

MT. DIABLO UNIFIED SCHOOL DISTRICT

**RESOLUTION NO. 19/20-57
OF THE GOVERNING BOARD OF MT. DIABLO UNIFIED SCHOOL DISTRICT
GIVING NOTICE OF INTENTION TO GRANT AN EASEMENT TO
CENTRAL CONTRA COSTA SANITARY DISTRICT**

WHEREAS, the Mt. Diablo Unified School District (“District”) is the owner of certain real property located at One Santa Barbara, Pleasant Hill, CA 94523, commonly referred to as the Pleasant Hill Middle School site (“District Property”);

WHEREAS, the Central Costa Sanitary District (“Sanitary District”) has requested from the District a perpetual easement for sanitary sewerage and right of way for ingress and egress over a portion of the District Property for maintenance purposes (hereinafter collectively referred to as the “Easement”). A legal description and map depicting the location of the Easement is attached hereto as Exhibit “A” and incorporated herein;

WHEREAS, the District desires to provide the Easement to the Sanitary District for the construction of sanitary sewerage and maintenance;

WHEREAS, the District and community will benefit from the dedication of the Easement by allowing the Sanitary District to construct sanitary sewerage located near the District Property;

WHEREAS, the District’s governing board must, prior to dedicating the Easement, adopt a resolution declaring its intention to dedicate such Easement in a regular open meeting by two-thirds (2/3) vote of all of its members;

WHEREAS, the District’s governing board must fix a time at its regular place of meeting for a public hearing upon the question making the dedication of the Easement; and

WHEREAS, the District is required to post copies of this Resolution, signed by the board, in three (3) public places within the District’s boundaries not less than ten (10) days before the public hearing, and publish notice once, not less than five (5) days before the public hearing in a newspaper of general circulation published in the District, if there is one, or, if there is no such newspaper published in the District, then in a newspaper published in the county which has a general circulation in the District.

NOW, THEREFORE, THE GOVERNING BOARD OF THE MT. DIABLO UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the above recitals are all true and correct.

Section 2. That the District’s governing board (“Board”) declares its intent to dedicate the Easement to the Sanitary District upon the terms and conditions set forth in the recitals.

Section 3. The District' staff shall post this resolution in three (3) public places within the District's boundaries and publish notice of the adoption of this Resolution and notice of date of public hearing, said hearing to take place at the next regularly scheduled Board meeting, unless such meeting is preempted by Shelter in Place Covid-19 restrictions, on the question of the District's intent to dedicate the Easement to the Sanitary District.

ADOPTED, SIGNED AND APPROVED on May 11, 2020.

President of the Governing Board for the
Mt. Diablo Unified School District

I, Dr. Robert A. Martinez, Secretary of the Governing Board of Mt. Diablo Unified School District, do hereby certify that the foregoing Resolution was adopted by the Governing Board of said District at a meeting of said Board held on May 11, 2020, and that it was so adopted by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Secretary, Governing Board of
Mt. Diablo Unified School District

EXHIBIT "A"

LEGAL DESCRIPTION AND MAP OF THE EASEMENT

(TO BE INSERTED)