

CITY OF AMADOR CITY

RESOLUTION NO. 446

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMADOR CITY AUTHORIZING RICHARD LYNCH, MAYOR, TO EXECUTE MEMORANDUM OF UNDERSTANDING WITH BRUCE SHERRILL RE: RIGHT OF WAY EASEMENT; ACCEPTING THE GRANT OF RIGHT OF WAY EASEMENT FROM BRUCE SHERRILL AND GRANTING RELIEF IN PERPETUITY FOR TWO (2) OFF-STREET PARKING SPACES TO BRUCE SHERRILL ON ASSESSOR'S PARCEL NO. 008-310-005-000 SAID PARKING SPACE RELIEF TO BE RECORDED AND TO RUN WITH THE LAND

WHEREAS, the City of Amador City has been presented with a memorandum of understanding a copy of which is attached hereto, providing for and memorializing an exchange by Sherrill of a right of way easement on Assessor's parcel No. 008-310-005-000 and the City of Amador City in consideration of same has been requested to grant relief in perpetuity for two (2) off-street parking spaces on said Assessor's Parcel 008-310-005-000; and

WHEREAS, the Bruce Sherrill has agreed in said memorandum of understanding to execute a grant of right of way easement and, upon preparation of said grant of right of way easement, will grant to the City of Amador City portions of Assessor's parcel No. 008-310-005-000; and

WHEREAS, it is necessary that the City of Amador City, through its Mayor, Richard Lynch, execute said memorandum of understanding; and

WHEREAS, improvements to Hotel Alley, utilizing these lands, will be completed within 12 months; and

WHEREAS, the City of Amador City desires: (1) to accept the terms of the memorandum of understanding; (2) to accept the grant of right of way easement upon completion of preparation from Bruce Sherrill for Assessor's parcel No. 008-310-005-000; to grant relief in perpetuity to Bruce Sherrill for two (2) off-street parking spaces on A and

NOW, THEREFORE BE IT RESOLVED that City authorizes Richard Lynch, Mayor to enter into the within memorandum of understanding with Bruce Sherrill; and

BE IT FURTHER RESOLVED that City accepts, upon receipt of the grant of right of way easement duly executed by Bruce Sherrill to City, said grant of right of way easement; and

BE IT FURTHER RESOLVED, that in consideration of the dedication by Bruce Sherrill, grantor of the right of way easement to City, City that Bruce Sherrill is granted relief in perpetuity, for two (2) parking spaces for Bruce Sherrill's Assessor's parcel 008-310-005-000, said relief as memorialized by this resolution to be recorded and to run with the land on said Assessor's parcel 008-310-000.

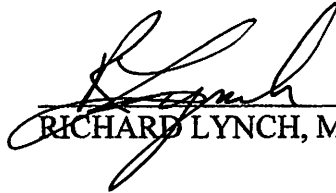
The foregoing resolution was duly passed and adopted by the City Council of the City of Amador City at a regular meeting on the 17th day of February, 2005, by the following vote:

AYES: DITTMAN, LYNCH, KNOY, STEVENS

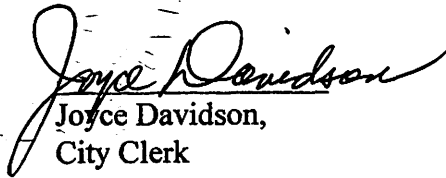
NOES: 0

ABSTAIN: 0

ABSENT: McKenna


RICHARD LYNCH, Mayor

ATTEST:

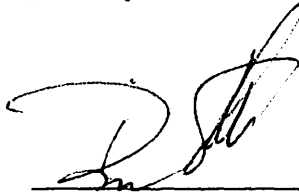

Joyce Davidson,
City Clerk

MEMORANDUM OF UNDERSTANDING

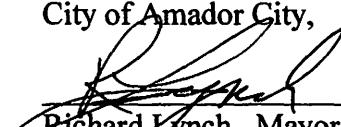
It is hereby agree by and between Bruce Sherrill, hereinafter known as "Sherrill" and the City of Amador City, hereinafter known as "Amador City" as follows:

1. Sherrill will grant by deed to City portions of Amador County Assessor Parcel No.008-310-005-000 , for the purpose of a road and public easement across Hotel Alley frontage. The legal description of same to be attached hereto as soon as an appropriate survey is performed.
2. Sherrill will deed the above portions of Parcel No. 008-310-005-000 located at 14176 Statge Highway 49, Amador City California to City without financial remuneration.
3. City will make improvements to Hotel Alley, using the above deeded portions of Assessor Parcel No. 008-310-005-000 and complete these improvements within 12 months.
4. City will grant by resolution, in perpetuity, a variance right for two off street parking places on the parcel of Sherrill 008-310-005-000 for his ownership. The above off street parking places variance right memorialized by resolution of the City, shall be attached to said parcel 008-310-005-000, shall be recorded with the office of the County Recorder, County of Amador, and shall run with the land.

Dated: February 17, 2005



Bruce Sherrill

City of Amador City,
By 
Richard Lynch, Mayor