# RESOLUTION NO. 2007-829

Adopted by the Sacramento City Council

November 13, 2007

**PRELIMINARILY APPROVING ENGINEER'S REPORT, SETTING DATE FOR PUBLIC HEARING OF PROTESTS, AND PROVIDING FOR PROPERTY OWNER ASSESSMENT BALLOTS FOR LAND-CURTIS PARK STREET LIGHTING ASSESSMENT DISTRICT NO. 2007-04**

## BACKGROUND

A. At the direction of the City Council, the Development Engineering Manager of the City's Development Services Department as Engineer of Work for improvement proceedings in respect of the proposed Land-Curtis Park Street Lighting Assessment District No. 2007-04, City of Sacramento, County of Sacramento, State of California (the "Proposed Assessment District"), has filed with the City Clerk a report (the "Engineer's Report") as required by the Municipal Improvement Act of 1913 of the Streets and Highways Code (the "Act"), and as required by article XIIID of the California Constitution ("Article XIIID"), and it is appropriate for the City Council to preliminarily approve the Engineer's Report and to schedule the public hearing of protests respecting the Engineer's Report. A brief description of the public improvements as described in the Engineer's **Report is attached hereto as Exhibit A.**

B. The City Council is fully advised in this matter.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

Section 1. The City Council finds that the statements in the Background are true.

Section 2. The Engineer's Report shall stand as the report described in section 10204 of the Act, and as the report described in section 4(b) of Article XIIID for the purpose of all subsequent proceedings under the Act and under section 53753 of the Government Code, except that the Engineer's Report may be confirmed, modified, or corrected as provided in the Act.

Section 3. The City Council preliminarily approves the Engineer's Report

without modification, for the purpose of conducting a public hearing of protests as provided in the Act, Article XIIID, and section 53753 of the Government Code.

Section 4. The City Council hereby sets 2:00 P.M. or as soon thereafter as the matter may be heard, on January 3, 2008, in the Council Chambers at the Sacramento City Hall at 915 I Street, Sacramento, California, as the time and place for a public hearing of protests to the proposed public improvements, the proposed levy of assessments, the amounts of individual assessments, and related matters as set forth in the Engineer's Report. Any interested person may appear and object to the public improvements, the extent of the assessment district, or the proposed assessment.

Section 5. The City Clerk is hereby directed to cause a notice of the public hearing to be given by mailing notices thereof, together with assessment ballots, in the time, form and manner provided by section 53753 of the Government Code. The City Clerk is also hereby directed, upon completion of the mailing of the notices and assessment ballots, to file with the City Council an affidavit setting forth the time and manner of the compliance with the requirements of law for mailing the notices and assessment ballots.

Section 6. The Development Engineering Manager or his designee is hereby designated to answer inquiries regarding the protest proceedings.

Section 7. This resolution takes effect when adopted.

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Exhibit A: Description of Improvements

Adopted by the City of Sacramento City Council on November 13, 2007 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, and Waters.

Noes: None.

Abstain: None.

Absent: Councilmember Tretheway and Mayor Fargo.

Kevin McCarty, Vice-Mayor

Attest:

Shirley Condolino, City Clerk

## EXHIBIT A

## LAND-CURTIS PARK STREET LIGHTING ASSESSMENT DISTRICT NO. 2007-04
## CITY OF SACRAMENTO, SACRAMENTO COUNTY, CALIFORNIA

### DESCRIPTION OF IMPROVEMENTS

The construction and installation of a complete high pressure sodium ornamental street lighting system together with all necessary appurtenances thereto on:

Burnett Way from 16th Street to 21st Street, 1st Avenue from 18th Street to Street to 21st Street. Beverly Way 18th Street to Freeport Boulevard, Larkin Way from 120 feet west of Marty Way to 21st Street, Commercial Way from 18th Street to Freeport Boulevard, Sloat Way from Western Pacific RR to 21st Street, 2nd Avenue from 120 feet west of Marty Way to Franklin Boulevard, Castro Way from 18th Street to 21st Street and from 280 feet west of 24th Street to 200 feet east of 25th Street, Caramay Way from 120 feet west of Marty Way to Freeport Boulevard, Markham Way from 120 feet west of 18th Street to 21st Street, 3rd Avenue from 180 feet west of 18th Street to 24th Street and Franklin Boulevard to State Route 99, 4th Avenue from 120 feet west of 17th Street to 24th Street and Franklin Boulevard to 31st Street, Vallejo Way from 120 feet west of 21st Street to Freeport Boulevard, 5th Avenue from 17th Street to Freeport Boulevard and 24th Street to State Route 99, Bidwell Way from 120 feet west of 17th Street to 300 feet east of Freeport Boulevard, Weller Way and Perkins Way from Freeport Boulevard to Western Pacific RR, 6th Avenue from Freeport Boulevard to Western Pacific RR and Franklin Boulevard to 31st Street, 8th Avenue from 500 feet west of 23rd Street to 23rd Street and Franklin Boulevard to 31st Street, Marshall Way from 21st Street to 24th Street and 300 feet east of 26th Street to 31st Street, Portola Way from 21st Street Franklin Boulevard, Donner Way from Franklin Boulevard to 31st Street, Montgomery Way from Franklin Boulevard to 31st Street, 9th Avenue from Franklin Boulevard to 31st Street, 13th Avenue from Franklin Boulevard to 30th Street, Marty Way from 200 feet north of Larkin Way to Caramay Way, 16th Street and Harkness Street from Burnett Way to Caramay Way, 17th Street from 100 feet north of Burnett Way to 100 feet south of Caramay Way and 4th Avenue to 100 feet south of Bidwell Way, 18th Street from 100 feet north of Burnett Way to 100 feet south of Caramay way and Markham way to 4th Avenue, 19th Street from Markham Way to Bidwell Way, Freeport Boulevard from 100 feet north of Burnett Way to 120 feet

south of 6th Avenue, 20th Street 100 feet north of Burnett Way to Larkin Way, 21st Street from Burnett Way to 120 feet south of Portola Way, 22nd Street from Sloat Way to 2nd Avenue and 3rd Avenue to Portola Way, 23rd Street from 4th Avenue to Marshal way and 8th Avenue to 120 feet south of 8th Avenue, 24th Street from 100 feet north of 2nd Avenue to 80 feet north of Donner Way, 25th Street from 100 feet north of 2nd Avenue to Castro Way and 100 feet north of Portola Way to 80 feet north of Donner Way, 26th Street from 100 feet north of 2nd Avenue to 80 feet north of Castro Way and 100 feet north of Portola Way to 100 feet south of 5th Avenue, 27th Street from 2nd Avenue to 100 feet south of 2nd Avenue and Portola Way to 120 feet south of 5th Avenue, Franklin Boulevard from 2nd Avenue to 9th Avenue, 30th Street from 120 feet north of 3rd Avenue to 4th Avenue and 50 feet south of 14th Avenue to 260 feet south of 13th Avenue and 31st Street from 4th Avenue to Marshall way and Donner Way to Montgomery Way and 6th Avenue to 8th Avenue and 9th Avenue to 120 feet north of 10th Avenue.