



## Legislation Details (With Text)

**File #:** 20-1201      **Version:** 1

**Type:** Agenda Item      **Status:** Approved

**File created:** 9/7/2020      **In control:** Board of Supervisors

**On agenda:** 4/13/2021      **Final action:** 4/13/2021

**Title:** Department of Transportation recommending the Board approve and authorize the Chair to sign Agreement 20-54963 with El Dorado Hills Town Center East Owner’s Association titled “Traffic Signal Operations and Maintenance Agreement” and which addresses the ongoing maintenance of the traffic signal installed at the intersection of Town Center and Post in conjunction with the El Dorado Hills Apartments Project.

**FUNDING:** Developer funded.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Approved CRS, 2. B - Agmt 20-54963, 3. C - El Dorado Hills Apartments Final Conditions of Approval, 4. Executed Agreement 20-54963

Date	Ver.	Action By	Action	Result
4/13/2021	1	Board of Supervisors	Approved	Pass

Department of Transportation recommending the Board approve and authorize the Chair to sign Agreement 20-54963 with El Dorado Hills Town Center East Owner’s Association titled “Traffic Signal Operations and Maintenance Agreement” and which addresses the ongoing maintenance of the traffic signal installed at the intersection of Town Center and Post in conjunction with the El Dorado Hills Apartments Project.

**FUNDING:** Developer funded.

**DISCUSSION / BACKGROUND**

On February 13, 2018 (Item 31, 18-0193), the Board of Supervisors approved the El Dorado Hills Apartments project (File Nos. A16-0001/Z16-0004/SP86-0002-R-3/PD94-0004R-3) (“Project”), a 214-unit apartment complex being developed by The Spanos Corporation (“Developer”).

Per the Project’s Conditions of Approval, section 14, the developers must “[e]nter into an agreement with County outlining obligations, rights and terms for operations and maintenance of the traffic signal at Town Center Blvd / Post Street”.

To fulfill this requirement, Transportation seeks to enter into Agreement #20-54963 (“Agreement”) with the El Dorado Hills Town Center East Owner’s Association (“Association”). The Association has agreed to be responsible for ongoing maintenance duties and activities in the place of the Developer. This Agreement concerns the maintenance and timing of a traffic signal at Post Street and Town Center Boulevard, the operation and timing of which has the potential to impact traffic flow on Latrobe Road. The Association Board has considered and approved entering into this agreement at a meeting held March 10, 2021. The Warranty and Indemnification for the construction of the traffic signal will be assumed by the Developer in a separate agreement, to be brought to the Board

independently.

### **ALTERNATIVES**

None. This agreement is required by the Conditions of Approval, and the Certificate of Occupancy for the Apartments cannot be issued until it is fully executed.

### **PRIOR BOARD ACTION**

Outlined in Discussion section above.

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

Procurement & Contracts, County Counsel, and Risk Management have reviewed this agreement.

### **CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

### **FINANCIAL IMPACT**

There is no fiscal impact to this agreement, as it outlines the responsibilities of the relevant parties rather than contracting a firm to perform tasks on behalf of the County. The Association is responsible for all maintenance costs outlined in the agreement.

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

- 1) The Clerk of the Board will obtain the Chair's signature on two (2) original copies of the Agreement.
- 2) The Clerk of the Board will forward one (1) fully executed original copy of the Agreement to the Department of Transportation, attention Lindsay Tallman, for further processing.

### **STRATEGIC PLAN COMPONENT**

Infrastructure

### **CONTACT**

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Department of Transportation