

CITY COUNCIL

CITY OF SAN ANSELMO, STATE OF CALIFORNIA

RESOLUTION NO. 1011

INDIAN ROCK UNIT ONE ASSESSMENT DISTRICT 1964-1

RESOLUTION APPROVING AGREEMENT WITH  
PACIFIC TELEPHONE AND TELEGRAPH COMPANY  
RELATING TO COMMUNICATION FACILITIES  
AND AUTHORIZING THE EXECUTION THEREOF.

WHEREAS, the City Council of the City of San Anselmo, State of California, by Resolution of Intention No. 1006, adopted June 23, 1964, declared its intention to order certain work to be done and certain acquisitions to be made and to issue improvement bonds to represent unpaid assessments in Indian Rock Unit One Assessment District 1964-1, all pursuant to the Municipal Improvement Act of 1913 and the Improvement Act of 1911, as described in said Resolution of Intention, and

WHEREAS, Section 10109 of said Municipal Improvement Act of 1913 provides that whenever the improvement or acquisition includes the acquiring or the installation of works, appliances, or improvements authorized by said Act which are or may be under the ownership, management or control of any public agency other than the City making the acquisition or ordering the work to be done, or of a regulated public utility, the works, appliances or improvements may be acquired or installed pursuant to an agreement between said City and said public agency or regulated public utility pursuant to Section 10110 of said Municipal Improvement Act of 1913, and

WHEREAS, communication facilities are to be installed in said assessment district which will be under the ownership, management and control of the Pacific Telephone and Telegraph Company, a regulated public utility, and

WHEREAS, a form of agreement is attached hereto which provides for the installation of said communication facilities and for the eventual ownership, management and control of such facilities by said Pacific Telephone and Telegraph Company.

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

1. Pursuant to the provisions of section 10110 of the Municipal Improvement Act of 1913, all of the terms and conditions of the agreement attached hereto relating to the installation of communication facilities are hereby ratified and approved and said agreement shall be executed on behalf of City by William Franchini, as Mayor and Anita Gannon, as Clerk, said execution to be accomplished prior to the ordering of any work, acquisitions or improvements provided for therein.

2. Said agreement shall become effective after proceedings have been taken pursuant to said Municipal Improvement Act of 1913 and funds are available to carry out all the terms thereof.

3. After the work, acquisitions or improvements relating to communication facilities and provided for in said agreement have been completed and accepted or conveyed to Pacific Telephone and Telegraph Company, title to such works, appliances or improvements so installed, acquired or conveyed shall vest in Pacific Telephone and Telegraph Company and constitute a part of its system, and shall at all times thereafter be used, operated, maintained and managed by it as a part of such system.

PASSED AND ADOPTED this 23rd day of June, 1964, by the following vote:

AYES: Councilmen Clute, Capurro, Reichmuth, Smith, Franchini

NOES: None

ABSENT: None

William Franchini  
Mayor, City of San Anselmo

ATTEST:

Anita Gannon  
Clerk of Said Council