

ORDINANCE NO. 4810

AN ORDINANCE TO DETERMINE THE ASSESSMENT AGAINST PROPERTIES SPECIFICALLY BENEFITED BY SIDEWALK REPAIRS PURSUANT TO THE PROVISIONS OF THE ALBANY MUNICIPAL CODE SECTIONS 14.16.010 - 14.16.060, PROVIDING FOR THE DOCKETING OF ASSESSMENTS AS CITY LIENS.

WHEREAS, the City Engineer, on behalf of the City of Albany, has previously inspected certain property within the city and has determined that a defective sidewalk existed on certain property and notice was duly given as required by Municipal Code 14.16.020 for the repair of the defective sidewalks by the owners of the properties hereinafter described and the owners of the properties did request the City to make the repairs or failed to repair said sidewalk; and

WHEREAS, the City Engineer of the City of Albany, pursuant to the direction of Municipal Code Section 14.16.040 did repair the defective sidewalks on the property hereinafter described and did keep a complete record of the cost of labor and materials used in connection with such repair and has reported the same to the City Council and the report has been found in order by the City Council and the costs deemed to be reasonable.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: There is hereby assessed against the individual pieces of property hereinafter described, those sums of money set forth following the description of the property, said sums to be deemed as an assessment for the repair of defective sidewalks as provided in Municipal Code Section 14.16.050.

Summary of Costs:

<u>Project</u>	<u>Int. & Misc.</u>	<u>Cost</u>	<u>13% E.L.A.</u>	<u>Total</u>
SW-87-1	\$ 0.00	\$5,339.00	\$ 694.07	\$ 6,033.07

Section 2: Property and assessment data are listed on the attached sheets.

Section 3: The City Recorder is hereby directed to enter a statement of the assessment as listed in the docket of the city liens and given notice thereof as by law provided.

Passed by the Council: April 13, 1988

Approved by the Mayor: April 14, 1988

Effective Date: May 13, 1988

Tom Holman
Mayor

ATTEST:

W. J. Kelly
City Recorder

INTERDEPARTMENTAL MEMORANDUM
Public Works Department
Transportation Division

TO: Albany City Council
VIA: Bill Barrons, City Manager
FROM: John Joyce, P.E., Public Works Director
DATE: February 16, 1988, for February 24, 1988, City Council Meeting
SUBJECT: Final Assessment, SW-87-1, 1987 Sidewalk Repair Project

Description of Project:

This project involved notifying property owners in the areas between 9th Avenue and Pacific Boulevard and Ellsworth and Vine streets to repair their defective sidewalks in accordance with Municipal Code Chapter 14.16. The attached property and assessment sheets list the property owners that requested the City to do the repairs or failed to make the sidewalk repairs within the time designated.

The City Council authorized staff to solicit proposals under Resolution No. 2716 on September 23, 1987. Double Eagle Construction Company was hired to complete the work under the purchasing policy. The original purchase order amount was \$5,681.00. The final purchase order amount was \$5,339.00.

Summary of Costs:

Total Construction Cost	\$ 5,339.00
13% Engineering, Legal, and Administration Fee	694.07
Total Property Owner Assessment	\$ 6,033.07

Method of Assessment:

It is recommended that the property owners be assessed the cost of the repairs and a 13% Engineering, Legal, and Administration Fee (ELA) according to Municipal Code 14.16.050 at the unit cost for the repairs which include ELA listed below.

Remove and replace 4-inch sidewalk	\$4.000/square foot
Remove and replace 6-inch sidewalk	4.222/square foot
Repair of sidewalk by grinding	5.000/lineal foot
Repair of sidewalk by patching	4.000/lineal foot

The notice and collection of assessments should be in accordance with Municipal Code Section 15.04.120. Property owners will not be allowed to bancroft the assessment, but Section 15.04.120 allows payments to be made in 20 equal installments which will include interest. The approximate amount of the installment

payment is shown on the Property and Assessment Data form. The exact amount of payments will be provided the owners when they make application for installment payments.

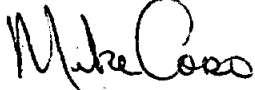
Assessment Data:

Please see attached Property and Assessment Data sheet.

Recommended Action:

It is recommended that City Council adopt this Final Assessment Report and direct staff to provide notice of the assessment to the property owners and set a date for a public hearing to consider objections, adopt, correct, modify, or revise the assessments. It is recommended that April 13, 1988, be the date set for the public hearing.

Respectfully submitted,



Mike Corso
Transportation Division Manager

Approved by,



John Joyce, P.E.
Public Works Director

