



CITY OF SAN MATEO

City Hall
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Agenda Report

Agenda Number: 12

Section Name: {{section.name}}

Account Number: 10-4679

File ID: {{item.tracking_number}}

TO: City Council
FROM: Drew Corbett, City Manager
PREPARED BY: Public Works Department
MEETING DATE: November 21, 2022

SUBJECT:

Transfer of Property Rights from County of San Mateo to City of San Mateo – Amendment

RECOMMENDATION:

Adopt a Resolution to approve the amendment to the agreement for transfer of property rights from the County of San Mateo to the City of San Mateo with regard to the North Shoreview Flood Improvement project and authorize the City Manager to execute the amendment in substantially the form presented.

BACKGROUND:

The City is currently in construction of the North Shoreview Flood Improvements Project (Project), consisting of levee improvements and replacement of pump stations, to remove the North Shoreview and North Central neighborhoods from the Federal Emergency Management Agency's (FEMA) special flood hazard zones. The Project is located entirely within Coyote Point Recreation Area, which required the transfer of specific property rights to the City from the County of San Mateo (County) at no cost. On April 15, 2019, Council approved the permanent and temporary transfers of real property from the County to the City for the construction of the Project and perpetual maintenance of the pump station facilities and levee via Resolution No. 31 (2019).

In December 2020, staff discovered that the County constructed a new fire pump station within the temporary easement near the Poplar Avenue levee improvement site. Because the City was unaware of the construction of this facility, it was not accounted for in the property transfer documents. In January 2021, the County provided authorization to reroute the levee easement around the fire pump station to avoid major delays on the Project while resurveying and revisions of plats and descriptions occurred.

Staff is now seeking to formally amend the easement agreement to include the expanded area. Since the Poplar Avenue levee segment in this area contains utility assets for the County, the amendment for the permanent easement agreement includes additional language that the County will seek authorization from the City prior to any work that can affect the integrity of the levee. These amendments enable the City to provide continual flood protection.

BUDGET IMPACT:

There is no budget impact directly associated with the amendment for the transfer of real property agreement. After completion of the Project, the City will assume additional responsibility for the ongoing maintenance of the easements.

ENVIRONMENTAL DETERMINATION:

This amendment is not subject to CEQA, because it is an administrative activity that will not result in direct or indirect physical changes in the environment. (CEQA Guidelines Section 15378(b)(5).)

CEQA analysis was completed for the North Shoreview Flood Improvements Project and was approved by City Council on

October 19, 2015. Under section 15074 of the CEQA Guidelines, the City adopted a negative declaration for this project.

NOTICE PROVIDED

All meeting noticing requirements were met.

ATTACHMENTS

Att 1 – Proposed Resolution

Att 2 – Amendment No. 1 to the Agreement for Grant of Perpetual Easements

Att 3 – Grant of Perpetual Easements for Levee Improvements and Pump Station Facilities

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