




STAFF REPORT

DATE: June 19, 2012
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: ROD FOSTER, CITY MANAGER/GENERAL MANAGER 
PREPARED BY: DAVID X. KOLK, ELECTRIC UTILITY DIRECTOR ^{DxK}
SUBJECT: APPROVE RECORDATION OF GRANT OF EASEMENT TO 1315 N. MT VERNON AVE FOR UTILITY PURPOSES FROM THE CITY OF COLTON OF ASSESSOR PARCEL NUMBERS (APN's) 0161-124-30 & 0161-124-31 ALONG N. MT VERNON AVENUE, IN THE CITY OF COLTON.

RECOMMENDED ACTION

It is recommended that the City Council approve the recordation of Grant of Easement to 1315 N. Mt. Vernon Ave. for utility purposes from the City of Colton of assessor parcel numbers (APN's) 0161-124-30 & 0161-124-31 along N. Mt. Vernon Avenue, in the City of Colton.

GOAL STATEMENT

The proposed action will support the City's goal to provide safe, reliable, affordable, and environmentally sustainable electric service.

BACKGROUND

The Obezzo's Auto Center is proposing to install a transformer with associated concrete pad that is located along 1314 N. Mt. Vernon Avenue. The proposed re-location would require an easement from the owners of Obezzo's Auto Center to remove the existing service along the street right-of-way and relocate it along the private property at 1315 N. Mt Vernon Avenue.

ISSUES/ANALYSIS

The purpose of the easement is to construct, reconstruct and maintain (place, operate, inspect, repair, replace and remove) such underground utility facilities as Grantee(s) may from time to time require (including ingress thereto and egress there from) consisting of wires, cables, conduits, pipes, manholes, handholes, service boxes, aboveground markers, risers, service pedestals, underground and aboveground switches, fuses, terminals, terminal equipment cabinets, transformers with associated concrete pads, associated electrical conductors, necessary fixtures and appurtenances necessary to provide electric utility maintenance.

The necessary easement was prepared by the owners; Majeed and Mojgan Modarresi. The proposed Easement Plats have been reviewed and approved by the Electric Utility Department and are attached to this report as Exhibit "A" and Exhibit "B".

FISCAL IMPACTS

There are no fiscal impacts associated with granting of the easement.

ALTERNATIVES

1. City Council may provide alternate direction to staff.

ATTACHMENTS

Public Utility Easement Deed
Legal Description
Parcel Map

ATTACHMENT 1

Utility Grant Easement

For

1315 N. Mt. Vernon Avenue

DO NOT PLACE RECORDING DATA ABOVE THIS LINE

RECORDING REQUESTED BY

Majeed Modarresi and Mojgan Modarresi
359 West Orange Heights Lane
Corona, California 92882

AND WHEN RECORDED MAIL THIS DEED TO

Name City of Colton

Street 160 South 10 th Street
Address Colton, California 92324

ELECTRIC UTILITY EASEMENT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledge,

Majeed Modarresi and Mojgan Modarreesi, Trustees of the Modarresi Family Trust, dated March, 17, 2002.

hereby GRANT(S) to The CITY OF COLTON, CALIFORNIA an Easement under, across and over the real property described below for Electric Utility purposes, including, but not limited to, the construction, reconstruction and maintenance (place, operate, inspect, repair, replace and remove) of such above ground and underground utility facilities as Grantee(s) may from time to time require (including ingress thereto and egress there from), including, but not limited to, of wires, cables, conduits, pipes, manholes, handholes, service boxes, aboveground markers, risers, service pedestals, underground and aboveground switches, fuses, terminals, terminal equipment cabinets, transformers with associated concrete pads, associated electrical conductors, necessary fixtures and appurtenances necessary to provide electric utility service and maintenance.

The real property for the Electric Utility Easement Deed is fully described in Exhibit "A" attached hereto and made a part hereof by reference.

