

RESOLUTION NO. 2023-72

A RESOLUTION OF THE CITY OF MARINA APPROVING THE
RELOCATION OF PUBLIC UTILITY EASEMENTS ON CITY PROPERTIES
FOR UTILITY IMPROVEMENTS BENEFITING THE IMJIN PARKWAY
WIDENING PROJECT

WHEREAS, at the regularly scheduled meeting of April 4, 2023, the City Council adopted Resolution No. 2023-35, approving the award of the Imjin Parkway Widening Project (Project) to Monterey Peninsula Engineering of Marina, California. The scope of work for the Project includes the relocation of existing utility infrastructure within the roadway;

WHEREAS, Pacific Gas & Electric's (PG&E) electrical facilities within Fort Ord were granted a non-exclusive easement ("Easement") on certain properties by the Fort Ord Reuse Authority (FORA);

WHEREAS, the Easement provides that PG&E would cover the costs of a one-time utility relocation if requested by FORA or its successor (City); and

WHEREAS, the City Council desires an easement to document the relocation of the public utilities.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MARINA DOES HEREBY
RESOLVE AS FOLLOWS:

1. The foregoing recitals are adopted as findings of the City Council as though set forth fully herein.
2. Approve the creation of public utility agreement/easement on City properties (shown on **Exhibit A**) for utility improvements benefiting the Imjin Parkway Widening Project subject to the technical approval of the legal descriptions by the City Engineer, and approval of the City Attorney, and;
3. Authorize all other actions necessary to accept and record said agreements or easements on behalf of the City of Marina, and;
4. Authorize the City Clerk to record a certified copy of the resolution in the Monterey County office of the County Recorder.

PASSED AND ADOPTED by the City Council of the City of Marina at a regular meeting duly held on the 5th day of July 2023, by the following vote:

AYES: COUNCIL MEMBERS: Visscher, McCarthy, Biala, Medina Dirksen

NOES: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: Delgado

ABSTAIN: COUNCIL MEMBERS: None

Cristina Medina Dirksen, Mayor Pro Tem

ATTEST:

Anita Sharp, Deputy City Clerk

EXHIBIT 'A'

SHEET 1 OF 2

LEGAL DESCRIPTION OF A PG&E EASEMENT

Certain real property situate in the former Fort Ord Military Reservation in the County of Monterey, State of California, being a portion of the of the corridor for Imjin Parkway described in document 2011003551 ("E4.7.1"), Official Records of said County, a portion of Parcel 6 as said parcel is shown on the map filed for record in Volume 19 of Surveys at Page 20 in the office of the County Recorder of said County, a portion of Reservation Road described in document 2006026845 ("L5.10.2"), Official Records of said County and a portion of the corridor for Imjin Road described in document 2020006942, Official Records of said County, described as follows:

A strip of land, 10.00 feet wide, lying 5.00 feet on each side of the following described centerline:

Commencing at the most easterly corner of said Parcel 6 as shown on said map, said corner also being designated thereon as corner "32"; thence along the southeasterly line of said Parcel 6

- a) South 32°15'50" West, 121.40 feet to the corner designated on said map as "33"; thence departing said southeasterly line
 - b) South 33°53'02" West, 43.22 feet to a point lying within said Parcel 6, being the **POINT OF BEGINNING** of said 10.00 foot wide strip of land; thence
- 1) North 49°35'08" East, 125.04 feet to a point hereinafter for convenience referred to as **Point 'A'**; thence
 - 2) North 34°36'26" East, 220.96 feet to the terminus of said strip.

TOGETHER WITH a strip of land 5.00 feet wide, lying 2.50 feet on each side of a centerline beginning at the hereinabove described Point 'A' and running thence South 43°24'12" East, 15.00 feet to the terminus of said strip.

As shown on the plat attached hereto and made a part hereof.

A bearing of South 32°15'50" West for the southeasterly line of said Parcel 6, as retraced from found monuments, is the basis of bearings cited in this description.

