

RESOLUTION NO. 1618

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
EL PASO DE ROBLES PROVIDING ASSURANCES PURSUANT TO
UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY
ACQUISITION POLICIES ACT OF 1970

WHEREAS, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, P. L. 91-646 (hereinafter referred to as the "Act") establishes uniform policies for the fair and equitable treatment of persons displaced as a result of Federal and federally assisted programs, as well as uniform policies on real property acquisition practices with respect to such programs; and

WHEREAS, the Act has application to programs and projects receiving financial assistance under Title 1 of the Housing Act of 1949, as amended; and

WHEREAS, the City of El Paso de Robles has made Application for financial assistance under Title 1 of the Housing Act of 1949 for a Community Recreational Park and Wilderness Area Project of Program designated as follows: PIONEER RECREATIONAL PARK AND WILDERNESS AREA or PIONEER PARK; and

WHEREAS, the activities for which such assistance is sought will involve displacement and/or land acquisition occurring after January 2, 1971, the effective date of the Act; and

WHEREAS, Sections 210 and 305 of the Act require the provision of certain assurances before the head of a Federal Agency can approve any grant to, or contract or agreement with, a State agency, under which Federal financial assistance will be available to pay all or part of the cost of any program or project which will result in displacement or real property acquisition subject to the requirements of the Act.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of El Paso de Robles: That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, provided through the adoption of this Resolution, with the following assurances regarding conduct by the City of El Paso de Robles of the project or program for which Federal assistance under Title I of the Housing Act of 1949 is sought:


1. Fair and reasonable relocation payments and assistance shall be provided to or for displaced persons, as are required to be provided by a Federal Agency under Sections 202, 203 and 204 of the Act.
2. Relocation assistance programs offering the services described in Section 205 of the Act shall be provided to such displaced persons.
3. Within a reasonable period of time prior to displacement, decent, safe and sanitary replacement dwellings will be available to displaced persons in accordance with Section 205(c)(3) of the Act.
4. In acquiring real property it will be guided, to the greatest extent practicable under State Law, by the land acquisition policies in Section 301 and the provisions of Section 302 of the Act.
5. Property owners will be paid or reimbursed for necessary expenses as specified in Sections 303 and 304 of the Act.
6. Costs of providing payments and assistance will be shared by the City of El Paso de Robles in the manner and to the extent required by Sections 211(a) and (b) of the Act.

PASSED AND ADOPTED this 22nd day of February, 1972.



BARNEY SCHWARTZ, Mayor

ATTEST:



DONALD B. KEEFER,
City Clerk

OPINION OF LOCAL COUNSEL
REGARDING ASSURANCES PURSUANT TO UNIFORM RELOCATION ASSISTANCE
AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970

February 22, 1972

City of El Paso de Robles
P. O. Box 307 (1030 Spring St.)
Paso Robles, Ca. 93446

SUBJECT: PIONEER RECREATION PARK AND WILDERNESS AREA

Gentlemen:

I am an attorney-at-law admitted to practice in the State of California. As counsel for the City of El Paso de Robles, I have examined the Resolution adopted by the City Council of said City on the 22nd day of February, 1972, whereby certain assurances are provided to the United States of America and the Secretary of Housing and Urban Development with respect to the requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, P.L. 91-646, regarding conduct of the City of El Paso de Robles of the above Project for which Federal financial assistance is sought under Title L of the Housing Act of 1949, as amended. I have also examined the official records with respect thereto and applicable Local and State Laws.

It is my opinion that the proceedings have been taken and said Resolution adopted in form, manner and otherwise as authorized by law; that none of the proceedings and no authority for the adoption of said Resolution have or has been repealed, rescinded or revoked and said Resolution is in full force and effect; that the assurances of the City of El Paso de Robles provided by the adoption of said Resolution are properly given and within the full, adequate and lawful authority of the City of El Paso de Robles; and that said assurances are consistent with and legally binding under applicable State and Local Laws.

MICHAEL T. LeSAGE, Attorney for
The City of El Paso de Robles