



31

# CITY OF SACRAMENTO

July 12th, 1983

## DEPARTMENT OF ENGINEERING

915 I STREET  
CITY HALL ROOM 207

SACRAMENTO, CALIFORNIA 95814  
TELEPHONE (916) 449-5281

CITY MANAGER'S OFFICE  
**RECEIVED**  
JUL 7 1983

J.F. VAROZZA  
CITY ENGINEER  
M.H. JOHNSON  
ASSISTANT CITY ENGINEER

City Council  
Sacramento, California

Honorable Members In Session:

**SUBJECT:** East Del Paso Heights Assessment District No. 2,  
Improvement Proceeding No. 5245

### SUMMARY

Adoption of a Resolution Determining Unpaid Assessments and Directing Treasurer to Issue Bonds, Etc., which also approves a Report by the City Engineer-Superintendent of Streets on the unpaid assessments within the District.

### BACKGROUND INFORMATION

The Hearing on the Engineer's Report and Confirming of the Assessment was held on May 31st, 1983 together with the approval of a Resolution of Award of Contract.

The owners of property within the District have been billed for their assessed amount and were given the required 30 days in which to pay their assessment pursuant to law. The 30 day collection period has passed with the last day for payment being June 30th, 1983.

The unpaid amount of assessments is now known and we are ready to issue bonds for said unpaid amount.

### FINANCIAL DATA

This project is being jointly financed by the property owners within the District and the City of Sacramento. The amount charged to the property owners was \$34,624.00 and the City's contribution was \$283,951.24 for a total of \$318,575.24.

**APPROVED**  
BY THE CITY COUNCIL

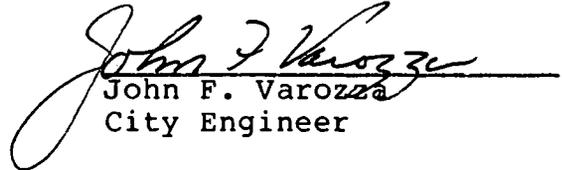
JUL 12 1983

OFFICE OF THE  
CITY CLERK

RECOMMENDATION

It is recommended that the attached Resolution Determining Unpaid Assessments and Directing Treasurer to Issue Bonds, Etc., be adopted.

Respectfully submitted,

  
John F. Varozza  
City Engineer

For Transmittal to City Council

  
Walter J. Slize  
City Manager

JFV:IEM:ls  
Attachments  
File # 5245

July 12th, 1983  
DISTRICT NO. 2

**RESOLUTION No. 83-538**

**Adopted by The Sacramento City Council on date of**

JULY 12, 1983

DETERMINING AMOUNT OF UNPAID ASSESSMENTS  
LEVIED ON LANDS IN EAST DEL PASO HEIGHTS  
ASSESSMENT DISTRICT NO. 2, DIRECTING  
TREASURER TO ISSUE BONDS PURSUANT TO  
IMPROVEMENT BOND ACT OF 1915 UPON SAID  
UNPAID ASSESSMENTS AND SELLING SAID BONDS  
TO TREASURER OF THE CITY OF SACRAMENTO

OFFICE OF THE  
CITY CLERK

JUL 12 1983

APPROVED  
BY THE CITY COUNCIL

IMPROVEMENT PROCEEDING NO. 5245

WHEREAS, this Council has been conducting proceedings under the MUNICIPAL IMPROVEMENT ACT OF 1913 respecting public improvement work being done for EAST DEL PASO HEIGHTS ASSESSMENT DISTRICT NO. 2, and

WHEREAS, this Council has heretofore confirmed an Assessment upon the lands in said Assessment District to pay for said public improvement work, and by virtue of the proceures heretofore done under said MUNICIPAL IMPROVEMENT ACT OF 1913, this Council has duly affixed an assessment lien on each parcel of land located in said Assessment Distict that benefited from said public improvement work, and

WHEREAS, the City Engineer-Superintendent of Streets has mailed bills to owners of the properties in said Assessment District for the amounts assessed on their properties, and he has duly published a notice to pay assessments as required by law, and

WHEREAS, June 30th, 1983 was the ending date of the

30-day statutory period for property owners to pay the assessments on their properties, and

WHEREAS, the Collections Officer of the City of Sacramento is the officer that this Council designated to have the duty to receive payments from said property owners, and

WHEREAS, the Collections Officer of the City of Sacramento has executed and delivered to the City Engineer-Superintendent of Streets his statement showing the amount of money he has received from owners of the lands located in said Assessment District for the full or the partial payment of the amounts so assessed on their properties, and

WHEREAS, the Collections Officer of the City of Sacramento also shows in his said statement the amount of money that was assessed on each parcel of land in said Assessment District, and that is now unpaid, and

