

COUNCIL AGENDA: OCTOBER 7, 2014

SUBJECT: PUBLIC SAFETY BUILDING - CITY EASEMENT CONVEYANCE TO SOUTHERN CALIFORNIA EDISON COMPANY

SOURCE: Public Works Department - Engineering Division

COMMENT: The Public Safety Building is under construction and, as work progresses, there will be a need to install dry utilities to the new facility, namely electrical, telephone, gas and cable. Before these utilities are installed, the City has or will be required to enter into agreements, pay fees and convey easements.

Currently, the City has executed an agreement and paid fees for the electrical service, inclusive of street lights along the perimeter of the complex. Southern California Edison Company (SCE) is now requesting an easement from the City of Porterville for the purpose of installing and maintaining the underground electrical service for the Public Safety Building. The electrical infrastructure consists of underground conduits, wires, vaults and other appurtenant equipment essential to this facility.

The proposed easement to SCE is 6' wide with the exception of a 14' x 17' area that will contain a pad-mounted transformer and is generally located from the east right-of-way of Jaye Street south of Montgomery Avenue to the proposed eastern property line. The electrical service is designed to provide services to the adjacent undeveloped property and is depicted in the easement. A visual perspective of the easement described herein is shown in Exhibit "B" attached to this staff report.

RECOMMENDATION: That the City Council:

1. Accept Southern California Edison Company's request to have the City convey an easement for the installation and maintenance of an underground electrical conduit and related facilities;
2. Authorize the Mayor to sign the Grant of Easement; and
3. Authorize the City Clerk to mail the signed Grant of Easement to Southern California Edison Company for recordation.

Dir PSA Appropriated/Funded MLB CM J

Item No. 9

ATTACHMENTS: Resolution  
Grant of Easement Document  
Exhibit "A" – Legal Description  
Exhibit "B" – Locator Map

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RESOLUTION NO. \_\_\_\_\_-2014

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
PORTERVILLE AUTHORIZING A GRANT OF EASEMENT  
TO SOUTHERN CALIFORNIA EDISON COMPANY

BE IT RESOLVED by the City Council of the City of Porterville, that the City of Porterville hereby grants to Southern California Edison Company, a corporation, its successors and assigns, an easement and right-of-way to construct, use, maintain, operate, alter, add to, repair, replace, reconstruct, inspect, and remove at any time and from time to time, underground electrical supply systems and communication systems consisting of wires, underground conduits, cables, vaults, manholes, handholes and including above-ground enclosures, markers and concrete pads and other appurtenant fixtures and equipment necessary or useful for distributing electrical energy and for transmitting intelligence by electrical means, in, on, over, under, across and along that certain real property in the County of Tulare, State of California, described as follows:

See Exhibit "A" and shown on Exhibit "B" attached hereto and made a part hereof by reference, consisting of three pages.

BE IT FURTHER RESOLVED that the foregoing has been authorized by the City Council for the City of Porterville.

PASSED, APPROVED AND ADOPTED this 7<sup>th</sup> day of October, 2014.

\_\_\_\_\_  
Milt Stowe, Mayor

ATTEST:  
John D. Lollis, City Clerk

\_\_\_\_\_  
By: Patrice Hildreth, Chief Deputy City Clerk

RECORDING REQUESTED BY



SOUTHERN CALIFORNIA  
**EDISON**

An EDISON INTERNATIONAL Company

WHEN RECORDED MAIL TO

SOUTHERN CALIFORNIA EDISON COMPANY

Real Properties  
2131 Walnut Grove Avenue, 2<sup>nd</sup> Floor  
Rosemead, CA 91770

Attn: Distribution/TRES

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**GRANT OF  
EASEMENT**

<b>DOCUMENTARY TRANSFER TAX \$ NONE (VALUE AND CONSIDERATION LESS THAN \$100.00)</b>	DISTRICT	WORK ORDER	IDENTITY	MAP SIZE
	San Joaquin Valley	TD681508	n/a	n/a
SCE Company	FIM: 36-32B	APPROVED:	BY	DATE
SIG. OF DECLARANT OR AGENT DETERMINING TAX FIRM NAME	APN: 269-050-034	Real Properties	SLS/VW	09/09/2014

