



County of El Dorado

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Legislation Text

File #: 07-810, Version: 1

Transportation Department recommending Chairman be authorized to sign a Grant Deed transferring fee simple title to the State of California for the area where the new Highway 49/Pleasant Valley Road at Fowler Lane intersection has been constructed.

RECOMMENDED ACTION: Approve.

BUDGET SUMMARY:		
Total Estimated Cost		\$
Funding		
Budgeted	\$	
New Funding	\$	
Savings	\$	
Other	\$	
Total Funding Available	\$	
Change To Net County Cost		\$

Fiscal Impact/Change to Net County Cost:

There is no Fiscal Impact to the County, as the land rights have already been acquired and were part of the original project costs.

Background:

As part of the Hwy 49 Relignment to Fowler Lane project (#73346), the County and the State of California (Caltrans) entered into a cooperative agreement that allowed for the construction of the project. The agreement provided for the County to obtain the necessary right-of-way for the new alignment of Hwy 49, which would ultimately be transferred to the State. The State would then relinquish to the County the old Hwy 49 no longer in use.

The County acquired all of the necessary land rights for this project in 1999-2001 by negotiated settlement and by eminent domain. The eminent domain case progressed through a lengthy court process which concluded in 2006. The County is now able to transfer the land rights related to Hwy 49 to the State. Once completed, the State will relinquish their land rights in the old Highway 49, located just east of the new intersection, to the County.

Reason for Recommendation:

The Grant Deed and legal descriptions have been prepared by the Department of Transportation, following the Caltrans required format for the Grant Deed, legal description and Notary Page/Certificate of Acceptance. Officials from Caltrans, as well as County Counsel's office, have reviewed and approved the documents and legal descriptions. It is now time to move forward with

transferring the land rights from the County to the State, which is accomplished by the Board approving the Grant Deed.

Action to be taken following Board approval:

- 1) Chairman of the Board to execute the Grant Deed from El Dorado County to the State of California.
- 2) The Board Clerk shall attest to the Board Chairman's notarized signature, and return the original Grant Deed and legal description to the Department of Transportation for transmittal to the State of California.

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