

APPROVED  
BY THE CITY COUNCIL

JUN 16 1987

34

OFFICE OF THE  
CITY CLERK

OFFICE OF THE  
CITY ATTORNEY

JAMES P. JACKSON  
CITY ATTORNEY

THEODORE H. KOBEY, JR.  
ASSISTANT CITY ATTORNEY

CITY OF SACRAMENTO  
CALIFORNIA

June 16, 1987

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DEPUTY CITY  
ATTORNEYS:  
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RICHARD F. ANTOINE  
TAMARA MILLIGAN-HARMON  
LINDA M. GONZALES

City Council  
City Hall  
Sacramento, CA 95814

Honorable Members in Session:

SUBJECT: North Natomas Development Agreements

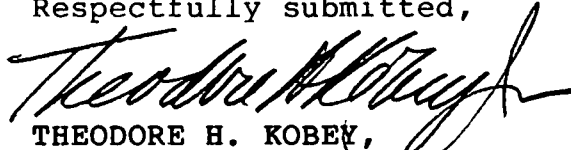
SUMMARY

The existing North Natomas development agreement procedures and approving ordinances provide, in effect, that the development agreements are to be recorded within ten (10) days after the ordinances approving the agreements take effect (30 days after adoption). Because the agreements have not yet been executed by all parties, they cannot be recorded. Therefore, the time for recordation needs to be changed to a time ten (10) days after the agreements are executed by the City (after all other parties have signed). The attached amendments to the procedural resolution and ordinances approving various development agreements make this technical change.

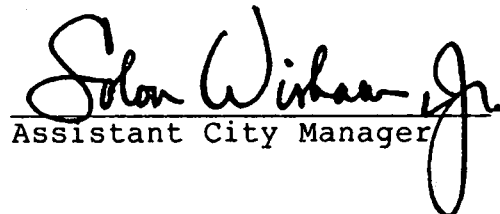
RECOMMENDATION

It is recommended that the attached resolution and ordinance amendments be adopted.

Respectfully submitted,

  
THEODORE H. KOBEY,  
Assistant City Attorney

Recommendation Approved:

  
Assistant City Manager

June 16, 1987

THEODOSE N. KOBEA

РЕКОМЕНДАЦІЯ

ВСТУП

ЗМІСТ

ВСТУП : ПОСЛУЖБОВИЙ РОЗВИТОК ПРАЦІВНИКІВ

APPROVED  
BY THE CITY COUNCIL

JUN 16 1987

OFFICE OF THE  
CITY CLERK

RESOLUTION NO. 87-472

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

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A RESOLUTION OF THE CITY OF SACRAMENTO  
AMENDING PROCEDURES AND REQUIREMENTS  
FOR THE CONSIDERATION OF DEVELOPMENT  
AGREEMENTS FOR PROPERTY WITHIN THE  
NORTH NATOMAS COMMUNITY PLAN AREA

WHEREAS, on March 3, 1987, by Resolution No. 87-143, the City Council of the City of Sacramento (the "City Council") adopted procedures and requirements (the "Procedures and Requirements") for the consideration of development agreements (the "Development Agreements") for property within the North Natomas Community Plan Area; and

WHEREAS, on May 5, 1987, by Resolution No. 87-342, the City Council amended, restated and superseded said Resolution No. 87-143 to make technical and clarifying changes to the Procedures and Requirements to conform to the actual language of the final forms of the initial Development Agreements; and