Majeed Modarresi, Trustee

Mojgan Modarresi, Trustee

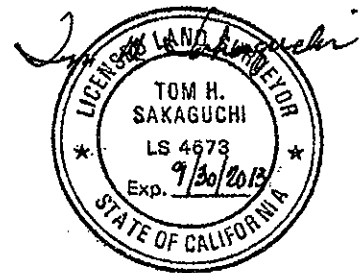
EXHIBIT "A"

Legal Description for Ten Feet Public Utility Easement

Those portions of Parcel 1 and 2, Parcel Map No. 19271, as per map recorded in Book 238, pages 93 and 94 of Parcel Maps, in the Office of the County Recorder of San Bernardino County, State of California, being a strip of land 10.00 feet wide, 5.00 feet on each side of the following described center line:

Commencing at the Southeast corner of Parcel 1 of said Parcel Map No. 19271; thence North $00^{\circ} 00' 11''$ East along the East line of said Parcel 1, a distance of 45.00 feet to The True Point of Beginning; thence North $22^{\circ} 46' 22''$ West, a distance of 43.91 feet to an angle point; thence North $00^{\circ} 00' 11''$ East along a line that is parallel with and 17.00 feet Westerly of the East line of said Parcels 1 and 2, a distance of 34.50 feet to the common boundary line between said Parcels 1 and 2; thence along the common boundary line between said Parcels 1 and 2, South $89^{\circ} 58' 00''$ West, a distance of 13.00 feet to the Point of Terminus.

The sidelines of said 10.00 feet wide strip of land shall be shortened or prolonged so as to begin in the East line of said Parcel 1 and terminate in a line that is parallel with and 30.00 feet Westerly of the East line of said Parcels 1 and 2.



IN WITNESS WHEREOF, this Public Easement Deed is executed by the undersigned this ____ day of _____, 20__.

Signature(s) must be acknowledged by a Notary Public.

STATE OF CALIFORNIA)
COUNTY OF _____)

On _____, before me, _____ a Notary Public in and for said county and State, personally appeared _____ who proved to me on the basis of satisfactory evidence to be the person(s) whose names(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) 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 _____

Signature: _____

(Print Grantor's Legal Name, company or corporation as applicable)

By: _____

(Print name & title of signatory if company or corporation)

