

RESOLUTION NO. 2012-185

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE CITY MANAGER TO EXECUTE A JOINT USE EASEMENT
AGREEMENT WITH THE COSUMNES COMMUNITY SERVICES DISTRICT FOR
THE ELK GROVE CREEK TRAIL CROSSING AT STATE ROUTE 99 PROJECT**

WHEREAS, the City of Elk Grove desires to construct the Elk Grove Creek Trail Crossing at State Route 99 Project (Project); and

WHEREAS, the Cosumnes Community Services District ("CCSD") desires to provide open space and recreational opportunities that are consistent with the intent of the Project; and

WHEREAS, the newly constructed Project traverses a parcel owned by the CCSD; and

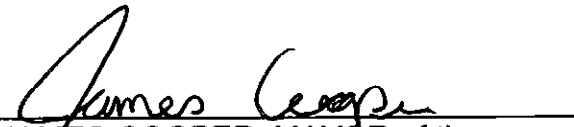
WHEREAS, the City needs permission from the CCSD in order to construct, maintain, and operate a recreational trail and bridge within the CCSD's property; and

WHEREAS, the proposed Joint Use Easement Agreement dedicates the City an Easement for the purpose of ingress, egress, the right to construct, reconstruct, upgrade, replace, remove, inspect, maintain, repair and operate thereon an overhead bridge, supporting structures and recreational trail together with any and all necessary appurtenances thereto for bicycle, pedestrian and other associated uses upon, over, under and across the Easement Area; and

WHEREAS, the Joint Use Easement Agreement also articulates that the City and CCSD desire joint use of the property for public recreation operation.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute a Joint Use Easement Agreement with the Cosumnes Community Services District for the Elk Grove Creek Trail Crossing at State Route 99 Project.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 24th day of October 2012.




JAMES COOPER, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2012-185**

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

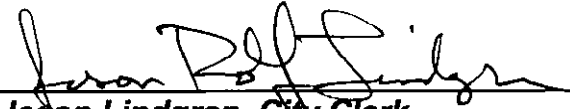
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on October 24, 2012 by the following vote:

AYES : COUNCILMEMBERS: Cooper, Hume, Davis, Detrick

NOES: COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: Scherman


**Jason Lindgren, City Clerk
City of Elk Grove, California**