

RESOLUTION NO. 2005-103

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF
UNDERSTANDING BETWEEN THE CITY OF ELK GROVE AND THE OLD TOWN
MERCHANTS ASSOCIATION FOR LAND TENURE REQUIREMENTS
AND OPERATIONS AND MAINTENANCE OF THE BIKE ROUTE
IN OLD TOWN ELK GROVE**

WHEREAS, the City of Elk Grove (as the authorized representative for the Old Merchants Association) received a grant from the State Department of Parks and Recreation for \$98,500 for the planning, design and construction of bicycle facilities in Old Town Elk Grove; and

WHEREAS, the City of Elk Grove proposes to construct a Class III bike route along Gage, Grove, and Kent Streets using a portion of the grant funds; and

WHEREAS, the Department of Parks and Recreation requires the grantee (Old Town Merchants Association) to own the land and to agree to maintain any facilities constructed using grant proceeds; and

WHEREAS, the City of Elk Grove and the Old Town Merchants Association drafted a Memorandum of Understanding wherein both parties agree that the City of Elk Grove will construct the bike route within City right-of-way and the City of Elk Grove will operate and maintain said bike route.

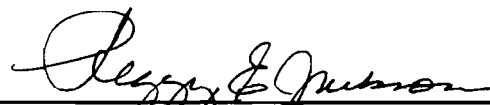
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute a Memorandum of Understanding between the City of Elk Grove and the Old Town Merchants Association for land tenure requirements and operation and maintenance of the bike path in Old Town Elk Grove.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 27th day of April, 2005.



**DANIEL BRIGGS, MAYOR of the
CITY OF ELK GROVE**

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



**ANTHONY B. MANZANETTI,
CITY ATTORNEY**

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2005-103

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 27th day of April 2005 by the following vote:


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

NOES: COUNCILMEMBERS:

ABSTAIN: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:





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