June 2, 2009

TO: Mayor and City Council

FROM: Mark J. Madison, Director of Municipal Utilities

SUBJECT: DELTA WATER SUPPLY PROJECT INTAKE AND PUMP STATION FACILITY PROPERTY NEGOTIATION

RECOMMENDATION

It is recommended that the City Council adopt a resolution authorizing the City Manager to negotiate for the acquisition of real property necessary for the construction of the Delta Water Supply Project Intake and Pump Station Facility and authorize the City Manager to take such other actions as are appropriate to carry out the purpose and intent of the resolution.

Summary

In order to be able to proceed with construction of the Delta Water Supply Project Intake and Pump Station Facility in September 2009, the acquisition process for easements and rights of way must be completed over the next few months. City Council approval is required to carry out the acquisition process.

DISCUSSION

Background

On November 8, 2005, the City Council approved the Delta Water Supply Project and associated environmental documents and directed City staff to proceed with the design, financing and permitting for the project. City Council further directed City staff to bring back for Council consideration certain items, including authorization to acquire any interests in land at such time as it is appropriate for the City to take further actions to proceed with the project.

Design of the Delta Water Supply Project Intake and Pump Station Facility is nearly complete and ready to advertise for bids. It is anticipated that a construction contract will be awarded in August 2009 with a Notice to Proceed with construction on or about September 1, 2009. Due to environmental and regulatory constraints, it is critical to the overall Delta Water Supply Project schedule that construction of the Intake and Pump Station Facility begin as soon as possible after the award of a construction contract.

In order to be able to proceed with construction in September 2009, the acquisition process for the easements and rights of way must be completed. Appraisals of the required properties have been prepared.
DELTA WATER SUPPLY PROJECT INTAKE AND PUMP STATION FACILITY PROPERTY NEGOTIATION

(Page 2)

Present Situation

The acquisition of easements and rights of way from portions of Assessor’s Parcel Numbers 069-010-11, 069-010-15 and 069-090-32 are necessary for construction. Initial offers for purchase have been prepared and are ready to send to the property owners. City Council approval is required to complete the acquisition process.

FINANCIAL SUMMARY

Funds are currently available in the Delta Water Supply Project account (Account No. 399-9922-670) to provide for the property acquisitions.

Prepared by: Michael Callahan

Respectfully submitted,

MARK J. MADISON
DIRECTOR OF MUNICIPAL UTILITIES

APPROVED:

J. GORDON PALMER, JR.
CITY MANAGER

::ODMA\GRPWISE\COS.MUD.MUD_Library:132478.1
Delta Water Supply Project
Intake and Pump Station Facility Location
EXISTING RECLAMATION DISTRICT R/W
BRASS DISK STAMPED "EMPIRE 1997"
COSHS, R.S. 35-05 MONUMENT NO. 1
CH=N78°01'25"W 46.56
NAD83 TO
CCS83=III
1991.35 EPOCH
N 2203980.92
E 6274413.30
S63°58'18"W 185.42
R=112.00'
Δ=20°7'12"
L=39.33'
CH=S74°01'54"W 39.13
N86°28'37"E 153.03'
R=750.00'
Δ=54°3'05"
L=74.85'
CH=N83°37'05"E 74.82'

BASIS OF BEARINGS:
A LINE FROM COS MONUMENT STAMPED "9N-3" TO
COS MONUMENT STAMPED "EMPIRE 1997" WHICH
BEARS SOUTH 82°16'34" WEST, A GRID DISTANCE
OF 36,157.15 FEET. GRID DISTANCES SHOWN MUST
BE MULTIPLIED BY 1.000005256 TO OBTAIN GROUND
DISTANCES.

PRESENTED BY SIEGRIED ENGINEERING, INC.
23' WIDE LEVEE ACCESS EASEMENT CENTERLINE DESCRIBED (11' NORTH AND 12' SOUTH OF CENTERLINE) 18,700 S.F.

