



CITY OF SACRAMENTO

March 17th, 1981

REAL ESTATE AND STREET ASSESSMENTS DIVISION
915 I STREET
CITY HALL ROOM 207
SACRAMENTO, CALIFORNIA 95814
TELEPHONE (916) 449-5626

CITY MANAGER'S OFFICE
RECEIVED
MAR 11 1981
IRVIN E. MORAES
REAL ESTATE SUPERVISOR

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Improvement Proceeding No. 4891, Kennedy Acres Sanitary Sewer Assessment District

SUMMARY

Hearing on the Resolution of Intention for the Kennedy Acres Sanitary Sewer Assessment District and adoption of the Resolution Ordering Work.

BACKGROUND INFORMATION

A Hearing is scheduled for this date regarding the proposed sanitary sewer system in said district. The City Clerk has received 3 written protests prior to this Hearing. See attached Engineer's Report for further background information.

FINANCIAL DATA

This project is to be financed by the property owners within the District.

RECOMMENDATION

As the protests received represent 4.37 acres, or 4.07% of the total area in the District (107.47 acres) and in the event there are no further protests presented prior to or at this meeting that would represent more than a 50% protest, it is recommended that the Hearing be closed, protests overruled and the attached Resolution be adopted, which calls for bids to be received on April 7th, 1981.

referred to staff report due 3-31-81
APPROVED
BY THE CITY COUNCIL
MAR 17 1981
OFFICE OF THE CITY CLERK

Respectfully submitted,

R. H. Parker
City Engineer

For Transmittal to City Council

Walter J. Slipe
Walter J. Slipe
City Manager

March 17th, 1981
DISTRICT NO. 6

RESOLUTION No.

Adopted by The Sacramento City Council on date of

MARCH 17, 1981

RESOLUTION ORDERING WORK
FOR IMPROVEMENT PROCEEDING NO. 4891

KENNEDY ACRES SANITARY SEWER
ASSESSMENT DISTRICT

WHEREAS, on February 24th, 1981, the City Council of the City of Sacramento adopted its Resolution No. 81-115, entitled Resolution of Intention for Improvement Proceeding No. 4891, providing for the improvement of Kennedy Acres Sanitary Sewer Assessment District;

WHEREAS, March 17th, 1981, was the time fixed by this Council for the hearing on any appeals respecting any matter relating to said Resolution of Intention; and

WHEREAS, on March 17th, 1981, this Council heard appeals from certain persons whose names are set forth in the minutes of said meeting; and

WHEREAS, on hearing said appeals and other evidence relating to said Resolution of Intention, this Council desires to overrule all said protests and appeals;

RESOLVED, that the public interest and convenience require, and the City Council of the City of Sacramento hereby orders, the following work to be done, to-wit:

The improvement of Kennedy Acres Sanitary Sewer
Assessment District,

to the extent, with the materials and in the manner set forth in Resolution No. 81-115, entitled Resolution of Intention for Improvement Proceeding No. 4891, passed and adopted by the said City Council on February 24th, 1981, reference to which Resolution of Intention is hereby made for a description of said work and improvements.

RESOLVED FURTHER, that this Council hereby overrules all protests filed against said work and improvements and hereby denies all protests filed against the extent of the district proposed to be assessed to pay for the costs, including incidental expenses, of said work and improvements.

The City Clerk is hereby directed to post conspicuously for five (5) days on or near the Council Chamber door of the City Council notice hereof, with specifications, inviting sealed proposals or bids for doing said work; and to publish twice a notice hereof, inviting sealed proposals or bids for doing said work, and referring to the specifications posted and on file, the said publication to be in The Daily Recorder, a newspaper published 5 times a week, published and circulated in said City of Sacramento and hereby designated for that purpose.

~~APPROVED
BY THE CITY COUNCIL~~

~~MAR 17 1981~~

~~OFFICE OF THE
CITY CLERK~~

All such proposals or bids shall be received by the City Clerk, at her office in the City Hall of said City, up to the hour of 10:00 o'clock A. M., on the date of April 7th, 1981 and said day is hereby designated as the day on which at the hour of 10:15 o'clock A. M., the said proposals or bids shall be opened, all of which shall be specified in said notice, and said notice shall require with said proposals or bids a check certified by a responsible bank, payable to the City of Sacramento, for an amount not less than ten per cent (10%) of the aggregate of the proposal, or by a bond for the said amount, and so payable, signed by the bidder and two sureties, all as prescribed by law.

