

**CITY OF GARDEN GROVE**

**INTER-DEPARTMENT MEMORANDUM**

To:	Matthew Fertal	From:	Keith Jones
Dept:	City Manager	Dept:	Public Works
Subject:	EASEMENT FOR FIBER OPTICS 12761 EUCLID STREET FIRST BAPTIST CHURCH OF GARDEN GROVE	Date:	August 12, 2008

OBJECTIVE

It is requested that the City Council consider the acquisition of an easement for a fiber optic conduit over a portion of the real property located at 12761 Euclid Street, owned by the First Baptist Church of Garden Grove (Church) for the installation of a video camera monitoring system at Village Green Park in order to provide better security to its visitors.

BACKGROUND

The City of Garden Grove has entered into an agreement to provide an Amber Alert system in Garden Grove. In conjunction with this project a video camera monitoring system is proposed to be installed on Village Green Park. The most direct and economical route to the park is through the church's south parking lot.

DISCUSSION

Church trustee's have consented to convey the required four-foot (4.00) easement for the installation of the conduit without consideration. A plot map of the pertinent easement is enclosed as Attachment 1. The requisite easement deed is enclosed as Attachment 2.

FINANCIAL IMPACT

There is no cost to the City of Garden Grove for the acquisition of this easement.

COMMUNITY VISION IMPLEMENTATION

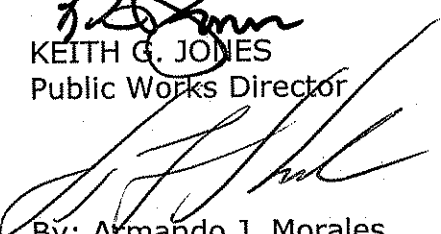
To ensure that public safety services takes into account the needs of the most vulnerable segments of the community.

RECOMMENDATION

It is recommended that City Council:

- Approve the acquisition of the pertinent easement, Attachment 2.
- Authorize the City Clerk to accept the Easement Deed on behalf of the City.