CITY OF PORTERVILLE, a California municipal corporation (hereinafter referred to as "Grantor"), hereby grants to SOUTHERN CALIFORNIA EDISON COMPANY, a corporation, its successors and assigns (hereinafter referred to as "Grantee"), an easement and right of way to construct, use, maintain, operate, alter, add to, repair, replace, reconstruct, inspect and remove at any time and from time to time underground electrical supply systems and communication systems (hereinafter referred to as "systems"), consisting of wires, underground conduits, cables, vaults, manholes, handholes, and including above-ground enclosures, markers and concrete pads and other appurtenant fixtures and equipment necessary or useful for distributing electrical energy and for transmitting intelligence by electrical means, in, on, over, under, across and along that certain real property in the County of Tulare, State of California, described as follows:

FOR LEGAL DESCRIPTION, SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

FOR SKETCH TO ACCOMPANY LEGAL DESCRIPTION, SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF

Grantor agrees for himself, his heirs and assigns, not to erect, place or maintain, nor to permit the erection, placement or maintenance of any building, planter boxes, earth fill or other structures except walls and fences on the above described real property. The Grantee, and its contractors, agents and employees, shall have the right to trim or cut tree roots as may endanger or interfere with said systems and shall have free access to said systems and every part thereof, at all times, for the purpose of exercising the rights herein granted; provided, however, that in making any excavation on said property of the Grantor, the Grantee shall make the same in such a manner as will cause the least injury to the surface of the ground around such excavation, and shall replace the earth so removed by it and restore the surface of the ground to as near the same condition as it was prior to such excavation as is practicable.



State of California )  
 )  
County of \_\_\_\_\_ )

On \_\_\_\_\_ before me, \_\_\_\_\_, notary public,  
(here insert name)

personally appeared \_\_\_\_\_  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are 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 \_\_\_\_\_

(This area for notary stamp)

## LEGAL DESCRIPTION

### Exhibit "A"

#### Southern California Edison Easement – Public Safety Building

An easement situated in the Northeast quarter of Section 2, Township 22 South, Range 27 East, Mount Diablo Base and Meridian, in the City of Porterville, County of Tulare, State of California, also being a portion of Parcel 1 of Parcel Map No. 3819, per map recorded in Book 39 of Parcel Maps at Page 22 in the Office of the County Recorder of said County.

#### Portion 1

A 6.00 foot wide strip of land, the centerline of said strip being more particularly described as follows:

**COMMENCING** AT the Northwest corner of said Parcel 1, said corner also being a point of intersection with the South right of way of Montgomery Avenue and the East right of way line of Jaye Street;

**THENCE**, South  $00^{\circ}26'47''$  West, along the East right of way line of Jaye Street; a distance of 467.43 feet, to the **POINT OF BEGINNING**;

**THENCE**, South  $81^{\circ}42'10''$  East, a distance of 34.38 feet, to the beginning of a tangent curve, concave southwesterly, having a radius of 12.5 feet;

**THENCE**, southeasterly along said curve, through a central angle of  $81^{\circ}41'32''$ , an arc length of 17.82 feet to a point hereinafter referred to as Point "A";

**THENCE**, South  $00^{\circ}00'38''$  East, a distance of 167.99 feet, to the beginning of a tangent curve, concave northeasterly, having a radius of 12.5 feet;

**THENCE**, southeasterly along said curve, through a central angle of  $90^{\circ}00'00''$ , an arc length of 19.63 feet;

**THENCE**, North  $89^{\circ}59'22''$  East, a distance of 123.03 feet, to the beginning of a tangent curve, concave northwesterly, having a radius of 12.5 feet;

**THENCE**, northeasterly along said curve, through a central angle of  $78^{\circ}53'24''$ , an arc length of 17.21 feet to a point hereinafter referred to as Point "B".

