

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA TO ACQUIRE AND ACCEPT IN FEE A PORTION OF THE REAL PROPERTY LOCATED AT 1130 PUNTA GORDA STREET FOR \$5,000, RELATING TO THE LOWER SYCAMORE CREEK CHANNEL WIDENING AND PUNTA GORDA BRIDGE REPLACEMENT PROJECT, AND AUTHORIZE THE PUBLIC WORKS DIRECTOR TO EXECUTE SUCH AGREEMENTS AND DOCUMENTS AS NECESSARY FOR THE ACQUISITION AND ACCEPTANCE OF SAID REAL PROPERTY, AND RECORD SAID REAL PROPERTY ACQUISITION DEED IN THE OFFICIAL RECORDS OF THE COUNTY OF SANTA BARBARA

WHEREAS, a project is currently under construction in the City of Santa Barbara (City) to replace the existing bridge for Punta Gorda Street and widen the existing Sycamore Creek channel, due to the age of the bridge, the increasingly deteriorated condition and limited flood control capacity of the bridge and channel, with funding provided by the United States Department of Housing and Urban Development; and

WHEREAS, the Lower Sycamore Creek Channel Widening Project will greatly improve water conveyance in what has historically been an area subject to flooding; and

WHEREAS, the purchase by the City of a portion of the real property known commonly as 1130 Punta Gorda Street, County of Santa Barbara, Assessors Parcel Number (APN) 017-332-003, owned by the Green Valley Corporation, a California corporation, which is located adjacent to the existing Sycamore Creek channel will allow for future expanded connection of the creek to the California Department of Transportation's (Caltrans) Bridge 51-0332; and

WHEREAS, the real property interest has been valued and, in accordance with applicable laws and guidelines, subject to final approval by the Council of the City of Santa Barbara, a written offer of compensation and required valuation summary and agreement have been delivered to the respective owners in the amount of \$5,000; and

WHEREAS, the written purchase offer has been accepted by the respective owner and the agreement has been signed voluntarily to allow the City to purchase the real property interest, subject to final approval by the Council of the City of Santa Barbara; and

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; and

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 purchase by the City of the fee interest in the real property, subject to approval as to form of such documents by the City Attorney, which may include among others, 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 real property fee interest 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 agreements necessary for the acquisition of a portion of the real property commonly known as 1130 Punta Gorda Street, Santa Barbara County Assessor's Parcel Number 017-332-003, with Green Valley Corporation, a California Corporation, in the amount of \$5,000, to facilitate and for the purposes of creek channel widening and appurtenant public works improvements and related facilities construction work, on and adjacent to said real property.

SECTION 2. The City of Santa Barbara hereby accepts the interest of the real property mentioned above, as more particularly described in the 1130 Punta Gorda Street Agreement and Deed signed by the Green Valley Corporation, a California corporation, which have been executed and delivered hereunder.

SECTION 3. The City of Santa Barbara hereby consents to the recordation of the 1130 Punta Gorda Street Purchase Agreement Deeds, in the Official Records, County of Santa Barbara.

SECTION 4. This Resolution shall become effective immediately upon its adoption.