 10, Streets and Highways Code), and the last installment of the bonds shall mature not to exceed fourteen (14) years from the second day of September next succeeding twelve (12) months from their date.

This report includes the following attached exhibits:

- EXHIBIT A: Plans and specifications for improvements to be constructed. Plans and specifications are a part of this report whether or not separately bound.
- EXHIBIT B: An estimate of the cost of the improvements.
- EXHIBIT C: An assessment roll, showing the amount proposed to be specially assessed against each parcel of real property within this assessment district. Each parcel is described by County Assessor's parcel number or other designation, and each parcel is also assigned a separate "assessment number" for the purposes of this proceeding.
- EXHIBIT D: A statement of the method by which the undersigned determined the amount proposed to be assessed against each parcel, based on benefits to be derived by each parcel, respectively, from the improvements.
- EXHIBIT E: A list of the names and addresses of the owners of real property within this assessment district, as shown on the last equalized assessment roll for taxes, or as known to the Clerk. The list is keyed to Exhibit C by assessment number.
- EXHIBIT F: A diagram showing all of the parcels of real property within this assessment district. The diagram is keyed to Exhibit C by assessment number.
- EXHIBIT G: Proposed maximum annual assessment per parcel for current costs and expenses.

Respectfully submitted,

The Deputy Director of Public Works  
Engineer of Work

**EXHIBIT A**

**PLANS AND SPECIFICATIONS, THOUGH SEPARATELY BOUND,  
ARE A PART OF THIS REPORT**

**TIMBERLAKE WAY ASSESSMENT DISTRICT No. 94-01  
COST ESTIMATES**

ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL
1	Clearing & Grubbing & Remove A.C.	1 LS	\$26,000.00	\$26,000
2	Roadway Excavation	8950 CY	\$7.00	\$62,650
3	Paving 4"AC/10"AB	114530 SF	\$2.50	\$286,325
4	A.C. Overlay	1 LS	\$5,000.00	\$5,000
5	Curb & Gutter No. 4	5678 LF	\$12.00	\$68,136
6	6" Conc. Curb No.17	50 LF	\$12.00	\$600
7	Sidewalk	23075 SF	\$3.00	\$69,225
8	Drain Manhole #3	8 EA	\$1,200.00	\$9,600
9	Drain Manhole #4	2 EA	\$2,000.00	\$4,000
10	Reconst. MH to Grade	9 EA	\$500.00	\$4,500
11	Drop Inlet. Type "B"	20 EA	\$1,000.00	\$20,000
12	Ditch Box	1 EA	\$1,100.00	\$1,100
13	12" Drain	1716 LF	\$25.00	\$42,900
14	15 " Drain	34 LF	\$30.00	\$1,020
15	18" Drain	360 LF	\$35.00	\$12,600
16	24" Drain	837 LF	\$40.00	\$33,480
17	30" Drain	166 LF	\$50.00	\$8,300
18	Sewer Manhole	6 EA	\$1,500.00	\$9,000
19	6" S.S. w/C.O.	6 EA	\$1,000.00	\$6,000
20	8" S.S. w/C.O.	1 EA	\$1,200.00	\$1,200
21	8" Sewer	1411 LF	\$25.00	\$35,275
22	8" Water	3130 LF	\$25.00	\$78,250
23	8" Gate Valve	9 EA	\$900.00	\$8,100
24	Water Service (2")	2 EA	\$800.00	\$1,600
25	Blowoff Assembly (2")	1 EA	\$450.00	\$450
26	Fire Hydrant Assembly Double Pumper	7 EA	\$2,500.00	\$17,500
27	25' Driveway With Transition	1 EA	\$1,200.00	\$1,200
28	30' Driveway With Transition	1 EA	\$1,700.00	\$1,700
29	35' Driveway With Transition	3 EA	\$2,700.00	\$8,100
30	35' Driveway	1 EA	\$1,700.00	\$1,700
31	Remove Septic Tank	1 LS	\$4,000.00	\$4,000
32	Pedestrian Barricade	3 Ea	\$150.00	\$450
33	Miscellaneous Electrical Work	1 LS	\$63,750.00	\$63,750
34	Stop Sign	2 EA	\$250.00	\$500
35	Striping	1 LS	\$4,000.00	\$4,000
36	Replace Landscaping Ikind	1 LS	\$2,000.00	\$2,000
37	Water Valve to Grade	4 EA	\$150.00	\$600
38	Adjust Gas Valve to Grade	1 EA	\$150.00	\$150
39	Guardrail	1 LS	\$4,000.00	\$4,000
40	Monument Well	2 EA	\$300.00	\$600