**LEGEND:**
- **BOB**: BASIS OF BEARINGS
- **D.N.**: DOCUMENT NUMBER
- **I.N.**: INSTRUMENT NUMBER
- **O.R.**: OFFICIAL RECORDS
- **N.O.**: NUMBER
- **O/S**: OFF SET
- **MLLW**: MEAN LOWER LOW WATER
- **VOL. PG.**: VOLUME PAGE
- **R.S.**: RECORD OF SURVEY, BOOK-PAGE
- **POB**: POINT OF BEGINNING
- **POC**: POINT OF COMMENCEMENT
- **COS/CS**: CITY OF STOCKTON HORIZONTAL CONTROL SYSTEM
- **NAD83**: NORTH AMERICAN DATUM OF 1983

**BASIS OF BEARINGS:**
A LINE FROM COS MONUMENT STAMPED "9N-3" TO COS MONUMENT STAMPED "EMPIRE 1997" WHICH BEARS SOUTH 82°16'34" WEST, A GRID DISTANCE OF 36,157.15 FEET. GRID DISTANCES SHOWN MUST BE MULTIPLIED BY 1.00000256 TO OBTAIN GROUND DISTANCES.

**CURVE TABLE:**

<table>
<thead>
<tr>
<th>Curve #</th>
<th>Radius</th>
<th>Delta</th>
<th>Length</th>
<th>Chord Bearing</th>
</tr>
</thead>
<tbody>
<tr>
<td>C1</td>
<td>100.00</td>
<td>22'04''43''</td>
<td>38.53</td>
<td>N75°00'39''E 38.30'</td>
</tr>
<tr>
<td>C2</td>
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<td>20'00''00''</td>
<td>34.91</td>
<td>S73°58'18''W 34.73'</td>
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<tr>
<td>C3</td>
<td>100.00</td>
<td>30'00''00''</td>
<td>52.36</td>
<td>N81°01'42''W 51.76'</td>
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<tr>
<td>C4</td>
<td>100.00</td>
<td>24''53''19''</td>
<td>43.44</td>
<td>S78°28'21''E 43.10'</td>
</tr>
</tbody>
</table>

**VICINITY MAP**

**PREPARED BY SIEGFRIED ENGINEERING, INC.**

**APN: 069-010-11**

**DEPARTMENT OF PUBLIC WORKS**

**NO. 8092**

**PROFESSIONAL LAND SURVEYOR**

**CITY ENGINEER**

**SIGNATURE**

**DATE**

**DRAWING**
BASIS OF BEARINGS:
A line from COG MONUMENT STAMPED "9N-3" TO COG MONUMENT STAMPED "EMPIRE 1997" WHICH BEARS SOUTH 82°16'34" WEST, A GRID DISTANCE OF 36,157.15 FEET. GRID DISTANCES SHOWN MUST BE MULTIPLIED BY 1.00005256 TO OBTAIN GROUND DISTANCES.

LEGEND:
BOB BASIS OF BEARINGS
I.N. INSTRUMENT NUMBER
D.N. DOCUMENT NUMBER
O.R. OFFICIAL RECORDS
N. NUMBER
VOL. VOLUME
PG. PAGE
POB POINT OF BEGINNING
POC POINT OF COMMENCEMENT
R/W RIGHT OF WAY
(R) RADIAL BEARING
R.S. RECORD OF SURVEY, BOOK-PAGE
COSHC5 CITY OF STOCKTON HORIZONTAL CONTROL SYSTEM
CCS83-III CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 3
NAD83 NORTH AMERICAN DATUM OF 1983

SEE SHEET 2 FOR LINE, CURVE AND RADIAL BEARING TABLES

PREPARED BY SIEGFRIED ENGINEERING, INC.
APPROVED BY:

CITY OF STOCKTON
DEPARTMENT OF PUBLIC WORKS
EXISTING RECLAMATION DISTRICT R/W

WATER LINE
L=117.98' R=338.00'
Δ=20'00"00"
S73°58'18"W 117.98'
N6°35'18"E 134.29'

NEW RECLAMATION DISTRICT R/W
N83°58'18"E L=176.98' R=338.00'
325.25'
Δ=30'00"00"
S81°01'42"W 174.96'
N8°58'07"W 114.05'

3.46 AC

L=59.88' R=600.00'
Δ=5°43'05"
N83°37'05"E 59.85'
N8°11'53"E

992.11'
Δ=13'38'48"
S87°34'55"W 857.79'

8 MILE ROAD C

POB

LEGAL DISK STAMPED
"EMPIRE 1997" COSHCS,
R.S. 35-05 MONUMENT NO.1
NAD 83 TO CCS83-III
1991.35 EPOCH
N 2203980.82
E 6274413.30

LEGEND:

I.N. INSTRUMENT NUMBER
D.N. DOCUMENT NUMBER
O.R. OFFICIAL RECORDS
NO. NUMBER
VOL. VOLUME
PG. PAGE
POB RECORD OF SURVEY, BOOK-PAGE
POC POINT OF BEGINNING
COSHCS CITY OF STOCKTON HORIZONTAL
CONTROL SYSTEM
CCS83-III CALIFORNIA COORDINATE SYSTEM
OF 1983, ZONE 3
NAD83 NORTH AMERICAN DATUM OF 1983
BOB BASIS OF BEARINGS
R/W RIGHT OF WAY

BASIS OF BEARINGS:
A LINE FROM COS MONUMENT
STAMPED "9N-3" TO COS
MONUMENT STAMPED "EMPIRE
1997" WHICH BEARS SOUTH
S73°58'18" W, A GRID
DISTANCE OF 36,157.15 FEET.
GRID DISTANCES SHOWN MUST
BE MULTIPLIED BY 1.00005256
TO OBTAIN GROUND DISTANCES.

PREPARED BY SIEGFRIED ENGINEERING, INC.

APN: 069-090-32

CITY OF STOCKTON
DEPARTMENT OF PUBLIC WORKS

APPROVED BY:

CITY ENGINEER

DATE:

DRAWING NO:

11/12/08
EMPIRE TRACT
DELTA FARMS RECLAMATION DISTRICT NO. 2029, VOL 1855, PG. 382, O.R.
PARCEL "I" PA 03-280, PA 0300280, D.N. 2003-216396
ROBERT A. CAFFESE, I.N. 95100796

EXISTING RECLAMATION
DISTRICT R/W

LEVEE CROSSING EASEMENT
3082 SQUARE FEET

R=600.00'
\[ A=534'35" \]
\[ L=58.40" \]
CH=NS8'41'20"E 58.37'

EXISTING WATER LINE

N86°28'37"E
24.67'
S20°59'52"E
27.30'
POB
N20°59'52"W
92.71'
N73°54'59"E
75.47'

EXISTING WATER LINE

BRASS DISK STAMPED
"EMPIRE 1997"

S82°16'34"W
36157.15 (GRID)

BOB

NAD83 TO
CCS83-III
1991.35 EPOCH
N 22058840.50
E 6310242.39

STOCKTON DEEP WATER CHANNEL

LEGEND:
I.N. INSTRUMENT NUMBER
D.N. DOCUMENT NUMBER
O.R. OFFICIAL RECORDS
NO. NUMBER
VOL. VOLUME
PG. PAGE
G.S. RECORD OF SURVEY BOOK-PAGE
POB POINT OF BEGINNING
POC POINT OF COMMENCEMENT
COSHCS CITY OF STOCKTON HORIZONTAL
CONTROL SYSTEM
CCS83-III CALIFORNIA COORDINATE SYSTEM
OF 1983, ZONE 3
NAD83 NORTH AMERICAN DATUM OF 1983
BOB BASIS OF BEARINGS
R/W RIGHT OF WAY

BASIS OF BEARINGS:
A LINE FROM COS MONUMENT
STAMPED "9N-3" TO COS MONUMENT
STAMPED "EMPIRE 1997 WHICH BEARS
SOUTH 82°16'34" WEST, A GRID
DISTANCE OF 36,157.15 FEET. GRID
DISTANCES SHOWN MUST BE
MULTIPLIED BY 1.00005256 TO OBTAIN
GROUND DISTANCES.

