



Legislation Details (With Text)

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On agenda: 4/19/2016 **Final action:** 4/19/2016

Title: Community Development Agency, Transportation Division, recommending the Board consider the following for the Hollow Oak Road Drainage Project CIP 72369:

- 1) Approve and authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes, Addendum #1, and the Certificate of Acceptance for the related documents from Joseph P. Williams, JR. also shown of record as Joseph P. Williams, Trustee of the Williams Family Living Trust dated September 19, 1991 for Assessor's Parcel Number 119-090-17;
- 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: This Project is funded through the Bass Lake Hills Public Facilities Financing Plan (72%) and Regional Surface Transportation Program (28%).

Sponsors:

Indexes:

Code sections:

Attachments: 1. A - Approved CRS 4/19/16, 2. B - Acquisition Agreement 4/19/16, 3. C - Vicinity Map 4/19/16, 4. Executed Acquisition Agreement 4-19-16, 5. Executed Recorded Grant of Drainage Easement 4-19-16

Date	Ver.	Action By	Action	Result
4/19/2016	1	Board of Supervisors	Approved	Pass

Community Development Agency, Transportation Division, recommending the Board consider the following for the Hollow Oak Road Drainage Project CIP 72369:

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DEPARTMENT RECOMMENDATION

The Community Development Agency, Transportation Division (Transportation) recommends that the Board Chair sign the Easement Acquisition Agreement for Public Purposes for the Hollow Oak Road Drainage Project CIP No. 72369 (Project). The easement acquisition is necessary for construction of

the Project.

DISCUSSION/BACKGROUND

Transportation has completed negotiations with Mr. Williams for the Project which will mitigate and repair drainage along Hollow Oak Road at the subject parcel.

The Project is subject to the California Environmental Quality Act (CEQA). The CEQA Categorical Exemption was filed on February 2, 2011. Construction is anticipated to begin summer 2016.

The Board previously approved Transportation staff to negotiate with the above listed property owner/s to acquire the necessary land rights for the Project in closed session on January 12, 2016 (Item No. 33). The subject agreement falls within that negotiating authority.

ALTERNATIVES

An alternative would be to not authorize purchase of the subject property, thereby not authorize continuation of the approved and budgetted CIP project.

OTHER DEPARTMENT/AGENCY INVOLVEMENT

County Counsel approved.

CAO RECOMMENDATION

Chief Administrative Office concurs with staffs recommendations.

FINANCIAL IMPACT

The cost of the easement is \$15,300. The cost for the title and escrow fees are estimated at \$2,500, for a total estimated cost of \$17,800. Funding for the Right of Way acquisition process is budgeted in the adopted 2015 Capital Improvement Program and is provided by the Bass Lake Hills Public Facilities Financing Plan and Regional Surface Transportation Program. Sufficient appropriations are included in the current year budget; therefore a Budget Transfer will not be required to complete the requested actions.

CLERK OF THE BOARD FOLLOW UP ACTIONS

- 1) The Clerk of the Board will obtain the Chair's signature on one (1) originals of the Easement Acquisition Agreement for public purposes, Addendum #1, and the Certificate of Acceptance for the Grant of Drainage Easement.
- 2) The Clerk of the Board will return one (1) copy of the fully executed Easement Acquisition Agreement and Addendum #1, to the Transportation Division, Andrew Gaber, for final processing.
- 3) The Clerk of the Board will return one (1) original signed Certificate of Acceptance to the Transportation Division, Andrew Gaber, for final processing.

STRATEGIC PLAN COMPONENT

Infrastructure, Public Safety

CONTACT

Andrew S. Gaber, Deputy Director
Development/Right of Way/Environmental
Transportation Division, Community Development Agency