  
KEITH G. JONES  
Public Works Director

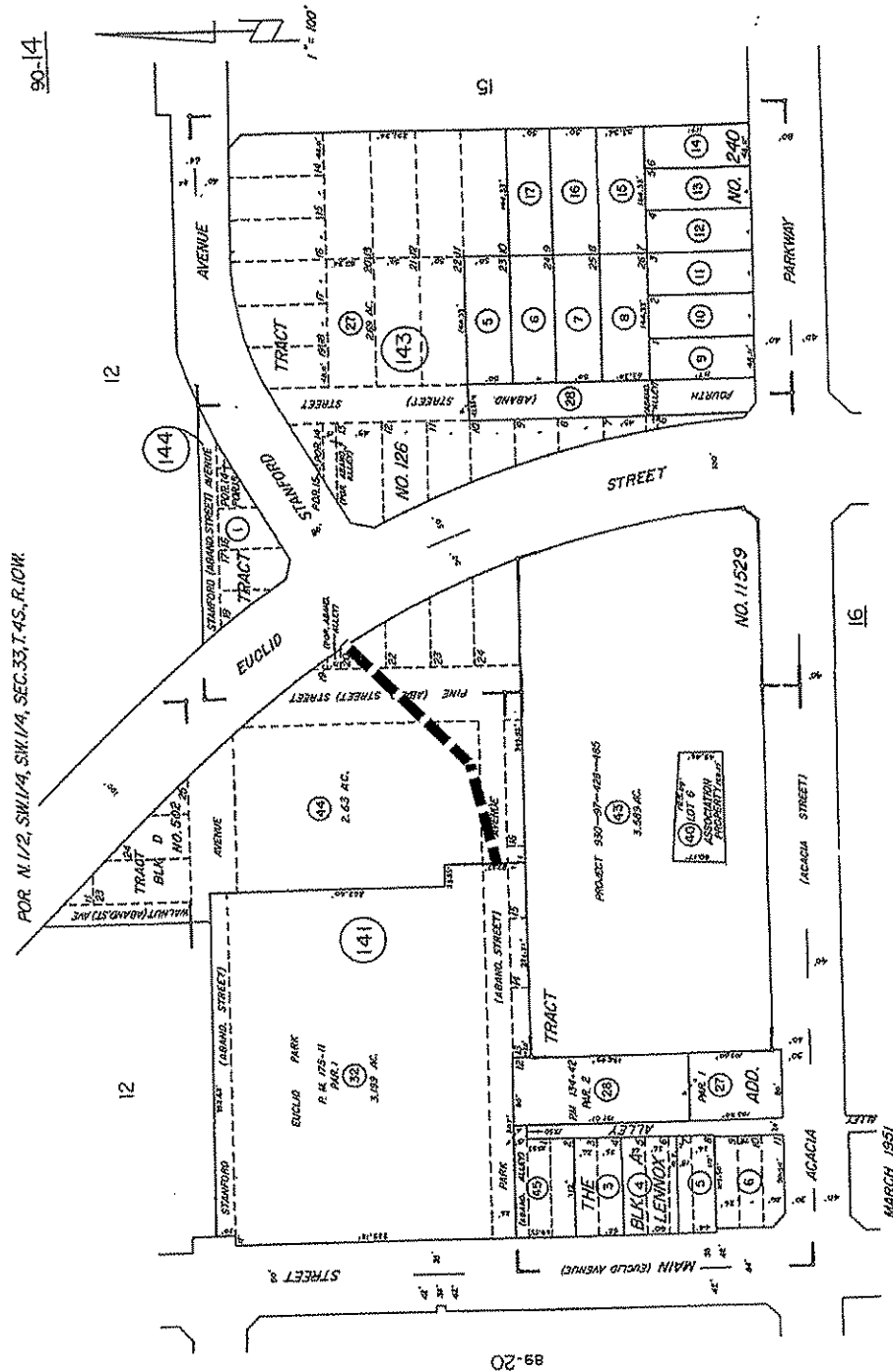
  
By: Armando J. Morales  
Real Property Consultant

**Recommended for Approval**

  
Matthew Ferial  
City Manager

Attachment 1 - Plot Map  
Attachment 2 - Easement Deed

Attachment 1.



Four (4.00) foot easement for Fiber Optics

RECORDING REQUESTED BY  
City of Garden Grove

When recorded mail to:  
City of Garden Grove  
P. O. Box 3070  
Garden Grove, CA 92842  
Attn. Real Property Office

Attachment 2

Space above line for Recorder's Use

Portion 090-141-44  
ASSESSOR PARCEL NUMBER

This Document is exempt from payment of recording fee  
pursuant to Section 6103 of the government Code

## EASEMENT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

**FIRST BAPTIST CHURCH OF GARDEN GROVE**, a California corporation

does hereby GRANT to **CITY OF GARDEN GROVE**, a municipal corporation, an easement for, and the right to construct, maintain, operate, and use a Fiber Optic Conduit System and appurtenant structures on, in and across the real property in the City of Garden Grove, County of Orange, State of California, described as

PER LEGAL DESCRIPTION SHOWN IN EXHIBIT "A" AND DELINIATED ON PLOT MAP SHOWN AS EXHIBIT "B", BOTH OF WHICH ARE ATTACHED HERETO AND MADE A PART HEREOF

Together with the right to enter upon and to pass and repass over and along said easement and right of way to deposit tools, implements, and other materials thereon, by the Grantee and by any contractor, its agents and employees, engaged by said Grantee, whenever necessary for the purpose above set forth.

The City of Garden Grove agrees to indemnify and hold you the owners, your affiliates, employees, agents, tenants and guests harmless from liability arising out of the city's use of the property pursuant to the easement herein conveyed. The City of Garden Grove further agrees to repair any damages caused by the use of the property at its sole cost and expense. The City of Garden Grove shall restore easement property as nearly as practicable to the state in which it existed prior to the use of the property by the City of Garden Grove, its agents or contractors.

It is understood that each undersigned grantor grants only that portion of the above described land said grantor has an interest.

Dated: June 25, 2008

STATE OF CALIFORNIA COUNTY OF ORANGE } SS

On JUNE 25, 2008 before me, \_\_\_\_\_

A. J. MORALES  
a Notary Public in and for said County and State, personally appeared

ROYAL A. LIGHT

who proved to me on the bases of satisfactory evidence to be the person(s) whose name (s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), and that by his/her/their signature (s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under Penalty of Perjury under the laws of the State of California that the foregoing paragraph is true and correct.

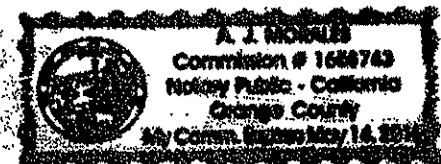
WITNESS my hand and official seal

Signature [Signature]  
A. J. MORALES

**FIRST BAPTIST CHURCH  
OF GARDEN GROVE**, a  
California corporation

By: [Signature]  
Its: Chairman, Board of Trustees

By: \_\_\_\_\_  
Its: \_\_\_\_\_



FOR NOTARY SEAL OR STAMP

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EXHIBIT "A"

THAT PORTION OF PARCEL 3 OF PARCEL MAP 82-509, IN THE CITY OF GARDEN GROVE, COUNTY OF ORANGE, STATE OF CALIFORNIA, FILED IN BOOK 175, PAGES 11 AND 12, OF PARCEL MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY BEING A STRIP OF LAND 4.00 FEET WIDE LYING 2.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED PROPERTY:

BEGINNING AT A POINT IN THE NORTHWESTERLY LINE OF SAID PARCEL 3, DISTANT SOUTHWESTERLY THEREON 20.00 FEET FROM THE FROM THE MOST NORTHERLY CORNER THEREOF; THENCE SOUTHWESTERLY IN A DIRECT LINE TO A POINT IN THE CENTERLINE OF TO A POINT IN THE CENTERLINE OF PARK DRIVE VACATED BY RESOLUTION NO. 3430-67 OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, A CERTIFIED COPY OF WHICH WAS RECORDED DECEMBER 26, 1967, IN BOOK 8475, PAGE 581 OF OFFICIAL RECORDS OF SAID COUNTY, DISTANT 73 FEET FROM THE POINT OF BEGINNING; THENCE SOUTHWESTELY ALONG SAID CENTERLINE TO THE MOST EASTERLY LINE OF PARCEL 1 OF SAID PARCEL MAP NO. 82-509.