PREPARED BY SIEGFRIED ENGINEERING, INC.

LEVEE CROSSING EASEMENT
APN: 069-090-32

CITY OF STOCKTON
DEPARTMENT OF PUBLIC WORKS

4483.1A
EMPIRE TRACT
DELTA FARMS RECLAMATION DISTRICT NO. 2029, VOL. 1855, PG. 382, O.R.
PARCEL "I", PA 03-200, PA 0300280, D.N. 2003-216389
ROBERT A. CAFFESE, I.N. 95100795

TEMPORARY SOIL STOCKPILE
AREA EASEMENT
37,494 SQUARE FEET

BRASS DISK STAMPED "9N-3"
COSHCS
R.S. 35-05
MONUMENT NO. 277
NAD83 TO CCS83-III
1991.35 EPOCH
N 2203980.92
E 6274413.30

36157.15' (GRID)
EXISTING WATER LINE
EXISTING RECLAMATION DISTRICT R/W

STOCKTON DEEP WATER CHANNEL

<table>
<thead>
<tr>
<th>#</th>
<th>RADIUS</th>
<th>DELTA</th>
<th>LENGTH</th>
<th>CH. BEARING</th>
<th>CH. DIST.</th>
</tr>
</thead>
<tbody>
<tr>
<td>C1</td>
<td>26390.00'</td>
<td>0'15'52&quot;</td>
<td>121.75'</td>
<td>S09°58'37&quot;E</td>
<td>121.75'</td>
</tr>
<tr>
<td>C2</td>
<td>112.00'</td>
<td>20'07'12&quot;</td>
<td>39.33'</td>
<td>S74°01'54&quot;W</td>
<td>39.13'</td>
</tr>
</tbody>
</table>

# BEARING LENGTH

<table>
<thead>
<tr>
<th>#</th>
<th>BEARING</th>
<th>LENGTH</th>
</tr>
</thead>
<tbody>
<tr>
<td>L1</td>
<td>N21°43'55&quot;W</td>
<td>43.70'</td>
</tr>
<tr>
<td>L2</td>
<td>N48°25'23&quot;W</td>
<td>66.05'</td>
</tr>
<tr>
<td>L3</td>
<td>N47°45'41&quot;W</td>
<td>54.65'</td>
</tr>
<tr>
<td>L4</td>
<td>N16°39'26&quot;W</td>
<td>82.97'</td>
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<tr>
<td>L5</td>
<td>N10°12'49&quot;W</td>
<td>70.14'</td>
</tr>
<tr>
<td>L6</td>
<td>N86°20'57&quot;E</td>
<td>56.82'</td>
</tr>
</tbody>
</table>

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D.N. DOCUMENT NUMBER
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VICINITY MAP

PREPARED BY SIEGFRIED ENGINEERING, INC.
APN: 069-010-11
CITY OF STOCKTON
DEPARTMENT OF PUBLIC WORKS

REV. NO. REV. DATE REV. BY
11/19/08

REQUESTED BY

DIGITIZED

DRAWING NO. 79

4482A
TEMPORARY SOIL STOCKPILE AREA EASEMENT

Existing Water Line

STOCKTON DEEP WATER CHANNEL

LEGEND:

INSTRUMENT NUMBER
DOCUMENT NUMBER
OFFICIAL RECORDS
NUMBER
VOLUME
PAGE
RECORD OF SURVEY BOOK-PAGE
POINT OF BEGINNING
POINT OF COMMENCEMENT
CITY OF STOCKTON HORIZONTAL CONTROL SYSTEM
CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 3
NAD83 NORTH AMERICAN DATUM OF 1983
POC BASIS OF Bearings
R/W RIGHT OF WAY

BASIS OF Bearings:
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PREPARED BY SIEGFRIED ENGINEERING, INC.

