

## AGENDA



Thursday, February 26, 2009

**Contract and Land Management  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 2**

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**Subject:** Authorize the fee simple acquisition of Lot 11A, of resubdivision of lots 10 and 11, Block 1, of Bergstrom Downs No. 1, locally known as 802 Patton Ave, from Moises and Magdalena Fajardo for the Airport Noise Mitigation Program, in the amount of \$115,000 for the land and improvements and \$32,000 relocation benefits, plus closing costs and moving related expenses in the amount of \$10,000, for an amount not to exceed \$157,000.

**Amount and Source of Funding:** Funding in the amount of \$157,000 is available in Fiscal Year 2008-2009 Capital Budget of the Department of Aviation using airport funds and available Federal Aviation Administration (FAA) Grants.

**Fiscal Note:** A fiscal note is attached.

**For More Information:** Melinda Ruby 530-6634; Lauraine Rizer 974-7078; April Thedford 974-7141

**Prior Council Action:** June 6, 2007 – Council approved recommendations in the 2007 Draft FAR Part 150 Noise Study Update; February 28, 2008 - Consultant Selection for Noise Mitigation Program.

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The property and residence located at 802 Patton Ave is a part of the approved Airport Noise Mitigation Program. The purpose of the program is to reduce noise impacts and ensure land use compatibility within the airport vicinity.

The lot to be acquired is approximately 0.233 acre tract and improvements include a 1,391 SF single family residence, a storage building on skids with a window unit, three metal storage sheds, a concrete picnic table, a concrete drive, chain link fencing and landscaping. The fair market value of the property including improvements is \$115,000, as determined by independent appraisal. The owner has agreed to accept the City's offer and is eligible for relocation expenses estimated to be \$32,000. The City will relocate any tenants according to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.

Closing and moving costs are not to exceed \$10,000, and are a part of the final property settlement amount.