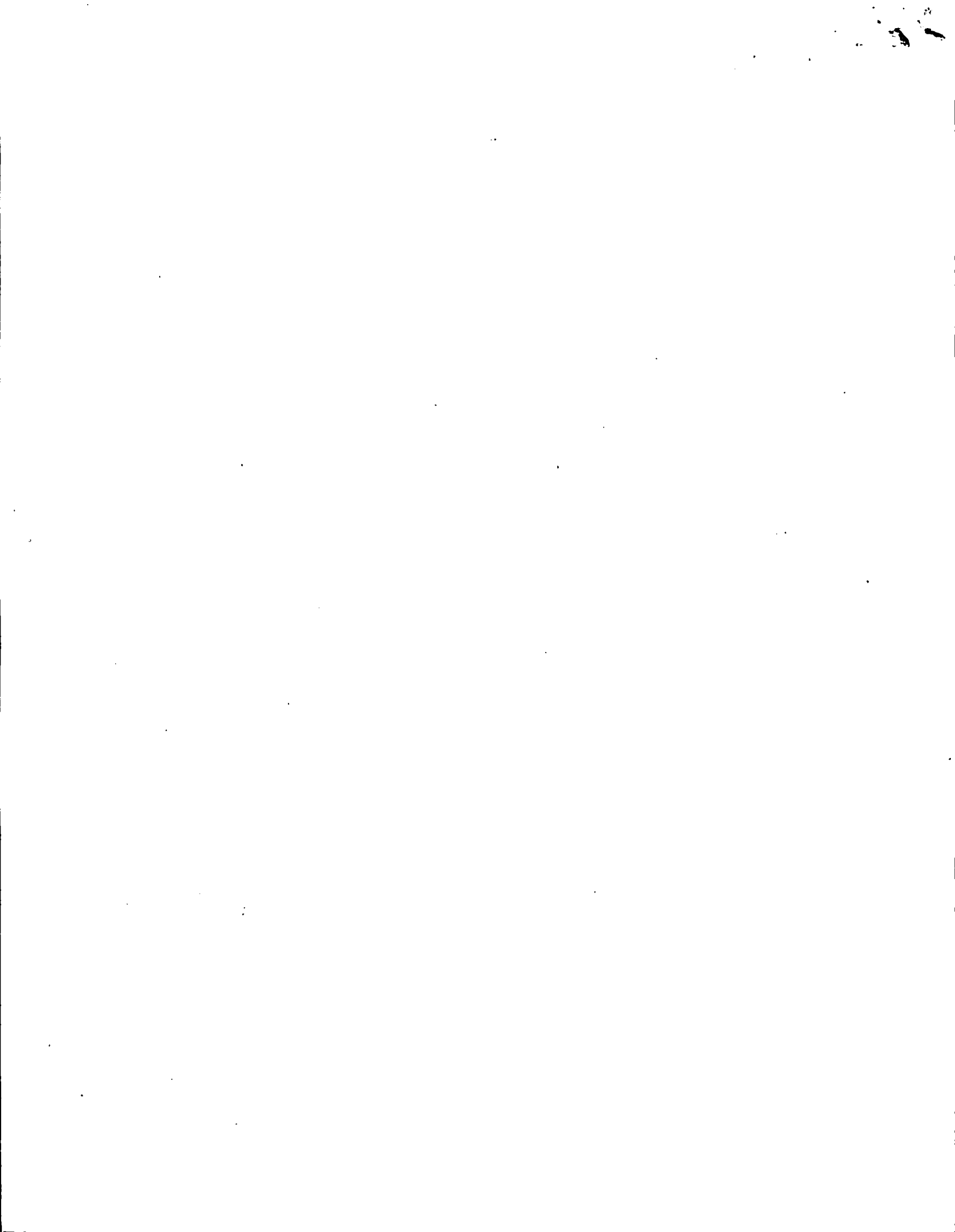
WHEREAS, the purpose of this resolution is to amend said Resolution No. 87-342 to make further technical and clarifying changes to the Procedures and Requirements to conform to the actual language of the final forms of the initial Development Agreements;

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

Section 1. The City Council of the City of Sacramento hereby amends Resolution No. 87-342, adopted on May 5, 1987, amending and restating the Procedures and Requirements as follows:

a. Section 208(a) of the Procedures and Requirements as set forth in Section 1 of Resolution No. 87-342 is amended in its entirety to read as follows:

"(a) Within ten (10) days after the date upon which the Mayor executes the development agreement on behalf of the City of Sacramento, the City Clerk shall record the development agreement and the ordinance approving the development agreement with the County Recorder."



b. Section 402.B.1.a. of the Procedures and Requirements as set forth in Section 1 of Resolution No. 87-342 is amended in its entirety to read as follows:

"a. The prior required development of Phase One as specified in the Community Plan (as used herein and elsewhere, "Phase One" refers to that area south of Del Paso Boulevard, east of Interstate 5, north of Interstate 80 and west of the Natomas East Main Drainage Canal);"

Section 2. Resolution No. 87-342 is continued in full force and effect as amended by this resolution.