The sidelines of said strip are prolonged or shortened to terminate at the intersection with the East right of way line of Jaye Street.

#### Portion 2

A rectangular shaped piece of land, the **POINT OF BEGINNING** being the aforementioned Point "B";

**THENCE**, South  $89^{\circ}59'22''$  West, a distance of 5.77 feet;

**THENCE**, North  $00^{\circ}00'38''$  West, a distance of 17.00 feet;

**THENCE**, North 89°59'22" East, a distance of 14.00 feet;

**THENCE**, South 00°00'38" East, a distance of 8.00 feet to a point hereinafter referred to as Point "C";

**THENCE**, South 00°00'38" East, a distance of 9.00 feet;

**THENCE**, South 89°59'22" West, a distance of 5.88 feet to a point hereinafter referred to as Point "D";

**THENCE**, South 89°59'22" West, a distance of 2.35 feet to the **POINT OF BEGINNING**.

**Portion 3**

A 6.00 foot wide strip of land, the centerline of said strip beginning at the aforementioned Point "A";

**THENCE**, North 00°00'38" West, a distance of 34.89 feet.

**Portion 4**

A 6.00 foot wide strip of land, the centerline of said strip beginning at the aforementioned Point "C".

**THENCE**, North 89°49'44" East, a distance of 91.11 feet.

**Portion 5**

A 6.00 foot strip of land, the centerline of said strip beginning at the aforementioned Point "D";

**THENCE**, South 01°20'25" East, a distance of 73.34 feet.

**BASIS OF BEARING** for the easement described herein is the West line of the Northeast quarter of Section 2, Township 22 South, Range 27 East, taken as **South 00°26'47" West**.

**END OF DESCRIPTION**

This easement description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature: Michael K. Reed  
Michael K. Reed, Licensed Land Surveyor

