

RESOLUTION NUMBER R- 302777

DATE OF FINAL PASSAGE JUN 29 2007

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN EASEMENT DEED IN FAVOR OF COX COMMUNICATIONS, AFFECTING A 4 FOOT WIDE BY 30.70 FOOT LONG EASEMENT.

WHEREAS, COXCOM, INC., a Delaware corporation doing business as COX Communications San Diego [COX], seeks a 4 foot wide by 30.70 foot long easement for underground telecommunication equipment consisting of one or more lines of cable, wires, conduits, pedestals and necessary fixtures and appurtenances; and

WHEREAS, the easement, as represented in Exhibit "A," allows COX to complete the installation of fiber optic cable into the High Bluff Business Park to provide businesses in the area access to a high capacity fiber network; and

WHEREAS, to cover the City's labor costs and expenses related to processing an Easement Deed, a fee of \$1,590 was deposited into Fund 100, Revenue Account No. 77438 in the form of a check provided by COX. Prior to conveyance of the easement, Six Hundred Ten Dollars (\$610) will be collected and deposited into Fund 302453, Capital Outlay Fund, Revenue Account 78335, for the purchase of the real property rights; and

WHEREAS, if COX determines that this easement is no longer required to provide fiber optic cable, or if COX fails to use or abandons the easement for a period of one year, COX will, upon City's request, deliver a quitclaim deed to reconvey the easement back to the City; NOW THEREFORE,

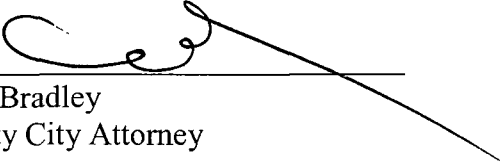
BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or his designee, is authorized and empowered to execute, for and on behalf of The City of San Diego,

conveying to COX an easement for the purpose of installing a fiber optic cable into the High Bluff Business Park affecting a portion of Parcel "C" of N.C.W. NEIGHBORHOOD 7, UNIT 11 in the City of San Diego, County of San Diego, according to Map thereof No. 11694, recorded in the Office of the County Recorder, as more particularly described in said easement on file in the office of the City Clerk as Document No. RR- 302777.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is authorized to collect and deposit \$1,590 from Fund 100, Revenue Account No. 77438 and \$610 will be collected and deposited to Fund 302453, Capital Outlay Fund, Revenue Account No. 78335.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By

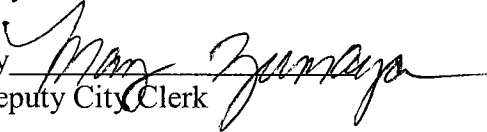


Todd Bradley
Deputy City Attorney

TB:bas
3/13/07
Or.Dept:READ
R-2007-894
MMS #4396

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 26 2007.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6-29-07
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor