



APPROVED  
BY THE CITY COUNCIL

MAR 10 1987

OFFICE OF THE  
CITY CLERK

41

DEPARTMENT OF  
PUBLIC WORKS

ENGINEERING DIVISION

March 10, 1987

City Council  
Sacramento, California

Honorable Members In Session:

SUBJECT: South Pocket Elementary School Assessment District Improvement  
Proceeding No. 5480 - Termination of Proceedings

SUMMARY

It is requested that the attached Resolution, entitled Determining To Abandon Improvement Project for the South Pocket Elementary School Assessment District, be approved.

BACKGROUND

On October 22, 1985, the Council adopted Resolution No. 85-816, entitled A Resolution of Intention To Acquire and Construct Improvements, South Pocket Elementary School Assessment District.

A hearing was held on November 26, 1985 on the Engineer's Report and Assessment. Several protests were heard. It was determined that the protests were in the minority and were overruled. The report and assessment was approved. The protestants filed a law suit objecting to the assessment proceeding and the courts upheld their protest.

The Sacramento Unified School District does not wish to appeal the decision, therefore the City should abandon the project and terminate the proceedings.

FINANCIAL

To date the City has expended \$7,450.00 in labor and material for this project that was to have been recovered for the General Fund upon the sale and issuance of bonds. It is estimated that an additional \$4,125.00 has been expended in indirect cost for a total expenditure of \$11,575.00. These expenses will not be recovered. No additional funds are required to abandon the proceedings.

CITY OF SACRAMENTO  
CALIFORNIA

CITY MANAGER'S OFFICE

RECEIVED

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CITY HALL  
ROOM 300  
915 I STREET  
SACRAMENTO, CA  
95814-2608

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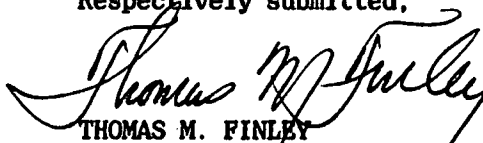
THOMAS M. FINLEY  
ENGINEERING DIVISION  
MANAGER

City Council  
South Pocket Elementary School  
Assessment District  
March 10, 1987  
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RECOMMENDATION

It is recommended that the Council adopt the attached resolution which abandons the assessment district.


Respectively submitted,

  
THOMAS M. FINLEY  
Engineering Division Manager

Recommendation Approved:

  
WALTER J. SLIPE  
City Manager

Approved:

  
MELVIN H. JOHNSON  
Director of Public Works

IEM:dek  
RE2-09.D  
2.2487.2

March 10, 1987  
District No. 8

Attachment

# RESOLUTION NO. 87-174

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

A RESOLUTION DETERMINING  
TO  
ABANDON IMPROVEMENT PROJECT  
  
SOUTH POCKET ELEMENTARY SCHOOL  
ASSESSMENT DISTRICT

APPROVED  
BY THE CITY COUNCIL

MAR 10 1987

OFFICE OF THE  
CITY CLERK

RESOLVED, by the City Council of the City of Sacramento, County of Sacramento, California that

WHEREAS, this Council did on the 22nd day of October, 1985, adopt its Resolution of Intention No. 85-816, relating to the acquisition and construction of improvements in and for said City;

WHEREAS, on October 22, 1985, this Council adopted a resolution appointing time and place of hearing protests in relation to the proposed acquisitions and improvements and directing notice;

WHEREAS, notice was given of the time and place therein stated in the manner provided in the Municipal Improvement Act of 1913 as appears from the certificates and affidavits on file in the office of the City Clerk;

WHEREAS, said matter came on regularly for hearing at the time therein fixed; and

WHEREAS, all written protests and other written communications were publicly read at said meeting, and all persons desiring to be heard were fully heard;

NOW, THEREFORE, IT IS ORDERED, as follows:

1. That the project was instituted pursuant to said Resolution of Intention No. 85-816, adopted October 22, 1985, the diagram and the proposed boundaries were established pursuant to Resolution No. 85-819, A Resolution Describing Proposed Boundaries of Assessment District, Directing Filing of Boundary Map and Assessment Diagram and the Recordation of Notice of Assessment, adopted October 22, 1985, and the boundary map was filed in the office of the County Recorder of Sacramento County, on November 5, 1985, in Book 51 of Maps of Assessment Districts at page 19.

2. Protests were filed with the City of Sacramento during the course of said hearing.

3. That the improvement project for the South Pocket Elementary School Assessment District, instituted pursuant to said Resolution of Intention No. 85-816, adopted by this Council on October 22, 1985, be, and it is hereby, ordered abandoned.

4. That the City Clerk of the City of Sacramento, be, and she is hereby, ordered to forward a certified copy of this Resolution to the County Recorder of the County of Sacramento, being the County within which the proposed assessment district is located, with a request that the County Recorder record said certified copy in the Official Records of Sacramento County and that the County Recorder index said Resolution in the book containing the Index of Maps of Assessment Districts.

I hereby certify that the foregoing is a full, true and correct copy of a Resolution of Abandonment of improvement proceedings instituted pursuant to Resolution of Intention No. 85-816, adopted on October 22, 1985; that the map of the proposed boundaries of the assessment district was filed with the County Recorder of Sacramento County, on November 5, 1985, in Book 51 of Maps of Assessment Districts at page 19; and that said Resolution of Abandonment was duly and regularly passed and adopted by the City Council of the City of Sacramento at a meeting thereof held on the 10th day of March, 1987, by the following vote:

AYES, and in favor thereof, Councilmembers:

NOES, Councilmembers:

ABSENT, Councilmembers:

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MAYOR

ATTEST:

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CITY CLERK