

RESOLUTION NO. 17/18-18
BEFORE THE BOARD OF TRUSTEES
OF CENTRAL UNIFIED SCHOOL DISTRICT
FRESNO COUNTY, CALIFORNIA

In the Matter Declaring Intention to Dedicate
and Convey Real Property

RESOLUTION DECLARING INTENTION TO
DEDICATE AND CONVEY REAL
PROPERTY TO CITY OF FRESNO: APN
512-070-57ST

- A. WHEREAS, pursuant to Education Code section 17566, the governing board of any school district may dedicate or convey to the state, or any political subdivision or municipal corporation thereof, for public street or highway purposes, either with or without consideration and without a vote of the electors of the district first being taken, any real property belonging to the district, either in fee or any lesser estate or interest therein, including abutter's right of access to any public street or highway, upon such terms and conditions as the parties thereto may agree.
- B. WHEREAS, Education Code section 17557 requires that before ordering the dedication or conveyance of any real property the governing board shall in regular open meeting by a two-thirds vote of all its members adopt a resolution declaring its intention to dedicate or convey the real property.
- C. WHEREAS, Central Unified School District ("**District**") is the owner of certain real property, identified as Assessor's Parcel Number ("**APN**") 512-070-57ST ("**Property**"). A description of the Property is set forth in Exhibit A and Exhibit B attached hereto and incorporated by reference herein.
- D. WHEREAS, District desires to dedicate and convey the Property to the City of Fresno ("**Grantee**") in accordance with the terms and conditions of the Grant Deed (Subject to Conditions – Public Street), the form of which is attached hereto as Exhibit 2.
- E. WHEREAS, by this Resolution, the Governing Board intends to declare its intention to dedicate and convey the Property to Grantee, and to fix a date and time for the public hearing upon the question of making the dedication and conveyance of the Property.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the District hereby:

1. Declares and adopts the above recitals as true and correct.
2. Declares its intention to dedicate and convey the Property to Grantee in accordance with the terms and conditions of the Grant Deed (Subject to Conditions – Public Street), the form of which is attached hereto as Exhibit C and is subject to modifications as may be agreed upon by the District and Grantee.
3. Fixes the date and time of the public hearing upon the question of making the dedication and conveyance of the Property as follows: No earlier than 7:00 p.m. on January 23, 2018 at the Board's regular place of meeting located in the Performing Arts Center at Central East High School, 3535 North Cornelia, Fresno, 93722.

This Resolution is adopted at a duly called regular meeting of the Board of Trustees of the District held on January 9, 2018, by the following votes:

Board President Cesar Granda:	Yes ___	No___	Abstain___	Absent___
Board Vice President Ruben Coronado:	Yes ___	No___	Abstain___	Absent___
Board Clerk Rama Dawar:	Yes ___	No___	Abstain___	Absent___
Board Member Richard Atkins:	Yes ___	No___	Abstain___	Absent___
Board Member Philip Cervantes:	Yes ___	No___	Abstain___	Absent___
Board Member Terry Cox:	Yes ___	No___	Abstain___	Absent___
Board Member Richard Solis:	Yes ___	No___	Abstain___	Absent___

Board Member Signatures:

Board President Cesar Granda:	_____
Board Vice President Ruben Coronado:	_____
Board Clerk Rama Dawar:	_____
Board Member Richard Atkins:	_____
Board Member Philip Cervantes:	_____
Board Member Terry Cox:	_____
Board Member Richard Solis:	_____

CERTIFICATION

I am the Secretary of the Board of Trustees of the District and hereby certify that the foregoing resolution is the full, true, and correct resolution duly passed and adopted on the date stated above by the Board of Trustees.

Signature _____
Mark G. Sutton
Secretary, Board of Trustees
Central Unified School District

Doc# 92743, 09/2017

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EXHIBIT A and EXHIBIT B

[Attach description of Property]

EXHIBIT "A"
Page 1 of 2

Parcel 1:

The South 15.00 feet of the North 30.00 feet of the Southeast Quarter of Section 16, Township 13 South, Range 19 East, Mount Diablo Base and Meridian, according to the Official U.S. Government Township Plat thereof.

