

Honorable Mayor and Members
of the Marina City Council

City Council Meeting of
June 21, 2016

**CITY COUNCIL CONSIDER ADOPTING RESOLUTION NO. 2016,
AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO
THE PROPERTY TRANSFER AND HYDRANT MAINTENANCE
AGREEMENT ON BEHALF OF THE CITY OF MARINA SUBJECT TO
FINAL REVIEW BY THE CITY ATTORNEY**

RECOMMENDATION:

It is recommended that the City Council:

1. Authorizing the Mayor to execute an Amendment to the Property Transfer and Hydrant Maintenance Agreement on behalf of the City of Marina subject to final review by the City Attorney

BACKGROUND:

On July 14, 1992, the City of Marina entered into an Agreement with the Marina Coast Water District (MCWD) and the Monterey Regional Water Pollution Control Agency (MRWPCA). The Agreement provided for the transfer of property ownership for the Percolation Lot identified as 180 Reservation Road to the MRWPCA for the construction of a new sewer pump station. It also included MCWD's maintenance responsibilities for all public fire hydrants within the City.

The Agreement also recognized that the property to be transferred is a working percolation basin and a new drainage system would be installed by the MRWPCA to divert the basin drainage to Locke Paddon Park. The design and construction of the storm water diversion system (i.e., the "Existing Drainage System" in the proposed Amendment) was included in the 1992 design plans for the Pump Station constructed on the percolation lot. MCWD was responsible for maintenance of the Existing Drainage System. The Agreement further provided for the subsequent construction of an alternate system (i.e., the "Alternative Drainage System" in the proposed Amendment) to the Existing Drainage System to be constructed in the future to eliminate the diversion of flows into Locke Paddon Park.

ANALYSIS:

The Reservation Road roundabout construction project included improvements to the drainage system on Reservation Road from Del Monte to north of Seaside Circle. The project presented an opportunity to replace the Existing Drainage System with the Alternative Drainage System. The Alternative Drainage System serves Hilo Avenue, Kailua Circle, Ninole Drive as well as the MRWPCA pump station. The Alternative Drainage System installed a new percolation system that filters and catches debris before infiltration. . The cost of the Alternative Drainage System is to be equally divided between the City, MCWD and MRWPCA. The proposed Amendment sets forth the maintenance responsibilities for the Alternative Drainage System in respects to the City's property and MRWPCA's property. MCWD will no longer have any maintenance responsibilities for the Existing or Alternative Drainage Systems.

FISCAL IMPACT:

Should the Council approve this request, the City is to receive \$9,516.67 from MCWD for the District's proportionate costs of the Alternative Drainage System per the agreement.

CONCLUSION:

This request is submitted for City Council consideration and possible action.

Respectfully submitted,

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

REVIEWED/CONCUR:

Nourdin Khayata, P.E.
Acting City Engineer
City of Marina

Layne P. Long
City Manager
City of Marina

RESOLUTION NO. 2016-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARINA
AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE
PROPERTY TRANSFER AND HYDRANT MAINTENANCE AGREEMENT ON
BEHALF OF THE CITY OF MARINA SUBJECT TO FINAL REVIEW BY THE
CITY ATTORNEY

WHEREAS, on July 14, 1992, the City of Marina entered into an Agreement with the Marina Coast Water District (MCWD) and the Monterey Regional Water Pollution Control Agency (MRWPCA). The Agreement provided for the transfer of property ownership for the Percolation Lot identified as 180 Reservation Road to the MRWPCA for the construction of a new sewer pump station. It also included MCWD's maintenance responsibilities for all public fire hydrants within the City.

WHEREAS, the Agreement also recognized that the property to be transferred is a working percolation basin and a new drainage system would be installed by the MRWPCA to divert the basin drainage to Locke Paddon Park. The design and construction of the storm water diversion system (i.e., the "Existing Drainage System" in the proposed Amendment) was included in the 1992 design plans for the Pump Station constructed on the percolation lot. MCWD was responsible for maintenance of the Existing Drainage System. The Agreement further provided for the subsequent construction of an alternate system (i.e., the "Alternative Drainage System" in the proposed Amendment) to the Existing Drainage System to be constructed in the future to eliminate the diversion of flows into Locke Paddon Park.

WHEREAS, the Reservation Road roundabout construction project included improvements to the drainage system on Reservation Road from Del Monte to north of Seaside Circle. The project presented an opportunity to replace the Existing Drainage System with the Alternative Drainage System. The Alternative Drainage System serves Hilo Avenue, Kailua Circle, Ninole Drive as well as the MRWPCA pump station. The Alternative Drainage System installed a new percolation system that filters and catches debris before infiltration. . The cost of the Alternative Drainage System is to be equally divided between the City, MCWD and MRWPCA. The proposed Amendment sets forth the maintenance responsibilities for the Alternative Drainage System in respects to the City's property and MRWPCA's property. MCWD will no longer have any maintenance responsibilities for the Existing or Alternative Drainage Systems.

WHEREAS, should the Council approve this request, the City is to receive \$9,516.67 from MCWD for the District's proportionate costs of the Alternative Drainage System per the agreement.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Marina does hereby

1. Authorize the Mayor to execute an Amendment to the Property Transfer and Hydrant Maintenance Agreement on behalf of the City of Marina subject to final review by the City Attorney

PASSED AND ADOPTED, at a regular meeting of the City Council of the City of Marina, duly held on the 21st day of June 2016, by the following vote:

AYES: COUNCIL MEMBERS:
NOES: COUNCIL MEMBERS:
ABSENT: COUNCIL MEMBERS:
ABSTAIN: COUNCIL MEMBERS:

Bruce C. Delgado, Mayor

ATTEST:

Anita Shepherd-Sharp, City Clerk