

## **RESOLUTION NO. 2002-146**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE ACQUISITION OF AN INTEREST IN REAL PROPERTY REGARDING THE LEWIS STEIN ROADWAY PROJECT**

**WHEREAS**, the City of Elk Grove has approved the construction of the Project commonly referred to as the Lewis Stein Road Project, which includes installing a street light, extending and widening Lewis Stein Road from Big Horn Boulevard to the existing Lewis Stein Road south of Sheldon Road in the City of Elk Grove (the "Project"); and

**WHEREAS**, staff has investigated the property and recommends acquiring the property for the purpose of implementing the Project;

#### **NOW, THEREFORE, BE IT RESOLVED AND ORDERED that:**

1. The foregoing recitals are true and correct and incorporated herein in full;
2. The City Council certifies that to the extent required it has been presented the CEQA documents for the Project previously prepared by the City and has reviewed and considered the information contained therein before acting further on the Agreements or other actions pertaining to the Project;
3. The City Council finds that the consideration to be paid to the Owners for the property is not more than the appraisal value of the property at the use and with the covenants and conditions and development costs required for the Project;
4. The City Council hereby authorizes and directs the City Manager, or his designee, to approve, execute, and deliver, for and in the name of and on behalf of the City, the Agreements in substantially the form presented to this meeting, which Agreements are hereby approved, with such changes, insertions, revisions, corrections, or amendments as reasonably required for the acquisition of the property, and the

execution of the foregoing by City Manager or his designee shall constitute conclusive evidence of the City's approval of any such changes, insertions, revisions, corrections, or amendments to the respective Agreements presented to this meeting.

5. The City Manager or designee is hereby authorized and directed jointly and severally, for and in the name of and on behalf of the City, to execute and deliver any and all documents, to do any and all things and take any and all actions that may be necessary or advisable, in their discretion, in order to consummate the above transaction and implement the Project pursuant to this resolution and the Agreements.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove on this 21<sup>st</sup> day of August 2002.

  
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RICK SOARES, MAYOR of the  
CITY OF ELK GROVE

ATTEST:

  
\_\_\_\_\_  
PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
ANTHONY B. MANZANETTI,  
CITY ATTORNEY

**AYES:** Soares, Briggs, Scherman,  
Cooper, Leary  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** None