



Legislation Details (With Text)

**File #:** 11-338      **Version:** 3      **Name:** Pump Station Transfer

**Type:** Staff Report      **Status:** Filed

**On agenda:** 12/19/2011      **In control:** City Council

**Enactment date:**      **Final action:** 12/19/2011

**Enactment #:**

**Title:** Staff Report Approving the Transfer of and Authorizing the City Manager to Execute All Documents Related to a Grant Deed and a Grant of Easement to the Alameda County Flood Control District (District) for the Real Property Commonly Known as 2048 Farallon Drive and 2046 Farallon Drive, APN's 077B-0851-016-07 and 077B-0851-060-00

**Sponsors:** Uchenna Udemezue

**Indexes:**

**Code sections:**

**Attachments:**

| Date       | Ver. | Action By    | Action             | Result |
|------------|------|--------------|--------------------|--------|
| 12/19/2011 | 2    | City Council | Received and Filed |        |

Staff Report Approving the Transfer of and Authorizing the City Manager to Execute All Documents Related to a Grant Deed and a Grant of Easement to the Alameda County Flood Control District (District) for the Real Property Commonly Known as 2048 Farallon Drive and 2046 Farallon Drive, APN's 077B-0851-016-07 and 077B-0851-060-00

**RECOMMENDATIONS**

Staff recommends that the City Council authorize the transfer, to the District, of the fee title to the property located at 2048 Farallon Drive adjacent to the Alameda County Flood Control Channel and the access easement rights across 2046 Farallon Drive. The property at 2048 Farallon Drive contains a pump station operated by the District.

**BACKGROUND**

In late 1972, the City requested that the District take over operations of the City owned storm drain pump station. The District agreed and has continued to operate the site since 1973. However, no formal transfer of ownership has occurred. The site is landlocked, and access is gained through an access easement over the adjacent property at 2046 Farallon Drive.

Responsibility for the property became an issue recently when the adjacent property owner, Robert Lee, asked for financial assistance to repair his driveway, which serves as the access easement for the site in addition to his site. In the past, the District has provided financial assistance for these repairs, but the District now wants the City, as the easement holder, to be involved. In order to eliminate the City's liability for this easement and the pump station, the district staff has requested that the City transfer the easement and the property title to the District.

### **Committee Review and Actions**

At its meeting on October 11, 2011, the Facilities and Transportation Committee recommended that the Council authorize the transfer of these property rights to the District.

### **Environmental Review**

CEQA does not apply to the sale or transfer of property belonging to the City. There is no contingent or associated project resulting from the transfer of this property.

### **Applicable General Plan Policies**

Pursuant to California Government Code Section 65402(a), at its meeting on November 17, 2011, the Planning Commission determined that the transfer of the property conforms with the City's General Plan.

### **Fiscal Impact**

There is no direct fiscal impact unless the City took over the facility from the County. If the City were to take it over from the County, there would be operational and liability costs.

**PREPARED BY:** Tara H. Peterson, Administrative Services Manager, Engineering & Transportation Department