

RESOLUTION NO. RES-2020-108

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE FIRST AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE SOUTHEAST GREENWAY COMMUNITY PARTNERS REGARDING THE PROPOSAL TO TRANSFER RESCINDED STATE ROUTE 12 LAND FOR THE SOUTHEAST GREENWAY PROJECT

WHEREAS on June 17, 2014, Council adopted a Mutual Letter of Intent and joined Southeast Greenway Community Partnership which includes The City of Santa Rosa, Sonoma Land Trust, Sonoma County Water Agency and Sonoma County Regional Parks, Southeast Greenway Campaign and LandPaths (“Partnership”); and

WHEREAS, the Mutual Letter of Intent outlines how the Partnership seeks to work together to facilitate the future transfer of the rescinded State Route 12 land owned by California Department of Transportation (“Caltrans”) between Farmers Lane and Spring Lake Regional Park for use as a linear park, commercial and housing development, and other compatible uses, commonly referred to as the Southeast Greenway Project; and

WHEREAS, on July 7, 2015, Council approved the City’s participation in a Memorandum of Understanding (“MOU”) among the Partnership to help facilitate the Southeast Greenway Project and authorized the City Manager to execute the MOU with the Partnership and Caltrans for a 5-year term expiring on August 5, 2020; and

WHEREAS, the MOU more fully documents a shared understanding of how Caltrans and the Partnership will work together to facilitate the transfer of the undeveloped State Route 12 land for the Southeast Greenway Project; and

WHEREAS, within the original term of the MOU, the City has certified an Environmental Impact Report for the Southeast Greenway Project and adopted General Plan text and Land Use Diagram amendments and zoning for the land comprising the rescinded State Route 12, thus paving the way for future evaluation and transfer of the property by Caltrans; and

WHEREAS, the First Amendment to the MOU will extend the term of the MOU for approximately five (5) years, through December 31, 2025, to provide additional time for the Partnership to complete the additional work involved with the proposed transfer of the property from Caltrans to include the negotiation of a purchase and sale agreement with Caltrans.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa approves the First Amendment to the Memorandum of Understanding between the California Department of Transportation and the Southeast Greenway Community Partnership regarding the proposal to transfer rescinded State Route 12 land for the Southeast Greenway Project in substantially the same form attached hereto as Exhibit A, subject to approval as to form by the City Attorney.

BE IT FURTHER RESOLVED that the Council authorizes the Assistant City Manager overseeing the Operations Portfolio, to execute the First Amendment to the MOU and subsequent amendments and related documents.

IN COUNCIL DULY PASSED this 7th day of July, 2020.

AYES: (7) Mayor Schwedhelm, Vice Mayor Fleming, Council Members Dowd, Olivares, Rogers, Sawyer, Tibbetts

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____
City Clerk

APPROVED: _____
Mayor

APPROVED AS TO FORM:

City Attorney

Exhibit A - First Amendment to Memorandum of Understanding