

RESOLUTION NUMBER R- 285297

ADOPTED ON FEB 06 1995

WHEREAS, The City of San Diego is the owner of certain parcels of land, being 69.12 acres adjacent to State Route 52; and

WHEREAS, the City and the STATE OF CALIFORNIA entered into a Memorandum of Understanding in connection with the sale of said parcels of land; and

WHEREAS, the City desires to negotiate the sale of said land to the State of California, under the provisions of Section 22.0902 of the San Diego Municipal Code which permit the sale of real property belonging to The City of San Diego by negotiation; and

WHEREAS, the sale of such real property as this may reasonably be accomplished by negotiation; and

WHEREAS, the value of the property to be conveyed by the City, as determined by the State of California, Department of Transportation (CALTRANS) on April 12, 1990, is \$1,202,800; and

WHEREAS, no real estate broker's commission shall be paid; and

WHEREAS, the sale of the aforementioned property right is consistent with the public interest; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Memorandum of Understanding between the State of California and The City of San Diego in connection with those certain parcels of land adjacent to SR 52, is hereby approved.

2. That that certain real property described in that grant deed on file in the office of the City Clerk as Document No. RR-285297-2 through RR-285297-10, be, and the same is hereby authorized to be sold by negotiation for the amount of \$1,202,800 to the State of California.

3. That the City Manager or his designee is hereby authorized and empowered to execute, for and on behalf of The City of San Diego, a grant deed, a copy of which is on file in the office of the City Clerk as Document No. RR-285297-2 through RR-285297-10 granting to the State of California all those parcels of land, as more particularly described in the grant deed.

4. That no broker's commission shall be paid by The City of San Diego on the herein described negotiated sale.

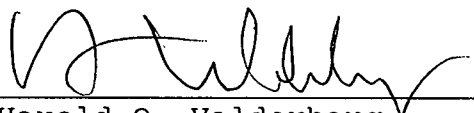
5. That the retention of the proceeds from the sale of those certain Park and Recreation Department parcels in an interest-bearing account to be used by the City to purchase certain parcels of Water Utilities land, for inclusion in Mission Trails Regional Park, is hereby approved.

6. That the City Manager or his designee is hereby authorized to execute, for and on behalf of The City of San Diego, nine Right of Way Contracts with CALTRANS, in connection with the above described property transactions, copies of which

Right of Way Contracts are cumulatively on file in the office of the City Clerk as Document No. RR-285297-11 through RR-285297-19.

7. That the City Clerk is hereby authorized and directed to deliver the grant deed and the right of way contracts, and a certified copy of this resolution, attested by him under seal, to the Real Estate Assets Department for further handling.

APPROVED: John W. Witt, City Attorney

By   
Harold O. Valderhaug  
Chief Deputy City Attorney

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Memorandum of Understanding between the State of California and the City of San Diego is on file in the Office of the City Clerk as Document No. RR-285297-1.