



MEETING DATE: April 24, 2024

FROM: Susan Scarlett

RE: Water treatment plant ownership transfer

BACKGROUND:

The Lake Davis Water treatment plant was completed in 2012. Both the County and the City funded the treatment plant but the County retained ownership. A number of items needed to be completed before the transfer to the City could occur. Paving was completed in 2018. An operations manual from the Army Corp of Engineers was never obtained but staff feels that it has been able to operate the plant without one. The City has maintained and paid for all operations of the treatment plant since completion.

RECOMMENDATION:

Adopt resolution number 2573 authorizing the transfer of the Lake Davis Water treatment plant to the City of Portola

FISCAL IMPACT:

None, as the City currently pays for all operations and maintenance

ATTACHMENTS:

- A. RESOLUTION 2573 LAKE DAVIS WATER TREATMENT PLANT

RESOLUTION NO. 2573

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTOLA ACCEPTING THE REAL PROPERTY UPON WHICH THE LAKE DAVIS WATER TREATMENT PLANT IS SITUATED, THE LAKE DAVIS WATER TREATMENT PLANT AND OPERATIONAL AND MAINTENANCE RESPONSIBILITY FOR THE LAKE DAVIS WATER TREATMENT PLANT

WHEREAS, the City Council of the City of Portola has been fully advised of the current and proposed ownership of the parcel numbers and responsibility of the Lake Davis Water Treatment Plant described in the Legal Description attached hereto as Exhibit A and the Legal Boundary Map attached hereto as Exhibit B, including all structures on the parcels that comprise the Lake Davis Water Treatment as depicted on the Satellite Map attached hereto as Exhibit C.

WHEREAS, the City Council of the City of Portola has found and determined, and does hereby find and determine, that it is in the best interest of the City of Portola to hereby accept the grant of real property in fee simple consisting of the parcels described as APN: 128-010-027 and 128-010-029 from the Plumas County Flood Control & Water Conservation District as described in the Legal Description attached hereto as Exhibit A and the Legal Boundary Map attached hereto as Exhibit B, including all structures on the parcels that comprise the Lake Davis Water Treatment as depicted on the Satellite Map attached hereto as Exhibit C, and any and all plant, facilities, equipment, parts and supplies for the Lake Davis Water Treatment Plant (collectively the "Water Treatment Plant"), and to accept the Grant Deed for such real property in the form attached hereto as Exhibit D.

WHEREAS, the City Council of the City of Portola has found and determined, and does hereby find and determine, that the City of Portola will hereby accept any and all operation and maintenance responsibilities for the Lake Davis Water Treatment Plant immediately upon approval of the Plumas County Board of Supervisors of a resolution granting the real property and Water Treatment Plant to the City and the execution and delivery of the Grant Deed in the form attached hereto as Exhibit D.

NOW, THEREFORE, THE PORTOLA CITY COUNCIL HEREBY RESOLVES that upon approval of the Plumas County Board of Supervisors of a resolution granting the real property and Water Treatment Plant to the City, the City of Portola will hereby accept the Grant Deed in the form attached here to as Exhibit D transferring the real property described as APN: 128-010-027 and 128-010-029 and accepts ownership of the Water Treatment Plant.

NOW, THEREFORE, THE PORTOLA CITY COUNCIL HEREBY FURTHER RESOLVES that upon approval of the Plumas County Board of Supervisors of a resolution granting the real property and Water Treatment Plant to the City and the execution and delivery of the Grant Deed in the form attached hereto as Exhibit D, the City of Portola will perform all operation and maintenance responsibilities for the Lake Davis Water Treatment Plant.

PASSED, APPROVED AND ADOPTED this 24th day of April, 2024

by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

Pat Morton, Mayor

ATTEST:

Jason Shaw, Deputy City Clerk

I, Jason Shaw, Deputy City Clerk of the City of Portola, do hereby certify that the above and foregoing resolution was duly passed and adopted by the City Council at the City of Portola regular meeting thereof held on April 24, 2024.

Jason Shaw, Deputy City Clerk

EXHIBIT A
LEGAL DESCRIPTION

Those portions of the lands of Section 12, T. 23 N., R. 13 E., M.D.M., conveyed to Plumas County Flood Control, being "Parcel 1" of Book 3 of Record of Surveys, Page 145 filed May 10th, 1971, in the office of the county recorder of Plumas County, California. Also known as Assessor Parcel Numbers (APN): 128-010-027 and 128-010-029.

The certain land more particularly described as follows:

Commencing at the easterly most property corner of said "Parcel 1", being a ½ inch rebar with aluminum cap stamped LS 2843, being the TRUE POINT OF BEGINNING;

thence, S 64°36'18" W, 27.57 feet;

thence, along a tangent curve to the left having a radius of 70.00 feet, an arc length of 62.31 feet, a delta angle of 51°00'00" and a chord length of 60.27 feet;

thence, along a tangent curve to the right having a radius of 130.00 feet, an arc length of 83.95 feet, a delta angle of 37°00'00" and a chord length of 82.50 feet;

thence, S 50°36'18" W, 184.94 feet;

thence, S 31°17'13" E, 70.04 feet;

thence, S 64°34'58" W, 324.69 feet;

thence, N 26°20'37" W, 441.98 feet;

thence, N 63°31'19" E, 500.00 feet;

thence, S 26°37'24" E, 272.17 feet;

thence, along a curve to the left having a radius of 70.00 feet, an arc length of 28.02 feet, a delta angle of 22°56'19" and a chord bearing of N 25°04'27" E and chord length of 27.84 feet;

thence, along a tangent curve to the right having a radius of 130.00 feet, an arc length of 115.72 feet, a delta angle of 51°00'00" and a chord length of 111.93 feet;

thence, N 64°36'18" E, 26.26 feet;

thence, S 26°29'03" E, 42.16 feet;

thence, along a tangent curve to the left having a radius of 1040.00 feet, an arc length of 17.85 feet, a delta angle of 0°59'01" and a chord length of 17.85 feet; returning to the TRUE POINT OF BEGINNING, also being the TRUE POINT OF TERMINUS.

