

RESOLUTION NO. 2004-288

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE REAL ESTATE RELATED CONTRACTS AND DOCUMENTS
FOR THE OLD TOWN ELK GROVE IMPROVEMENT PROJECT**

WHEREAS, improving Elk Grove Boulevard holds a high priority in the City of Elk Grove Transportation Improvement Program and acquiring the necessary right of way is an important and necessary step in meeting the goals set forth in the Master Plan for the Old Town District; and

WHEREAS, providing public parking, improving the stretch of roadway and pedestrian areas along Elk Grove Boulevard, between Walnut Street and School Street, requires acquiring real property interests affecting thirty-two (32) properties, as identified on the attached Exhibit 1; and

WHEREAS, the City shall follow the Land Acquisition Procedures as set forth by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 and the State of California, Department of Housing and Community Development, adopted Title 25 of Chapter 6 of the California Code of Regulation.

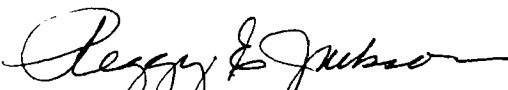
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager or his designee to execute all contracts and documents for the acquisition of right of way and real property interests for those properties affected by the Old Town Elk Grove Improvement Project as listed on the attached Exhibit 1, the total compensation for which shall not exceed the budgeted amount of \$600,000.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 1st day of December 2004.



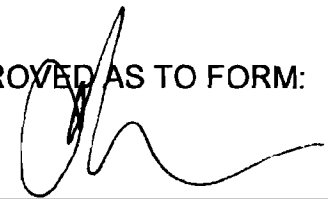
SOPHIA SCHERMAN, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

EXHIBIT 1

APN	OWNER	LOT SIZE (SF)	FEE TAKE (SF)	ROW (SF)	PS&PE (SF) 1	ACCESS (SF)	TCE
125-0210-015	Bertie and Delinda Mitchell	7,200	0	N/A	0	0	341
125-0210-016	Bertie and Delinda Mitchell	5,600	0	N/A	0	0	0
125-0222-001	Kenneth and Laurie Podesta-Daniels	12,800	0	N/A	490	0	830
125-0222-002	Kenneth and Laurie Podesta-Daniels	7,893	0	N/A	238	0	587
125-0222-005	Timothy and Sharon O'Hara	12,800	0	N/A	572	N/A ⁴	797
125-0243-001	Cava & Faulkner, Attorneys at Law	5,978	0	N/A	364	0	136
125-0243-005	Gus and Michael Prevolos	13,068	0	N/A	440	0	143
125-0243-006	Braulio Torres	3,305	0	N/A	110	0	0
125-0243-007	Betty Jean Brandi Warren-Pelkey	8,029	0	N/A	200	0	500
125-0243-039	Jacqueline Andersen	18,731	0	N/A	1,181	0	1,125
125-0252-015	Paschal Lamb, LLC	32,000	0	N/A	416	0	1,931
125-0253-005	Russell Lewis	18,480	0	N/A	1,305	0	1,141
125-0253-008	Machael Rainville	6,720	0	N/A	190	0	400
125-0253-009	Jacqueline Andersen	6,776	0	N/A	0	0	154
125-0253-010	Shier Chen	10,451	0	N/A	748	0	254
SBE 872-34-21-10	Union Pacific Railroad	N/A	0	N/A	4,911	0	3,184
125-0210-014	Elk Grove Lodge No. 274/ Rebekahs Lodge No. 136	12,197	0	N/A	0	0	744
125-0210-017	Robert Stafford	8,009	0	N/A	138	0	500
125-0210-018	Charles and Lynn Argentine	6,534	0	N/A	110	0	400
125-0210-019, 020	Schauer Family Trust	19,200	0	N/A	210	0	825
125-0210-021	Betzing Family Trust c/o Gayle Betzing	9,600	0	N/A	0	0	520
125-0221-005	Ernest and Katherine Mathews	12,800	0	N/A	0	0	0
125-0222-003	David Ardisson and Larry Baker	8,800	0	N/A	358	0	404
125-0222-004	David Ardisson and Larry Baker	8,800	0	N/A	358	0	550
125-0222-006	Wendell Berke	18,530	7,944 ²	N/A	0	2,429 ³	0
125-0243-002	Daniel and Susan Cherney	2,983	0	N/A	128	0	0
125-0243-003 & 004	Nottnagel Family Trust c/o Anna Nottnagel	13,120	0	N/A	494	0	594
125-0243-008	Mahmood and Editha Ghani	13,716	0	N/A	298	0	712
125-0253-006	SMG Innovative Group, LLC	8,368	0	N/A	34	0	39
125-0253-007	Camarrillo Sanitary Service, Inc.	6,720	0	N/A	49	0	96
125-0253-011	Old Town Mercantile Building, LLC	13,440	0	N/A	504	0	359
125-0253-023	Derr Land Partner, GP	30,413	0	N/A	0	0	2,037
TOTAL							
Outside of prescriptive area							
Net of area within existing alley consists of 472 square feet (assumed "prescriptive area").							
Net of area within existing alley consisting of 952 square feet (assumed "prescriptive area").							
Acquiring 1,424 SF access easement in assumed "prescriptive area".							

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2004-288**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)

I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 1st day of December 2004 by the following vote:


AYES 5: COUNCILMEMBERS: Scherman, Soares, Briggs, Cooper, Leary

NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 0: COUNCILMEMBERS:





**Peggy E. Jackson, City Clerk
City of Elk Grove, California**