

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF SUNNYVALE GRANTING CITY RIGHT OF WAY TO
THE STATE OF CALIFORNIA FOR USE IN A HIGHWAY
PROJECT AND AUTHORIZING THE CITY MANAGER TO
EXECUTE QUITCLAIM DEEDS AND ASSOCIATED RIGHT
OF WAY AGREEMENT**

WHEREAS, the State of California intends to acquire two right of way parcels (63477-1 and 63632-1) from the City of Sunnyvale; and

WHEREAS, in or around 2019-2020, the State of California reconstructed the freeway interchange at the intersection of Mathilda Avenue, US Highway 101, and US Highway 237, in Sunnyvale (the "Project"); and

WHEREAS, prior to beginning construction on the Project, the State notified the City of Sunnyvale of its intent to obtain the two right of ways through the use of its authority under Section 83 of the Streets and Highway Code which authorizes and compels the free of charge transfer of road right of way from local agency jurisdiction to the State of California for highway improvement purposes; and

WHEREAS, Staff has reviewed the requested right of way grants, has no objection to the transfers, and has recommended that the City Council approve and authorize the City Manager to execute all documents necessary to complete the transfers.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City Council hereby grants City right of ways to the State of California for use associated with the Project and authorizes the City Manager to execute quitclaim deeds and associated agreements necessary to transfer City property to the State for the Project, including but not limited to a consent to common use agreement, for the parcels designated as 63477-1 and 63632-1.

Adopted by the City Council at a regular meeting held on _____, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

DAVID CARNAHAN
City Clerk
(SEAL)

LARRY KLEIN
Mayor

APPROVED AS TO FORM:

REBECCA L. MOON
City Attorney