

RESOLUTION NO. 259

RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF RIDGECREST MAKING FINDINGS AND
ORDERING THE CONSTRUCTING OF CERTAIN
WORK, AND THE GIVING OF NOTICE INVITING
BIDS THEREFOR

(Assessment Dist. No. 2)

WHEREAS this City Council duly adopted its second amended resolution of intention, Resolution No. 251, declaring its intention to order the construction of certain street work under the Improvement Act of 1911, and fixing a time and place for the hearing of protests and objections by this City Council; and

WHEREAS said resolution was duly published and posted, and notice of passage thereof mailed, as provided by said Act, and said hearing was duly held at the time and place so fixed and all persons desiring to be heard were invited to appear and be heard; and

WHEREAS at said hearing the City Council gave all persons present an opportunity to hear and to be heard regarding any matter relating to the work proposed, the boundaries of the proposed assessment district, the serial bonds to be issued to represent unpaid assessments, or regarding any other matter relating to the proceedings proposed and referred to in said second amended resolution of intention, and no written or oral protests or objections of any kind were presented; and

WHEREAS pursuant to Section 2804 of the Streets and Highways Code, the City Clerk has certified that a petition and waiver, signed by more than sixty per cent (60%) in area of the lands and property subject to assessment, has been filed in the office of said City Clerk waiving the making of the report and investigation under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (Streets and Highways Code Sections 2800 et seq.) and any further proceedings under said Act; and

WHEREAS the City Council has received evidence relating to the proposed work, the boundaries of the proposed assessment district, the benefits to the property included in the proposed assessment district, and other matters relating thereto, and is fully informed in the premises;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIDGECREST DOES HEREBY RESOLVE, FIND, DETERMINE AND ORDER AS FOLLOWS:

1. Written protest or objection has not been made by the

owners of more than one-half ($\frac{1}{2}$) of the area of the property to be assessed for the proposed improvements.

2. No oral or written protests or objections were made or filed in this matter, and no persons appeared in opposition to said proceedings or any matter connected therewith.

3. No changes shall be made in the work proposed to be done, in the boundaries of the proposed assessment district, or in the serial bonds to be issued to represent unpaid assessments, and the boundaries of the assessment district, the work proposed to be done and the serial bonds to be issued are hereby fixed and established as described in said second amended resolution of intention, and reference is hereby made to said resolution for a full and complete description of said work, the assessment district, the serial bonds, and for any further particulars.

4. The public convenience and necessity require said improvements.

5. Such improvements shall be ordered without application of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, and the debt limitation and majority protest provisions thereof.

6. The City Council has acquired jurisdiction to order the work or improvements described in said second amended resolution of intention and does hereby order the following work to be done or improvements to be made: all that certain work or improvements described in said second amended resolution of intention, reference to which is hereby made, and to the plans (which include profiles and detailed drawings) for said work which are designated as "Second Amended Construction Plans for Assessment District No. 2, City of Ridgecrest", and to the specifications for said work designated as "Second Amended Specifications for Assessment District No. 2, Construction of Curbs, Gutters, Cross-Gutters, Sidewalks and Driveways, Ridgecrest, California," said plans and specifications being on file in the office of the City Clerk, and reference being hereby made thereto for the full and detailed description of said work, for the grades at which said work shall be done, and for any other particulars relating thereto.

7. The City Clerk is hereby directed, in the time, form and manner provided by law, to publish and post notices inviting sealed bids for the doing of the work hereinabove ordered. The bids shall be sealed and filed with the City Clerk of said City and may be delivered to him at his office at 201 Panamint Avenue, Ridgecrest, California, 93555, up to, but not later than, 10:30 A.M. on the

17th day of September, 1968. All sealed bids so filed with the City Clerk shall in open session be opened, examined and declared at a public meeting called by him at the aforesaid time and place. The City Clerk shall report the results of said bidding to the City Council at its next regular meeting after the opening of bids.

PASSED AND ADOPTED THIS 15th day of August, 1968, by the following vote:

AYES: Mayor Smith, Councilmen Edwards, Fox, and Shacklett

NOES: None

ABSENT: Councilman Kessler

Benneth M. Smith
Mayor

ATTEST:

James H. Heck
City Clerk