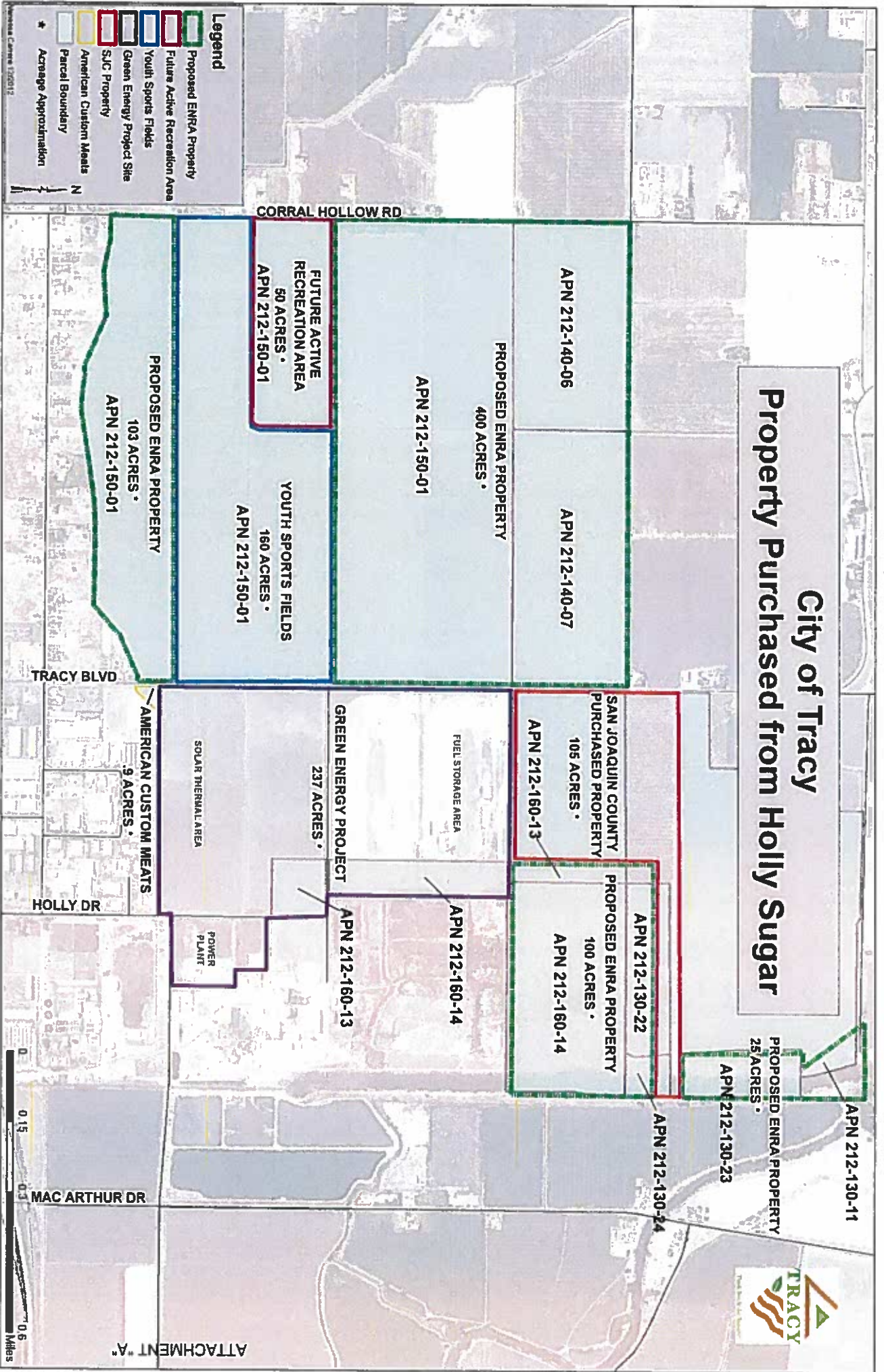


Exhibit A to Agenda Item 5
 January 20, 2015, Council Meeting

City of Tracy
Property Purchased from Holly Sugar



**Handout - Agenda Item 3
January 20, 2015, Council Meeting**



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October 28, 2014

City Clerk
City of Tracy
333 Civic Center Plaza
Tracy, CA 95376

Re: City of Tracy - Wastewater Treatment Plant Pipeline Project

Dear Madam Clerk:

This office represents Holly Commerce Center LLC, owner of real property and improvements located at 9409 West Arbor Avenue, Tracy, California. This letter is sent in response to the October 13 and 24, 2014 letters from attorney Todd A. Amspoker, attorney for the City of Tracy with respect to this matter. Please take notice that Holly Commerce Center LLC, intends to appear and be heard regarding the proposed adoption of a Resolution of Necessity, now re-scheduled to be considered by the City Council on December 16, 2014. The owner objects to the adoption of the resolution necessity on all grounds available, including the following:

1. The public interest and necessity do not require the project;
2. The project is not planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
3. The property sought to be acquired is not necessary for the project;
4. The offer required by Govt. Code section 7267.2 has not been made to the owner of record, and the offer that was made fails to comply with the requirements of that code section and applicable law; and
5. Such other grounds that may be raised at the time of hearing.

This notice is provided pursuant to Code of Civil Procedure section 1245.235.
Please feel free to contact me should you have questions regarding this matter.

Very truly yours,

MILLER STARR REGALIA

George B. Speir

GBS:mj