

RESOLUTION NO. 63-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA APPROVING A PUBLIC UTILITY EASEMENT TO PACIFIC GAS AND ELECTRIC COMPANY FOR THE BRADLEY A. MOODY UNDERPASS PROJECT

WHEREAS, the City Council of the City of Richmond (the "City Council") has secured funding for the construction of an underpass on the Marina Bay Parkway, between Meeker Avenue and Regatta Boulevard referred to as the Bradley A. Moody Underpass (the "Project"); and

WHEREAS, the construction of the Project will improve public safety in the south shoreline area by providing access into and out of this area during periods of train operation; and

WHEREAS, the relocation of utilities to service the Anchorage at the Marina Bay Residential Development developed by Pulte Home Corporation ("Pulte") is required as part of the Project; and

WHEREAS, the City Council at its May 3, 2011 meeting authorized the City Manager to execute and record a quit claim deed accepting property from Pulte for subsequent conveyance of a Public Utility Easement to PG&E pursuant to the attached document (the "PUE"); and

WHEREAS, installation of the public utilities by PG&E conforms with the General Plan of the City; and

WHEREAS, by an agenda report accompanying this resolution and incorporated into this resolution by this reference (the "Agenda Report"), the City Council has been provided with additional information upon which the findings and actions set forth in this resolution are based; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council approves and authorizes and directs the City Manager to execute the PUE in recordable form for delivery to PG&E.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond, California at a joint meeting thereof held July 19, 2011, by the following vote:

AYES: Councilmembers Bates, Beckles, Booze, Ritterman, Rogers, Vice Mayor Butt, and Mayor McLaughlin.

NOES: None.

ABSTENTIONS: None.

ABSENT: None.

DIANE HOLMES
Clerk of the City of Richmond

(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

RANDY RIDDLE
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 63-11**, finally passed and adopted by the City Council of the City of Richmond at a joint meeting held on July 19, 2011.