ADOPTED:

EFFECTIVE:

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Mayor

ATTEST:

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City Clerk



APPROVED  
BY THE CITY COUNCIL

JUN 16 1987

OFFICE OF THE  
CITY CLERK

ORDINANCE NO. 072

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

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AN ORDINANCE OF THE CITY OF SACRAMENTO  
MAKING A MINOR, TECHNICAL AND CLARIFYING  
CORRECTION TO ORDINANCE NOS. 87-034, 87-035,  
87-036, 87-037, 87-038, 87-039, 87-041,  
87-048, 87-050, 87-052 AND 87-054, AND  
DECLARING THIS ORDINANCE TO BE AN URGENCY  
ORDINANCE TO TAKE EFFECT IMMEDIATELY

WHEREAS, on May 5, 1987, by Ordinance Nos. 87-034, 87-035, 87-036, 87-037, 87-038, 87-039 and 87-041, and on May 21, 1987, by Ordinance Nos. 87-048, 87-050, 87-052 and 87-054, the City Council (the "City Council") of the City of Sacramento (the "City") approved certain development agreements (the "Development Agreements") relative to the development of certain properties in the North Natomas Community Plan Area; and

WHEREAS, the purpose of this Ordinance is to amend Section 8 of said ordinances to make a minor, technical and clarifying change relating to the time for recordation of the Development Agreements; and

WHEREAS, it is necessary for this Ordinance to take effect immediately so that the Development Agreements may be properly recorded to protect the public interest;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO AS FOLLOWS:

Section 1. The City Council hereby amends in its entirety Section 8 of each of said Ordinance Nos. 87-034, 87-035, 87-036, 87-037, 87-038, 87-039, 87-041, 87-048, 87-050, 87-052 and 87-054 to read as follows:

"Section 8. Within ten (10) days after the date upon which the Mayor executes the Development Agreement on behalf of the City of Sacramento, the City Clerk shall record the Development Agreement and this Ordinance with the County Recorder of the County of Sacramento."

Section 2. Ordinance Nos. 87-034, 87-035, 87-036, 87-037, 87-038, 87-039, 87-041, 87-048, 87-050, 87-052 and 87-054 are each continued in full force and effect as amended by this Ordinance. The City Council does hereby find and determine that the amendment made by this Ordinance is technical and minor and does not make any substantive change in Ordinance Nos. 87-034, 87-035, 87-036, 87-037, 87-038, 87-039, 87-041, 87-048, 87-050, 87-052 and 87-054 or the Development Agreements approved and authorized thereby.

Section 3. This Ordinance is an urgency ordinance to take effect immediately. The facts constituting the urgency are that the time designated for recordation of the Development Agreements as set forth in Ordinance Nos. 87-034, 87-035, 87-036, 87-037, 87-038, 87-039, 87-041, 87-048, 87-050, 87-052 and 87-054 is inadequate to permit proper and timely recordation of the Development Agreements by the City Clerk, in that under Section 8 of said ordinances, recording could be required prior to the necessary and complete execution of the Development Agreements by all parties thereto. In order to protect the public interest and provide for proper and timely recordation of the Development Agreements as fully executed by all parties, it is necessary that the time for recordation of the Development Agreements commence upon the execution thereof by the Mayor on behalf of the City. Therefore, it is necessary that this Ordinance be effective immediately.