IN THE CITY COUNCIL:

Sacramento, California
March 17th, 1981

MAYOR

CITY CLERK

EXHIBIT "A"
March 17th, 1981
CITY COUNCIL OF THE CITY OF SACRAMENTO

In the Matter of Improvement)
Proceeding No. 4891, Kennedy)
Acres Sanitary Sewer Assess-) ENGINEER'S REPORT
ment District)

A Public Hearing is scheduled for this date pertaining to the proposed public improvement work in Kennedy Acres Sanitary Sewer Assessment District.

This public improvement proceeding has been undertaken due to the following facts:

1. A Health Officers Letter was presented to Council on February 24th, 1981.
2. That on February 24th, 1981, the City Engineer presented to the Council the Resolution of Necessity and Authorization to Proceed and the Resolution of Intention for the project for approval. On that date, the Council did approve said Resolutions and set a Hearing date on the project for March 17th, 1981.
3. The project consists of constructing Sanitary Sewers in the proposed assessment district.

The purpose of the project is to construct these improvements in order to provide better sewerage facilities and thereby improve the health standards of the neighborhood.

4. That on February 25th, 1981, notice of the Hearing on the Resolution of Intention was mailed to the property owners within the District and on March 6th, 1981, copies of the Resolution of Intention were posted along the line of improvement and on all open streets within the proposed District. On February 26th and 27th, 1981, a copy of said Resolution was published in The Daily Recorder. All notices stating the Hearing date and time.

5. That prior to the Hearing held on March 17th, 1981,
the following persons protested the proposed Assessment District:


Mary Polloni, et al
8184 14th Avenue

Guiseppe and Concetta Cortopassi
8196 14th Avenue

Martha Stommel
5816 Hoffman Lane
Fair Oaks, CA

6. It is my opinion that said improvements will improve
the health and aesthetics of the neighborhood.

Executed this 17th day of March, 1981.



R. H. PARKER
CITY ENGINEER



CITY OF SACRAMENTO

February 24th, 1981

CITY MANAGER'S OFFICE
RECEIVED
FEB 18 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 Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Commencement of Proceedings for Kennedy Acres
Sanitary Sewer Assessment District

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

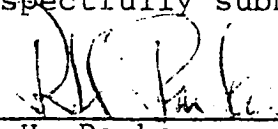
There is no cost to the City as all costs will be assessed to the properties within the district.

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 or 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 March 17th, 1981.

Respectfully submitted,


R. H. Parker
City Engineer

For Transmittal to City Council


Walter J. Slope
City Manager

APPROVED
BY THE CITY COUNCIL

FEB 24 1981

OFFICE OF THE
CITY CLERK

HPG 3-17-81
February 24th, 1981
DISTRICT NO. 6

RESOLUTION NO. 81-112

Adopted by The Sacramento City Council on date of

FEBRUARY 24, 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 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 24TH DAY OF FEBRUARY, 1981, by the following vote:

AYES:

NOES:

ABSENT:

MAYOR

CITY CLERK

APPROVED
BY THE CITY COUNCIL

FEB 24 1981

OFFICE OF THE
CITY CLERK

RESOLUTION NO. ⁸¹⁻¹¹³

Adopted by The Sacramento City Council on date of
FEBRUARY 24, 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 24TH DAY OF FEBRUARY , 19 81 .

MAYOR

CITY CLERK

APPROVED
BY THE CITY COUNCIL
FEB 24 1981
OFFICE OF THE
CITY CLERK

RESOLUTION NO. 81-114

Adopted by The Sacramento City Council on date of
February 24, 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~~ 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 24TH DAY OF FEBRUARY , 1981 .

MAYOR

CITY CLERK

APPROVED
BY THE CITY COUNCIL

FEB 24 1981

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 81-115

Adopted by The Sacramento City Council on date of

FEBRUARY 24, 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 349 feet Westerly of the center line of 82nd Street to approximately 1,246 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 422 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 2,420 feet Easterly of the center line of Power Inn Road, 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 Office of the County of Sacramento, in accordance with Section 2808 of the Streets and Highways Code of the State of California.

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 February 24th, 1981; and

APPROVED
BY THE CITY COUNCIL

FEB 24 1981

OFFICE OF THE
CITY CLERK

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 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 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 paid by 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 so paid 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 February 24th, 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 from the above bounden and described district 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.

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 March 17th, 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
February 24th, 1981

Run Twice: February 26th & 27th

Adopted by the following vote:

AYES:

NOES:

ABSENT:

MAYOR

CITY CLERK OF THE CITY OF SACRAMENTO