EXCEPTING all minerals and mineral rights, interests and royalties, including without limiting, the generality thereof, oil, gas, and other hydrocarbon substances, as well as metallic of other solid minerals in and under the property as reserved in the deed executed by Southern Pacific Transportation Company, a Delaware Corporation, recorded April 22, 1992, as Document No. 92050438, Official Records.

ALSO EXCEPTING all minerals and mineral rights, interests and royalties, including without limiting, the generality thereof, oil, gas, and other hydrocarbon substances, as well as metallic of other solid minerals in and under the property as reserved in the deed executed by Southern Pacific Transportation Company, a Delaware Corporation, recorded April 22, 1992, a Document No. 92050438, Official Records.

Parcel 2:

All that land lying in the East Half of Section 16, Township 13 South, Range 19 East, Mount Diablo Base and Meridian, according to the Official U.S. Government Township Plat thereof, more particularly described as follows:

Commencing at the Northwest corner of the Southeast Quarter of said Section 16; thence North 00°04'36" East along the West line of said East Half of Section 16, a distance of 30.00 feet to a point on a line which is parallel with and 30.00 feet North of the North line of the Southeast Quarter of Section 16; thence North 89°58'56" East along said parallel line, a distance of 20.00 feet to the TRUE POINT OF BEGINNING; thence continuing North 89°58'56" East along said parallel line, a distance of 13.00 feet to a point on a line parallel with and 33.00 feet Easterly of the West line of the East Half of said Section 16; thence South 00°04'36" West along last said parallel line, a distance of 60.00 feet to a point on a line which is parallel with and 30.00 feet South of the North line of the Southeast Quarter of said Section 16; thence South 89°58'56" West along last said parallel line, a distance of 13.00 feet to a point on a line parallel with and 20.00 feet Easterly of the West line of the East Half of said Section 16; thence North 00°04'36" East along last said parallel line, a distance of 60.00 feet to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM that portion lying within Parcel 1 described above.

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Grant Deed

EXHIBIT "A"
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EXCEPTING all minerals and mineral rights, interests and royalties, including without limiting, the generality thereof, oil, gas, and other hydrocarbon substances, as well as metallic of other solid minerals in and under the property as reserved in the deed executed by Southern Pacific Transportation Company, a Delaware Corporation, recorded April 22, 1992, as Document No. 92050438, Official Records.

ALSO EXCEPTING all minerals and mineral rights, interests and royalties, including without limiting, the generality thereof, oil, gas, and other hydrocarbon substances, as well as metallic of other solid minerals in and under the property as reserved in the deed executed by Southern Pacific Transportation Company, a Delaware Corporation, recorded April 22, 1992, a Document No. 92050438, Official Records.

