

RESOLUTION NO. R06-42

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, 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, THE TRANSFER AND CONVEYANCE OF THE STORM DRAIN IMPROVEMENTS KNOWN AS MISCELLANEOUS TRANSFER DRAIN 1495-02, IN THE CITY OF PALOS VERDES ESTATES 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 1495-02, as shown in Exhibit A attached hereto, depicted on Los Angeles County Drawing Nos. 364-6001-F27.1-.12 on file with the Director of Los Angeles County Dept of Public Works; 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 May 6, 1980, and recorded June 4, 1980, as Document No. 80-546590, 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 said storm drain improvements and drainage system as shown in Exhibit A attached hereto from the City to the Los Angeles County Flood Control District for future operation, maintenance, repair and improvement.

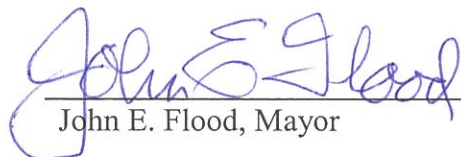
NOW, THEREFORE, BE IT RESOLVED that the City does hereby request the Los Angeles County Flood Control District to accept the transfer and conveyance of the storm drain improvements and drainage system depicted on Los Angeles County Drawing Nos. 364-6001-F27.1-.12 on file with the Director of Los Angeles County Dept of Public Works.

BE IT FURTHER RESOLVED that, subject to the acceptance thereof by 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, to effectuate said transfer and conveyance, and that the Mayor is authorized and instructed to execute said documents and other instruments. 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, have been conveyed to and accepted by District.

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 May 6, 1980, and recorded June 4, 1980, as Document No.80-546590, of the Official Records in the office of the County recorder for the County of Los Angeles. Such warranties by the City are incorporated here by this reference.

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

Adopted and approved this 12th day of December, 2006.



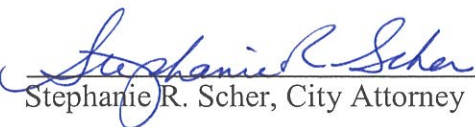
John E. Flood, Mayor

ATTEST:



Judy Smith, City Clerk

APPROVED AS TO FORM:



Stephanie R. Scher, City Attorney

EXHIBIT A

M.T.D. 1495, UNIT 2

Lines A and B

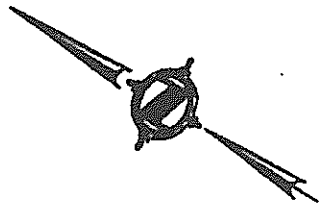
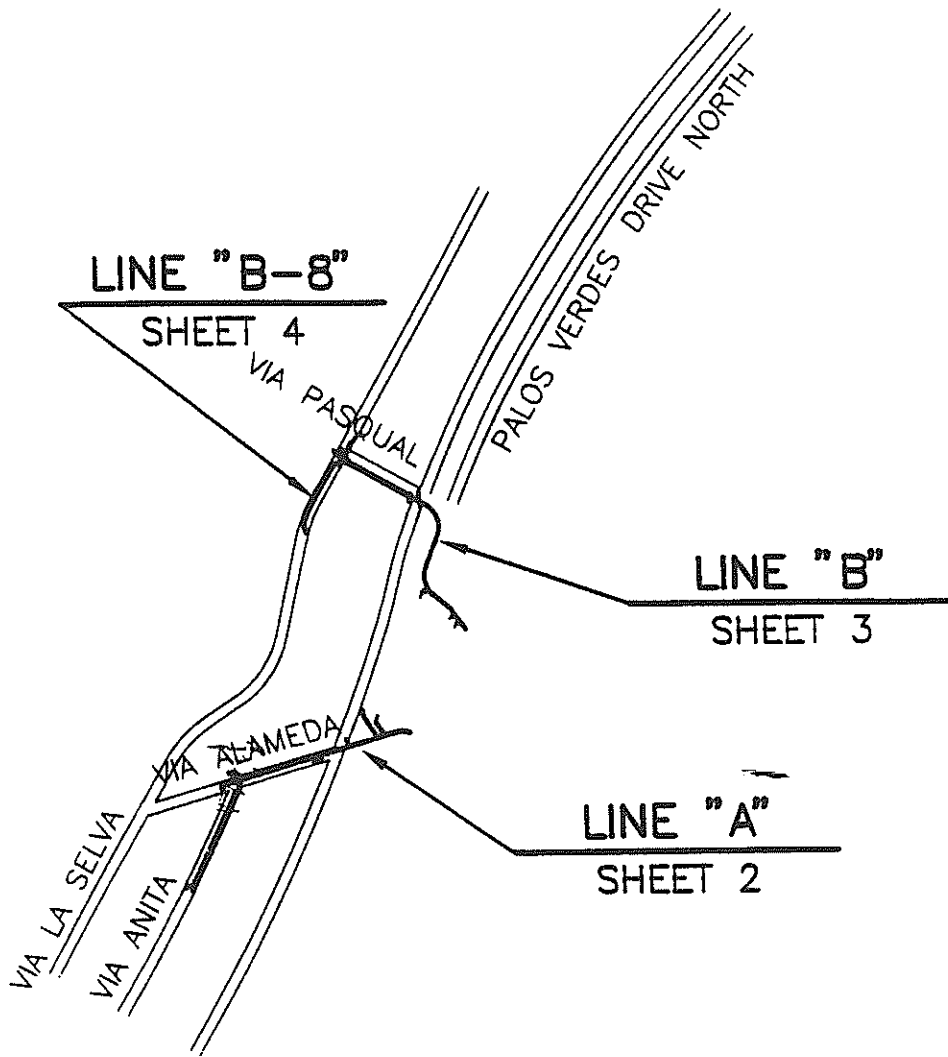
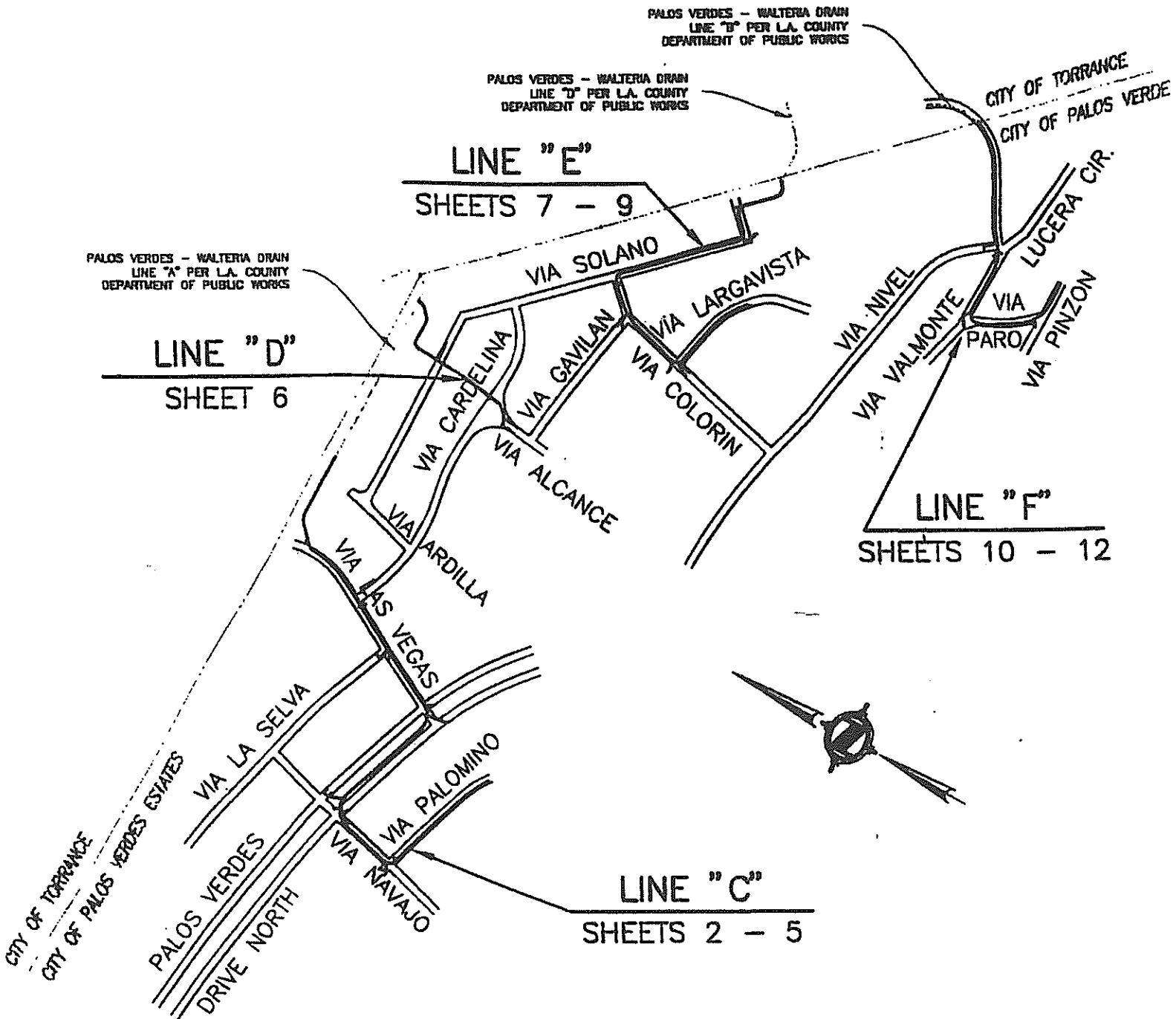


EXHIBIT A (CONTINUED)

M.T.D. 1495, UNIT 2
Lines C, D, E, and F




STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF PALOS VERDES ESTATES)

I, Vickie Kroneberger, Deputy City Clerk for the City of Palos Verdes Estates, California, do hereby certify that the foregoing Resolution **R06-42** was duly and regularly approved and adopted by the City Council of the City of Palos Verdes Estates at its regular meeting of the City Council on the 12th of December, 2006, by the following vote:

AYES: COUNCILMEMBERS: Flood, Goodhart, Sherwood, Abbott, and
Humphrey

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



Vickie Kroneberger, Deputy City Clerk