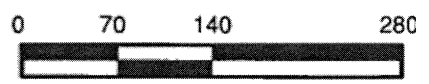
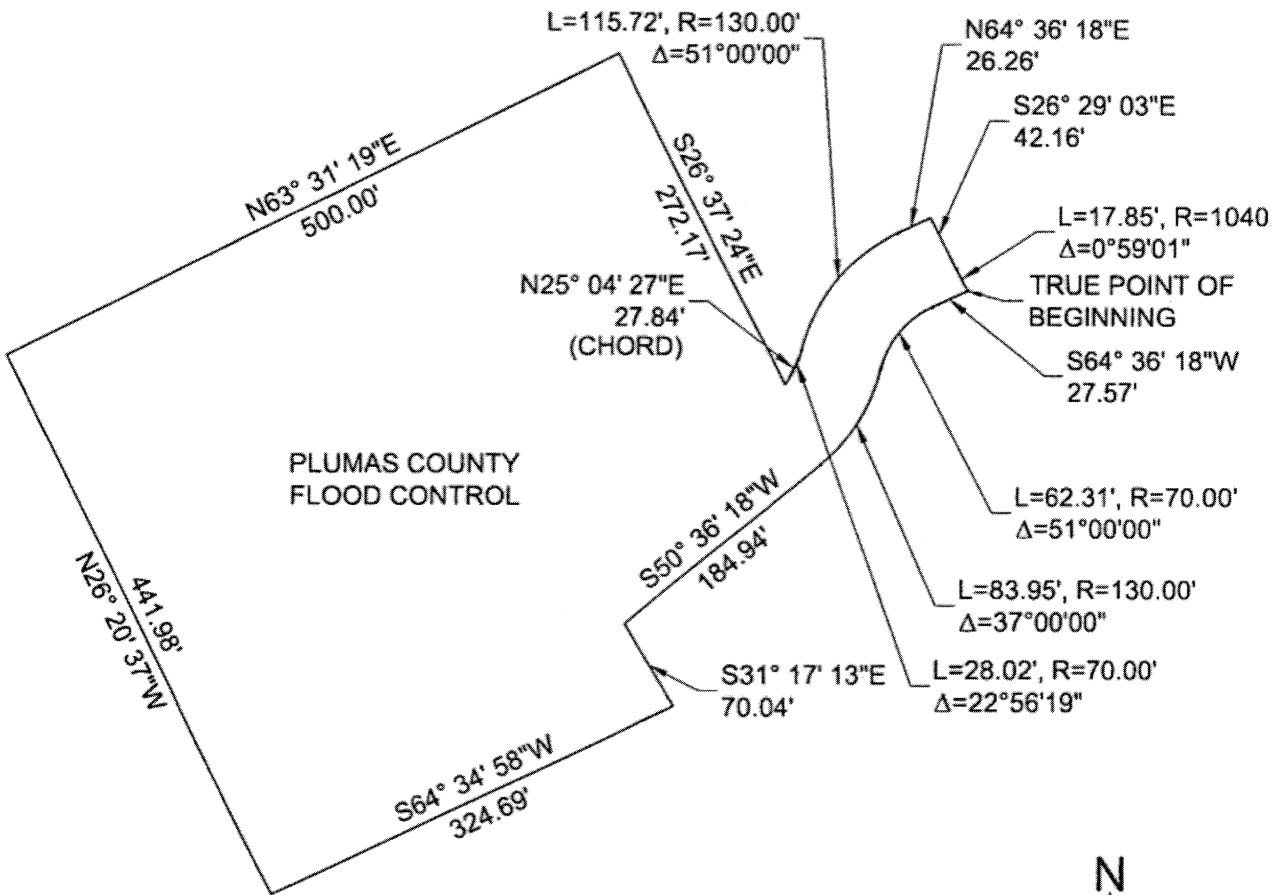
Containing 217,305 square feet (4.989 acres), more or less.



EXHIBIT B
LEGAL BOUNDARY MAP



2/22/23



SCALE: 1"=140'

EXHIBIT C



Lat 39.874243° Zoom 18
Lon: -120.455513°

EXHIBIT D

Recorded at the Request of:
Plumas County Public Works
1834 E Main St
Quincy, CA 95971

When Recorded Return to:
Plumas County Public Works
1834 E Main St
Quincy, CA 95971

Grant Deed

This deed, between Plumas County Flood Control and Water Conservation District (Grantor) and City of Portola (Grantee), free of all encumbrances, hereby grants the real property described herein.

Legal Description

Parcel 1 as shown upon that certain Record of Survey filed in Book 3 of Record of Surveys at Page 124, in the Plumas County Recorder's Office Quincy, California

APNs: 128-010-027 & 128-010-029

Dated: _____

State of California
County of Plumas

On _____ before me _____, a Notary Public 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 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 WITNESS my hand and official seal.

Signature: _____