Section 4. This Ordinance shall be recorded concurrently with the recordation of each of the ordinances amended hereby pertaining to the Development Agreements authorized and approved thereby.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 1987, by the following vote:

AYES:

NOES:

ABSENT:

EFFECTIVE:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk



# ORDINANCE NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

AN ORDINANCE OF THE CITY OF SACRAMENTO MAKING A MINOR, TECHNICAL AND CLARIFYING CORRECTION TO ORDINANCE NOS. 87-034, 87-035, 87-036, 87-037, 87-038, 87-039 AND 87-041, AND DECLARING THIS ORDINANCE TO BE AN URGENCY ORDINANCE TO TAKE EFFECT IMMEDIATELY.

WHEREAS, on May 5, 1987, by Ordinance Nos. 87-034, 87-035, 87-036, 87-037, 87-038, 87-039 and 87-041, the City Council of the City of Sacramento (the "City Council") approved certain development agreements (the "Development Agreements") relative to the development of certain properties in the North Natomas Community Plan Area; and

WHEREAS, the purpose of this Ordinance is to amend Section 7 of said ordinances to make a minor, technical and clarifying change relating to the effective date and therefore the recordation of the Development Agreements; and

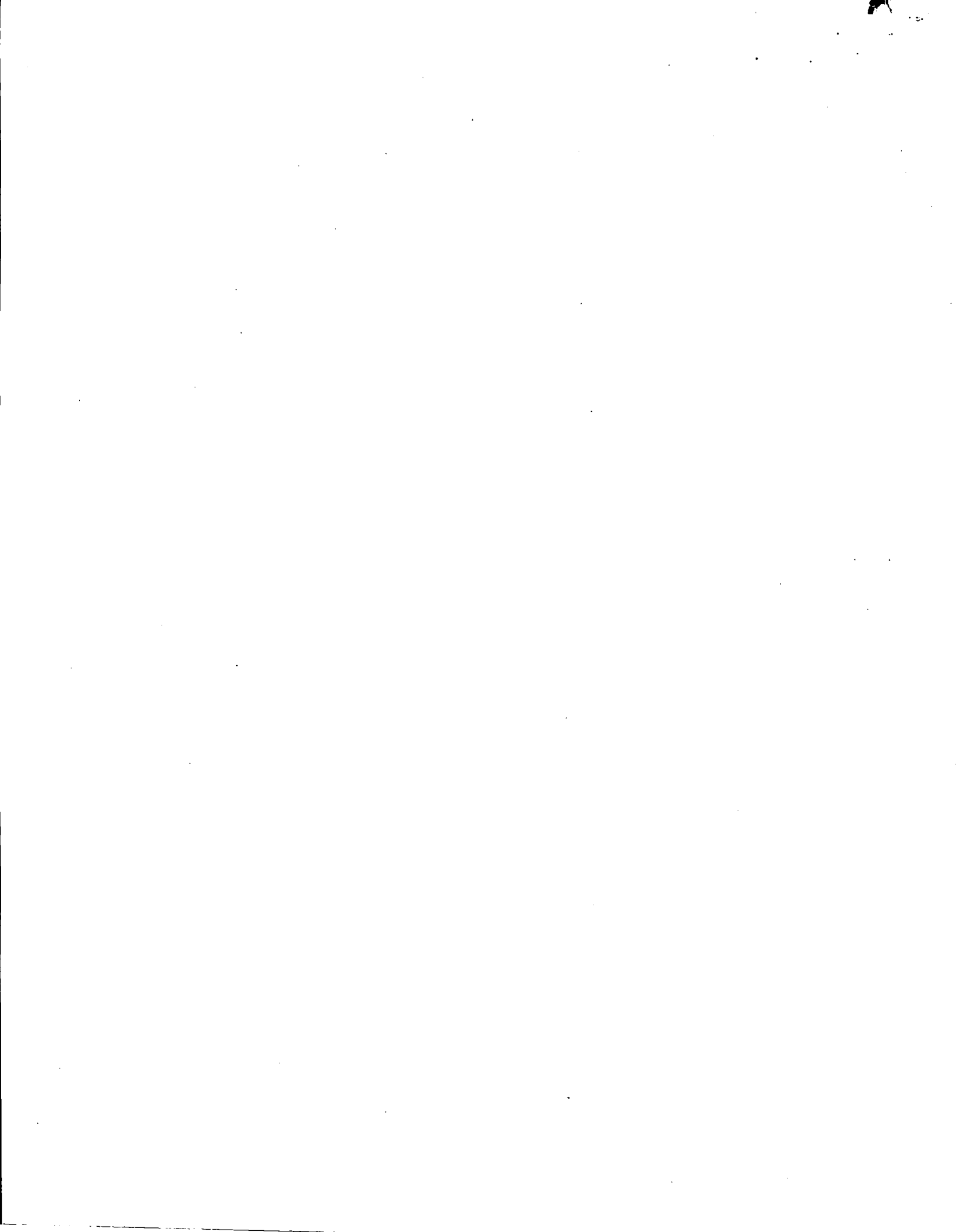
WHEREAS, it is necessary for this Ordinance to take effect immediately so that the Development Agreements may be properly recorded to protect the public interest;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO AS FOLLOWS:

Section 1. The City Council hereby amends in its entirety Section 7 of said Ordinance Nos. 87-034, 87-035, 87-036, 87-037, 87-038, 87-039 and 87-041, to read as follows:

"Section 7. This Ordinance shall be in full force and effect thirty (30) days after its passage and adoption. The effective date of the Development Agreement shall be either the effective date of this Ordinance, or the date upon which the Mayor executes the Development Agreement on behalf of the City, whichever is later."

Section 2. The City Council hereby finds that it is necessary for this Ordinance to take effect immediately so



that the Development Agreements may be properly recorded to protect the public interest.

Section 3. This Ordinance may be recorded in connection with the recordation of any of the ordinances amended hereby pertaining to the Development Agreements authorized and approved thereby.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 1987, by the following vote:

AYES:

NOES:

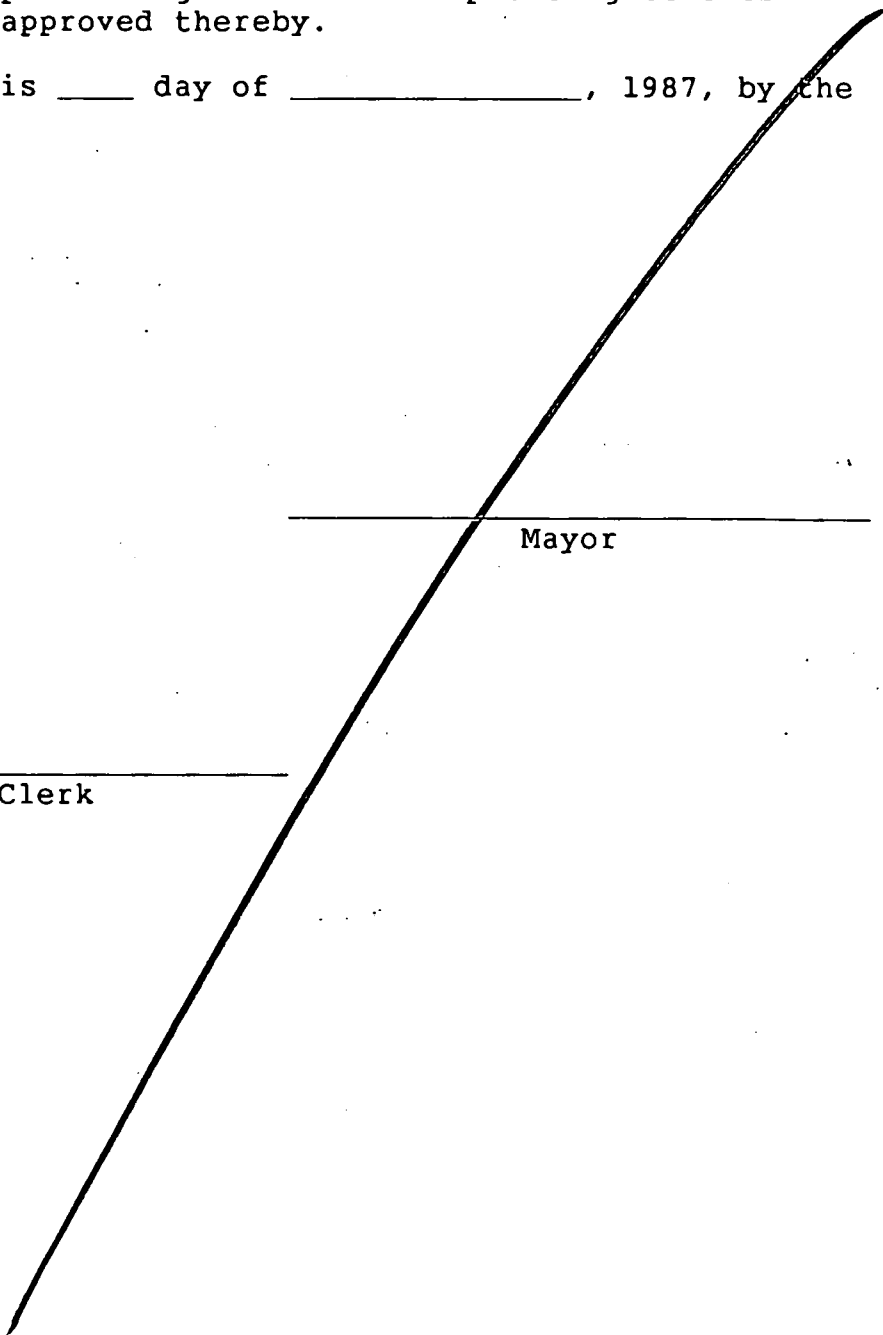
ABSENT:

