

RESOLUTION NO. 2010-52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE WAIVING THE REQUIREMENT FOR DISPOSAL OF REAL PROPERTY BY COMPETITIVE PROPOSALS AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH CB RICHARD ELLIS FOR COMMERCIAL REAL ESTATE BROKERAGE SERVICES

WHEREAS, the industrial / office building located at 10535 East Stockton Boulevard (APN: 134-0510-023) was acquired by the City of Elk Grove (City) in conjunction with the Grant Line Road / State Route 99 Interchange Reconstruction Project. A portion of the building was located within the boundaries of the new alignment of East Stockton Boulevard, it was eventually demised, and the remainder of the building refaced; and

WHEREAS, the City desires to sell the improved parcel of land located at 10535 East Stockton Boulevard, Elk Grove, California and identified as Sacramento County Assessor's Parcel Number 134-0510-023, because the property is no longer required for City purposes; and

WHEREAS, the proposed sale of the subject property is exempt from the California Environmental Quality Act (CEQA) pursuant to Title 14 Section 15312 of the California Code of Regulations; and

WHEREAS, Elk Grove Municipal Code, Article 6, Section 3.42.300(C) provides that 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; and

WHEREAS, the City has determined that the level of complexity involved in disposing of the subject property necessitates the retention of a qualified Commercial Real Estate Broker; and

WHEREAS, pursuant to Section 65402 (a) of the Government Code, the Planning Commission determined that the disposal and sale of publically-owned real property located at 10535 Stockton Boulevard conforms with the adopted General Plan; and

WHEREAS, pursuant to Section 54222 of the Government Code, the subject property was offered for sale or lease to the following list of local agencies; Cosumnes Community Services District, Elk Grove Unified School District, California Natural Resources Agency, County of Sacramento, Elk Grove Community Food Bank Services, Elk Grove Non Profit Network Center, and no agencies responded with any interest.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby waives the requirement as stated in Elk Grove Municipal Code, Article 6, Section 3.42.300(C) for disposal of real property by competitive proposal and authorizes the City Manager to execute a contract with CB Richard Ellis, a Commercial Real Estate

Brokerage Firm, relative to the payment of a brokers' commission as an inducement for selling surplus real property.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 24th day of March 2010.



SOPHIA SCHERMAN, MAYOR of the
CITY OF ELK GROVE

ATTEST:



SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2010-52**

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

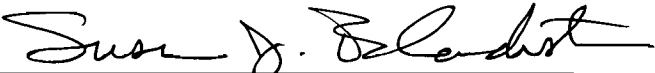
I, Susan J. Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on March 24, 2010 by the following vote:

AYES : COUNCILMEMBERS: *Scherman, Detrick, Cooper, Davis, Hume*

NOES: COUNCILMEMBERS: *None*

ABSTAIN : COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*



Susan J. Blackston, City Clerk
City of Elk Grove, California