

## RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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**RESOLUTION AUTHORIZING: A) APPROVAL OF AN AGREEMENT WITH LELAND STANFORD JUNIOR UNIVERSITY FOR TRAIL RECONSTRUCTION, MAINTENANCE AND GRANT OF EASEMENTS (“AGREEMENT”); AND B) THE COUNTY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AGREEMENT, ESCROW INSTRUCTIONS AND EXECUTE ANY AND ALL NOTICES, AMENDMENTS, CONSENTS, APPROVALS, DEEDS, GRANT OF EASEMENTS, CERTIFICATES OF ACCEPTANCE, AND DOCUMENTS IN CONNECTION WITH THE AGREEMENT AS NEEDED TO COMPLY WITH THE INTENT OF THIS RESOLUTION**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, this Board approved funding for the Alpine Road Trail Improvement Project (Project) during the FY 12/13 Capital Improvement Budget Hearing and funds have been budgeted in the FY 16/17 Capital Improvement Program budget; and

**WHEREAS**, by Resolution No. 073491 adopted on November 18, 2014, this Board, after considering the collaborative recommendation of the Department of Public Works and Leland Stanford Junior University (“Stanford”), approved revising and recirculating the Initial Study/Mitigated Negative Declaration (“IS/MND”) as required for the acceptance of two alternative bank stabilization measures; and

**WHEREAS**, by Resolution No. 074301 adopted on January 26, 2016, this Board certified the revised IS/MND; and

**WHEREAS**, the Department of Public Works and Stanford have negotiated a

form of Agreement for Trail Reconstruction, Maintenance and Grant of Easements (“Agreement”) with Stanford that includes the mutually acceptable terms and conditions for the construction and maintenance of the Project; and

**WHEREAS**, Stanford will transfer, at no cost, temporary and permanent easements to the County for the construction and maintenance of the Project; and

**WHEREAS**, the County is currently finalizing discussions with Stanford’s tenant to address any impact on the tenant from the County’s access over Stanford’s lands, and it is expected that any needed revisions to the Agreement will be technical in nature and will not materially alter the terms of the Agreement;

**WHEREAS**, this Board has examined and approved such Agreement and associated Grant of Easement as to both form and content and desires to enter into same; and

**WHEREAS**, this Board has determined that it is necessary and desirable to execute the Agreement on behalf of the County of San Mateo; and

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that:

1. The Agreement with Stanford is hereby approved subject to any final revisions approved by the County Manager or his designee, in consultation with County Counsel, so long as such changes do not materially alter the substantive terms of the Agreement and are consistent with the intent of this Resolution; and
2. The County Manager, or his designee, be, and is hereby authorized and directed to execute the final Agreement, notices, amendments, consents, approvals, deeds,

grant of easements, certificates of acceptance, and documents associated with the Agreement and transfer of real property interests, including, without limitation, escrow instructions and a certificate of acceptance, in order to facilitate the acquisition of the Property and to meet the intent of this Resolution and the Board.

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