

RESOLUTION NO. 2024-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRENTWOOD APPROVING AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT FOR PURCHASE AND SALE OF REAL PROPERTY WITH LOUIS A. FERRARO, TRUSTEE OF THE LOUIS A. FERRARO FAMILY TRUST DATED JULY 2, 2004, FOR \$68,303, FOR A PORTION OF APN 018-100-038, TO ACQUIRE ROAD RIGHT-OF-WAY FOR LONE TREE WAY ROADWAY IMPROVEMENTS, CIP PROJECT NO. 336-31701, AND AUTHORIZING EXECUTION OF OTHER DOCUMENTS AS NECESSARY TO COMPLETE THE RIGHT-OF-WAY TRANSACTION.

WHEREAS, on December 14, 2021, by Resolution No. 2021-148, the City Council approved an Agreement for Right of Way and Title Services with Bender Rosenthal, Incorporated for various Capital Improvement Projects; and

WHEREAS, on June 13, 2023, by Resolution No. 2023-80, the City Council adopted the 2023/2024 – 2027/2028 Capital Improvement Program, which included the Lone Tree Way Roadway Improvements CIP Project; and

WHEREAS, acquiring road right-of-way is necessary for constructing and maintaining public roadways; and

WHEREAS, acquiring road right-of-way and widening the roadway will allow traffic circulation for the newly constructed Brentwood Union School District Middle School along Smith Road; and

WHEREAS, acquiring road right-of-way for the purpose of widening a roadway leading to a school is consistent with various General Plan goals, policies, and actions, including Policy CIR 2-6 (“Prioritize bicycle and pedestrian safety for students traveling to and from school”), insomuch as the broadening of this roadway will improve the safety of bicyclists and pedestrians as they journey to and from the new school; and.

WHEREAS, an appraisal has been prepared to determine the current market value of the 5,389 square feet of in-fee roadway right-of-way, including compensation for damages to the property owner’s improvements within the area to be acquired by the City.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Brentwood does hereby approve and authorize the City Manager, or designee, to execute an Agreement for Purchase and Sale of Real Property, with Louis A. Ferraro, Trustee of the Louis A. Ferraro Family Trust dated July 2, 2004, for a portion of APN 018-100-038, to acquire road right-of-way for Lone Tree Way Roadway

Improvements CIP Project No. 336-31701, and authorize execution of other documents as necessary to complete the right-of-way transaction. The City Council further authorizes payment to Louis A. Ferraro, Trustee of the Louis A. Ferraro Family Trust dated July 2, 2004 for \$68,303 through escrow with First American Title Company.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Brentwood at a regular meeting held on the 14th day of May 2024 by the following vote: