

RESOLUTION NO. 2012-174

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
DECLARING CERTAIN CITY-OWNED REAL PROPERTIES TO BE SURPLUS,
FINDING THAT DISPOSITION OF THE PROPERTIES BY LISTING WITH A
QUALIFIED BROKER IS IN THE BEST INTEREST OF THE CITY, AND DIRECTING
SUCH LISTING BE CONDUCTED IN A MANNER TO ENSURE A COMPETITIVE BID
PROCESS FOR THE DISPOSITION OF THE REAL PROPERTIES**

WHEREAS, during the course of constructing the Sheldon Road / Highway 99 Interchange Project, and the realignment of Bond Road where it intersects Grant Line Road, the City has accumulated a number of remnant properties that are no longer necessary for City use. Five (5) properties have been identified as potential surplus property, four of which are in the vicinity of the Sheldon Road / Highway 99 Interchange and one property is located near the intersection of Bond Road and Grant Line Road; and

WHEREAS, under the Surplus Property Land Act, Government Code Section 54200-54232, surplus property is defined as "land owned by any agency of the state, or any local agency, that is determined to be no longer necessary for the agency's use, except property being held by the agency for the purpose of exchange."; and

WHEREAS, those certain City-owned properties, and any rights, title and interest therein, to be declared surplus for disposition by the City are shown in Table 1 below; and

Table 1
City-owned Surplus Properties

Property Address or Location	APN	Description	Acres	Zoning
8729 E. Stockton Blvd.	115-0162-011	Vacant Land	1.30	RD-20 – Residential 20 units per acre
E. Stockton Blvd. just north of Sheldon Road	115-0162-023	Vacant Land	0.43	RD-20 - Residential 20 units per acre
8169 Sheldon Rd.	117-0220-020	Vacant Land	0.59	C-2 – General Commercial Zone*
8165 Sheldon Rd.	117-0220-021	Vacant Land	0.45	C-2 – General Commercial Zone*
Intersection of Bond Road and Grant Line Road	127-0120-096	Vacant Land	0.49	AR-5 – Agricultural Residential 5 Acre Min.


WHEREAS, the City does not anticipate using said real property at any time in the future; and

WHEREAS, pursuant to Elk Grove Municipal Code Section 3.42.300(C), the disposition of real property shall be by competitive proposals unless the City Council, by resolution, determines other procedures are in the best interest of the City. In lieu of a traditional competitive bidding, staff recommends listing the properties through a professional broker, which is the functional equivalent to competitive bidding, which staff believes will reach the broadest market of potential buyers and achieve the highest price for the properties.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby declares the above-identified city-owned real properties, and any rights, title and interest therein, surplus, finds that disposition of the properties by listing with a qualified broker is in the best interest of the City for the reasons presented by City staff, and hereby directs staff to so list the real properties, in a manner to ensure a competitive bid process for the disposition of real properties.

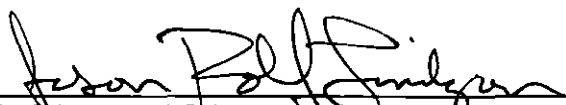
BE IT FURTHER RESOLVED, that the City Manager is authorized and directed to solicit proposals from qualified real estate brokers for the sale of the property, and to enter into a broker agreement with the broker or brokers who best meets the City needs for the disposition of the property, as determined by the City Manager.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 26th day of September 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. 2012-174**

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

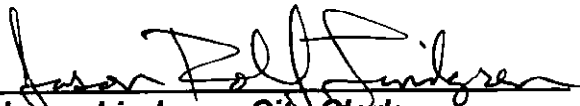
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on September 26, 2012 by the following vote:

AYES : COUNCILMEMBERS: Cooper, Hume, Davis, Scherman

NOES: COUNCILMEMBERS: Detrick

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None


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