Date: 9/3/2014

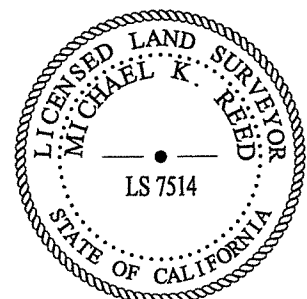
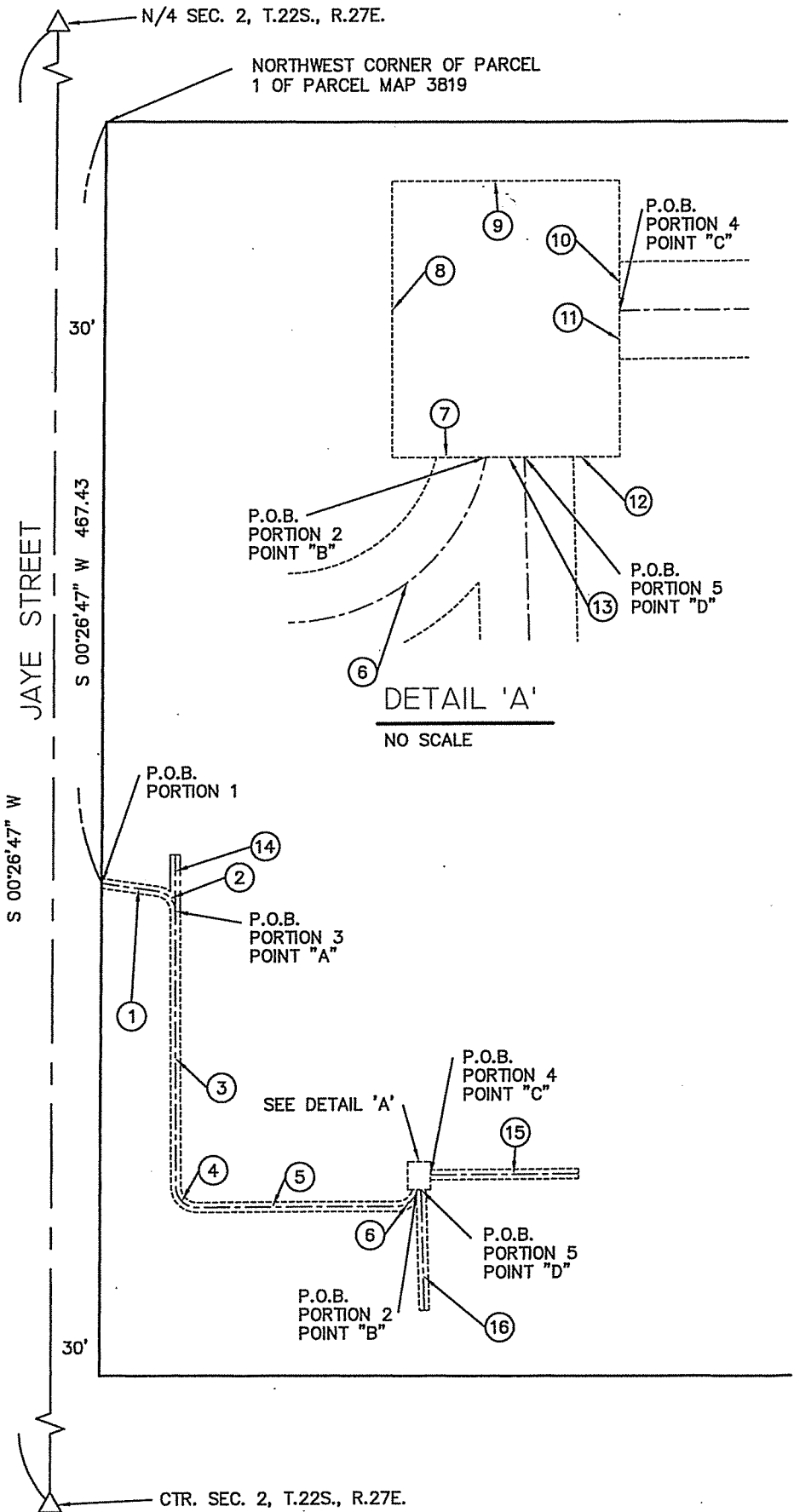
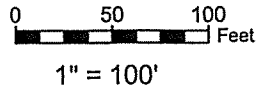




EXHIBIT "B"  
EASEMENT PLAT

- ① S 81°42'10" E 34.38
- ② R = 12.50  
L = 17.82  
Δ = 81°41'32"
- ③ S 00°00'38" E 167.99
- ④ R = 12.50  
L = 19.63  
Δ = 90°00'00"
- ⑤ N 89°59'22" E 123.03
- ⑥ R = 12.50  
L = 17.21  
Δ = 78°53'24"
- ⑦ S 89°59'22" W 5.77
- ⑧ N 00°00'38" W 17.00
- ⑨ N 89°59'22" E 14.00
- ⑩ S 00°00'38" E 8.00
- ⑪ S 00°00'38" E 9.00
- ⑫ S 89°59'22" W 5.88
- ⑬ S 89°59'22" W 2.35
- ⑭ N 00°00'38" W 34.89
- ⑮ N 89°49'44" E 91.11
- ⑯ S 01°20'25" E 73.34



**CITY OF PORTERVILLE**  
ENGINEERING DIVISION  
291 NORTH MAIN STREET  
PORTERVILLE, CA. 93257  
(559) 782-7462

PORTION OF PARCEL 1 OF PARCEL MAP NO. 3819, IN THE CITY OF PORTERVILLE, COUNTY OF TULARE, STATE OF CALIFORNIA, PER MAP RECORDED IN BOOK 39, PAGE 22 OF PARCEL MAPS, TULARE COUNTY RECORDS

OWNER	CITY OF PORTERVILLE
APN	269-050-034
DATE	8/29/2014
DRAWN BY	CAL
CHECKED BY	DB

