

0150-12212-0000

**TRANSMITTAL**

TO Martin L. Adams, General Manager Los Angeles Department of Water and Power	DATE 03/13/2023	COUNCIL FILE NO.
FROM The Mayor	COUNCIL DISTRICT All	

**LOS ANGELES DEPARTMENT OF WATER AND POWER  
SALE OF GRANT OF EASEMENT TO THE COUNTY OF INYO FOR THE  
PINECREEK BRIDGE REPLACEMENT PROJECT**

Approved and transmitted for further processing including Council consideration.  
See the City Administrative Officer report attached.

  
MAYOR

(Chris Thompson for)

MWS:IR:10230064

REPORT FROM

## OFFICE OF THE CITY ADMINISTRATIVE OFFICER

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Date:

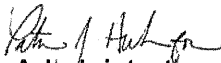
CAO File No.: 0150-12212-0000

Council File No.:

Council District:

To: The Mayor

From: Matthew W. Szabo, City Administrative Officer



Reference: Communication from the Department of Water and Power dated October 11, 2022; referred by the Mayor for report on October 19, 2022

Subject: **LOS ANGELES DEPARTMENT OF WATER AND POWER – GRANT OF EASEMENT TO THE COUNTY OF INYO FOR THE PINE CREEK BRIDGE REPLACEMENT PROJECT**

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### RECOMMENDATION

That the Mayor:

1. Approve the proposed Resolution and Ordinance approving the sale of easement to the County of Inyo for the Pine Creek Bridge Replacement Project, located in Inyo County, California, for temporary right of way for the construction phase and staging area, and permanent access for ongoing maintenance; and,
2. Return the proposed Resolution and Ordinance to the Department for further processing, including Council consideration, and approval pursuant to Charter Section 675(d) (2).

### SUMMARY

Approval of the proposed Resolution and Ordinance will authorize the Los Angeles Department of Water and Power (LADWP) to authorize the sale of easement to the County of Inyo for the Pine Creek Bridge Replacement Project located in Inyo County, California. The County is proposing to construct a new bridge over a portion of Pine Creek to replace the existing County Bridge that collapsed in 2017, along with widening the roadway. LADWP owns the strip of land on either side of the bridge and access to the Project site is needed. LADWP entered into a right of way agreement in March 2021 with the County to facilitate the start of the project with the understanding that subsequent approvals for the sale of the easement are required by the Board of Water and Power Commissioners (Board) and the City Council pursuant to the City Charter Section 675 (d) (2)., no real property rights or interest held by the Board shall be sold, leased, or otherwise disposed of, or in any manner withdrawn from its control, unless authorized by the Board, and approved by the City Council. The sale of the easement will generate \$1,150 in revenue.

## **BACKGROUND**

In 2017, the Pine Creek Bridge collapsed due to high water flow which eroded the soil behind the bridge abutments resulting in the collapse and closure of North Valley Road. The County is proposing to build a new bridge over a portion of the Pine Creek and reopen the road to vehicular traffic. The County has requested an Easement to widen the road to make room for the new bridge abutments, and to access the City owned property located adjacent to the bridge for right of way access for construction and staging area purposes. In addition, authority is requested for permanent access once the construction is completed for ongoing access and maintenance in perpetuity.

To facilitate the start of the Project, LADWP entered into a right of way agreement with the County in March 2021, with the understanding that LADWP would still be required to seek approval at a later date and request authority for the sale of the easement by the Board and City Council. Should the sale not be approved, the County would be required to remove all improvements to date and restore the Property back to its original condition. LADWP has determined that conveying the easement will not interfere with operational needs and the City will continue to retain the all water rights associated with the real property.

The County of Inyo approved the Project on January 20 2020 and adopted the Mitigated Negative Declaration and filed a Notice of Determination, pursuant to the California Environmental Quality Act.

The City Attorney has approved the proposed Resolution, Ordinance, and Easement Deed as to form and legality.

## **FISCAL IMPACT STATEMENT**

There is no General Fund impact. Approval of the proposed Resolution and Ordinance allows for the conveyance of real property interest and rights to the County of Inyo. The sale of the Easement will generate \$1,150 in revenue for the Water Revenue Fund. The proposed request complies with the LADWPs adopted Financial Policies.

*MWS:IR:10230064*

*Attachments*