WHEREAS, the City Engineer-Superintendent of Streets has duly informed this Council respecting said Report that the Collections Officer has so made to him, and

WHEREAS, the Treasurer of the City of Sacramento has submitted a bid to this Council to buy all bonds that are to be issued upon the unpaid assessments for East Del Paso Heights Assessment District No. 2 and that the terms of said bid are as follows:

Interest

% of Park Value

10 1/2%

90

WHEREAS, this Council desires to accept the bid of the Treasurer of the City of Sacramento to buy the bonds to be issued, and

WHEREAS, this Council desires to determine and declare the amount of said unpaid assessments, and desires to direct the Treasurer of the City of Sacramento to perform the duties to issue bonds upon said unpaid assessments that the terms and provisions of the IMPROVEMENT BOND ACT OF 1915 require a City Treasurer to perform, and also to perform such duties respecting said bonds that this Council shall direct, and desires that said bonds shall be issued in the form and style that complies with said IMPROVEMENT BOND ACT OF 1915.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, AS FOLLOWS:

1. That this Council finds that each of the recitals to this Resolution is true.

2. That this Council hereby determines that on the date hereof the sum of \$8,457.75 is the amount of the unpaid assessments that this Council has levied on the privately owned lands located in East Del Paso Heights Assessment District No. 2 in the course of the proceedings for said Assessment District.

3. That this Council hereby directs the City Treasurer to perform the duties of the Treasurer that are set out in the IMPROVEMENT BOND ACT OF 1915, and to prepare, print and cause to be executed the principal amount of Improvement Bonds that is equal to the sum of said unpaid assessments, namely, the sum of \$ 8,457.75 , and further directs that the Treasurer shall date all said bonds July 2nd, 1983 . and that he shall issue said bonds in conformity to the IMPROVEMENT BOND ACT OF 1915.

4. That this Council hereby accepts the offer of the Treasurer of the City of Sacramento to buy said bonds for cash equal to 90% of the par value of said bonds plus accrued interest at the rate of 10 1/2% per annum from the date of said bonds to the date of delivery and hereby directs the Treasurer to deliver said bonds when he shall have received the purchase price in full and in one sum.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO,  
THIS 12TH DAY OF JULY, 1983, by the following vote:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

IMPROVEMENT PROCEEDING NO. 5245  
EAST DEL PASO HEIGHTS  
ASSESSMENT DISTRICT NO. 2

REPORT  
OF  
CITY ENGINEER-SUPERINTENDENT OF STREETS  
ON  
1913 ACT  
NOTICES AND BILLS  
TO  
PROPERTY OWNERS

Honorable City Council  
City of Sacramento  
Sacramento, California

I, JOHN F. VAROZZA, City Engineer-Superintendent of  
Streets of the City of Sacramento, State of California, herewith  
report to you the actions I have taken in the matter of  
IMPROVEMENT PROCEEDING NO. 5245 respecting the 1913 Act

ASSESSMENT  
FOR  
EAST DEL PASO HEIGHTS  
ASSESSMENT DISTRICT NO. 2

which I recorded in my office on June 1st, 1983.

PUBLISHING

That on June 3rd, 1983, and June 10th,  
1983, I caused a NOTICE OF FILING ASSESSMENT to be published in  
THE DAILY RECORDER, a newspaper of general circulation,  
published and circulated in the City of Sacramento, California.

That I attach hereto and mark EXHIBIT A, a printer's  
proof showing a copy of the Notice I caused to be published in  
said newspaper, and showing an actual copy of the Notice so  
published.

MAILING

That on June 1st, 1983, I caused a NOTICE OF FILING ASSESSMENT in the form attached hereto and marked EXHIBIT B, to be mailed to each person owning real property in

EAST DEL PASO HEIGHTS  
ASSESSMENT DISTRICT NO. 2

whose property was assessed therein.

That said real property owners are those

- (a) whose name and address appear on the 1982-83 equalized Assessment Roll for the County of Sacramento;
- (b) whose name and address I knew on the date of mailing by any other means, and
- (c) whose name and address appear on the last Board roll transmitted to the Auditor of the County of Sacramento, and whose property is assessed under Section 19 of Article XIII of the Constitution of said State.

That each such Notice that I caused to be mailed showed the amount assessed on the property to whom the Notice was mailed.

That Barbara J. Barba is the person I caused to mail said Notices.

That I attached hereto and mark EXHIBIT C her affidavit showing the name and address of each person and each corporation to whom she mailed a Notice.

