

R. 77-611

RESOLUTION NO. 216958

October 12, 1976

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO, CALIFORNIA, PROPOSING TO MAKE CHANGES IN THE REPORT OF THE SUPERINTENDENT OF STREETS; PROPOSING A CITY CONTRIBUTION; FIXING THE TIME AND PLACE FOR HEARING PROTESTS AND OBJECTIONS TO THE CHANGES AND GIVING NOTICE THEREOF.

(Mira Mesa Boulevard, Phase I,
Assessment District)

WHEREAS, in proceedings under the Municipal Improvement Act of 1913 (commencing with Section 10000, Streets and Highways Code) the Council adopted resolution of intention, Resolution No. 214894, ordering the Superintendent of Streets to prepare the Report required by that Act and pursuant thereto the Superintendent of Streets prepared the Report, consisting of plans and specifications describing the proposed acquisitions and improvements, an estimate of the costs and expenses thereof, a diagram showing the assessment district and individual assessment parcels, and a proposed assessment of such costs and expenses, the Report being on file with the City Clerk; and

WHEREAS, the Council by Resolution No. 214895 approved the Report, as filed, and appointed January 29, 1976 as the time of hearing thereon, at which time the hearing was continued to February 12, 1976; and

WHEREAS, at the continued hearing of February 12, 1976 the Council ordered the hearing further continued to November 10, 1976 to allow consideration of any new information developed from current community planning and land use studies for the area within which the assessment district is located and also to investigate the feasibility of providing equestrian crossing facilities for proposed Mira Mesa Boulevard; and

WHEREAS, after the February 12 continued hearing the Superintendent of Streets has reviewed the proposed project, the estimated costs and expenses, the diagram, and the original proposed assessment and has made and submitted a Supplemental Report, including certain revised plan sheets, additional plan sheets for traffic signals and safety lighting facilities providing a street crossing for equestrians, certain revised and additional pages for the specifications, a revised estimate of costs and expenses, an amended Sheet No. 7 of the diagram, and a revision of the entire proposed assessment; and

WHEREAS, the Council deems it desirable to provide a city contribution for the estimated costs and expenses of providing the street crossing for equestrians; and

WHEREAS, if the improvements are ordered, as herein proposed to be changed, it will be necessary to increase the total amount of the assessment and the amounts of individual assessments; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

Section 1. The Council hereby proposes and declares its intention to order the following changes to be made:

(a) The construction and installation of a traffic signal and safety lighting system, with equestrian push-button controls, at the intersection of proposed Mira Mesa Boulevard and that unnamed frontage street located easterly of the first freeway interchange north of Carroll Canyon Road.

(b) Change the Plans for Mira Mesa Boulevard, Phase I, as follows:

(1) Add Sheets 16028-22-D, 16028-23-D, and 16028-24-D, as submitted with the Supplemental Report, showing the construction and installation of the traffic signal and safety lighting system described in subparagraph (a), above.

(2) Revise the enumeration of standard plans and drawings listed on Sheet 16028-1-D, as submitted with the Supplemental Report.

(3) Revise Sheets 16028-5-D and 16028-17-D by the addition of access ramps, as submitted with the Supplemental Report.

(c) Change Special Specification No. 2970, as follows:

(1) Add Section E, as submitted with the Supplemental Report, describing the materials and methods of construction of the traffic signal and safety lighting system described in subparagraph (a), above.

(2) Add pages A-1(4) and A-1(5); revise pages A-3, A-7(4), C-4, and D-14, as submitted with the Supplemental Report.

(d) Revise the proposed diagram by dividing old Assessment Parcel No. 40, as shown on Sheet 7 of the original diagram, into new Assessment Parcels Nos. 40, 77, 78, and 79, as shown on Amended Sheet No. 7, submitted with the Supplemental Report.

(e) Revise the proposed assessment roll by changing the total amount of the proposed assessment and by changing the amounts proposed to be assessed on Assessment Parcels Nos. 1 to 76, inclusive, as shown on the original proposed assessment roll, to the amounts shown for such parcels on the revised proposed assessment roll, as submitted with the Supplemental Report, and by adding the amounts proposed to be assessed on new Assessment Parcels Nos. 77, 78, and 79, as shown on the revised assessment roll.

Section 2. The Council has considered and passed on the Supplemental Report made and submitted by the Superintendent of Streets and the Supplemental Report, as submitted, is approved.

The Supplemental Report showing and describing all the proposed changes is on file in the office of the City Clerk and may be examined by any interested person. Reference is made to the Supplemental Report for a full and detailed description of all the proposed changes.

Section 3. The amount of the estimated increase or decrease in the cost of the improvements is as follows:

	<u>Original Estimate</u>	<u>Revised Estimate</u>	<u>Increase or (Decrease)</u>
Estimated acquisition cost	\$ 425,000.00	\$ 475,000.00	\$ 50,000.00
Estimated construction cost	1,320,000.00	1,664,301.20	344,301.20
Estimated incidental expenses	203,000.00	256,033.78	53,033.78
Estimated bond discount	<u>195,000.00</u>	<u>207,965.02</u>	<u>12,965.02</u>
Total estimated costs and expenses	2,143,000.00	2,603,300.00	460,300.00
LESS contribution by The City of San Diego	<u>None</u>	<u>31,200.00</u>	<u>31,200.00</u>
Remainder of costs and expenses to be assessed upon property within assessment district	\$2,143,000.00	\$2,572,100.00	\$429,100.00

Section 4. It is hereby proposed that a portion of the cost and expense of the proposed acquisitions and improvements

shall be paid out of the treasury of the city from such fund or funds as the Council may hereinafter designate. The contribution shall be in the amount of \$31,200.00, shall be first deducted from the total estimated cost and expenses of the proposed acquisitions and improvements, and the assessment upon property in the assessment district shall include only the remainder of the estimated cost and expense.

Section 5. NOTICE IS HEREBY GIVEN that November 10, 1976, at the hour of 2:00 P.M. in the Council Chambers at the City Administration Building, 202 "C" Street, San Diego, California, are the day, hour, and place when and where all interested persons having any objection to the changes proposed herein may appear before the Council and show cause why such changes should not be ordered. Written objections to the proposed changes may be filed with the City Clerk by any interested party at any time not later than the time set for hearing. Inquiries concerning the hearing and the proposed changes may be made in person or by mail to the Special Districts Section, Engineering and Development Department, 4th floor, City Operations Building, 1222 1st Avenue, San Diego, California 92101, or by calling that office at telephone number (714) 236-6010.

Section 6. The City Clerk is directed to publish this resolution in the SAN DIEGO DAILY TRANSCRIPT, a newspaper of general circulation published and circulated

in said city and to mail copies thereof to all persons owning real property within the assessment district whose assessments are proposed to be increased.

Section 7. The proposed revised amount of each individual assessment upon each lot, piece, parcel, or condominium interest shall be shown on the address insert accompanying the copy of this resolution mailed to the owner thereof.

APPROVED: JOHN W. WITT, City Attorney

by 
John K. Riess, Deputy

OCT 12 1976

Passed and adopted by the Council of The City of San Diego on _____, by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
Mayor of The City of San Diego, California.

EDWARD NIELSEN
City Clerk of The City of San Diego, California.

By *Kathleen Martinez*, Deputy.

(Seal)

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Resolution Number **216958** Adopted **OCT 12 1976**