

RESOLUTION NO. 2004-492

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF JUN 22 2004

NATOMAS REGIONAL PARK APPROPRIATION ADJUSTMENTS

WHEREAS,

- A. On May 3, 1994, the City Council approved and adopted the North Natomas Community Plan ("NNCP") by Resolution No. 94-259. The Community Plan sets forth the land use designations and policies related to land use, circulation, infrastructure, and community facilities, including the designation of a 200+/- acre regional park in North Natomas to serve the community and the region. On August 9, 1994, the City Council approved and adopted the North Natomas Financing Plan ("NNFP"), by Resolution No. 94-495. The Council further updated the NNFP in 1999 and 2002. The NNFP sets forth the methods by which public land and infrastructure required by the NNCP will be funded, including the Regional Park Land Acquisition Program.
- B. On October 17, 2001, City filed a Complaint in Eminent Domain against the three property owners in the Sacramento County Superior Court, Case No. 01Aso6377, for the purpose of acquiring title to the Property in connection with City's project to establish a 200 +/- acre regional park in North Natomas. Property owners, through its legal counsel, filed appropriate legal responses to City's complaint.
- C. On April 15, 2003, pursuant to the California Eminent Domain Law, the City obtained possession of the property through City Council action authorizing the execution of the Agreements of Settlement of Eminent Domain Actions between the City and Lewis Operating Company, Inc., Lennar Communities, Inc., and Alleghany Properties, Inc. for the purchase of the regional park property in North Natomas.
- D. The total cost of agreed terms and conditions, together with associated appraisal, closing, staff and miscellaneous costs, is \$25,987,906.

FOR CITY CLERK USE ONLY

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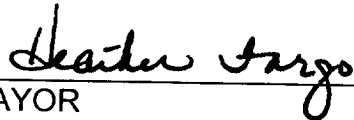
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City Council
Natomas Regional Park Appropriation Adjustments
June 4, 2004

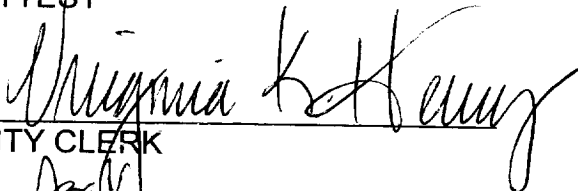
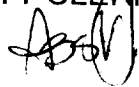
- E. The current appropriations for the acquisition of \$21,484,252 were established based on the City's proposal in this acquisition and in the associated litigation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO THAT:

The City Manager is authorized to transfer \$4,505,000 in appropriations from the Contingency of the North Natomas Community Improvement Fund to the Natomas Regional Park Acquisition.


MAYOR

ATTEST


CITY CLERK


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