END OF DESCRIPTION

PREPARED BY:
WHITSON ENGINEERS

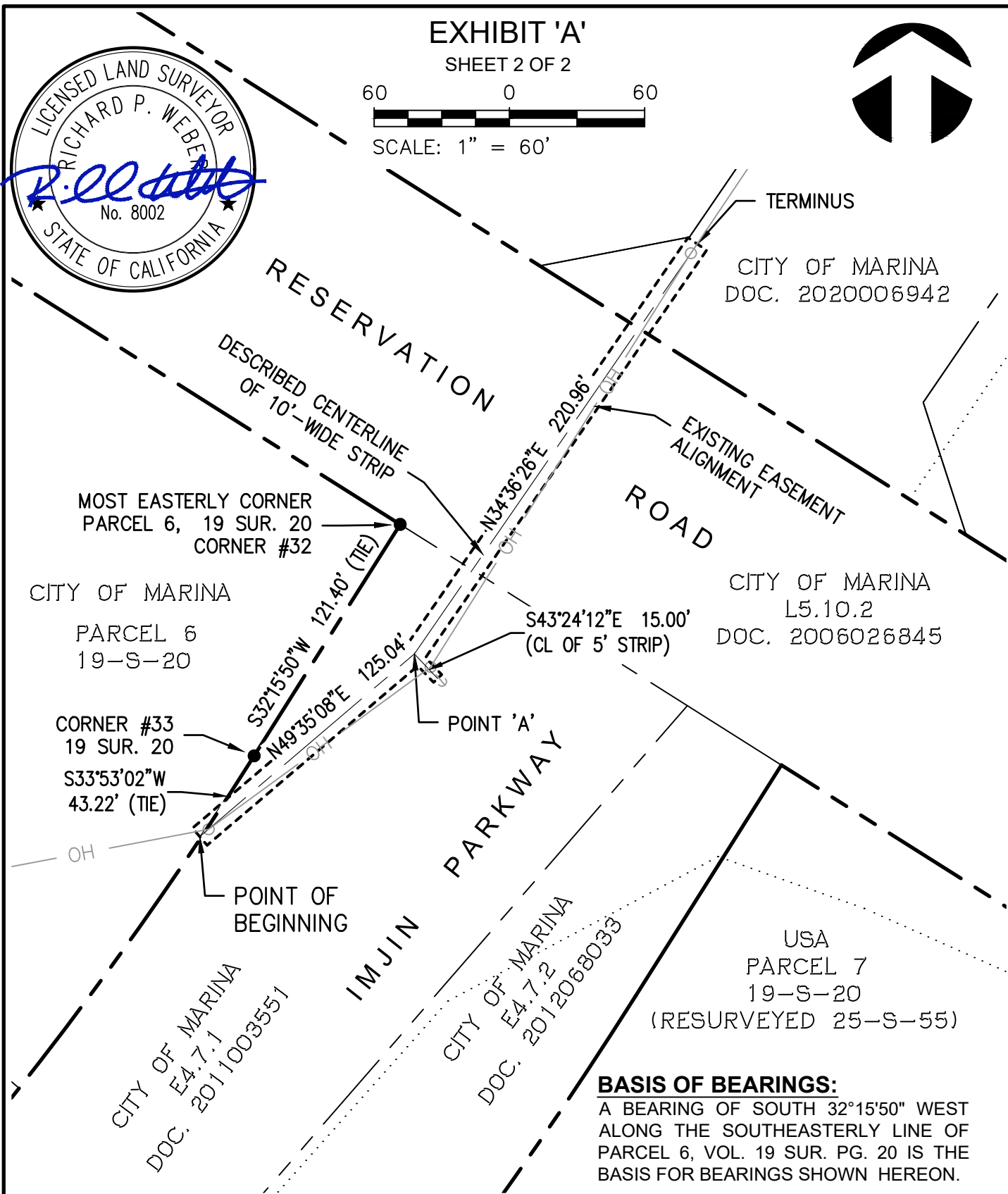


RICHARD P. WEBER, LS
L.S. No. 8002
Job No.: 3462.00

10/28/2020

DATE





PLAT TO ACCOMPANY DESCRIPTION OF A PG&E EASEMENT

IN PROJECTED SECTION 32, TOWNSHIP 14 SOUTH, RANGE 2 EAST
MONTEREY COUNTY, CALIFORNIA

OCTOBER 28, 2020

PROJECT No.: 3462.00



Civil Engineering +
Land Surveying
6 Harris Court
Monterey, CA 93940
831.649.5225
whitsonengineers.com

EXHIBIT 'A'

SHEET 1 OF 2

LEGAL DESCRIPTION OF A PG&E EASEMENT

Certain real property situate in the former Fort Ord Military Reservation in the County of Monterey, State of California, being a portion of the of the corridor for Imjin Parkway described in document 2011003551 ("E4.7.1"), Official Records of said County and a portion of the parcel designated "MARINA 1-A" on the map filed for record in Volume 23 of Surveys at Page 79 in the office of the County Recorder of said County, described as follows:

A strip of land, 10.00 feet wide, lying 5.00 feet on each side of the following described centerline:

BEGINNING at a point within said parcel "E4.7.1" as described in said document, at a point that bears South 39°36'59" West, 77.85 feet from the most southerly corner of Parcel 5 as said parcel is shown on the map filed for record in Volume 19 of Surveys at Page 20; thence

1) South 49°24'37" West, 205.88 feet to a point hereinafter for convenience referred to as **Point 'A'**; thence

2) South 58°24'18" East, 40.00 feet to the terminus of said strip.

