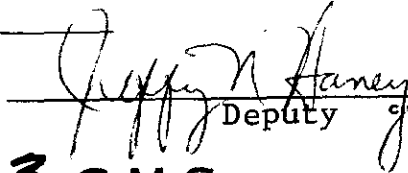


INTRODUCED BY COUNCILMAN _____


 Deputy CITY ATTORNEY

ORDINANCE NO. 9193 C.M.S.

JNH:mmn

AN ORDINANCE AMENDING ORDINANCE NO. 7769 C.M.S. ADDING
 ALTERNATIVE METHOD OF SECURING SERVICE CONNECTIONS.

The Council of the City of Oakland does ordain
 as follows:

SECTION 1. Section 9(b) of Ordinance No. 7769
 C.M.S. is hereby amended to read as follows:

SECTION 9. RESPONSIBILITY OF PROPERTY OWNERS. (b) In order to fulfill the responsibility outlined in Section 9(a) above, such person may elect to have the City construct and provide that portion of the service connection on his property between the facilities referred to in Section 8 and the termination facility on or within said building or structure being served. The Director of General Services is authorized and directed to execute an agreement on behalf of the City with such persons which would include the following conditions: (1) Agreement to allow City and/or its contractor to enter the property and perform the necessary work; (2) agreement to pay the actual construction cost, plus interest plus an additional charge to cover the City's cost of contract administration, engineering and inspection; the interest rate to be charged will be the rate of interest earned on the City's temporarily idle cash, as reported by the Director of Finance, for the most recent month prior to execution of the agreement, rounded to the nearest one-half percent; (3) option to pay these costs in annual installments not to exceed five years with the ability to pay the balance at any time before the five-year period is completed; and (4) a notice of lien will be filed by the Director of General Services with the Alameda County Recorder against the property and will be released only when the charges have been paid in full. Such lien will take the following form:

NOTICE OF LIEN

Pursuant to the authority vested in me by Ordinance No. _____ C.M.S., of the City Council of the City of Oakland, passed on the _____ day of _____, 1975, I did, on the _____ day of _____, 1975, provide for underground

utility service for the hereinafter described real property at the expense of the owner thereof, in the amount of \$ _____, and that said amount has not been paid, or any part thereof, and the City of Oakland does hereby claim a lien upon the hereinafter described property in said amount; the same shall be a lien upon the said real property until said sum with interest thereon at the rate of _____ per annum from the date of recordation of this lien in the office of the County Recorder of the County of Alameda, State of California, has been paid in full. The real property hereinabove mentioned and upon which a lien is claimed is that certain parcel of land lying and being in the City of Oakland, County of Alameda, State of California, and particularly described as follows, to-wit:

(Insert description of property)

Dated this _____ day of _____, 1975.

Director of General Services,
City of Oakland

IN COUNCIL, OAKLAND, CALIF., JUL 29 1975, 19____

PASSED BY THE FOLLOWING VOTE:

COTO, ~~SUTTER~~,
AYES - ~~XXXX~~, ~~XXXX~~, CHIALVO, ENG, MAGGIORA, OGAWA, ROSE, ~~VUKASIN~~
AND ~~PRESIDENT READING~~ VICE-PRESIDENT VUKASIN - 7
NOES - NONE
ABSENT - READING AND SUTTER - 2

ATTEST: _____

MAYOR OF THE CITY OF OAKLAND, CALIF.

ATTEST: _____

CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIF.