

2/20/07

RESOLUTION NUMBER R- 302364

DATE OF FINAL PASSAGE FEB 26 2007

A RESOLUTION AUTHORIZING THE MAYOR TO CONVEY AN EASEMENT DEED IN FAVOR OF SAN DIEGO GAS & ELECTRIC COMPANY FOR UNDERGROUND FACILITIES TO BENEFIT THE NOBEL ATHLETIC AREA AND LIBRARY, AND AUTHORIZING A RELATED INTERFUND TRANSFER.

WHEREAS, to provide electric services to the Nobel Athletic Area and Library (Site Development Permit No. 9680), San Diego Gas & Electric Company [SDG&E] requires an easement for underground facilities and appurtenances, and related purposes; and

WHEREAS, this easement will be a "Blanket Easement" therefore, in an effort to provide an accurate easement description, the easement will be surveyed by the City's contractor post-construction in the as-built condition and SDG&E will then record an "Amendment to Easement" with the County Recorder using the surveyed legal description and B-drawings in substitution of this "Blanket Easement"; and

WHEREAS, the easement has been valued by City valuation staff to be worth \$20 per square foot; however, since the easement is for the benefit of a City project, SDG&E will not be charged for the easement; and

WHEREAS, if SDG&E determines that the easement is no longer required to conduct its business, or if SDG&E fails to use or abandons the easement for a period of one year, SDG&E will provide, upon the City's request, a quitclaim deed to reconvey the easement to the City; and

WHEREAS, the easement benefits the public health, safety, or general welfare; and

WHEREAS, the Real Estate Assets Department's labor costs and expenses related to processing a Right of Entry Permit and Easement Deed equal \$1,975.11; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or his designee, is authorized and empowered to execute, for and on behalf of the City of San Diego, an Easement Deed in favor of San Diego Gas & Electric Company, a corporation [SDG&E], conveying an easement and right of way to be used for underground facilities and appurtenances, affecting a portion of Lot 1304 of the Pueblo Lands of the City of San Diego, according to Miscellaneous Map thereof No. 36, filed in the Office of the San Diego County Recorder, and as more particularly described in the Easement Deed on file in the office of the San Diego City Clerk as Document No. RR- 302364.

BE IT FURTHER RESOLVED, that an interfund transfer of \$987.55 from CIP No. 29-718.0 Fund 30244, and \$987.56 from CIP No. 35-098.0 Fund 30244, into Fund 100, Revenue Account No. 77438, for labor costs and miscellaneous expenses related to the processing of a Right of Entry Permit and Easement Deed in favor of SDG&E, is authorized.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By:


Brock Ladewig, Deputy City Attorney

BL:jdf

08/08/06

Or.Dept:READ

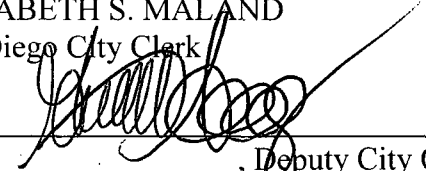
R-2007-139

MMS #3590

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I HEREBY CERTIFY that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 20 2007.

ELIZABETH S. MALAND
San Diego City Clerk

By: , Deputy City Clerk

Approved: 2-26-07
(Date)


JERRY SANDERS, Mayor

Vetoed: _____
(Date)

JERRY SANDERS, Mayor