REV. NO. REV. DATE REV. BY
11/18/08

DIGITIZED

DWG. BY RBW SCALE

1''= 200'

CK. BY MDJ

CITY OF STOCKTON
DEPARTMENT OF PUBLIC WORKS

EMPLOYE TRACT
DELTA FARM RECLAMATION DISTRICT NO. 2029, VOL. 1855, PG. 382, O.R.
PARCEL "I" PA 03-280, PA 030280, D.N. 2003-216389
ROBERT A. CAFFESE, I.N. 95100796

BRASS DISK STAMPED "9N-3"
COSHCS.
R.S. 35-05
MONUMENT NO. 277
NAD83 TO CCS83-III
1991.35 EPOCH
N 2200840.50
E 6310242.39

EXISTING RECLAMATION DISTRICT R/W

EXISTING WATER LINE

L6 L7 L8 L9 L10 L11 L12 L13
C1 S79°53'27''W(R)

S60°06'06''W
91.83'

S60°06'06''W
1.865 ACRES

L6 N86°20'57''E 25.82'
L7 N90°00'00''E 81.48'
L8 S51°56'52''E 9.57'
L9 N86°28'37''E 66.02'
L10 N21°34'50''W 29.57'
L11 N43°14'28''W 68.71'
L12 N25°31'47''W 27.55'
L13 N51°56'52''W 21.81'

#, RADIUS, DELTA, LENGTH, CH. BEARING, CH. DIST
C1 26390.00 0°15'52'' 121.75 509°58'37''E 121.75

#, BEARING, LENGTH
L6 N86°20'57''E 25.82'
L7 N90°00'00''E 81.48'
L8 S51°56'52''E 9.57'
L9 N86°28'37''E 66.02'
L10 N21°34'50''W 29.57'
L11 N43°14'28''W 68.71'
L12 N25°31'47''W 27.55'
L13 N51°56'52''W 21.81'

NO. BASIS OF BEARINGS

VOC. CITY OF STOCKTON

PAGE

RECORD OF SURVEY BOOK-PAGE

EXHIBIT M

ELEPHANT SITE

HIGHWAY 12

INTERSTATE 59

EIGHT MILE ROAD

HAMMER LANE

HIGHWAY 85

4482.1A
RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE FOR THE ACQUISITION OF PROPERTY REQUIRED FOR CONSTRUCTION OF THE DELTA WATER SUPPLY PROJECT INTAKE AND PUMP STATION FACILITY

On November 8, 2005, the City Council approved the Delta Water Supply Project (the “Project”) and associated environmental documents by Resolution 05-0493; and

In Resolution 05-0493 the City Council required that acquisition of real property necessary for the construction of the Project not be commenced unless and until specific authorization from the City Council was obtained; and

By approval of this resolution the City Council intends to provide authorization to negotiate for the acquisition of real property for a portion of the Project; the Delta Water Supply Project Intake and Pump Station Facility; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON AS FOLLOWS:

1. The City Manager is authorized to negotiate for the acquisition of real property necessary for the construction of the Delta Water Supply Project Intake and Pump Station Facility.

2. Environmental Clearance for this project was approved by Resolution No. 05-0493, adopted on November 8, 2005, and said project is in compliance with the General Plan.

3. The City Manager is authorized to take the appropriate actions to carry out the purpose and intent of this resolution.

PASSED, APPROVED and ADOPTED ____________________________

ATTEST: ________________________________________________

ANN JOHNSTON, Mayor
of the City of Stockton

KATHERINE GONG MEISSNER,
City Clerk of the City of Stockton