

**TO:** James L. App, City Manager  
**FROM:** Joseph M. Deakin, Public Works Director  
**SUBJECT:** Relocation and Real Property Acquisition Rules and Regulations  
**DATE:** October 7, 2003

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**NEEDS:** For the City Council to consider adopting Resolution No. 03-xx adopting Relocation and Real Property Acquisition Rules and Regulations.

- FACTS:**
1. The City Council adopted an update to the City's General Plan Circulation Element on October 12, 2000.
  2. The Circulation Element included the need to widen the 13<sup>th</sup> Street Bridge. The widening of the 13th Street Bridge was also one of the capital projects for which Measure D bond funds have been allocated.
  3. The 13th Street Bridge project has required that the City acquire certain property. The City has acquired most of the required property.
  4. The City Council has adopted a Resolution of Necessity to acquire a portion of the property owned by Walter and Donna Heer. Acquisition of that property will necessitate the relocation of the occupants of the home on that property.
  5. In accordance with state law, prior to relocating any persons, the City must adopt certain rules and regulations regarding relocation guidelines and procedures.

**ANALYSIS  
AND  
CONCLUSION:**

Before the City can relocate individuals from their property there is a need to have basic guidelines in place in accordance to the California Uniform Relocation Act. The City Attorney drafted the attached Resolution for the City Council to review and consider for approval.

**POLICY  
REFERENCE:**

Adopted Circulation Element; California Relocation Act, Section 7260 et seq

**FISCAL  
IMPACT:**

In the specific case of the 13<sup>th</sup> Street Bridge the City Council has adopted a budget of \$13,000,000 for this project. The cost to purchase the property needed from the Heer's to build the bridge is \$278,000, and additional costs will be incurred for relocation. The budget is sufficient to fund these costs.

- OPTIONS:**
- a. Adopt Resolution No. 03-xx adopting Relocation and Real Property Acquisition Rules and Regulations.
  - b. Amend, modify or reject the above option.

Attachments (2):

- 1) Resolution
- 2) Applicable Regulations

RESOLUTION NO. 03-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
ADOPTING RELOCATION AND REAL PROPERTY ACQUISITION RULES AND  
REGULATIONS AND MAKING CERTAIN PRIOR DETERMINATIONS

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WHEREAS, the California Uniform Relocation Act, Government Code Section 7260 *et seq.* (the "Act"), and the Relocation Assistance and Real Property Acquisition Guidelines, 25 Cal. Code Regs. Section 6000 *et seq.* (the "State Guidelines") adopted pursuant thereto, require public agencies to adopt rules and regulations that implement the requirements of the Act and which are in accordance with the provisions of the Guidelines prior to undertaking or participating in activity which will result in the displacement of persons; and

WHEREAS, the City wishes to adopt the State Guidelines as its relocation rules and regulations and make certain determinations prior to any displacement.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY:

1. Approve and adopt the Relocation Assistance and Real Property Acquisition Guidelines, 25 Cal. Code Regs. Section 6000 *et seq.*, attached hereto and by this reference made a part hereof and as may hereafter be amended from time to time, as the "City of Paso Robles Rules and Regulations for Relocation Assistance and Real Property Acquisition."
2. Determine that in accordance with the City of Paso Robles Rules and Regulations for Relocation Assistance and Real Property Acquisition, prior to any displacement of persons, businesses or farms: fair and reasonable relocation payments will be provided to eligible persons; eligible persons will be provided the services offered in the City's relocation assistance program; eligible persons will be adequately informed of the relocation assistance, benefits, policies, practices and procedures, including grievance procedures, available to them; based upon recent survey and analysis of both the housing needs of persons who will be displaced and available replacement dwellings to be undertaken prior to any displacement, comparable replacement housing will be available, or provided, within a reasonable time prior to displacement; and orderly, timely, and efficient relocation to comparable replacement housing will be made available to eligible persons without regard to race, color, religion, sex, marital status, or national origin with minimum hardship to those affected.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 7th day of October 2003 by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

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Frank R. Mecham, Mayor

ATTEST:

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Sharilyn M. Ryan, Deputy City Clerk

**ALL ATTACHMENTS TO THIS STAFF REPORT MAY NOT BE AVAILABLE  
IN DIGITAL FORMAT FOR VIEWING ON-LINE.**

A hard-copy of the complete agenda packet, along with all staff reports, exhibits and attachments, is available for review in the City Clerk's Office.

**Packets are also available for loan from the City Library,  
beginning on the Friday before each Council meeting.**