



REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

August 1, 2018

DEPARTMENT:

City Attorney

DIVISION:

- ☐ Motion
- ☐ Resolution
- ☐ Ordinance - Introduction
- ☒ Ordinance - Adoption
- ☐ Public Hearing

TITLE:Acquisition of Real Property: 16th Street and 4th Avenue**SUMMARY RECOMMENDATION:**

Authorize the acquisition of real property containing approximately 254 square feet of land, together with circulation and access easements, for the purpose of redeveloping the northeast corner of the 16th Street and 4th Avenue intersection.

REPORT:

In order to widen and reconstruct the 16th Street and 4th Avenue intersection (Intersection Improvements), the City of Yuma (City) filed an eminent domain action in Yuma County Superior Court seeking immediate possession and fee title ownership of three parcels of property owned by PMG Partnership, LLC (PMG). To resolve the eminent domain action and move forward with the redevelopment of the fractured remnant parcels after the Intersection Improvements, the parties are in the process of negotiating a Real Property Exchange, Settlement and Redevelopment Agreement (Agreement), the complete terms of which will be brought to City Council for approval by Resolution in August 2018.

The intent of the property exchange in the contemplated Agreement is to create re-developable parcels in the after condition which will be shown on a joint Lot Tie/Lot Split. Towards this goal, the City will acquire fee simple title to a portion of PMG property that was not previously approved for acquisition by the City (approximately 254 square feet, more or less), as well as certain easements for purposes of access and circulation. The attached proposed ordinance therefore authorizes City acquisition of a portion of the PMG property located at 350 West 16th Street (the PMG Building parcel), and certain easements located on the same parcel. Once acquired, the easements and approximate 254 square foot parcel will be shown on a recorded Lot Tie/Lot Split.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK:			
	1. 2. 3. 4. 5.			
ADDITIONAL INFORMATION	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL?			
	<input type="radio"/> Department <input checked="" type="radio"/> City Clerk's Office <input checked="" type="checkbox"/> Document to be recorded <input type="checkbox"/> Document to be codified			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		7/10/2018	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Richard W. Files		7/9/2018	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Richard W. Files		6/5/2018		
WRITTEN/SUBMITTED BY:		DATE:		
Erica Rivera		6/5/2018		