

001803

REQUEST FOR COUNCIL ACTION
CITY OF SAN DIEGO

1. CERTIFICATE NUMBER
(FOR AUDITOR'S USE)
113
9/4

TO: CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT):
Real Estate Assets Department

3. DATE:
May 30, 2007

4. SUBJECT:
Sabre Springs Bus Rapid Transit Center

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.)
David Sandoval 236-5542, MS 51A

6. SECONDARY CONTACT (NAME, PHONE & MAIL STA.)
B. Lane MacKenzie 236-6050, MS 51A

7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED

8. COMPLETE FOR ACCOUNTING PURPOSES

FUND				
DEPT.				
ORGANIZATION				
OBJECT ACCOUNT				
JOB ORDER				
C.I.P. NUMBER				
AMOUNT				

9. ADDITIONAL INFORMATION / ESTIMATED COST:

Cost: 0
Job: 521996
Thomas Guide Page: 1189 H-3

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIGINATING DEPARTMENT	David Sandoval for Barwick John Barwick		8	DEPUTY CHIEF	Beth Murray for Waring	7/27/07
2	E.A.S.	TPB [Signature]	7/27/07	9	C.O.O.		
3	EOCP. MEMO 5-3-96			10	CITY ATTORNEY	LADEWIG	
4	COUNCIL LIASON	PLANK		11	ORIGINATING DEPARTMENT	MACKENZIE [Signature]	7/27/07
5				DOCKET COORD: _____ COUNCIL LIAISON _____			
6				✓	COUNCIL PRESIDENT	<input type="checkbox"/> SPOB <input checked="" type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION	
7					MS	<input type="checkbox"/> REFER TO: _____	COUNCIL DATE: 9/4/07

11. PREPARATION OF: RESOLUTION(S) ORDINANCE(S) AGREEMENT(S) DEED(S)

1- Authorize the granting of an easement for 1.331 acres, being a portion of Rancho De Los Penasquitos, to the San Diego Association of Governments (SANDAG) for the construction of a bus rapid transit (BRT) center in the community of Sabre Springs/Penasquitos.

11A. STAFF RECOMMENDATIONS:
Approve the resolution

12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)
COUNCIL DISTRICT: 5
COMMUNITY AREA(S): SABRE SPRINGS/PENASQUITOS
ENVIRONMENTAL IMPACT: MTDB completed a Draft Initial Study/Mitigated Negative Declaration (IS/MND) for the Sabre Springs/Penasquitos transit center and adopted the Final IS/MND in October 2003. An Addendum to Final IS/MND was completed in December 2004 and subsequently approved in April 2005.
CITY CLERK INSTRUCTIONS: DO NOT RECORD. Return documents to Real Estate Assets Department, Attention: B. Lane MacKenzie MS 51a, for futher handling.

001805

**REPORT TO THE CITY COUNCIL
EXECUTIVE SUMMARY SHEET**

DATE ISSUED:

REPORT NO.: _____

ATTENTION: Council President and City Council

ORIGINATING DEPT: Real Estate Assets

SUBJECT: Sabre Springs Bus Rapid Transit Center

COUNCIL DISTRICT: 5

STAFF CONTACT: B. Lane MacKenzie X66050

REQUESTED ACTION: Authorize the granting of an easement for 1.331 acres to the San Diego Association of Governments (SANDAG) for the construction of a bus rapid transit (BRT) center in the community of Sabre Springs/Penasquitos.

STAFF RECOMMENDATION:

Approve the requested action.

SUMMARY:

The 1.331 acres has been in use as a Park & Ride Facility by Caltrans since it was acquired in 1991. The granting of this easement for this site to SANDAG will maintain the original intent of its acquisition. The deed will contain a reversionary clause, stating that if and when the property ceases to be used for a public transportation facility that it will revert back to the City of San Diego.

The San Diego Association of Governments (SANDAG) plans to construct a bus rapid transit (BRT) center in the community of Sabre Springs/Peñasquitos within the City of San Diego. Specifically, SANDAG would construct a 5.64-acre transit center consisting of eight bus bays, associated transit furnishings, and requisite park-and-ride facilities. The California Department of Transportation (Caltrans) would build an access road and Direct Access Ramp (DAR) to connect the transit center with the I-15 Managed Lanes project. The Sabre Springs/Peñasquitos transit center would become an integral piece of the I-15 Managed lanes/transit corridor.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

None

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

Sabre Springs Community Planning Group comments to the MND – February 2002

Public workshop on March 25, 2004

Presentation to the Sabre Springs Community Planning Group – Spring 2005 & 2007

001806

KEY STAKEHOLDERS & PROJECTED IMPACTS :

The construction of this transit center would increase transit opportunities, provide direct connections to local transit routes, and encourage mass transit as well as shared ridership in the San Diego region, particularly along the I-15 corridor.

