

RESOLUTION NO. 20-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES ACCEPTING OF OFFERS OF DEDICATION FOR SIERRA PARK AND SHASTA PARK FOR TRACT 9375 – MUIR POINTE RESIDENTIAL SUBDIVISION

WHEREAS, the Final Map for Tract 9375 – Muir Pointe Residential Subdivision was filed with the County in July 2016; and

WHEREAS, the subdivision included the construction of 2 public parks: Sierra Park and Shasta Park; and

WHEREAS, the offers of dedication for Sierra Park and Shasta Park were deferred pursuant to the subdivision improvement agreement until they were satisfactorily completed by the developer in accordance with the improvement plans; and

WHEREAS, the 2 parks have been completed in accordance with the improvement plans to the satisfaction of the City Engineer and Planning Director; and,

WHEREAS, California Government Code Section 7050 authorizes the creation of an irrevocable offer of dedication of real property for any public purpose with the consent of the City, and Government Code Section 27281 requires the legislative body of the City to authorize acceptance of an irrevocable offer of dedication by execution of a certificate of acceptance; and,

WHEREAS, the Owner has made an irrevocable offer by execution of a Grant Deed conveying real property APN: 404-760-095-4 also known as Shasta Park, and APN: 404-750-052-7 also known as Sierra Park, attached hereto to the City of Hercules, attached hereto and incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hercules resolves as follows:

Section 1. The City Council hereby accepts the offers of dedication (i.e. Grant Deeds) for Shasta Park and Sierra Park for Tract 9375 – Muir Pointe Residential Subdivision, attached hereto.

Section 2. The City accepts the Owner's Irrevocable Offer of Grant Deeds for Shasta Park and Sierra Park, attached hereto and incorporated by this reference. The City Council hereby authorizes the City Manager to execute the Certificate of Acceptance attached to the Grant Deeds on behalf of the City.

Section 3. Upon the City Manager's execution of the Certificate of Acceptance, the City Council directs the City Clerk to cause recordation of this Resolution, the Certificate of Acceptance, and any such other documents and instruments as may be necessary or convenient to accept the Grant Deeds with the Office of the Clerk-Recorder of Contra Costa County.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the 14th day of January, 2020 by the following vote of the Council:

AYES:

NOES:

ABSTAIN:

ABSENT:

Roland Esquivias, Mayor

ATTEST:

Lori Martin, MMC
Administrative Services Director/City Clerk