Estimated Construction Costs      \$905,561.00

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01  
CITY OF SACRAMENTO  
COST ESTIMATE

Estimated Construction Cost	\$ 905,561.00	
Contingency (15%)	135,834.15	
Miscellaneous Engineering		
Design and Project Management	11,000.00	
Consultant Engineering	29,450.00	
Staking and Inspection	83,311.61	
Materials Testing	<u>2,500.00</u>	
SUB-TOTAL:		\$1,167,656.76
Purchase of Bruceville Road Bonds		\$ 101,050.83
Bond Incidentals		
Official Statement	\$ 2,000.00	
Special Districts	20,000.00	
Bond Counsel	22,317.54	
Bond Printing	3,000.00	
Bond Administration	5,000.00	
CDAC	148.78	
SDIRS Fee	<u>17,878.36</u>	
SUB-TOTAL:		\$70,344.68
Bond Discount (3%)	\$ 44,635.08	
Reserve Account (7%)	<u>104,148.51</u>	
SUB-TOTAL:		<u>\$ 148,783.59</u>
TOTAL ASSESSED TO PROPERTY OWNERS		\$1,487,835.86

## ASSESSMENT ROLL

## CITY OF SACRAMENTO

Timberlake Way Assessment District No. 94-01

Assessment Number	Assessment Amount	Parcel Description
1	\$ 54,758.19	117-0120-028
2	92,429.38	117-0120-029(P)
3	0.00	117-0120-029(P)
4	171,972.56	117-0120-029(P)
5	220,591.44	117-0181-035/-38/-41
6	156,063.90	117-0181-12/42/32/40
7	171,864.01	117-0181-032/-012
8	5,988.21	117-0181-032(P)
9	2,037.96	117-0181-012/-015
10	612,130.21	117-0181-013/-014 &
<hr/>		
TOTAL:	\$ 1,487,835.86	

# TIMBERLAKE WAY ASSESSMENT DISTRICT 94-01

## Method of Spread

The following describes the proposed method of spreading assessment for the City of Sacramento Timberlake Way Assessment District 94-01.

## Cost Categories

Note: Only AD assessment No. 1 thru 7 and 10 benefit from and provide funding for roadway improvements.

### 1. Roadway Improvements

This category includes the construction costs for roadway excavation; aggregate base; asphalt concrete paving, curb, gutter and sidewalk, street lights and other appurtenant street work items. Costs for this category are assessed to each benefitted parcel, 50 percent in proportion to its lineal footage to the total district lineal footage and 50 percent in proportion to its acreage to the total district acreage. Costs were spread to all parcels in the district benefiting from the roadway improvements. Spread of costs to parcel 1 were based on an area of 0.33 acres and a lineal footage of 416.22 feet.

### 2. Street Closure

This category includes 230 feet of curb and gutter No. 4 to be constructed across the entrance/exits for the east/west segment of Timberlake Way. The construction of two 35 foot driveways and asphalt overlays for smooth transition. Costs for this category are assessed to each benefitted parcel, 50 percent in proportion to its lineal footage to the total district lineal footage and 50 percent in proportion to its acreage to the total district acreage. Costs of the street closure are spread to parcels 2, 4, 6, 7 and 10.

### 4. Driveways

This category includes the construction of four driveways varying in width from 25 to 35 feet. Costs for this category are assessed to each benefitted parcel in the same amount as the driveway cost incurred for that parcel.

### 5. Parking Lot/Driveway Closure

This category includes the installation of 50 feet of No. 17 curb for the purpose of closing off a second entrance to a parking lot. The improvement is to be constructed in an existing parking lot in AD parcel 1. Costs are to be spread only to the benefitted parcel in the same amount as the total improvement costs incurred for that parcel.

6. Utilities

This category includes those costs associated with drainage, sewer and water. Costs for this category are assessed to each benefitted parcel, 50 percent in proportion to its lineal footage to the total district lineal footage and 50 percent in proportion to its acreage to the total district acreage. Costs were spread to all parcels in the district benefiting from the improvements. Spread of costs to parcel 1 were based on an area of 0.33 acres and a lineal footage of 416.22 feet.

7. Utility Services

This category includes service connection for drainage, sewer and water. Costs for this category are assessed to each benefitted parcel in the same amount as the service costs incurred for that parcel.

8. Incidental Expenses

This category includes design engineering, materials testing, surveying, inspection and assessment district engineering and administrative expenses. Costs for this category are assessed to each benefitted parcel in proportion to that parcels total construction cost. Costs were spread to all parcels in the district benefiting from the roadway improvements.

9. Bruceville Bonds

This category includes the purchasing of existing bonds on 6 existing parcels for improvements to Bruceville Road. Cost to buy back these bonds are assessed to each newly created parcel in proportion to the amount of the existing bonds on the land.

10. Miscellaneous Bond Costs

This category includes bond discount, special reserve account, bond counsel, and all costs incidental to the formation of the district. Costs for this category are assessed to each benefitted parcel in proportion to the total cash assessment dollars assessed to each parcel.

PROPERTY OWNERS' LIST  
CITY OF SACRAMENTO  
Timberlake Way Assessment District No. 94-01

ASSESSMENT NUMBER(S)	NAME AND ADDRESS OF OWNER
1	Community Psychiatric Centers c/o David Burroughs, Vice President 24502 Pacific Park Drive Laguna Hills CA 92656-3035
2 to 4	Methodist Hospital of Sacramento c/o Stanley C. Oppegard, SVP 7500 Timberlake Way Sacramento CA 95823
5	Timberlake Partners c/o Stanley C. Oppegard, SVP 7500 Timberlake Way Sacramento CA 95823
6 to 10	Methodist Hospital of Sacramento c/o Stanley C. Oppegard, SVP 7500 Timberlake Way Sacramento CA 95823

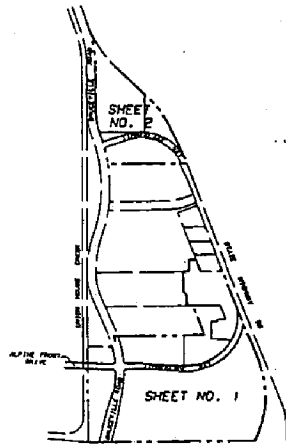
\*\*\* END OF LIST \*\*\*

# ASSESSMENT DIAGRAM

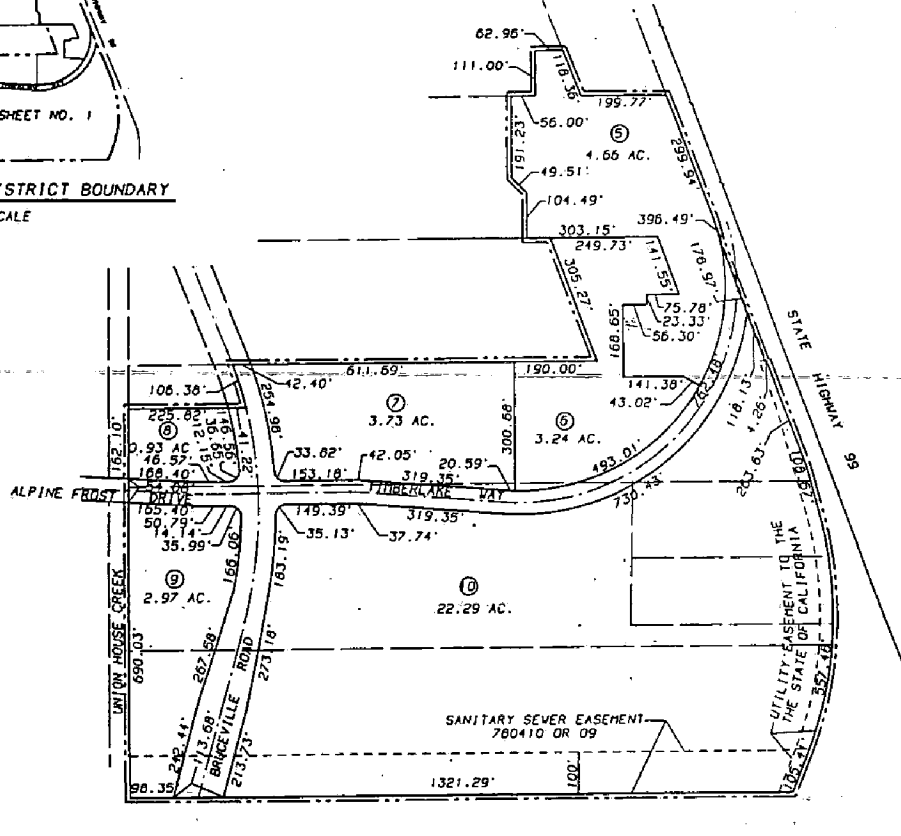
## TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 9401

