

March 21, 2023

C-26

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Authorize the City Manager, or designee, to grant an easement deed to Southern California Edison, for the installation of two utility poles and an electrical duct bank in and along Colorado Street, between Eliot Street and Orlena Avenue, as part of the construction of the Colorado Lagoon Open Channel Phase 2A project. (District 3)

DISCUSSION

Southern California Edison (SCE) is requesting a grant of easement to remove and replace two utility poles and remove electrical cables and place them overhead along Colorado Street, between Eliot Street and Orlena Avenue, as part of the construction of the Colorado Lagoon Open Channel Phase 2A project (Project) (Attachments A and B).

SCE and City of Long Beach's (City) staff have evaluated the plans and specifications for the Project and have determined that to accommodate the new roadway alignment and deck height over the new box culvert, two existing utility poles need to be raised, including the abandonment of one electrical duct bank, and installation of overhead electrical lines. SCE has agreed to design and approve their construction plans upon the City approving and granting the easement deed (Attachment C). The easement deed is needed to provide SCE legal rights and maintenance access of their utilities.

In conformance with the California Environmental Quality Act, an amended Environmental Impact Report (EIR 30-07) was completed in September 2010 and approved and adopted by City Council on November 16, 2010.

This matter was reviewed by Deputy City Attorney Vanessa S. Ibarra on March 6, 2023 and by Budget Management Officer Nader Kaamouh on February 27, 2023.

TIMING CONSIDERATIONS

City Council action is requested on March 21, 2023 to provide SCE with interim and maintenance access for the utility duct bank and power poles.

FISCAL IMPACT

This recommendation has no fiscal or local job impact. There is no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities.

HONORABLE MAYOR AND CITY COUNCIL

March 21, 2023

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SUGGESTED ACTION:

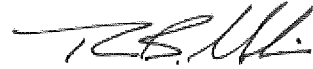
Approve recommendation.

Respectfully submitted,



ERIC LOPEZ
DIRECTOR OF PUBLIC WORKS

APPROVED:



THOMAS B. MODICA
CITY MANAGER

ATTACHMENT: A – LEGAL DESCRIPTION
 B – SURVEY MAP
 C – DRAFT GRANT OF EASEMENT DEED

ATTACHMENT - A
EXHIBIT "A"
LEGAL DESCRIPTION
SERIAL 73176A
APN: 7250-021-904

OVERHEAD TRANSMISSION EASEMENT:

THAT PORTION OF LOT 216 OF THE ALAMITOS TRACT, IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS SHOWN ON MAP RECORDED IN BOOK 36, PAGES 37 THROUGH 44, INCLUSIVE OF MISCELLANEOUS RECORDS, IN THE OFFICE OF THE RECORDER OF SAID COUNTY, SAID PORTION BEING DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT OF INTERSECTION OF THE WESTERLY LINE OF ORLENA AVENUE, 60 FEET WIDE, AS SHOWN ON PALM ISLAND TRACT, MAP BOOK 5, PAGE 57 OF MAPS OF SAID COUNTY, WITH A LINE 30.00 FEET NORTHERLY AND PARALLEL WITH THE SOUTHERLY LINE OF SAID LOT 216;

THENCE WESTERLY ALONG SAID PARALLEL LINE,
NORTH 89°53'18" WEST 45.00 FEET TO THE **POINT OF BEGINNING**;

THENCE CONTINUING WESTERLY ALONG SAID PARALLEL LINE,
NORTH 89°53'18" WEST 178.55 FEET;

THENCE LEAVING SAID PARALLEL LINE NORTH 00°06'42" EAST 12.65 FEET;

THENCE NORTH 89°53'54" EAST 157.57 FEET;

THENCE NORTH 01°23'56" EAST 27.04 FEET;

THENCE SOUTH 88°36'04" EAST 5.00 FEET;

THENCE SOUTH 01°23'56" WEST 26.91 FEET;

THENCE NORTH 89°53'54" EAST 15.98 FEET;

THENCE SOUTH 00°06'42" WEST 13.31 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 2,452 SQUARE FEET OR 0.056 ACRES, MORE OR LESS.

ATTACHMENT - A
SERIAL 73176A

ATTACHED HERETO IS EXHBIT "B" AND BY THIS REFERENCE MADE A PART
HEREOF.

THIS LEGAL DESCRIPTION IS NOT INTENDED FOR USE IN THE CONVEYANCE OF
LAND IN VIOLATION OF THE SUBDIVISION MAP ACT OF THE STATE OF
CALIFORNIA.

SUBJECT TO COVENANTS, CONDITIONS, RESTRICTIONS, RIGHTS, RIGHT OF WAY
AND OTHER MATTERS OF RECORD, IF ANY.

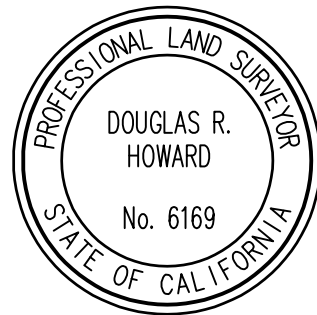
PREPARED BY ME OR UNDER MY DIRECTION:



12/28/2022

DOUGLAS R. HOWARD, PLS 6169
PSOMAS

DATE



ATTACHMENT B

THAT PORTION OF LOT 216 OF THE ALAMITOS TRACT, IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 36, PAGES 37 THROUGH 44, INCLUSIVE OF MISCELLANEOUS RECORDS, IN THE OFFICE OF THE RECORDER OF THE COUNTY OF LOS ANGELES.

LINE DATA:

L1	N 89°53'18" W	178.55'
L2	N 00°06'42" E	12.65
L3	N 89°53'54" E	157.57
L4	N 01°23'56" E	27.04'
L5	S 88°36'04" E	5.00'
L6	S 01°23'56" W	26.91'
L7	N 89°53'54" E	15.98'
L8	S 00°06'42" W	13.31'
L9	N 89°53'18" W	45.00'

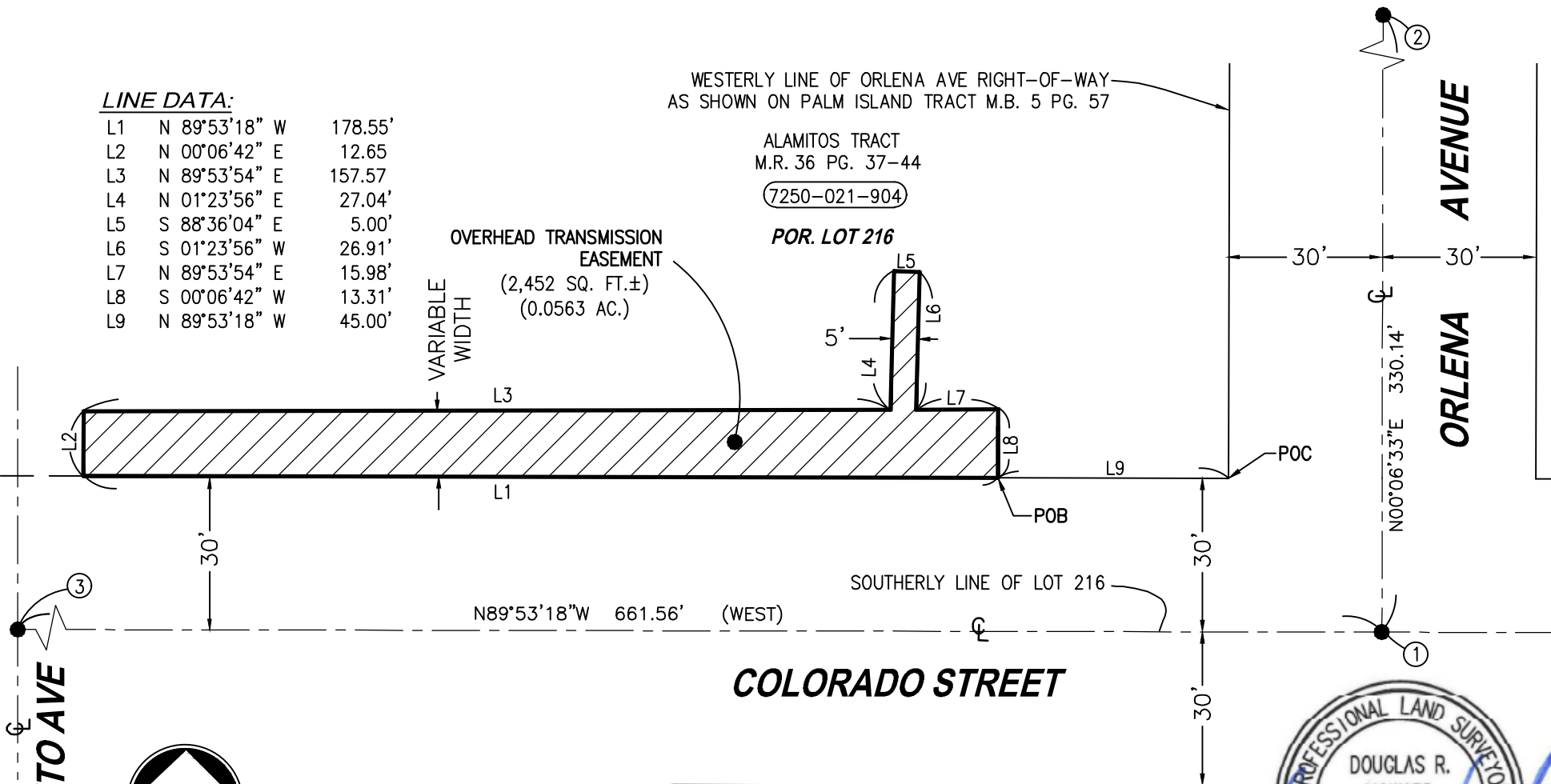
WESTERLY LINE OF ORLENA AVE RIGHT-OF-WAY AS SHOWN ON PALM ISLAND TRACT M.B. 5 PG. 57

ALAMITOS TRACT
M.R. 36 PG. 37-44

(7250-021-904)

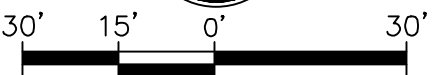
POR. LOT 216

OVERHEAD TRANSMISSION
EASEMENT
(2,452 SQ. FT.±)
(0.0563 AC.)



12/28/2022

NIETO AVE



GRAPHIC SCALE
SCALE: 1" = 30'

NOTE:

SEE SHEET 3 OF 3 FOR LEGEND AND ABBREVIATIONS, RECORD REFERENCE, BASIS OF BEARINGS, DATUM STATEMENT, MONUMENT AND BOUNDARY NOTES.

EXHIBIT "B"

PROJECT NAME: PROJECT 2445 - COLORADO STREET/LAGOON RELOCATION				M.S.: 045-087	SHEET: 1 OF 3
W.O. NO.: 802129394	NOT. NO.: 204021204	CITY: LONG BEACH	COUNTY: LOS ANGELES	STATE: CA	
SURVEYED BY: C. HANSON/Q. HOLLAND		SCE F.B. REF.: N/A	DATE: 12/28/2022		
DRAWN BY: R. WEILAND		MAP REF.: N/A			
CHECKED BY: D. HOWARD	TRES: M. LAMBERT	SERIAL NO.: 73176A	FILE NAME: 2022-802129394_SER73176A.dwg		



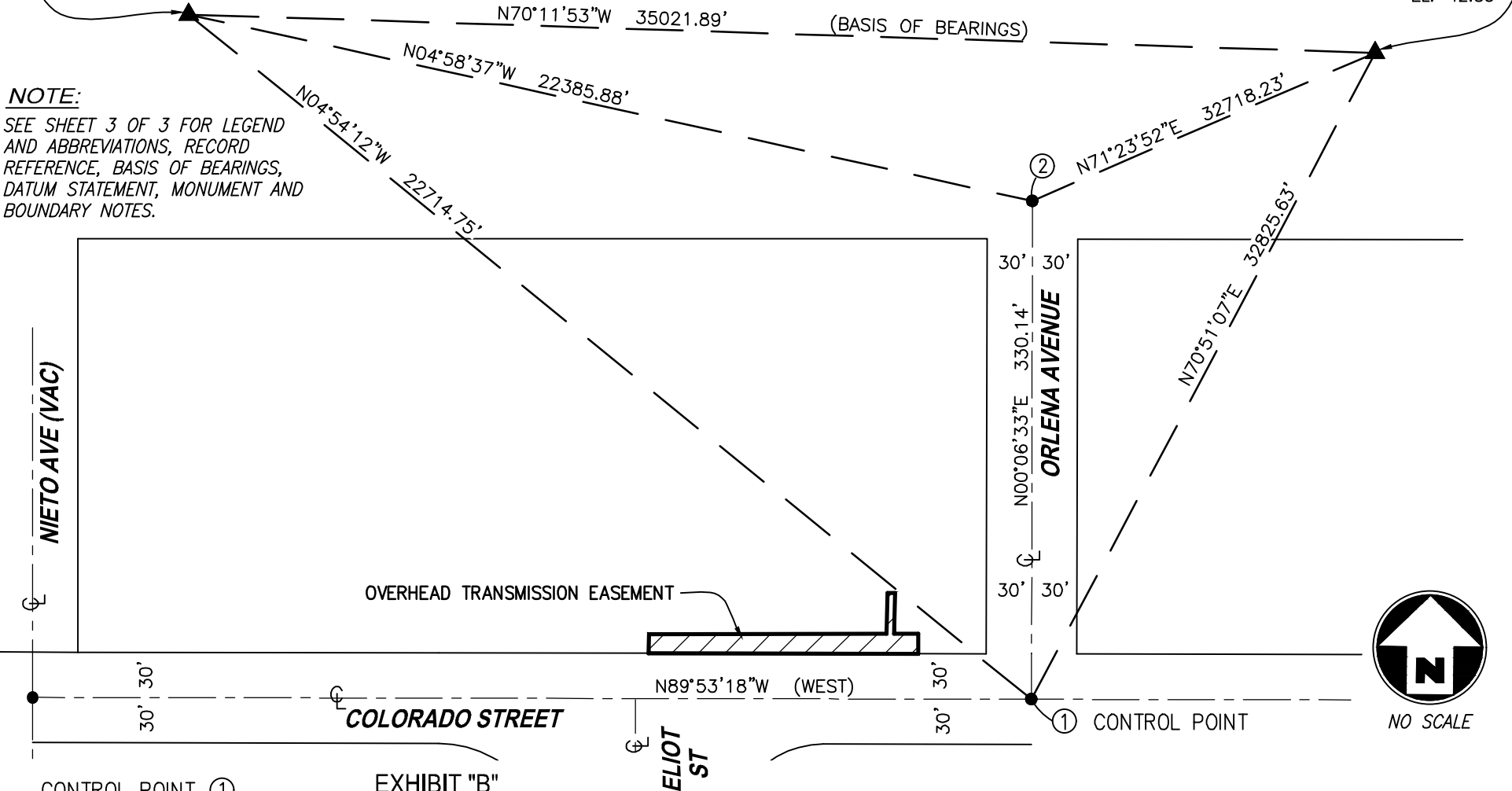
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LBC1
 N: 1761297.412
 E: 6520001.645
 LAT: 33°49'55.4563" NORTH
 LONG: 118°08'13.873971" WEST
 EL: 47.50'

BLSA
 N: 1749432.983
 E: 6552952.642
 LAT: 33°47'58.3611" NORTH
 LONG: 118°01'43.2511" WEST
 EL: 42.83'

NOTE:
 SEE SHEET 3 OF 3 FOR LEGEND AND ABBREVIATIONS, RECORD REFERENCE, BASIS OF BEARINGS, DATUM STATEMENT, MONUMENT AND BOUNDARY NOTES.



CONTROL POINT ①
 N: 1738665.790
 E: 6521943.135
 LAT: 34°03'42.3488" NORTH
 LONG: 66°50'11.5816" WEST
 COMBINED FACTOR = 1.00007269
 EL: 8.95'

EXHIBIT "B"

PROJECT NAME: PROJECT 2445 - COLORADO STREET/LAGOON RELOCATION				M.S.: 045-087	SHEET: 2 OF 3
W.O. NO.: 802129394	NOT. NO.: 204021204	CITY: LONG BEACH	COUNTY: LOS ANGELES	STATE: CA	
SURVEYED BY: C. HANSON/Q. HOLLAND		SCE F.B. REF.: N/A	DATE: 12/28/2022		
DRAWN BY: R. WEILAND		MAP REF.: N/A			
CHECKED BY: D. HOWARD		TRES: M. LAMBERT	SERIAL NO.: 73176A	FILE NAME: 2022-802129394_SER73176A.dwg	



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MONUMENT & BOUNDARY NOTES:

- ① - FOUND BRASS CAP MONUMENT #6680 STAMPED "C.L.B. - RCE 27489 - 1984", IN WELL DOWN 8" AT C/L INTERSECTION OF ORLENA/COLORADO, PER CITY OF LONG BEACH F.B. L-50-040.
- ② - FOUND SPK & WASHER MONUMENT #1447 STAMPED "LS 2488", NO REF., DOWN 3" AT C/L OF ORLENA/VERMONT, PER CITY OF LONG BEACH F.B. L-63-041.
- ③ - FOUND BRASS CAP MONUMENT #756 STAMPED "C.L.B. - RCE 27489 - 1984", IN WELL DOWN 8", PER CITY OF LONG BEACH F.B. L-67-209.

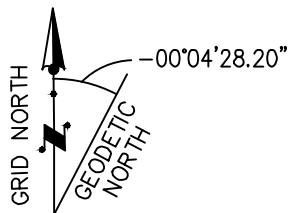
BASIS OF BEARINGS & DATUM STATEMENT:

THE COORDINATES AND/OR BEARINGS SHOWN HEREON ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983 (CCS83), ZONE 5, 2017.50 EPOCH, RELATIVE TO THE NORTH AMERICAN DATUM OF 1983 (NAD 83), IN ACCORDANCE WITH THE CALIFORNIA PUBLIC RESOURCES CODE (PRC) 8801-8819. SAID COORDINATES AND/OR BEARINGS ARE BASED LOCALLY BY HORIZONTALLY CONSTRAINED FIELD-OBSERVED TIES TO THE FOLLOWING CALIFORNIA SPATIAL REFERENCE NETWORK (CSRN) STATIONS.

STATION:	LBC1	STATION:	BLSA
LATITUDE (N):	33°49'55.45627"	LATITUDE (N):	33°47'58.3611"
LONGITUDE (W):	118°08'13.8740"	LONGITUDE (W):	118°01'43.2511"
ELLIPSOID HEIGHT	47.50'	ELLIPSOID HEIGHT:	42.83'
95% ELLIPSE (N):	0.0164	95% ELLIPSE (N):	0.0167
95% ELLIPSE (E):	0.0138	95% ELLIPSE (E):	0.0131
95% ELLIPSE (ELL):	0.0148	95% ELLIPSE (ELL):	0.0148

ALL MEASURED DISTANCES SHOWN HEREON ARE GRID DISTANCES IN REFERENCE TO CCS83 EXPRESSED AS U.S. SURVEY FEET. TO CALCULATE GROUND DISTANCES, DIVIDE GRID DISTANCES BY THE COMBINED FACTOR OF 1.00007269 CALCULATED AT MONUMENT 1 SHOWN HEREON. WITH AN ELEVATION OF 8.95 FEET AND CONVERGENCE ANGLE OF -00°04'28.20"

PLAT IS BASED ON A JUNE 10, 2022 FIELD SURVEY



CONVERGENCE ANGLE

CONVERGENCE ANGLE = -00°04'28.20"
AT POINT "1" PURSUANT TO SECTION 8815.5 OF THE CALIFORNIA PUBLIC RESOURCE CODE.

LEGEND AND ABBREVIATIONS:

	CENTERLINE	POR.	PORTION
	PROPERTY LINE	M.R.	MISCELLANEOUS RECORDS
	OVERHEAD TRANSMISSION EASEMENT	PG.	PAGE
POC	POINT OF COMMENCEMENT	REF.	REFERENCE
POB	POINT OF BEGINNING	SPK	SPIKE
	CENTERLINE	F.B.	FIELD BOOK
	ASSESSOR'S PARCEL NUMBER	EL	ELEVATION
	GPS TRAVERSE LINE	NO.	NUMBER
	RIGHT OF WAY	CL	CENTERLINE
		AVE	AVENUE
		M.B.	MAP BOOK

EXHIBIT "B"

RECORD REFERENCE

(XX.XX') - INDICATES RECORD DATA PER ALAMITOS TRACT, M.R. 36 PG. 37-44

PROJECT NAME: PROJECT 2445 - COLORADO STREET/LAGOON RELOCATION				M.S.: 045-087	SHEET: 3 OF 3
W.O. NO.: 802129394	NOT. NO.: 204021204	CITY: LONG BEACH	COUNTY: LOS ANGELES	STATE: CA	
SURVEYED BY: C. HANSON/Q. HOLLAND		SCE F.B. REF.: N/A	DATE: 12/28/2022		
DRAWN BY: R. WEILAND		MAP REF.: N/A			
CHECKED BY: D. HOWARD	TRES: M. LAMBERT	SERIAL NO.: 73176A	FILE NAME: 2022-802129394_SER73176A.dwg		

ATTACHMENT C

RECORDING REQUESTED BY SOUTHERN CALIFORNIA EDISON COMPANY	
WHEN RECORDED MAIL TO SOUTHERN CALIFORNIA EDISON COMPANY 2 INNOVATION WAY, 2 ND FLOOR POMONA, CA 91768 ATTN: TITLE & REAL ESTATE SERVICES	

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT OF EASEMENT

Location: City of Long Beach
 A.P.N.: 7250-021-904
 V&LM File No.: ACQ204021204
 SCE Doc No.: 526416

DOCUMENTARY TRANSFER TAX \$ _____	Serial No. 73176A
_____ COMPUTED ON FULL VALUE OF PROPERTY CONVEYED	Service Order No. 802129394
_____ OR COMPUTED ON FULL VALUE LESS LIENS AND ENCUMBRANCES REMAINING AT TIME OF SALE	Approved Vegetation & Land Management
_____ SO. CALIF. EDISON CO.	BY SF DATE 09/23/2022
SIGNATURE OF DECLARANT OR AGENT DETERMINING TAX FIRM NAME	SCE LAW Approved: MR

CITY OF LONG BEACH, a municipal corporation, hereinafter called "Grantor", hereby grants to SOUTHERN CALIFORNIA EDISON COMPANY, a corporation, its successors and assigns, hereinafter called "Grantee", an easement and right of way to construct, use, maintain, alter, add to, enlarge, repair, replace, inspect, and/or remove, at any time and from time to time, electric lines, consisting of poles and towers made of various materials, "H" frame structures, guy wires and anchors, crossarms, wires and other fixtures and appliances and communication circuits with necessary appurtenances, both overhead and underground, for conveying electric energy to be used for light, heat, power, telephone and/or other purposes, in, under, on, over, along and across a strip of land of varying width, hereinafter described and designated as "Right of Way Strip," lying within that certain real property of the Grantor, situated in the County of Los Angeles, State of California, described as follows:

The portion of Farm Lot 216 of the Alamitos Tract, in the City of Long Beach, County of Los Angeles, State of California, as per map recorded in Book 36, pages 37 to 44 inclusive, of Miscellaneous Records in the office of the County Recorder of the County of Los Angeles, and described in deeds to Pacific Electric Railway Company, recorded in Book 1929, Page 147 of Deed and in Book 1935, Page 91 of Deeds, both in the office of the County Recorder of said County.

The said Right of Way Strip is more particularly described on the Exhibit "A" and more particularly depicted on the Exhibit "B", both attached hereto and by this reference made a part hereof.

Grantor further grants, bargains, sells and conveys unto the Grantee the right of assignment, in whole or in part, to others, without limitation, and the right to apportion or divide in whatever manner Grantee deems desirable, any one or more, or all, of the easements and rights, including but not limited to all rights of access and ingress and egress granted to the Grantee by this Grant of Easement.

Grantor hereby also grants to Grantee, its successors and assigns, and its and their contractors, agents, and employees, the right to clear and to keep clear said Right of Way Strip, free from explosives, buildings, equipment, brush, combustible material and any and all other obstructions of any kind (except for those herein provided) and the right to trim or remove any tree

ATTACHMENT C

Grant of Easement
City of Long Beach to
S.C.E. Co., a corp.
Serial No. 73176A
V&LM File No.: ACQ204021204

or shrub which in the opinion of Grantee, may endanger said electric lines or any part thereof or interfere with the exercise of the rights herein granted.

Grantor represents and warrants that it is the fee owner of the Right of Way Strip pursuant to AB _____ of _____, and that the Right of Way Strip is subject to certain public trust restrictions in accordance therewith. Grantor shall indemnify and hold harmless Grantee from any loss or liability resulting from any claim or lawsuit which asserts that Grantee's use of the Right of Way in accordance with this agreement violates said public trust restrictions or otherwise that Grantor lacks authority to grant this easement.

The terms, covenants and conditions of this Grant of Easement shall bind and inure to the benefit of the successors and assigns of Grantor and the successors and assigns of Grantee.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed by its officers thereunto duly authorized, this _____ day of _____, 20____.

CITY OF LONG BEACH,
a municipal corporation

By _____
Name _____
Its _____

By _____
Name _____
Its _____

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Serial No. 73176A
V&LM File No.: ACQ204021204

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of _____)

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 by 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 laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____

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Serial No. 73176A
V&LM File No.: ACQ204021204

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State of California)

County of _____)

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 by 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.

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WITNESS my hand and official seal.

Signature _____