COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE REFER TO FILE: LD-1

May 6, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

COMPLETION AND TRANSFER OF DRAINAGE FACILITIES
MISCELLANEOUS TRANSFER DRAIN NO. 1655
CITY OF BELL GARDENS
SUPERVISORIAL DISTRICT 1
3 VOTES

Dear Supervisors:

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Find that this transfer is categorically exempt from the provisions of the California Environmental Quality Act (CEQA).

2. Approve and accept the transfer and conveyance to the Los Angeles County Flood Control District (LACFCD), from the City of Bell Gardens, Miscellaneous Transfer Drain (MTD) No. 1655, as depicted on District Drawing Nos. 275-539-F60.1-.5, on file with Public Works, subject to conditions and provisions contained in the enclosed City's Resolution.

3. Accept the completed construction work on MTD No. 1655.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

These actions provide for the transfer and acceptance of drainage facilities known as MTD No. 1655, into the County flood control system for operation and maintenance. The transfer and continued maintenance of MTD No. 1655 by the LACFCD provides for public health and safety to residents and visitors to the area.

Implementation of Strategic Plan Goals

The transfer of MTD No. 1655 is consistent with the County Strategic Plan Goal of Service Excellence since the regularly scheduled maintenance of our flood control facilities is needed to provide flood protection that improves the quality of life to residents in the area.

FISCAL IMPACT/FINANCING

No negative fiscal impact. Maintenance for MTD No. 1655 will be funded with Flood Control District funds. There will be no increase in net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

MTD No. 1655 was constructed to the satisfaction of the Director of Public Works. The Director of Public Works, as Chief Engineer of the LACFCD, reviewed and approved the facilities for transfer. The City of Bell Gardens adopted a Resolution requesting the LACFCD to accept the transfer and conveyance of MTD No. 1655. Under the provisions of Section 13-3/4 of the Los Angeles County Flood Control Act, these facilities may be transferred to the LACFCD.

ENVIRONMENTAL DOCUMENTATION

This transfer is categorically exempt from the provisions of CEQA, as specified in Class 1(u) of the revised Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, Synopsis 57, and Section 15301 of the CEQA Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

No adverse impact.

CONCLUSION

We are enclosing a certified copy of the City's Resolution for your files. At such time as this recommendation is adopted, please return a copy of this letter to Public Works, Land Development Division.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

AI:plg
P: LDPUB\SUBDIVSN\MGMT\BOARD\MTD1655

Enc.

cc: Chief Administrative Office
County Counsel

RECORDING REQUESTED BY
COUNTY OF LOS ANGELES

WHEN RECORDED MAIL TO
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

Space Above This Line For Recorder's Use

RESOLUTION NO. 2004-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT OF THE STATE OF CALIFORNIA TO ACCEPT ON BEHALF OF SAID DISTRICT A TRANSFER AND CONVEYANCE OF STORM DRAIN IMPROVEMENTS KNOWN AS MISCELLANEOUS TRANSFER DRAIN No. 1655 IN THE CITY OF BELL GARDENS FOR FUTURE OPERATION, MAINTENANCE, REPAIR AND IMPROVEMENT, AND AUTHORIZE THE TRANSFER AND CONVEYANCE THEREOF.

WHEREAS, there have been dedicated to, or the City has otherwise acquired, the storm drain improvements and drainage system known as miscellaneous Transfer Drain No. 1655, described in Exhibit "A" attached hereto; and

WHEREAS, the City is authorized and empowered to transfer and convey to the Los Angeles County Flood Control District any storm drain improvements and drainage systems for future operation, maintenance, repair, and improvement; and

WHEREAS, the City and the Los Angeles County Flood Control District entered into an agreement dated September 18, 1979, and recorded January 29, 1980, as Document Number 80-104165, of the Official Records in the office of the County Recorder for the County of Los Angeles, whereby the City made certain warranties about its future transfers and conveyances of Flood Control facilities to the District; and

WHEREAS, the best public interest will be served by transfer and conveyance of the storm drain improvements and drainage system described in Exhibit "A" attached hereto from the City to the Los Angeles County Flood Control District for future operation, maintenance, repair, and improvement.

NOW, THEREFORE, BE IT RESOLVED that the City does hereby request the Los Angeles County Flood Control District to accept the transfer and conveyance of the storm drain improvements and drainage system described in said Exhibit "A."

BE IT FURTHER RESOLVED that, subject to the acceptance thereof of the Board of Supervisors of the Los Angeles County Flood Control District, the City Engineer is directed and ordered to prepare all necessary instruments and documents, including deed, to effectuate said transfer and conveyance, and that the Mayor is authorized and instructed to execute said deed and other instruments and documents. District shall have no obligation or responsibility to maintain said storm drain, improvements, and drainage until all rights-of-way for said drain now vested in the City and all other necessary rights-of-way, therefore, have been conveyed to and accepted by District.

Reference is hereby made to District Drawing Nos. 275-539-F60.1-.5, the plans and profile of said storm drain improvements and drainage system on file in the office of the City Engineer and on file in the office of the Chief Engineer of said District for further data as to the exact location, extent, and description of said storm drain improvements and drainage system.