### CITY OF SACRAMENTO, COUNTY OF SACRAMENTO, CALIFORNIA

SHEET 1 OF 2 SHEETS



ASSESSMENT DISTRICT BOUNDARY  
NO SCALE



**LEGEND**  
 ASSESSMENT DISTRICT PARCEL NUMBER.....①  
 DISTRICT BOUNDARY.....  
 TOTAL ACREAGE.....48.57 ACRES

**CLERK'S FILING STATEMENT**

FILED IN THE OFFICE OF THE CLERK OF THE CITY OF SACRAMENTO, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1994.

\_\_\_\_\_  
 VALERIE BURROWS, CITY CLERK  
 CITY OF SACRAMENTO

**SUPERINTENDENT OF STREETS RECORDING STATEMENT**

RECORDED IN THE OFFICE OF THE SUPERINTENDENT OF STREETS OF THE CITY OF SACRAMENTO, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1994.

\_\_\_\_\_  
 SUPERINTENDENT OF STREETS  
 CITY OF SACRAMENTO

**CLERK'S CERTIFICATE**

AN ASSESSMENT WAS LEVIED BY THE CITY OF SACRAMENTO OF THE COUNTY OF SACRAMENTO ON THE LOTS SHOWN ON THIS ASSESSMENT DIAGRAM. SAID ASSESSMENT WAS LEVIED ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 1994. SAID ASSESSMENT DIAGRAM AND THE ASSESSMENT ROLL WERE RECORDED IN THE OFFICE OF THE COUNTY SURVEYOR OF SAID SACRAMENTO COUNTY ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 1994. REFERENCE IS MADE TO THE ASSESSMENT ROLL RECORDED IN THE OFFICE OF THE COUNTY SURVEYOR FOR THE EXACT AMOUNT OF EACH ASSESSMENT LEVIED AGAINST EACH PARCEL OF LAND SHOWN ON THIS ASSESSMENT DIAGRAM.

\_\_\_\_\_  
 VALERIE BURROWS, CITY CLERK  
 CITY OF SACRAMENTO

**COUNTY RECORDER'S FILING STATEMENT**

FILED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1994, AT THE HOUR OF \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M., IN BOOK \_\_\_\_\_ OF MAPS OF ASSESSMENT DISTRICTS AND COMMUNITY FACILITIES DISTRICTS AT PAGE \_\_\_\_\_ IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF SACRAMENTO, STATE OF CALIFORNIA.

