

Item # 10

**City of Carson City
Board of Supervisors Agenda Report**

Date Submitted: November 6, 2007

Agenda Date Requested: November 15, 2007

Time Requested: 5 Minutes

To: Mayor and Board Members

From: Andrew Burnham, Public Works Director

Subject Title: Action to approve a Resolution Consenting to Relinquishment and Land Transfer Agreement between Carson City and the Nevada Department of Transportation (NDOT).

Staff Summary: This agreement is the second action related to transferring ownership from NDOT to Carson City for the NDOT streets west of Carson Street. The Board and RTC previously approved the Interlocal Agreement and this Resolution more fully describes the streets to be transferred. A second Resolution will be done in December for Carson River Road, Fifth Street-east of Fairview, and the Deer Run Road bridge.

Type of Action Requested: (check one)
☐ Resolution ☐ Ordinance
☒ Formal Action/Motion ☐ Other (Specify)

Does This Action Require A Business Impact Statement: ☐ Yes ☒ No

Recommended Board Action: I move to approve a Resolution Consenting to Relinquishment and Land Transfer Agreement between Carson City and the Nevada Department of Transportation (NDOT).

Explanation for Recommended Board Action: In accord with the agreement approved in August 2007 this is the first document to begin implementing the agreement. This Resolution transfers the Westside streets- Washington Street, Kings Canyon Road, West Fifth Street, West King Street, West Winnie Lane, Ormsby Blvd, South Division Street from NDOT to Carson City. The actual legal documents for the transfer will now be prepared as a result of adoption of this Resolution. Actual maintenance transfer will occur upon adoption by the Nevada Transportation Commission which is expected in January 2008.

Applicable Statute, Code, Policy, Rule or Regulation: N/A

Fiscal Impact: Initial savings of \$4,803,811, offset by on-going maintenance costs.

Funding Source: RTC, and Streets, Accounts

Alternatives: Not approve the agreement.

Supporting Material: Resolution

Prepared By: Andrew R. Burnham

Reviewed By:

(Department Head)

(City Manager)

(District Attorney)

(Finance Director)

Date:

Date:

Date:

Date:

Board Action Taken:

Motion: _____

1) _____

2) _____

Aye/Nay

(Vote Recorded By)

Control Sections: CC-07, 09, 10 and 14
SUR-07-11
Routes: SR-511, 512, 513 and 516
Parcels: 1 thru 4

**RESOLUTION CONSENTING TO RELINQUISHMENT
AND LAND TRANSFER AGREEMENT**

WHEREAS, the State of Nevada, Department of Transportation, hereinafter called the Department, desires to relinquish all of SR-511 (Washington Street) lying within Carson City, State of Nevada, extending from the easterly right-of-way line of SR-516 (Ormsby Boulevard) at Mile Post S-511-CC-000.000 to the westerly right-of-way line of SR-529 (Carson Street) at Mile Post S-511-CC-000.810, a distance of 0.81 of a mile, said right-of-way is identified as Parcel 1, on EXHIBIT "A", attached hereto and made a part hereof; and

WHEREAS, the Department desires to relinquish all of SR-512 (Kings Canyon Road, West King Street, and South Division Street) lying within Carson City, State of Nevada, extending from Kings Canyon Creek at Mile Post S-512-CC-000.000 to the northerly right-of-way line of SR-513 (West Fifth Street) at Mile Post S-512-CC-002.140, a distance of 2.14 miles, said right-of-way is identified as Parcel 2, on EXHIBIT "A", attached hereto and made a part hereof; and

WHEREAS, the Department desires to relinquish all of SR-513 (West Fifth Street) lying within Carson City, State of Nevada, extending from the westerly right-of-way line of SR-512 (South Division Street) at Mile Post S-513-CC-000.000 to the westerly right-of-way line of SR-529 (Carson Street) at Mile Post S-513-CC-000.130, a distance of 0.13 of a mile, said right-of-way is identified as Parcel 3, on EXHIBIT "A", attached hereto and made a part hereof; and