David Salvador for James Barwick

James F. Barwick, Director

Real Estate Assets

Beth Murray for James Waring

James Waring

Deputy Chief/Chief Operating Officer

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

AUTHORIZING THE GRANT OF AN EASEMENT IN A 1.331-ACRE, CITY-OWNED PARCEL TO THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF A PUBLIC BUS RAPID TRANSIT CENTER IN THE COMMUNITY OF SABRE SPRINGS/PENASQUITOS.

WHEREAS, the City of San Diego owns a certain parcel of land [Parcel, APN 316-420-04] consisting of approximately 1.331 acres located in the southwest quadrant of the intersection of Ted Williams Parkway and Sabre Springs Parkway in the City and County of San Diego, California; and

WHEREAS, the City acquired the Parcel in 1991 through a land exchange for the purpose of creating and maintaining a public bus park-and-ride facility, which has been in continuous use by the California Department of Transportation since 1991; and

WHEREAS, the original source of funds for the land exchanged for the Parcel was the Sabre Springs Facilities Benefit Assessment; and

WHEREAS, the San Diego Association of Governments, a legislatively-created regional government agency [SANDAG], plans to construct, operate, and maintain a bus rapid transit center [Transit Center] for the City's Sabre Springs/Penasquitos community, consisting of eight bus bays, associated transit furnishings, and requisite park-and-ride facilities; and

WHEREAS, SANDAG has requested that a permanent, exclusive easement [Easement] in the Parcel be granted to SANDAG for the purpose of constructing, operating, and maintaining the Transit Center; and

WHEREAS, no easement fee will be charged for the Easement, since it will serve the original intent of acquiring the Parcel by assuring the construction, operation, and maintenance of the Transit Center, which will serve the transit needs of the Sabre Springs/Penasquitos community; and

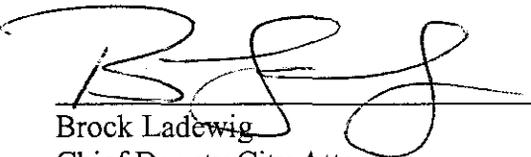
WHEREAS, the easement will terminate after six consecutive months of non-use; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego [Council], that an easement in the City-owned, approximate 1.331-acre parcel of land [Parcel, APN 316-420-04] located in the southwest quadrant of the intersection of Ted Williams Parkway and Sabre Springs Parkway in the City and County of San Diego, California, and more particularly described in the Grant of Easement and Agreement [Grant], which is on file in the Office of the City Clerk as Document No. RR-_____, is required for a public purpose; and

BE IT FURTHER RESOLVED, the Council deems the granting of an easement in the Parcel to the San Diego Association of Governments, a legislatively-created regional government agency [SANDAG], at no charge to be used solely for the construction, operation, and maintenance of a public bus rapid transit center for the City's Sabre Springs/Penasquitos community, planned to consist of eight bus bays, associated transit furnishings, and requisite park-and-ride facilities, to be fair and equitable and in the public interest; and

BE IT FURTHER RESOLVED, that the Mayor or his designee is authorized to execute and deliver, on behalf of The City of San Diego, the Grant to SANDAG.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Brock Ladewig
Chief Deputy City Attorney

BL:bas
07/26/07
Or.Dept:READ
R-2008-106
MMS #5140

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

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

001811



401 B Street, Suite 800
San Diego, CA 92101-4231
(619) 699-1900
Fax (619) 699-1905
www.sandag.org

July 26, 2007

1201505

Mayor Jerry Sanders
City Administration Building
11th Floor, 202 C Street
San Diego, CA 92101

Dear Mayor Sanders:

RE: Sabre Springs / Penasquitos Bus Rapid Transit Station Easement Request

As you know the San Diego Association of Governments is currently building the I-15 Managed Lanes project which will provide a 20-mile "freeway-within-a-freeway" from SR 163 in Kearny Mesa to SR 78 in Escondido. A Direct Access Ramp for a transit center at Interstate 15 and Sabre Springs is an important element of this transportation project.

In order to enable continued progress on this project, SANDAG hereby requests that the City of San Diego grant to SANDAG a permanent exclusive easement for public purposes consistent with the above-referenced transit center development on Assessors Parcel Number 31618026 at no cost to SANDAG.

If you have any questions, please do not hesitate to contact me.

Sincerely,


GARY L. GALLEGOS
Executive Director

GGAJKI/twr

Cc: Lane MacKenzie, Real Estate Assets Department, City of San Diego
Brock Ladewig, Chief Deputy City Attorney, City of San Diego

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and
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