TOGETHER WITH a strip of land, 5.00 feet wide, lying 5.00 feet on the right (southwesterly) side of a left sideline beginning at the hereinabove described Point of Beginning and running thence South 37°16'02" East, 10.15 feet to the terminus of said strip.

TOGETHER WITH a strip of land, 10.00 feet wide, lying 5.00 feet on each side of a centerline beginning at the hereinabove described Point 'A' and running thence South 25°41'26" West, 112.88 feet to the terminus of said strip.

TOGETHER WITH a strip of land, 5.00 feet wide, lying 2.50 feet on each side of a centerline beginning at the hereinabove described Point 'A' and running thence South 49°24'37" West, 25.00 feet to the terminus of said strip.

TOGETHER WITH a strip of land 5.00 feet wide, lying 2.50 feet on each side of a centerline beginning at the hereinabove described Point 'A' and running thence North 58°24'18" West, 20.00 feet to the terminus of said strip.

As shown on the plat attached hereto and made a part hereof.

A bearing of North 50°00'00" East for the sidelines of the Imjin Road Corridor as depicted on said map of the "MARINA 1-A" parcel, as retraced from found monuments, is the basis of bearings cited in this description.

END OF DESCRIPTION

PREPARED BY:

WHITSON ENGINEERS



RICHARD P. WEBER, LS

L.S. No. 8002

Job No.: 3462.00

10/28/2020

DATE





EXHIBIT 'A'

SHEET 2 OF 2

60 0 60

SCALE: 1" = 60'

UNIVERSITY
OF CALIFORNIA

PARCEL 5
19-S-20

BASIS OF BEARINGS
N50°00'00"E

MOST SOUTHERLY CORNER
PARCEL 5, 19 SUR. 20
CORNER #36

S39°36'59"W
77.85' (TIE)

MARINA 1-A
23-S-79

POINT OF
BEGINNING

S37°16'02"E 10.15'
(LEFT SIDELINE OF 5' STRIP)

DESCRIBED CENTERLINE
OF 10'-WIDE STRIP

POINT 'A'

CITY OF MARINA
E4.7.1
DOC. 2011003551

N58°24'18"W 20.00'
(CL OF 5' STRIP)

S49°24'37"W 25.00'
(CL OF 5' STRIP)

IMJIN PARKWAY
CITY OF MARINA
E4.7.2
DOC. 2012068033

EXISTING EASEMENT
ALIGNMENT

TERMINUS

S58°24'18"E
40.00'

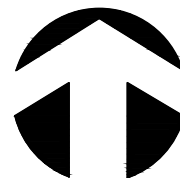
EXISTING EASEMENT
ALIGNMENT

S25°41'26"W 112.88'
(CL OF 10' STRIP)

N50°00'00"E

BASIS OF BEARINGS:

A BEARING OF SOUTH 50°00'00" WEST AS MEASURED
ALONG THE NORTHWESTERLY LINE OF THE IMJIN ROAD
CORRIDOR AS SHOWN ON VOL. 23 SUR. PG. 79 IS THE
BASIS FOR BEARINGS SHOWN HEREON.



PLAT TO ACCOMPANY DESCRIPTION OF A PG&E EASEMENT

IN PROJECTED SECTION 32, TOWNSHIP 14 SOUTH, RANGE 2 EAST

MONTEREY COUNTY, CALIFORNIA

OCTOBER 28, 2020

PROJECT No.: 3462.00



Civil Engineering +
Land Surveying
6 Harris Court
Monterey, CA 93940
831.649.5225
whitsonengineers.com

EXHIBIT 'A'

SHEET 1 OF 2

LEGAL DESCRIPTION OF A PG&E EASEMENT

Certain real property situate in the former Fort Ord Military Reservation in the County of Monterey, State of California, being portions of the of the corridor for Imjin Parkway described in documents 2006022050 ("E4.6.1") and 2012068033 ("E4.6.2"), Official Records of said County, and a portion of the parcel designated "ABRAMS I" on the map filed for record in Volume 25 of Surveys at Page 26 in the office of the County Recorder of said County, described as follows:

A strip of land, 10.00 feet wide, lying 5.00 feet on each side of the following described centerline:

Commencing at the most westerly corner said Parcel 2 as said parcel is shown on the map filed for record in Volume 19 of Surveys at Page 15 in the office of the County Recorder of said County, said corner also being designated thereon as corner "48"; thence along the northwesterly line of said Parcel 2 the following two (2) courses and distances:

- a) North 61°00'00" East, 108.24 feet to the corner designated on said map as "49"; thence
- b) Northeasterly 16.40 feet along the arc of a tangent curve to the left having a radius of 2,500.00 feet, through a central angle of 00°22'33" to the POINT OF BEGINNING of said 10.00 foot wide strip of land; thence departing said northwesterly line of Parcel 2

1) North 32°18'23" West, 307.19 feet to the terminus of said strip.

The sidelines at the beginning of said strip are to be extended or shortened so as to terminate on the northwesterly line of said Parcel 2.

As shown on the plat attached hereto and made a part hereof.

A bearing of North 61°00'00" East for the northwesterly line of said Parcel 2 as retraced from found monuments is the basis of bearings cited in this description.

END OF DESCRIPTION

PREPARED BY:
WHITSON ENGINEERS



RICHARD P. WEBER, LS
L.S. No. 8002
Job No.: 3462.00

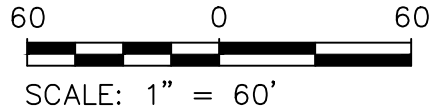
10/28/2020
DATE



CITY OF MARINA
ABRAMS I
25-S-26
TERMINUS

EXHIBIT 'A'

SHEET 2 OF 2



NON-EXCLUSIVE
EASEMENT PER
DOC. 2006043305

DESCRIBED CENTERLINE
OF 10'-WIDE STRIP

EXISTING EASEMENT
ALIGNMENT

CITY OF MARINA
E4.6.1
DOC. 2006022050

IMJIN PARKWAY

CITY OF MARINA
E4.6.2
DOC. 2012068033

$\Delta=0^{\circ}22'33''$
 $R=2500.00'$
 $L=16.40'$ (TIE)