WHEREAS, the Department desires to relinquish all of SR-516 (Ormsby Boulevard and Winnie Lane) lying within Carson City, State of Nevada, extending from SR-512 (West King Street) at Mile Post S-516-CC-000.000 to the westerly right-of-way line of SR-529 (Carson Street) at Mile Post S-516-CC-002.452, a distance of 2.45 miles, said right-of-way is identified as Parcel 4, on EXHIBIT "A", attached hereto and made a part hereof; and

WHEREAS, the Board of Supervisors of Carson City, State of Nevada, desires that the aforesaid portions of said highways be relinquished to Carson City; and

WHEREAS, Carson City has requested the relinquishment of aforesaid portions of highways for the purpose of transportation facilities.

NOW THEREFORE be it resolved that the Board of Supervisors of Carson City, does in consideration of the actions of the Department of Transportation as set forth herein, hereby consent to the State of Nevada, Department of Transportation, Board of Directors, relinquishing to Carson City, all of SR-511 (Washington Street) lying within Carson City, State of Nevada, extending from the easterly right-of-way line of SR-516 (Ormsby Boulevard) at Mile Post S-511-CC-000.000 to the westerly right-of-way line of SR-529 (Carson Street) at Mile Post S-511-CC-000.810, a distance of 0.81 of a mile, said right-of-way is identified as Parcel 1, on EXHIBIT "A", attached hereto and made a part hereof; and all of SR-512 (Kings Canyon Road, West King Street, and South Division Street) lying within Carson City, State of Nevada, extending from Kings Canyon Creek at Mile Post S-512-CC-000.000 to the northerly right-of-way line of SR-513 (West Fifth Street) at Mile Post S-512-CC-002.140, a distance of 2.14 miles, said right-of-way is identified as Parcel 2, on EXHIBIT "A", attached hereto and made a part hereof; and all of SR-513 (West Fifth Street) lying within Carson City, State of Nevada, extending from the westerly right-of-way line of SR-512 (South Division Street) at Mile Post S-513-CC-000.000 to the westerly right-of-way line of SR-529 (Carson Street) at Mile Post S-513-CC-000.130, a distance of 0.13 of a mile, said right-of-way is identified as Parcel 3, on EXHIBIT "A", attached hereto and made a part hereof; and all of SR-516 (Ormsby Boulevard and Winnie Lane) lying within Carson City, State of Nevada, extending from SR-512 (West King Street) at Mile Post S-516-CC-000.000 to the westerly right-of-way line of SR-529 (Carson Street) at Mile Post S-516-CC-002.452, a distance of 2.45 miles, said right-of-way is identified as Parcel 4, on EXHIBIT "A", attached hereto and made a part hereof.

The parties acknowledge that no relinquishment can occur until the Department of Transportation, Board of Directors approves of this relinquishment.

IN WITNESS WHEREOF the parties hereto have executed this agreement dated this _____ day of _____, 20__.

ATTEST:

BOARD OF SUPERVISORS

City Clerk

Mayor

REVIEWED AND RECOMMENDED BY:

APPROVED AS TO LEGALITY AND FORM:

Chief Right-of-Way Agent

Deputy Attorney General

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STATE OF NEVADA acting by and through its
Department of Transportation

Director

STATE OF NEVADA
CARSON CITY

On this _____ day of _____, 20__, personally appeared before me, the undersigned, a Notary Public in and for Carson City, State of Nevada, _____ personally known (or proved) to me to be the _____ Director of the Department of Transportation of the State of Nevada who subscribed to the above instrument for the Nevada Department of Transportation under authorization of Nevada Revised Statutes, Chapter 408.205; that he affirms that the seal affixed to said instrument is the seal of said Department; and that said instrument was executed for the Nevada Department of Transportation freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF I have hereunto
set my hand and affixed my official seal the day
and year in this certificate first above written.

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EXHIBIT "A"

