

RESOLUTION NO. 19-010

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON,
CALIFORNIA, PURSUANT TO CALIFORNIA GOVERNMENT CODE
SECTION 37421 ET. SEQ. APPROVING THE PURCHASE AND SALE
AGREEMENT FOR THE SALE OF CITY PROPERTY AT 21828
AVALON BLVD WITH MY FATHER'S BARBEQUE, LLC (CITY
COUNCIL)**

WHEREAS, the City Council of the City of Carson desires to sell certain property located at 21828 Avalon Blvd in the City of Carson ("**Sale Property**"), and described in Exhibit "A" of this Resolution, in accordance with Government Code §§ 37420 et seq.; and

WHEREAS, in 2018 the City Council of the City Carson has received an offer from My Father's Barbeque, LLC. for the Sale Property consisting of approximately 10,082 sq. ft., which was purchased by the City but which is no longer necessary for public use; and

WHEREAS, pursuant to Government Code § 37421, persons wishing to protest the sale of the Sale Property must present testimony at the time and place designated herein for the hearing to consider the sale of the Sale Property or submit written statements protesting the sale with the City Clerk prior to such hearing; and

WHEREAS, on December 4, 2018, the City Council approved by Resolution No. 18-171 setting the date of the public hearing for January 8, 2018 at 6 p.m. in the City Council Chambers at 701 East Carson Street, Carson, California, 90745 at which time any and all protests said sale may be heard and consideration of the sale of the Sale Property is made pursuant to California Government Code §§ 37421, 37422 and 37423; and

WHEREAS, the City is required to schedule a public hearing to consider sale of the Sale Property and the City Council desires to set the same for January 8, 2019, or as soon thereafter, at 6:00 p.m. in the City Council Chambers at 701 East Carson Street, Carson, California, 90745 at which time any and all protests to said sale may be heard and consideration of the sale of the Sale Property is made pursuant to Government Code §§ 37421, 37422 and 37423; and

WHEREAS, the publication of the notice of public hearing describing the proposed sale of the Sale Property was made pursuant to Government Code §§ 37422 and 37423 by circulation in a daily newspaper published and circulated in the City and posted for not less than ten days in at least three conspicuous places upon each parcel of property affected.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, DOES HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:

Section 1. The foregoing recitals are true and correct and incorporated herein.

Section 2. The public hearing on the sale of the Sale Property was set by Resolution No. 18-171 for January 8, 2019 at 6 p.m. in the City Council Chambers at 701 East Carson Street, Carson, California, 90745 in accordance with Government Code §§ 37421, 37422 and 37423.

Section 3. Notice of the public hearing to consider the sale of the Sale Property was published at least once in a daily newspaper published and circulated in the City, and posted for not less than ten days in at least three conspicuous places upon each parcel of property affected by the sale.

Section 4. Protests of the possible sale of the Sale Property shall be presented at this hearing or submitted in writing to the City Clerk before this hearing at the time and date set forth herein.

Section 5. The Purchase and Sale Agreement with My Father's Barbeque, LLC for the property at 21828 Avalon Blvd, in the amount of \$420,000, in a form acceptable to the City Attorney, is hereby approved.

Section 6. The Mayor is authorized to execute all documents related to this transaction.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Carson at a regular meeting held on the ____ day of January 2019.

CITY OF CARSON:

Albert Robles, Mayor

ATTEST:

Donesia Gause-Aldana, MMC, City Clerk

APPROVED AS TO FORM:

Sunny K. Soltani, City Attorney (ANL)

Exhibit A – Sale Property (Map and Legal Description)

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia Gause-Aldana, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 19-010, adopted by the City of Carson City Council at its meeting held on January 8, 2019 by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

Donesia Gause-Aldana, MMC, City Clerk

EXHIBIT A

SALE PROPERTY (MAP AND LEGAL DESCRIPTION)

The real property located in the City of Carson, County of Los Angeles, State of California described as follows: (APN 7332-002-900)

THE NORTHERLY 70 FEET OF LOT 36 OF TRACT NO. 2982, IN THE CITY OF CARSON, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 35, PAGE 31 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

EXCEPT THEREFROM ANY PORTION LYING WITHIN THE LINES OF TRACT NO. 26121, AS PER MAP RECORDED IN BOOK 682, PAGE 100 OF MAPS.

EXCEPT THEREFROM ALL OIL, GAS, ASPHALTUM AND OTHER HYDROCARBONS AND MINERALS AND ANY OTHER SUBSTANCES AT THIS TIME KNOWN OR UNKNOWN FROM AND BELOW A DEPTH OF 500 FEET BELOW THE SURFACE OF SAID REAL PROPERTY AND THE FURTHER EXCLUSIVE RIGHT TO DEVELOP, OPERATE, PRODUCE AND EXTRACT ALL OF THE AFORESAID EXCEPTED ITEMS, WITHOUT RIGHT OF SURFACE ENTRY FOR SAID DEVELOPMENT, OPERATION, AND PRODUCTION THEREOF, AS RESERVED IN DEED FROM CLEVELAND WRECKING COMPANY OF CINCINNATI, A DELAWARE CORPORATION RECORDED APRIL 23, 1961 AS INSTRUMENT NO. 2315 IN BOOK D-1204, PAGE 565 OF OFFICIAL RECORDS.