EFFECTIVE:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk



# RESOLUTION NO.

Adopted by The Sacramento City Council on date of

A RESOLUTION OF THE CITY OF SACRAMENTO  
AMENDING PROCEDURES AND REQUIREMENTS  
FOR THE CONSIDERATION OF DEVELOPMENT  
AGREEMENTS FOR PROPERTY WITHIN THE  
NORTH NATOMAS COMMUNITY PLAN AREA

WHEREAS, on March 3, 1987, by Resolution No. 87-143, the City Council of the City of Sacramento (the "City Council") adopted procedures and requirements (the "Procedures and Requirements") for the consideration of development agreements (the "Development Agreements") for property within the North Natomas Community Plan Area; and

WHEREAS, on May 5, 1987, by Resolution No. 87-342, the City Council amended, restated and superseded said Resolution No. 87-143 to make technical and clarifying changes to the Procedures and Requirements to conform to the actual language of the final forms of the initial Development Agreements; and

WHEREAS, the purpose of this resolution is to amend said Resolution No. 87-342 to make further technical and clarifying changes to the Procedures and Requirements to conform to the actual language of the final forms of the initial Development Agreements;

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

Section 1. The City Council of the City of Sacramento hereby amends Resolution No. 87-342, adopted on May 5, 1987,

amending and restating the Procedures and Requirements as follows:

a. Section 205 of the Procedures and Requirements as set forth in Section 1 of Resolution No. 87-342 is amended in its entirety to read as follows:

"[§205] Ordinance Approving the Development Agreement

"(a) If the City Council approves the development agreement, it shall do so by the adoption of an ordinance authorizing the Mayor to execute the development agreement.

"(b) After the ordinance approving the development agreement takes effect, the Mayor shall execute the development agreement on behalf of the City. The effective date of the development agreement shall be either the effective date of such ordinance, or the date upon which the Mayor executes the development agreement on behalf of the City, whichever is later."

b. Section 402.B.1.a. of the Procedures and Requirements as set forth in Section 1 of Resolution No. 87-342 is amended in its entirety to read as follows:

"a. The prior required development of Phase One as specified in the Community Plan (as used herein and elsewhere, "Phase One" refers to that area south of Del Paso Boulevard, east of Interstate 5, north of Interstate 80 and west of the Natomas Main Drainage Canal);"

Section 2. Resolution No. 87-342 is continued in full force and effect as amended by this resolution.

ADOPTED:

EFFECTIVE:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