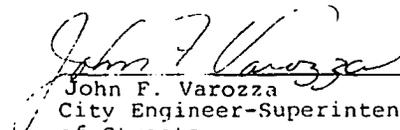
REPORT OF MONEY COLLECTED ON ASSESSMENTS  
AND  
REPORT OF AMOUNT OF UNPAID ASSESSMENTS

That I attach hereto the statement of the Collections Officer of the City of Sacramento, dated July 5th, \_\_\_\_\_, 1983, showing the amount of money that he has collected on that date on the assessments for the subject Assessment District, and showing the total sum unpaid on the assessments, and showing the numbers of the assessments that remain unpaid, and the amount of each such unpaid assessment.

I inform you that the Collections Officer's Report shows that \$ 8,457.75 \_\_\_\_\_ is the total sum unpaid on said assessments on the date hereof.

I hereby certify to you that all of the foregoing is true and correct.

Dated: July 5th \_\_\_\_\_, 19 83

  
\_\_\_\_\_  
John F. Varozza  
City Engineer-Superintendent  
of Streets  
City of Sacramento, California



LEGAL NOTICE

EAST DEL PASO HEIGHTS ASSESSMENT DISTRICT NO. 2

NOTICE OF FILING ASSESSMENT

I, John F. Varozza, City Engineer-Superintendent of Streets of the City of Sacramento, State of California, hereby give notice that on June 1st, 1983 I recorded the Assessment and Diagram for East Del Paso Heights Assessment District No. 2 in the manner provided in Section 10402 of the Streets and Highways Code of the State of California, and that I did so pursuant to the direction to me contained in the Resolution that the City Council of the City of Sacramento adopted on May 31st, 1983, for Improvement Proceeding No. 5245, East Del Paso Heights Assessment District No. 2, and entitled in part as follows:

"RESOLUTION APPROVING AMENDED REPORT,  
CONFIRMING ASSESSMENT, ORDERING  
ASSESSMENT RECORDED, ..." ETC.

and I inform all persons owning real property in said Assessment District that all sums assessed therein are due and payable immediately and I inform each person desiring to avoid paying interest on the sum assessed on his property, that he must pay the sum assessed on his property in full on or before 30 days therefrom, and that is to say, on or before June 30th, 1983, to MICHAEL MEDEMA, the Revenue Officer of the City of Sacramento, at his office at City Hall, Room 104, 915 I Street, Sacramento, California, 95814.

I further give notice that on April 19th, 1983 the City Council of the City of Sacramento adopted a Resolution of Intention for Improvement Proceeding No. 5245, East Del Paso Heights Assessment District No. 2, which Resolution of Intention stated in part,

"THAT THIS COUNCIL HEREBY GIVES NOTICE that serial bonds to represent unpaid assessments, and bear interest at a rate not to exceed twelve (12%) percent per annum will be issued hereunder in the manner provided by Division 10 of the Streets and Highways Code, the Improvement Bond Act of 1915, the last installment of such bonds shall mature fourteen (14) years from the second day of July next succeeding ten (10) months from their date."

I hereby notify all persons that the City Council will cause bonds to be printed in the form and style required by the provisions of the Improvement Bond Act of 1915 and that the principal amount of said bonds will be equal to the principal amount of the assessments levied on the lands located in said East Del Paso Heights Assessment District No. 2 that shall remain unpaid at the close of business on said June 30th, 1983.

I further hereby notify each person owning real property located in said assessment district that if he does not choose to pay the assessment levied on his property on or before June 30th, 1983, that the assessment on his property plus the assessments on the

properties of all other owners who, similarly do not choose to pay the assessments in said 30 day period ending on June 30th, 1983, will collectively be the security for said bonds to be issued under said Improvement Bond Act of 1915.

I further notify each person owning such real property that the interest rate per annum on the bonds to be issued on all unpaid assessments will not exceed twelve percent (12%).

I further hereby notify each person owning such real property that the assessments unpaid at the close of said 30 day collection period do not bear interest from and after the end of said 30 day collection period, and do not bear interest until the City Council of the City of Sacramento, acting under the provisions of Streets and Highways Code Section 10,600.5, shall have set the date when said unpaid assessments and said bonds shall commence to bear interest.

I further give notice that the City Council of the City of Sacramento caused the Assessment hereinabove referred to to be levied pursuant to the provisions of the Municipal Improvement Act of 1913 in a proceeding entitled

EAST DEL PASO HEIGHTS ASSESSMENT DISTRICT NO. 2

and that at the office of the City Clerk of the City of Sacramento in Room 203, City Hall, 915 I Street, Sacramento, California, any person may read the Resolution of Intention above referred to, and I give notice that the same describes the improvements for which said Assessment was levied. I also give notice that at said City Clerk's office any person may read the Report which I prepared by virtue of the said Council's direction to me contained in said Resolution of Intention and which I thereupon filed in the proceedings for East Del Paso Heights Assessment District No. 2 and I give notice that said Report also described the improvements for which said Assessment was levied.