Signature: _____

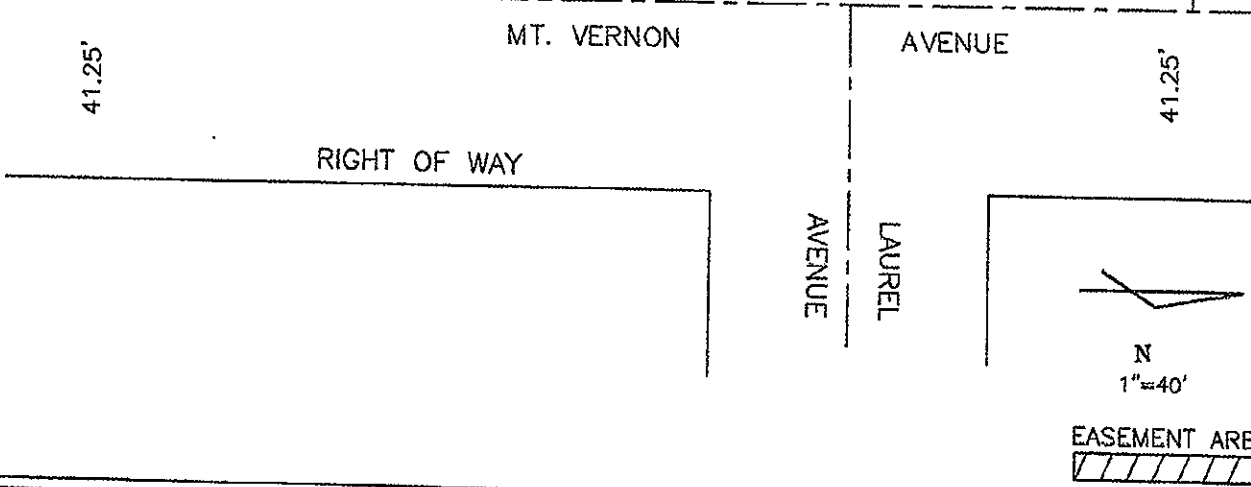
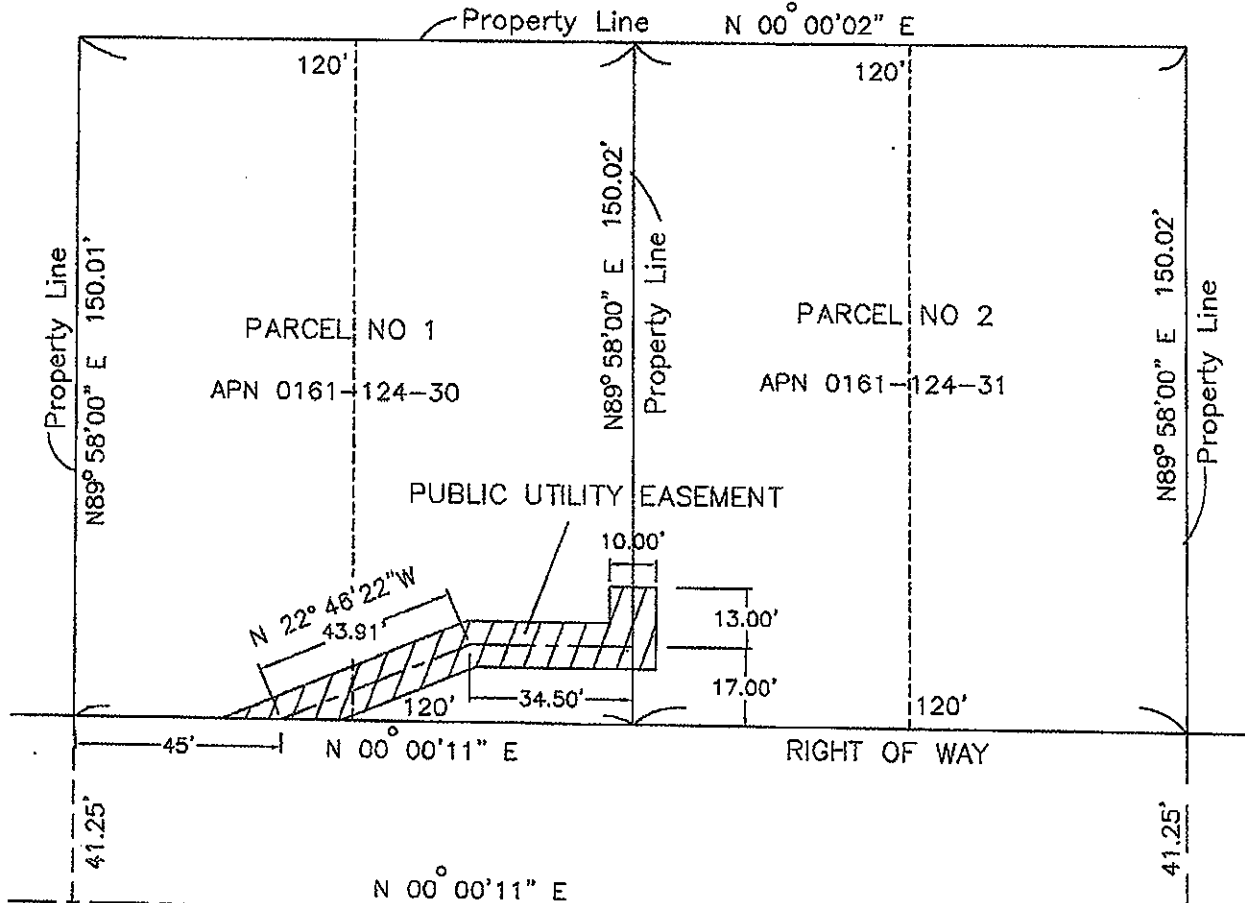
(Print Grantor's Legal Name, company or corporation as applicable)

By: _____

(Print name & title of signatory if company or corporation)

EXHIBIT "B"

PARCEL MAP 19271



OWNER MAJEED MODARRESI AND MOJGAN MODARRESI
 APN 0161-124-30 & APN 0161-124-31
 1315 & 1321 MT VERNON AVENUE, COLTON , CA

APRIL 23, 2012