



County of El Dorado

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Legislation Details (With Text)

File #: 13-0532 **Version:** 2

Type: Agenda Item **Status:** Approved

File created: 5/3/2013 **In control:** Board of Supervisors

On agenda: 3/18/2014 **Final action:** 3/18/2014

Title: Community Development Agency, Transportation Division, recommending the Board consider the following:
 1) Approve and authorize the Chair to sign the Possession and Use Agreement with Patricia Harrington, an unmarried woman, and Michael Quigley, an unmarried man, as Tenants In Common, for Assessor's Parcel Numbers 329-280-09 and 329-280-16; and
 2) Authorize the Community Development Agency Director, or designee, to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Pleasant Valley Road (SR49)/Patterson Drive Intersection Signalization Project, CIP No. 73320.

FUNDING: 2004 General Plan Traffic Impact Mitigation Fees, State Highway Operations and Protection Program, Special Revenue, State Transportation Impact Mitigation Fee, State-Local Partnership Program, and Traffic Impact Mitigation Fees (No Federal Funds).

Sponsors:

Indexes:

Code sections:

Attachments: 1. 2A - App CRS 3-18-14, 2. 2B - Possession and Use Agreement 3-18-14, 3. A - Draft CRS 5-21-13, 4. B - Acquisition Agreement 5-21-13, 5. Fully executed Harrington and Quigley Easement Acq. Agmt..pdf, 6. Fully executed Optionee Consent to sale easements Butler.pdf, 7. Executed COAs re-done 7-22-14 per DOT.pdf

| Date | Ver. | Action By | Action | Result |
|-----------|------|----------------------|----------|--------|
| 3/18/2014 | 2 | Board of Supervisors | Approved | Pass |
| 5/21/2013 | 1 | Board of Supervisors | Approved | Pass |

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| BUDGET SUMMARY: | |
|---------------------------|-------------|
| Total Estimated Cost..... | \$62,200.00 |
| | |

| | |
|--------------------------------|-------------|
| Budget - Current FY..... | \$62,200.00 |
| Budget - Future FY..... | |
| | |
| New Funding..... | |
| Savings..... | |
| Other..... | |
| Total Funding Available..... | \$62,200.00 |
| | |
| Change To Net County Cost..... | \$0 |

Fiscal Impact/Change to Net County Cost

There is no change to Net County Cost with the approval of this agreement.

Background

The intersection of Pleasant Valley Road (State Route 49)/Patterson Drive is located approximately one mile northeast of the community of El Dorado and two miles northwest of the community of Diamond Springs on State Route 49. The intersection is currently a three-way stop.

The Pleasant Valley Road (SR49)/Patterson Drive Intersection Signalization Project (Project) area consists of approximately 1,800 feet of Pleasant Valley Road (State Route 49) and approximately 850 feet of Patterson Drive. Proposed improvements include the widening of the approaches to the intersection; the addition of turn pockets; installation of traffic signals, curbs, gutters, and sidewalks; grading and paving; drainage improvements; and minor landscaping. The Project is included in the Community Development Agency, Transportation Division's 2013 Capital Improvement Program as adopted by the Board of Supervisors (Board) on June 24, 2013.

The Project is subject to the California Environmental Quality Act (CEQA). On June 30, 2009, the Board adopted the CEQA Mitigated Negative Declaration (MND).

Right of Way acquisition agreements have been obtained and a right of way certification was issued on May 15, 2013. Clearing for construction has taken place and full-construction is scheduled for April 1, 2014.

Reason for Recommendation

Negotiations have concluded with the principals and a settlement has been reached that is representative of the appraised value of the necessary land rights by way of an executed acquisition agreement dated May 15, 2013. However, the escrow has been unable to close due to issues between the property owner and a lienholder. The Possession and Use Agreement, Attachment 2B, is necessary to preserve the County's rights until such time as the outstanding escrow issues can be resolved.

Clerk of the Board Follow Up Actions

1. The Clerk will obtain the Chair's signature on the Possession and Use Agreement.
2. The Clerk will return all executed documents to the Transportation Division for final processing.

Contact

Bard Lower, Transportation Division Director
Community Development Agency

Concurrences
County Counsel