BE IT FURTHER RESOLVED that the transfer and conveyance hereby requested are subject to each of the warranties described in the Agreement between the City and the District dated September 18, 1979, and recorded January 29, 1980, as Document Number 80-104165, of the Official Records in the office of the County Recorder for the County of Los Angeles. Such warranties by the City are incorporated hereby this reference.

The City Clerk shall certify to the adoption of this Resolution.

Adopted and approved this 12th day of February 2004.

PEDRO ACEITUNO, MAYOR

APPROVED AS TO FORM:

Arnold M. Alvarez-Glasman, City Attorney

ATTEST:

Marta C. Solano, City Clerk

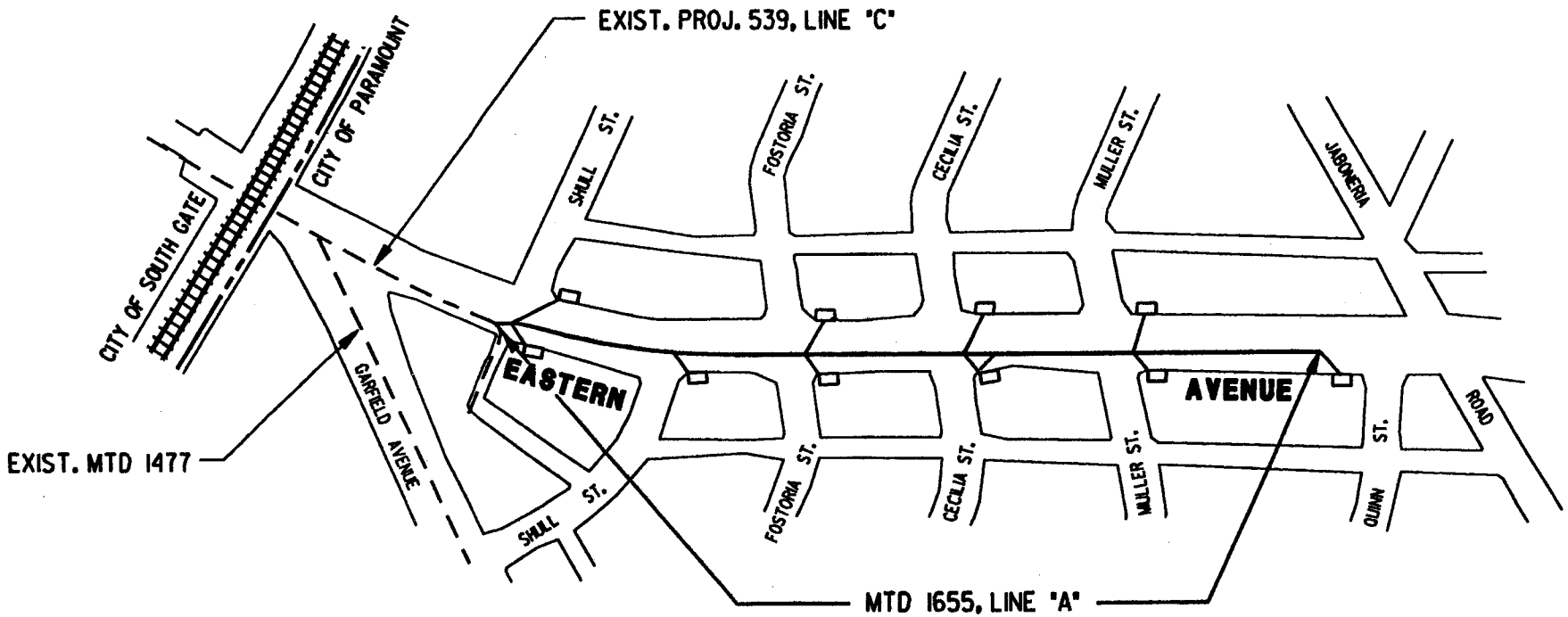
Resolution No. 2004-07

EXHIBIT "A"

Miscellaneous Transfer Drain No. 1655
Storm Drain in the City of Bell Gardens

A total of 1,745 linear feet more or less of 36", 30", and 24" reinforced concrete pipe and appurtenances thereto Line "A" extending from Los Angeles County Flood Control District Storm Drain Bond Issue Project No. 539, Line "C" approximately at the intersection of Eastern Avenue and Shull Street; thence northerly along Eastern Avenue approximately 1,745 feet to Quinn Street.

All storm drains and appurtenances are constructed within the public street rights-of-way in the City of Bell Gardens as shown on District Drawing No. 275-539-F60.1-.5.



NO SCALE

CITY OF BELL GARDENS

M.T.D. NO. 1655

PIPE _____; BOX _____; CHANNEL _____;

CONSTRUCTION COMPLETED _____
DATE

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I HEREBY CERTIFY that the above and foregoing Resolution was adopted at a regular meeting of the City Council of the City of Bell Gardens held on the 12th day of February, 2004, by the affirmative vote of at least four-fifths of the Councilmen, to wit:

AYES: Mayor Aceituno, Mayor Pro Tem Franco, Councilmembers Crespo and Rodrigugez
NOES: None
EXCUSED: Councilmember Cabrera

Marta C. Solano

MARTA C. SOLANO, CITY CLERK