

RESOLUTION NUMBER R- 309876

DATE OF FINAL PASSAGE AUG 03 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING AND DIRECTING THE MAYOR TO SELL CERTAIN REAL PROPERTY LOCATED ALONG MORENA BOULEVARD FROM ARIANE DRIVE TO TECOLOTE ROAD TO SANDAG FOR THE MID-COAST CORRIDOR TRANSIT PROJECT.

WHEREAS, the City of San Diego (City) owns fee interests in six lots of real property, amounting to approximately 8 acres of land, located along Morena Boulevard from approximately Ariane Drive on the north to Tecolote Road on the south (Properties); and

WHEREAS, the San Diego Association of Governments (SANDAG)'s Mid-Coast Corridor Transit Project (Project) will extend trolley service from the Santa Fe Depot in downtown San Diego to the University City community of San Diego; and

WHEREAS, SANDAG desires the Properties for the construction of transit power substations, parking, access roads, retaining walls, and related improvements for the Project; and

WHEREAS, the fee ownership of the properties were appraised by a qualified independent MAI appraiser at a value of \$3,500,000 to \$3,600,000 and qualified City staff have evaluated the Properties and determined there has been no significant change in the market value; and

WHEREAS, Council Policy 700-10 (Disposition of City-Owned Real Property) provides that fair market value shall be obtained for sales of City-owned real property; and

WHEREAS, the sale and conveyance of fee and easement interests in the Properties to SANDAG would be for a public purpose; NOW, THEREFORE,

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

1. That fee and easement interests in the Properties are required for a public purpose and may be sold and conveyed to SANDAG at no cost, with the exception of the lot identified as MCCTP Parcel Number 40105-1, which shall be conveyed to SANDAG in exchange for certain gas tax-eligible public improvements, pursuant to the terms and conditions set forth in the Real Property Purchase and Sale Agreement (SANDAG Document No. 5008201), on file in the Office of the City Clerk as Document No. RR- 309876 (Agreement), which terms and conditions the Council hereby deems fair, equitable, and in the public interest.

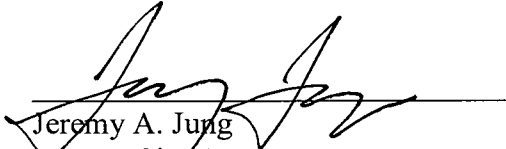
2. That given the public benefit to be derived from the Project, Council Policy 700-10 is hereby waived to the extent the Properties are potentially sold for less than fair market value.

3. That the Mayor, or his designee, is authorized and directed to execute, for and on behalf of the City, the aforementioned Agreement for the sale and conveyance of fee and easement interests in the Properties to SANDAG.

4. That the Mayor, or his designee, is authorized and directed, to execute and deliver such agreement and other instruments to effect the transaction contemplated by this Resolution.

APPROVED: JAN I. GOLDSMITH, City Attorney

By


Jeremy A. Jung
Deputy City Attorney

JAJ:cw
06/30/15
07/01/15 COR.COPY
Or.Dept: Public Works/Engineering
CC No.: N/A
Doc. No.: 1051900_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 28 2015.

ELIZABETH S. MALAND
City Clerk

By *Mary Fernandez*
Deputy City Clerk

Approved: 8/3/15
(date)

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 28 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 03 2015

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By *Mary Fernandez*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 309876