

ITEM 4 ATTACHMENT A

**RESOLUTION NO. 2016-1539**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALABASAS 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 PRIVATE DRAIN NO. 1795 IN THE CITY OF CALABASAS FOR FUTURE OPERATION, MAINTENANCE, REPAIR, AND IMPROVEMENT, AND AUTHORIZE THE TRANSFER AND CONVEYANCE THEREOF.**

**WHEREAS**, there have been dedicated to, or the City of Calabasas has otherwise acquired, the storm drain improvements and drainage system known as Private Drain (PD) No. 1795, depicted on Los Angeles County Flood Control District Drawing No. 361-F39 1-3 on file with the Director of Public Works for the County Los Angeles; and

**WHEREAS**, the City is authorized and empowered to transfer and convey to the Los Angeles County Flood Control District (hereinafter referred to as District) any storm drain improvements and drainage systems for future operation, maintenance, repair, and improvement; and

**WHEREAS**, the City and the District entered into an Agreement dated April 7, 1992, and recorded April 30, 1992, as Document No. 92-780219, of the Official Records in the Registrar-Recorder/County Clerk's office, 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 from the City to the District for future operation, maintenance, repair, and improvement.

**NOW, THEREFORE, BE IT RESOLVED**, that the City does hereby request the District to accept the transfer and conveyance of the storm drain improvements and drainage system depicted on District Drawing No. 361-F39 1-3 on file with the Director of Public Works for the County of Los Angeles.

**BE IT FURTHER RESOLVED** that, subject to the acceptance thereof of the Board of Supervisors of the District, the City Engineer is directed and ordered to prepare all necessary instruments and documents to effectuate the transfer and

conveyance and that the Mayor is authorized and instructed to execute said documents and other instruments. The District shall have no obligation or responsibility to maintain the storm drain, improvements, and drainage until all rights of way for the drain now vested in the City and all other necessary rights of way have been conveyed to and accepted by the District.

The City Clerk shall certify to the adoption of the resolution and shall cause the same to be processed in the manner required by law.

**PASSED, APPROVED AND ADOPTED** this 14<sup>th</sup> day of December 2016.

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Mary Sue Maurer, Mayor

ATTEST:

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Maricela Hernandez, MMC  
City Clerk

APPROVED AS TO FORM:

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Scott H. Howard, City Attorney