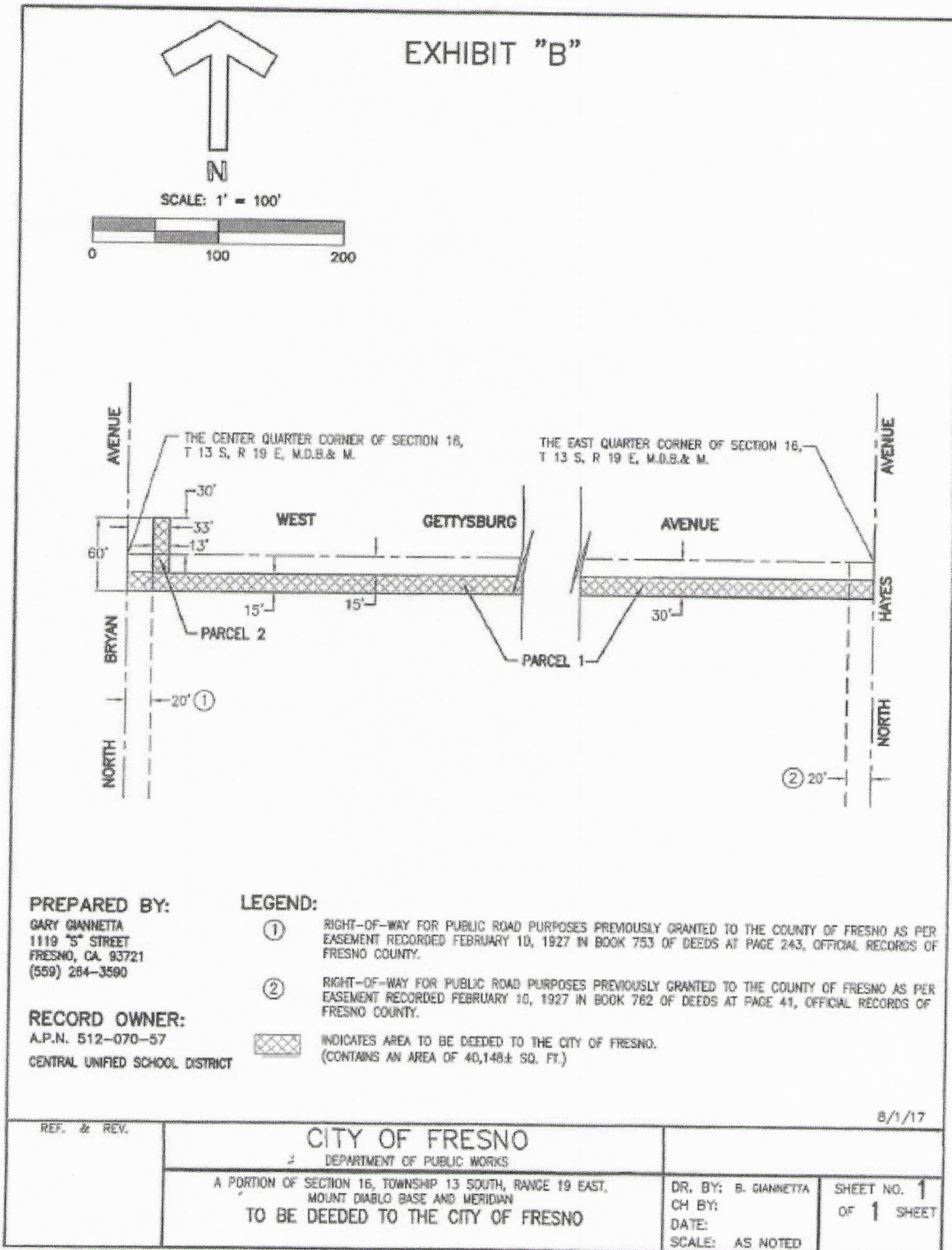


EXHIBIT C

[Attach Grant Deed (Subject to Conditions – Public Street)]

Recording Requested By:
Public Works Department
City of Fresno
No Fee-Gov't. Code Sections
6103 and 27383

When Recorded, Mail To:
Public Works Department
City of Fresno
2600 Fresno Street
Fresno, CA. 93721-3623
ATTN: Right-of-way Section

SPACE ABOVE THIS LINE FOR RECORDER'S USE

APN 512-070-57st (portion)

**GRANT DEED
FOR PUBLIC STREET PURPOSES**

For a valuable consideration, receipt of which is hereby acknowledged, CENTRAL UNIFIED SCHOOL DISTRICT, GRANTOR, hereby GRANTS to the CITY of FRESNO, a municipal corporation, GRANTEE, a right-of-way for public street purposes in fee simple title, being all that certain real property situated in the City of Fresno, County of Fresno, State of California, more particularly described and shown as follows:

See Exhibits "A" and "B", which are attached and incorporated herein

CENTRAL UNIFIED SCHOOL DISTRICT

Name
Title

Dated: _____