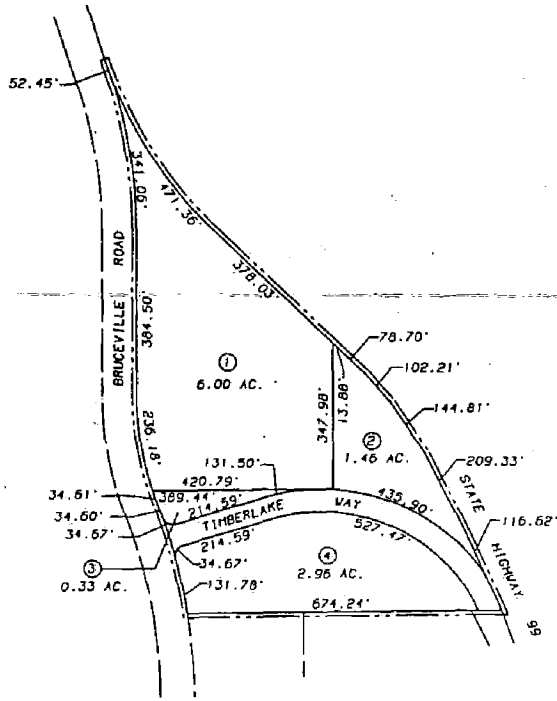
\_\_\_\_\_  
 COUNTY RECORDER OF THE  
 COUNTY OF SACRAMENTO, CALIFORNIA

BY: \_\_\_\_\_

EXHIBIT F

ASSESSMENT DIAGRAM  
 TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 9401  
 CITY OF SACRAMENTO, COUNTY OF SACRAMENTO, CALIFORNIA

SHEET 2 OF 2 SHEETS



SEE SHEET 1 FOR NOTES AND LEGEND

EXHIBIT F

**EXHIBIT G**

**PROPOSED MAXIMUM ANNUAL ASSESSMENT PER PARCEL FOR  
CURRENT COSTS AND EXPENSES**

**TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01**

In the event that the amount provided for in these proceedings is insufficient to pay various costs and expenses incurred from time to time by the City and not otherwise reimbursed to the City which result from the administration and collection of assessment installments or from the administration or registration of the improvement bonds and the various funds and accounts pertaining thereto, this Council intends, pursuant to Section 8682.1 and subparagraph (f) of Section 10204 of the California Streets and Highways Code, to provide for an annual assessment upon each of the parcels of land in the proposed assessment district to provide therefor. The maximum annual assessment upon the parcels of land within the assessment district shall not exceed \$4,700.

## NOTICE OF IMPROVEMENT

### TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01 CITY OF SACRAMENTO

The City Council of the City of Sacramento will conduct two public hearings on the Resolution of Intention (adopted April 19, 1994), and the Engineer's Report for the proposed Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California. At the hearings the City Council will take public testimony, including protests against the proposed improvement, the extent of the assessment district, or the proposed assessment. The public hearings will be held in the Chambers of the City Council, 915 "I" Street, Sacramento, California:

At 2:00 p.m. on June 8, 1994;  
At 2:00 p.m. on June 14, 1994.

The proposed improvement is briefly described as follows:

- a) The construction of street improvements including clearing, grubbing, grading, construction of pavement, curbs, gutters, sidewalks, driveways, what required, and the installation of a street lighting system on Timberlake Way, a new street, from a point on Bruceville Road 900 feet, more or less, north of the intersection of Consumnes River Drive; thence, 1,600 feet, more or less, along an easterly and northeasterly bearing to connect to the existing Timberlake Way adjacent to Highway 99 and the northerly portion of Timberlake Way, a new street from a point on Bruceville Road, 2,100 feet, more or less, north of Consumnes River Drive; thence, along an easterly bearing 950 feet, more or less, to connect to the existing Timberlake Way; and the construction of water mains and related appurtenances, services and hydrants, where required; the construction of a storm drainage collection system including drop inlets, manholes and services, where required, along the streets described above and along Bruceville Road from the southerly intersection of Timberlake Way, approximately 900 feet north of Consumnes River Drive, southerly to a point approximately 420 feet north of Consumnes River Drive; the construction of a driveway and closure of the existing street on Bruceville Road, approximately 2,500 feet north of Consumnes River Drive, and the closure of the existing Timberlake Way and the construction of a driveway on the existing Timberlake Way adjacent to Highway 99, 800 feet, more or less, east of Bruceville Road.
- b) The payment in full of all amounts necessary to eliminate any fixed special assessment liens previously imposed upon property included within the assessment district.
- c) The acquisition of all easements and rights-of-way and the performing of all work auxiliary to any of the above and necessary to complete the same.

The total estimated cost of the proposed improvement is \$1,487,835.86.