POINT OF BEGINNING

CORNER #49
19 SUR. 15

MOST WESTERLY CORNER
PARCEL 2, 19 SUR. 15
CORNER #48

CSUMB
PARCEL 2
19-S-15

PROPOSED EASEMENT OVER
CSUMB PROPERTY
TO BE GRANTED BY
SEPARATE DOCUMENT

BASIS OF BEARINGS:

A BEARING OF NORTH $61^{\circ}00'00''$ EAST ALONG THE
NORTHWESTERLY LINE OF PARCEL 2, VOL. 19 SUR. PG. 15
IS THE BASIS FOR BEARINGS SHOWN HEREON.

PLAT TO ACCOMPANY DESCRIPTION OF A PG&E EASEMENT

IN PROJECTED SECTION 5, TOWNSHIP 15 SOUTH, RANGE 2 EAST

MONTEREY COUNTY, CALIFORNIA

OCTOBER 28, 2020

PROJECT No.: 3462.00



Civil Engineering +
Land Surveying
6 Harris Court
Monterey, CA 93940
831.649.5225
whitsonengineers.com

June 13, 2023

Item No. **10f(4)**

Honorable Mayor and Members
of the Marina City Council

City Council Meeting
of July 5, 2023

**CONSIDER ADOPTING RESOLUTION NO. 2023-, APPROVING THE
RELOCATION OF PUBLIC UTILITY EASEMENTS ON CITY PROPERTIES
FOR UTILITY IMPROVEMENTS BENEFITING THE IMJIN PARKWAY
WIDENING PROJECT**

RECOMMENDATION:

It is recommended that the City Council:

1. Consider adopting Resolution No. 2023-, approving the relocation of public utility agreement/easement on City properties (shown on **Exhibit A**) for utility improvements benefiting the Imjin Parkway Widening Project subject to the technical approval of the legal descriptions by the City Engineer, and approval by the City Attorney;
2. Authorizing all other actions necessary to accept and record said agreements or easements on behalf of the City of Marina, and;
3. Authorizing the City Clerk to record a certified copy of the resolution in the Monterey County office of the County Recorder.

BACKGROUND:

At the regularly scheduled meeting of April 4, 2023, the City Council adopted Resolution No. 2023-35, approving the award of the Imjin Parkway Widening Project (Project) to Monterey Peninsula Engineering of Marina, California. The scope of work for the Project includes changing the grades and widths of the roadway requiring the relocation of existing utility infrastructure within the roadway.

Pacific Gas & Electric's (PG&E) electrical facilities within Fort Ord were granted a non-exclusive easement (Reel 3506 page 1533) for certain properties by the Fort Ord Reuse Authority (FORA) recorded on April 17, 1997. The easement document stipulates that PG&E would cover the costs of a one-time utility relocation if requested by FORA or its successor (City). As the properties were transferred to the City, the easement & PG&E's relocation requirements are still in effect.

ANALYSIS:

City staff has coordinated with PG&E to relocate electrical facilities within the Project site in order to complete the roadway improvements to Imjin Pkwy. At this time, PG&E is requesting a public utility agreement or easement to record this action and memorialize the relocation of their facilities. City staff will work with PG&E to prepare the easement documents.

FISCAL IMPACT:

PG&E bears the cost of relocation.

CONCLUSION:

This request is submitted for City Council consideration and action.

Respectfully submitted,

Edrie Delos Santos, P.E.
Senior Engineer, Engineering Division
City of Marina

REVIEWED/CONCUR:

Brian McMinn, P.E., P.L.S.
Public Works Director/City Engineer
City of Marina

Layne P. Long
City Manager
City of Marina