DATED: JUNE 1ST, 1983

JOHN F. VAROZZA  
CITY ENGINEER-SUPERINTENDENT  
OF STREETS OF THE CITY OF  
SACRAMENTO, STATE OF CALIFORNIA

C.C.# 2466

EAST DEL PASO HEIGHTS ASSESSMENT

DISTRICT NO. 2

NOTICE

TO: \_\_\_\_\_

I, JOHN F. VAROZZA, City Engineer-Superintendent of Streets of the City of Sacramento, hereby give notice that on June 1st, 1983, I recorded the Assessment and Diagram for East Del Paso Heights Assessment District No. 2, in the manner prescribed by law, and that I did so pursuant to the direction to me contained in the Resolution that the City Council of the City of Sacramento adopted on May 31st, 1983, for Improvement Proceeding No. 5245, East Del Paso Heights Assessment District No. 2, and entitled in part as follows:

"RESOLUTION APPROVING AMENDED REPORT,  
CONFIRMING ASSESSMENT, ORDERING  
ASSESSMENT RECORDED, . . ." Etc.

and I inform you that the real property described below, which I have ascertained from the public tax rolls of the County of Sacramento that you own, or which I have ascertained from information on file in the office of the City Clerk of the City of Sacramento that you own, was a parcel of real property included in said Assessment, and that the real property described below was assessed therein for the amount of money shown below, opposite the description of said real property, and that said sum of money is now a lien on the said real property, and that said sum is now due and payable.

ASSESS-  
MENT NO.

DESCRIPTION

AMOUNT

I further give notice that if you desire to avoid paying interest on the sum assessed on your property, that you must pay the sum assessed on your property in full, on or before June 30th, 1983, to the City of Sacramento, c/o Michael Medema, the Revenue Officer of the City of Sacramento, at his office at City Hall, Room 104, 915 I Street, Sacramento, California, 95814.

I further give notice that on April 19th, 1983 the City Council of the City of Sacramento adopted a Resolution of Intention for Improvement Proceeding No. 5245, East Del Paso Heights Assessment District No. 2, which Resolution of Intention stated in part,

CREDIT ACCOUNT NO. 6-36-2466-2154

MUNICIPAL IMPROVEMENT ACT OF 1913

*EXHIBIT B*

"THAT THIS COUNCIL HEREBY GIVES NOTICE that serial bonds to represent unpaid assessments, and bear interest at a rate not to exceed twelve (12%) percent per annum will be issued hereunder in the manner provided by Division 10 of the Streets and Highways Code, the Improvement Bond Act of 1915, the last installment of such bonds shall mature fourteen (14) years from the second day of July next succeeding ten (10) months from their date."

I hereby notify all persons that the City Council will cause bonds to be printed in the form and style required by the provisions of the Improvement Bond Act of 1915 and that the principal amount of said bonds will be equal to the principal amount of the assessments levied on the lands located in said East Del Paso Heights Assessment District No. 2 that shall remain unpaid at the close of business on said June 30th, 1983.

I further hereby notify each person owning real property located in said assessment district that if he does not choose to pay the assessment levied on his property on or before June 30th, 1983, that the assessment on his property plus the assessments on the properties of all other owners who, similarly do not choose to pay the assessments in said 30 day period ending on June 30th, 1983, will collectively be the security for said bonds to be issued under said Improvement Bond Act of 1915.

I further notify each person owning such real property that the interest rate per annum on the bonds to be issued on all unpaid assessments will not exceed twelve percent (12%).

I further hereby notify each person owning such real property that the assessments unpaid at the close of said 30 day collection period do not bear interest from and after the end of said 30 day collection period, and do not bear interest until the City Council of the City of Sacramento, acting under the provisions of Streets and Highways Code Section 10,600.5, shall have set the date when said unpaid assessments and said bonds shall commence to bear interest.

I further give notice that the City Council of the City of Sacramento caused the Assessment hereinabove referred to to be levied pursuant to the provisions of the Municipal Improvement Act of 1913 in a proceeding entitled

EAST DEL PASO HEIGHTS ASSESSMENT DISTRICT NO. 2

and that at the office of the City Clerk of the City of Sacramento in Room 203, City Hall, 915 I Street, Sacramento, California, any person may read the Resolution of Intention above referred to, and I give notice that the same describes the improvements for which said Assessment was levied. I also give notice that at said City Clerk's office any person may read the Report which I prepared by virtue of the said Council's direction to me contained in said Resolution of Intention and which I thereupon filed in the proceedings for East Del Paso Heights Assessment District No. 2 and I also give notice that said Report also describes the improvements for which said Assessment was levied.

DATED: JUNE 1ST, 1983

JOHN F. VAROZZA  
CITY ENGINEER-SUPERINTENDENT  
OF STREETS OF THE CITY OF  
SACRAMENTO, STATE OF CALIFORNIA