

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA TO ACQUIRE AND ACCEPT TEMPORARY CONSTRUCTION EASEMENTS LOCATED AT 1130 AND 1133 PUNTA GORDA STREET, AND AUTHORIZE THE PUBLIC WORKS DIRECTOR, SUBJECT TO REVIEW AND APPROVAL AS TO FORM BY THE CITY ATTORNEY, TO EXECUTE SAID AGREEMENTS AND RELATED ACQUISITION DOCUMENTS THAT MAY BE REQUIRED FOR THE PUNTA GORDA STREET BRIDGE REPLACEMENT PROJECT, AND CONSENT TO THE RECORDATION OF THE RELATED DEEDS IN THE OFFICIAL RECORDS, COUNTY OF SANTA BARBARA

WHEREAS, a proposed project is currently undergoing final design and environmental review for the City of Santa Barbara (City) to replace the existing bridge for Punta Gorda Street at Sycamore Creek due to its age, increasingly deteriorated condition, and limited flood control capacity;

WHEREAS, the City anticipates reimbursement of all of the City's associated costs for this bridge replacement project through funding provided by a grant from the United States Department of Housing and Urban Development (HUD);

WHEREAS, the bridge replacement project requires the purchase by the City of two temporary construction easements on a portion of the real property; the first commonly known as 1133 Punta Gorda Street, County of Santa Barbara, Assessor's Parcel Number (APN) 017-291-010, owned by Justina Valle, a married woman as her sole and separate property, due to the property's location adjacent to the existing bridge and Sycamore Creek channel, for total compensation in the amount of \$3,400; and the second commonly known as 1130 Punta Gorda Street, County of Santa Barbara, Assessor's Parcel Number (APN) 017-332-003, owned by the Green Valley Corporation, a California corporation, also due to its proximity to Punta Gorda Street Bridge and Sycamore Creek Channel, for total compensation of \$1,000;

WHEREAS, the temporary construction easements have been valued, and in accordance with applicable laws and guidelines, written offers and required valuation summaries and agreements have been delivered to the respective owners;

WHEREAS, the written purchase offers have been accepted by the respective owners, and their agreements have been signed voluntarily to allow the City to purchase the real property interests, subject to final approval by the Council of the City of Santa Barbara;

WHEREAS, this Resolution will provide authorization by the Council of the City of Santa Barbara for the Public Works Director to execute the agreements with the affected owners, subject to approval as to form by the City Attorney;

WHEREAS, this Resolution will also provide authorization by the Council of the City of Santa Barbara for the Public Works Director to subsequently execute any other documents that may become necessary to accomplish such purchases by the City of the various interests in the real properties, subject to approval as to form of such documents by the City Attorney, which may include but not be limited to, escrow instructions; and

WHEREAS, this Resolution will demonstrate intent by the Council of the City of Santa Barbara to accept the temporary construction easement interests particularly described in the respective documents delivered for such purpose, without further action or subsequent resolution.

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

SECTION 1. The Public Works Director is hereby authorized by the Council of the City of Santa Barbara to execute the Temporary Construction Easement Purchase Agreements with Justina Valle, a married woman, as her sole and separate property, to accomplish the purchase by the City of the temporary construction easement for the purposes of bridge and appurtenant public works improvements and related facilities construction work, on a portion of the real property commonly known as 1133 Punta Gorda Street, Santa Barbara County Assessor's Parcel Number 033-074-001, for total compensation in the amount of \$3,400, and with the Green Valley Corporation, a California corporation for like purposes, on a portion of the real property known as 1130 Punta Gorda Street, County of Santa Barbara, Assessor's Parcel Number (APN) 017-332-003, for total compensation of \$1,000.

SECTION 2. The Public Works Director is hereby authorized by the Council of the City of Santa Barbara to execute the Temporary Construction Easement Purchase Agreements, subject to approval as to form by the City Attorney, with Justina Valle, a married woman, as her sole and separate property, for total compensation of \$3,400, and with the Green Valley Corporation, a California corporation, for total compensation of \$1,000, to accomplish the purchase by the City of temporary construction easements for the purposes of bridge and appurtenant public works improvements and related facilities construction work, on a portion of the real properties commonly known as 1133 and 1130 Punta Gorda Street, Santa Barbara County Assessor's Parcel Numbers 017-291-010 and 017-332-003, respectively.

SECTION 3. The City of Santa Barbara hereby accepts the interests on the real properties mentioned above, as more particularly described in the Punta Gorda Street Bridge Temporary Construction Easement Deeds signed by Justina Valle, a married woman, as her sole and separate property, and by the Green Valley Corporation, a California corporation, which have been executed and delivered hereunder.

SECTION 4. The City of Santa Barbara hereby consents to the recordation of the Punta Gorda Bridge Temporary Construction Easement Deeds in the Official Records, County of Santa Barbara.

SECTION 5. This Resolution shall become effective immediately upon its adoption.