



## Legislation Details (With Text)

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**File created:** 7/29/2022      **In control:** Board of Supervisors

**On agenda:** 8/30/2022      **Final action:** 8/30/2022

**Title:** Department of Transportation recommending the Board receive and file an annual report on real property acquisitions executed by the Director of Transportation, under the authority of Ordinance 5094, for acquisitions totaling \$64,100 during the reporting period of July 1, 2021, through June 30, 2022.

**FUNDING:** Local sources include Traffic Impact Fees, Road Fund, and Tribe Funds. State/Federal sources include Regional Surface Transportation Program Funds, Highway Bridge Program Funds, Congestion Mitigation and Air Quality Program Funds, Highway Safety Improvement Program Funds, Active Transportation Program Funds, and Transportation Development Act Funds.

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. A - Ordinance 5094 FY 21-22 Report, 2. B - Ordinance 5094 - Executed 10-09-18

Date	Ver.	Action By	Action	Result
8/30/2022	1	Board of Supervisors	Approved	Pass

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### DISCUSSION / BACKGROUND

This represents the fourth annual report of real property acquisitions pursuant to Ordinance 5094. For this annual reporting period of July 1, 2021, through June 30, 2022, only real property acquisitions for approved Capital Improvement Program (CIP) projects have been executed.

During this period, the Department of Transportation (Transportation) Right of Way Unit acquired seven (7) individual acquisitions for a total cost of \$64,100, ranging from \$1,000 to \$22,700 per acquisition. Refer to Attachment A for the current annual report, which provides an itemization of each acquisition's associated CIP project, funding, parcel or easement cost, and purpose.

### ALTERNATIVES

N/A

## **PRIOR BOARD ACTION**

On April 5, 2016 (Item 23, Legistar 15-0931 v3), the Board approved Ordinance 5037, which delegated to the Community Development Agency (CDA) Director the authority to acquire any interest in or easement upon real property of \$25,000 or less in value as part of the approved CIP. On April 18, 2017 (Item 6, Legistar 17-202 v3), the Board approved Ordinance 5051, thereby reorganizing the CDA and delegating signature authority to the Chief Administrative Officer, or designee.

On August 15, 2017 (Item 13, Legistar 15-0931 v6), the Board approved Ordinance 5056, which delegated to the Director of Transportation the authority to acquire any interest in or easement upon real property for the purposes of a public structure, road, trail, or improvement as previously approved by the Board or as part of the approved CIP, with the delegated authority limited to real property acquisitions of \$25,000 or less in value. This ordinance became effective on September 14, 2017.

On October 9, 2018 (Item 17, Legistar 18-0994 v2), the Board approved Ordinance 5094, which requires an annual report to the Board of real property acquisitions instead of the previous reporting requirement of twice a year. This ordinance became effective on November 8, 2018.

On September 17, 2019 (Item 20, Legistar 19-0326), Transportation presented the first annual report for the reporting period of June 1, 2018, through June 30, 2019, under Ordinance 5094.

On September 1, 2020 (Item 20, Legistar 20-0962), Transportation presented the second annual report for the reporting period of June 1, 2019, through June 30, 2020, under Ordinance 5094.

On August 10, 2021 (Item 17, Legistar 21-1130), Transportation presented the third annual report for the reporting period of June 1, 2020, through June 30, 2021, under Ordinance 5094.

## **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

Transportation staff work with County Counsel to facilitate acquisitions on an as-needed basis.

## **CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

## **FINANCIAL IMPACT**

There is no fiscal impact or net County cost associated with this item. These real property acquisitions were made using various funding sources as detailed in Transportation's CIP, as described in Attachment A.

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

On behalf of the Board, file the annual report of real property acquisitions for July 1, 2021 through June 30, 2022.

## **STRATEGIC PLAN COMPONENT**

Infrastructure, Public Safety

## **CONTACT**

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Department of Transportation