



## Legislation Details (With Text)

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**File created:** 4/16/2015      **In control:** Board of Supervisors

**On agenda:** 6/2/2015      **Final action:** 6/2/2015

**Title:** Community Development Agency, Transportation Division, recommending the Board consider the following pertaining to the Diamond Springs Parkway - Phase1A - SR-49 Realignment Project, CIP No. 72375:

- 1) Approve and authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from John McGillivray, III and Amy McGillivray, Husband and Wife as Joint Tenants for Assessor's Parcel Number 054-351-03;
- 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 payment of title and escrow fees; and
- 3) Authorize the Community Development Agency Director, or designee, to extend the date of closure of escrow upon mutual agreement of both parties if necessary.

**FUNDING:** Master Circulation & Funding Plan, 2004 GP Traffic Impact Mitigation Fee Program, Traffic Impact Mitigation Fee Program and Local Tribe Funds. (No Federal Funds)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Approved CRS 06-02-15, 2. B - Esmt Acquisition Agmt 06-02-15, 3. C - Vicinity Map 06-02-15, 4. Public Comment Rcvd 6-2-15 BOS 6-2-15, 5. Executed Agmt. 6-2-15 item 30.pdf, 6. Recorded Temp Const Easement 6-2-15

Date	Ver.	Action By	Action	Result
6/2/2015	1	Board of Supervisors	Approved	Pass

Community Development Agency, Transportation Division, recommending the Board consider the following pertaining to the Diamond Springs Parkway - Phase1A - SR-49 Realignment Project, CIP No. 72375:

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**DEPARTMENT RECOMMENDATION**

Negotiations concluded with property owners John McGillivray, III and Amy McGillivray, securing the County's interest in the eighth of twenty-eight project acquisition parcels, and a settlement has been reached that is representative of the appraised value rounded to a compensatory value of the

necessary land rights.

The Community Development Agency, Transportation Division (Transportation) recommends that the Board Chair sign the Acquisition Agreement for Public Purposes for the Diamond Springs Parkway - Phase 1A - SR-49 Realignment Project (Project). The Temporary Easement acquisition is necessary for construction of the Project.

### **DISCUSSION / BACKGROUND**

Transportation is currently in the design phase of the Project. Originally referred to as the "Missouri Flat Pleasant Valley Connector", the Project will provide improved traffic circulation and safety through and around the historic town of Diamond Springs. Phase 1A is the first of two phases necessary to complete the entire project design and includes realigning, widening and improvements to SR-49 from the new parkway intersection south to Pleasant Valley Road and signalization of multiple intersections. While the full benefit of the Project will not be realized until completion of all phases of the project, Phase 1A of this project will add benefit to the County's traffic circulation and independent utility.

The Project is included in the Community Development Agency's 2014 Capital Improvement Program as adopted by the Board of Supervisors on June 24, 2014 (Item No. 64). The Project is subject to the California Environmental Quality Act and the Environmental Impact Report was approved by the Board of Supervisors on May 24, 2011 (Item No. 39). Construction is anticipated to begin in 2016.

### **ALTERNATIVES**

N/A

### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel

### **CAO RECOMMENDATION**

CAO recommending the Board move staff's recommendation as this is an approved CIP project and the requested actions are consistent with standard practices.

### **FINANCIAL IMPACT:**

The acquisition cost is \$850 with title and escrow costs estimated at \$2,500 for a total estimated cost of \$3,350. Funding for the acquisition process is budgeted in the Capital Improvement Program and will be provided by a combination of Master Circulation & Funding Plan (MC&FP), 2004 GP Traffic Impact Mitigation Fee Program, Traffic Impact Mitigation Fee Program, and Local Tribe Funds. The Project has no Net County Cost.

### **CLERK OF THE BOARD FOLLOW UP ACTIONS**

- 1) The Clerk of the Board will obtain the Chair's signature on two (2) copies of the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the Acquisition.
- 2) The Clerk of the Board will return one (1) copy of the fully executed original Acquisition Agreement to Transportation for final processing.
- 3) The Clerk of the Board will return the signed Certificate of Acceptance and the executed Grant document to Transportation for final processing.

### **STRATEGIC PLAN COMPONENT**

Public Infrastructure

**CONTACT**

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Transportation Division  
Community Development Agency