

RESOLUTION NO. 463

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIDGECREST DECLARING ITS INTENTION TO ORDER THE CONSTRUCTION OF CERTAIN IMPROVEMENTS AND WORK TO BE DONE, AND RELATED MATTERS, IN ASSESSMENT DISTRICT NO. 5

WHEREAS, proceedings have been proposed under the Improvement Act of 1911 (Division 7, commencing at Section 5000, California Streets & Highways Code) for the construction of certain improvements and work to be done in the manner and within the boundaries of the property, all as hereinafter described; and

WHEREAS, none of the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (Division 4, commencing at Section 2800, California Streets & Highways Code) apply to these proceedings because they relate to the construction of sanitary sewers and related facilities which the Kern County Health Officer has recommended in writing by letter dated January 30, 1973, spread upon the minutes of the City Council, be constructed as a health measure, and the necessity therefor having been found to exist by resolution adopted by affirmative vote of four-fifths of the members thereof, all as provided by Section 2808, California Streets & Highways Code;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIDGECREST HEREBY RESOLVES, ORDERS & DETERMINES:

1. That public interest and convenience require and it is the intention of the City Council of the City of Ridgecrest, County of Kern, State of California, to order construction of the following improvements and the following work to be done in said City of Ridgecrest, to wit: construction and installation of sewer lines and appurtenant facilities on portions of the following:

Between West Ridgecrest Blvd. and West Los Flores Avenue in North Downs Avenue, North Mono Street, North Inyo Street, North Kern Street, and future North Mahan Street; and

Between North Kern Street and North Sierra View Street, in Los Flores Avenue; and

Between Future North Mahan Street and North Kern Street in West Ridgecrest Blvd.

Said work to include acquisition of sewer rights of way and easements in connection with said improvement.

2. All of the aforesaid work and improvements shall be constructed in accordance with and at the grades shown on the plans (which include profiles and detailed drawings) for said work and improvements, designated as "Plan No. 5, Construction Plans for Sewer Assessment District No. 5, City of Ridgecrest, California", consisting of twelve (12) sheets, numbered 1 through 12 (inclusive), and the specifications for said work designated as "Specifications of Sewer Work, Assessment District No. 5, Ridgecrest, California", consisting of thirty-four (34) pages, numbered 1 through 34 (inclusive). Said plans and specifications, heretofore approved by the City Council, are on file in the office of the City Clerk of Ridgecrest, and reference is hereby made to said plans and specifications for the full and detailed description of said proposed work, grades and improvements. Notice is hereby given that the finished grades of the proposed work and improvements may differ from the present grades of existing ground surfaces and improvements and from the official grades, if any, heretofore adopted or established for any of said facilities. The estimated cost of said work and improvements, including incidental expense of the proceedings, is the sum of TWO HUNDRED THIRTY-ONE THOUSAND & NO/100 DOLLARS (\$231,000.00).

3. The expense and cost of said work and improvements is hereby made chargeable upon a district, which district is declared to be the district benefited by said work and improvements and to be assessed by law to pay the cost and expense thereof. Said district is described by a map designated "City of Ridgecrest, Sewer Assessment District No. 5", consisting of one sheet, which indicates by a boundary line the extent of the territory included in the proposed district and which governs for all details as to the extent of the assessment district. Said map was heretofore approved by the City Council and is on file in the Office of the City Clerk of Ridgecrest, and reference is hereby made to said map for a description of said district.

4. Serial bonds shall be issued pursuant to Division 10, commencing at Section 8500, of the California Streets & Highways Code (Improvement Bond Act of 1915) to represent the expense of any proposed work of improvement not otherwise paid for, and to represent unpaid assessments, and bear interest at a rate not to exceed seven (7) percent per annum, and the last installment of such bonds shall mature * 24 years from the second day of July next succeeding 10 months from their date.

5. Notice is hereby given that the 5th day of April, 1973, at the hour of 8:00 p.m., in the Council Chambers of the

* not more than

City Council, 139 Balsam Street, Ridgecrest, California, is fixed as the time and place for the hearing of protests and objections by the City Council. Any and all persons having any protest or objection to said proposed work or improvements, the extent of said assessment district, or the proposed grades, may appear before the City Council at said hearing, and show cause why said proposed work should not be carried out in accordance with this resolution of intention. Protests or objections must be in writing and must be delivered to the City Clerk of said City not later than the hour set for said hearing.

6. The City Clerk is hereby directed to mail notices of the adoption of this resolution and the notice of passage thereof shall be posted, both such notices to be given in the time and manner and form provided by law.

7. The Daily Independent, a newspaper of general circulation, published and circulated in the City of Ridgecrest, is hereby designated as the newspaper in which this resolution shall be published, and except when otherwise ordered by this City Council, in which all other publications in the proceedings pursuant to this resolution of intention shall be made. The City Clerk is hereby directed to certify to the adoption of this resolution and to cause it to be published in the manner provided by law.

8. All of said proposed work and improvements, and proceedings therefor, except the issuance of bonds, shall be done pursuant to the Improvement Act of 1911.

PASSED AND ADOPTED this 1st day of March, 1973, at Ridgecrest, California, by the following vote:

AYES: Mayor Smith, Councilmen Fox, Shacklett, and Wilson.

NOES: None

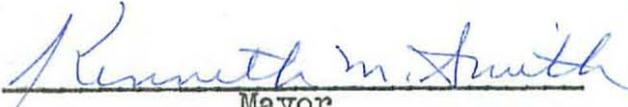
ABSENT: Councilman Mettenburg.

ATTEST:



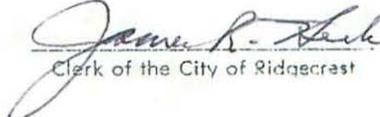
City Clerk





Mayor

I hereby certify that the foregoing was duly and regularly passed by the City Council of the City of Ridgecrest at a regular meeting thereof held 3-1-73.



Clerk of the City of Ridgecrest