In the event that the amount provided for in these proceedings is insufficient to pay various costs and expenses incurred from time to time by the City and not otherwise reimbursed to the City which result from the administration and collection of assessment installments or from the administration or registration of the improvement bonds and the various funds and accounts pertaining thereto, this Council intends, pursuant to Section 8682.1 and subparagraph (f) of Section 10204 of the California Streets and Highways Code, to provide for an annual assessment upon each of the parcels of land in the proposed assessment district to provide therefor.

For further particulars you may refer to the Resolution of Intention and the Report on file with the City Clerk at 915 "I" Street, Sacramento, CA. Inquiries about the improvement proceedings will be answered by the Ed Williams, City of Sacramento, Engineer of Work; telephone (916) 264-5440.

Any interested person may file a written protest with the City Clerk at the address given above, at or before the time set for the second hearing. Each protest must contain a description of the property in which the signer is interested, sufficient to identify the property. If owners of more than 50% (by area) of the land subject to assessment file written protests, and if protests are not reduced by withdrawal during the hearings to less than a majority, the project will be abandoned unless the City Council overrules the protests by a 4/5th vote of its membership.

DATE: April 19, 1994

City Clerk,  
City of Sacramento,  
Sacramento County, California

RESOLUTION NO. 94-212

APPROVED  
BY THE CITY COUNCIL

APR 19 1994

OFFICE OF THE  
CITY CLERK

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

RESOLUTION CALLING FOR CONSTRUCTION BIDS

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01

The City Council of the City of Sacramento resolves:

1. This City Council has given preliminary approval to the report of the Engineer of Work for improvements in Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California. The report includes plans and specifications for the construction of improvements described in the report.

2. The City Council of the City of Sacramento will receive sealed proposals for this construction not later than 2:00 P.M. on May 18, 1994, in the office of the City Clerk located at 915 "I" Street, Sacramento, California. At that time and place the sealed proposals will be publicly opened, examined and declared.

3. The City Council reserves the power in its discretion to reject all proposals. The award of construction contract, if made, shall be made to the lowest responsible bidder within the time fixed in the specifications (or any extension of time agreed to by the City and the lowest responsible bidder).

4. The City Clerk is directed to publish a notice inviting sealed proposals in the DAILY RECORDER in accordance with the Local Agency Public Construction Act. The Engineer of Work is authorized to give additional notice and to distribute additional information as necessary in the judgment of the Engineer of Work, to secure competitive bidding.

5. The City Council hereby determines that in the event the contractor does not complete the work within the time specified in the proposed contract or within such further time as this City Council shall have authorized, the contractor shall pay to the City liquidated damages in the amount of \$200 per day for each and every calendar day's delay in finishing the work beyond the completion date specified in said contract. Additional provisions with regard to said time of completion and liquidated damages are set forth in the specifications, which provisions are hereby referred to and incorporated herein by reference.

\*

\*

\*

FOR CITY CLERK USE ONLY

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

This Resolution was passed and adopted by the City Council of the City of Sacramento, County of Sacramento, State of California, this 19th day of April, 1994.

\_\_\_\_\_

Mayor

ATTEST:

\_\_\_\_\_

City Clerk

\_\_\_\_\_  
FOR CITY CLERK USE ONLY

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

# RESOLUTION NO. 94-213

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

## RESOLUTION APPROVING A NEGATIVE DECLARATION FOR THE TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01 PROJECT

Be it resolved by the Council of the City of Sacramento, that

1. The City Council hereby ratifies and approves the environmental Negative Declaration, finding on the basis of the initial study and comments received that there is no substantial evidence that the work will have any significant impact on the environment.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVED  
BY THE CITY COUNCIL

APR 19 1994

OFFICE OF THE  
CITY CLERK

## NOTICE INVITING SEALED BIDS

### TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01

The City Council of the City of Sacramento invites sealed bids for the construction of public improvements in Timberlake Way Assessment District No. 94-01. The improvements are generally described as follows:

- a) The construction of street improvements including clearing, grubbing, grading, construction of pavement, curbs, gutters, sidewalks, driveways, what required, and the installation of a street lighting system on Timberlake Way, a new street, from a point on Bruceville Road 900 feet, more or less, north of the intersection of Consumnes River Drive; thence, 1,600 feet, more or less, along an easterly and northeasterly bearing to connect to the existing Timberlake Way adjacent to Highway 99 and the northerly portion of Timberlake Way, a new street from a point on Bruceville Road, 2,100 feet, more or less, north of Consumnes River Drive; thence, along an easterly bearing 950 feet, more or less, to connect to the existing Timberlake Way; and the construction of water mains and related appurtenances, services and hydrants, where required; the construction of a storm drainage collection system including drop inlets, manholes and services, where required, along the streets described above and along Bruceville Road from the southerly intersection of Timberlake Way, approximately 900 feet north of Consumnes River Drive, southerly to a point approximately 420 feet north of Consumnes River Drive; the construction of a driveway and closure of the existing street on Bruceville Road, approximately 2,500 feet north of Consumnes River Drive, and the closure of the existing Timberlake Way and the construction of a driveway on the existing Timberlake Way adjacent to Highway 99, 800 feet, more or less, east of Bruceville Road
- b) The acquisition of all easements and rights-of-way and the performing of all work auxiliary to any of the above and necessary to complete the same.

Plans and specifications for the work may be obtained at the office of the City Clerk upon deposit of \$25.00 per set, which is non-refundable.

The contractor for the work will be required to pay the general prevailing rates of wages as determined by the Director of the Department of Industrial Relations of the State of California. A copy of these rates is on file with the City Clerk, and is available on request.

Bids must be accompanied by cash, a cashier's check or a certified check amounting to ten percent (10%) of the bid, payable to the order of the City Clerk, or by a bond for that amount signed by the bidder and two sureties (who shall justify before any officer competent to administer an oath, in double that amount, and over and above all statutory exemptions) or by a corporate surety bond to the satisfaction and approval of the Director of Public Works.

The City Council reserves the right to reject all bids in its discretion, and to reject the bid of any bidder who has been delinquent or unfaithful in any former contract with the City of Sacramento. The contract, if let, will be awarded under the authority of the Municipal Improvement Act of 1913 of the State of California and the Local Agency Public Construction Act.

The contractor will be paid in cash in accordance with the specifications, but only from the improvement fund for Timberlake Way Assessment District No. 94-01. Sealed bids must be delivered to the office of the City Clerk of the City of Sacramento at 915 "I" Street, Sacramento, California before 2:00 P.M. on May 18, 1994. At that time, all bids will be publicly opened, examined and declared.

The contract, if let, will be awarded to the lowest responsible bidder by the City Council at a subsequent time, but within the time set forth in the specifications.

The contractor may elect to receive 100% of payments due under the contract from time to time, without retention of any portion of the payment by the City, by depositing securities of equivalent value with the City in accordance with the provisions of Section 22300 of the Public Contract Code. Such securities, if deposited by the contractor, shall be valued by the City's Finance Director, whose decision on valuation of the securities shall be final.

DATED: April 19, 1994

VALERIE A. BURROWES, City Clerk  
City of Sacramento, Sacramento County,  
California

CONSENT AND WAIVER TO  
WAIVE CASH COLLECTION PERIOD

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01

The undersigned is the owner of real property in Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California.

For the purpose of advancing the delivery of improvement bonds, the undersigned hereby waives the right to make payment of assessments in cash without interest during the thirty (30) days following the recordation of assessments in Timberlake Way Assessment District No. 94-01, City of Sacramento, Sacramento County, California.

DATED: APRIL 12<sup>TH</sup>, 1994

COMMUNITY PSYCHIATRIC CENTERS

BY David M. L. [Signature]

CERTIFICATE RE PETITION

TIMBERLAKE WAY ASSESSMENT DISTRICT NO. 94-01

I, the undersigned, certify:

I have examined a "Petition for Special Assessment Proceedings" signed by owners of land shown on the map entitled "Proposed Boundaries of the Timberlake Way Assessment District No. 94-01, City of Sacramento, County of Sacramento, State of California."

I have compared the names on the petition with the names of owners of land as shown on the records of the County Assessor.

I find the petition to have been signed by owners of more than sixty percent (60%) in area of the land subject to assessment within the boundaries shown on the above-entitled map.

I calculated that the owners of 87.6 % of the described land have signed the petition.

DATED: April, 1994

Deputy Director of Public Works,  
Engineer of Work

By \_\_\_\_\_

