



Meeting Date: 07/17/07

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input checked="" type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s). _____	<input type="checkbox"/> Report
<input type="checkbox"/> Res. No(s). _____	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other _____

Prepared By: Michael Henderson Agenda Item No. I-10

Reviewed By: City Manager [Signature] City Attorney [Signature] Finance SW Other (Specify) _____

DATE: July 5, 2006

TO: City Council

FROM: Michael Henderson, Deputy Public Works Director [Signature]
Public Works Department

SUBJECT: Exchange of Vacated Right of Way for Maintenance Yard Property

RECOMMENDATION

That City Council approve and authorize the Mayor to execute a Maintenance Yard Property and Right of Way Exchange Agreement ("Agreement") (A6904) which provides for the exchange of approximately 1.6 acres of real property located west of Colonia Avenue, south of Myrtle Avenue ("Maintenance Yard"), presently owned by RiverPark A, LLC ("RiverPark") for the City's interest in approximately 4 acres of vacated right of way near U. S. Highway 101 in the RiverPark Specific Plan Area. All properties are more particularly described in the exhibits attached to the Agreement.

DISCUSSION

In connection with the development of the RiverPark Specific Plan Area the City is vacating right of way which formerly was a part of El Rio Road, as well as other right of way which is no longer needed in part because new right-of-way has been dedicated to the City by RiverPark in conjunction with the development of the RiverPark Specific Plan area. The vacated right of way is irregularly configured. The City has no use for this property, and the property is not capable of being developed as independent parcels. RiverPark owns the Maintenance Yard property. The attached agreement provides for the exchange of the City's interest in the vacated right of way for the Maintenance Yard property. The City will use the Maintenance Yard property as a base for maintenance operations in the RiverPark Specific Plan Area.

The Agreement provides that the closing and conveyances shall be concurrent, however, the parties may determine to provide for the development of the Maintenance Yard property with appropriate facilities prior to conveyance to the City. If the parties do make this determination, the Agreement may be amended by a document executed by the City Manager to delay the conveyance to the City until completion of improvements.

FINANCIAL IMPACT

None

GLG/ld

Attachment No. 1 – Maintenance Yard Property and Right of Way Exchange Agreement

Note: The Maintenance Yard Property and Right of Way Exchange Agreement has been provided to the City Council. Copies are available for review at the Circulation Desk in the Library after 6:00 p.m. on the Thursday prior to the Council meeting and at the City Clerk's Office after 8:00 a.m. on Monday.

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