

SUPPLEMENTAL INFORMATION

AGENDA ITEM XI.1

Vacation of Public Right of Way within the
Southeasterly Portion of Linus Pauling Drive

09/10/19



MEMORANDUM

CITY MANAGER'S OFFICE

DATE: September 10, 2019

TO: Honorable Mayor & City Council Members

FROM: David Biggs, City Manager

SUBJECT: Agenda Item XI.1 – Updated Resolution Linus Pauling Abandonment

The proposed abandonment of Linus Pauling requires that Bio-Rad execute certain conveyance documents to perfect the street dedication and the EVA. The staff report and resolution include language which relates to this require and the possible need for an alternative in event those are not forthcoming. The resolution provided with your package has been revised on page 3 in the fifth point to modify the date by which the conveyance documents need to be signed and in the possession of the City to be February 14, 2020, based on the time needed to construct the improvements.

The development entity name has also been updated, and a minor additional clarification has bene made. A copy of that revised page is attached.

Attachments:

1. Revised Resolution Page 3

constructed by Hercules Bayfront Properties, LLC or their successor (hereafter called "developer") for roadway purposes to accommodate adequate vehicular turnarounds subject to approval of the City Engineer.

- c) A new 22' wide Emergency Vehicle Access (EVA) easement, shown herein on attached Exhibits C.1 and C.2, shall be dedicated from Bio-Rad to the City and a 20' wide EVA shall be constructed by developer to be maintained by developer and/or the property owner.
4. Upon the occurrence of the foregoing conditions contained in 3a, 3b, and 3c above, the City Clerk is directed to record a certified copy of this Resolution in the office of the County Recorder to complete the abandonment.
5. In the event that the dedication and easement are not executed by Bio-Rad and in possession of the City by February 14, 2020, Hercules Block Q&R Development Partners LP may proceed with an alternative configuration from the terminus of Linus Pauling Drive to meet the requirement to provide for an EVA connection to the Linus Pauling Drive the Conditions of Approval for Blocks Q & R.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the _____ day of _____, 2019 by the following vote of the Council:

AYES:

NOES:

ABSTAIN:

ABSENT:

Dan Romero, Mayor

ATTEST:

David Biggs
City Manager/Deputy City Clerk

Abandonment Exhibits:

Exhibit P1 – Property Distribution Reference Map

Exhibit A.1 & A.2 –Exhibits for Abandonment Parcel A Plat and Legal Description stamped