

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

AS



FROM: Economic Development Agency(EDA)

SUBMITTAL DATE:
July 18, 2005

SUBJECT: Adoption of County Resolution No. 2005-342, Notice of Intent to Condemn Real Property for the Valley Way/Armstrong Road Improvement Project.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt County Resolution No. 2005-342, Notice of Intent to Condemn Real Property for the Valley Way/Armstrong Road Improvement Project; and
2. Set a public hearing for September 13, 2005, to review comments from affected property owners; and
3. Authorize and direct the Clerk of the Board to give notice as required.

Departmental Concurrence

BACKGROUND: On August 9, 2003, the Board of Supervisors approved the Transportation Improvement Program which included the Valley Way Project. These improvements include sidewalks, curb and gutter, straightening of the existing curve for better line of sight, and widening of the road from two lanes to four lanes with a center turn lane. (continued on page 2)

Robin Zimpfer
Robin Zimpfer
Interim Assistant County Executive Officer/EDA

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FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	No
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	2005-2006

COMPANION ITEM ON BOARD OF DIRECTORS AGENDA:

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: **APPROVE**

County Executive Office Signature *Bhonda King*

- Policy
- Policy
- Consent
- Consent
- Dep't Recomm.:
- Per Exec. Ofc.:

Prev. Agn. Ref.: _____ **District:** 2 **Agenda Number:** _____

BACKGROUND (continued)

The EDA staff has been negotiating with the property owners for the acquisition of lands necessary for the construction of improvements.

The Agency has successfully negotiated agreements with thirty-two (32) out of Forty-Four (44) property owners. Of the twelve (12) remaining properties needed for this project, five of them are for Temporary Construction Easements (TCE) and will not be part of the Condemnation action. The Agency will continue to negotiate with the TCE property owners.

The following properties identified in this Notice of Intent to Condemn Real Property action are for partial takes and none require relocation assistance. County Parcel Numbers (CPN) 0386-003A, 0386-003B, 0386-003C, 0386-005A, 0386-005B, 0386-009A, 0386-009B, 0386-016A, 0386-016B, 0386-016C, 0386-031, and 0386-035, are identified parcels needed for the proposed road improvement project. Riverside County Transportation Department and the EDA staff are proposing to work jointly to improve the road conditions to increase safety for both pedestrians and vehicular travel.

The statutory offers were made to the property owners, but no settlements have been reached with the listed parcel owners. Negotiations will continue in hopes of reaching an agreement.

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3 COUNTY RESOLUTION NO. 2005-342
4 NOTICE OF INTENTION TO CONDEMN REAL PROPERTY FOR THE
5 VALLEY WAY/ARMSTRONG ROAD IMPROVEMENT PROJECT

6 BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED by the Board of
7 Supervisors, County of Riverside through its Economic Development Agency for the County of
8 Riverside, State of California, in regular session assembled on August 1, 2005, and NOTICE IS
9 HEREBY GIVEN as follows:

10 1. That this Board intends to adopt a resolution of necessity authorizing the
11 condemnation of County Parcel Numbers 0386-003A, 0386-003B, 0386-003C, 0386-005A,
12 0386-005B, 0386-009A, 0386-009B, 0386-016A, 0386-016B, 0386-016C, 0386-031 and 0386-
13 035 for the Valley Way/Armstrong Road Improvement Project, shown on the County Parcel
14 Maps on file in the Office of the Clerk of the Board, located in the Jurupa Rancho area, and to
15 hold a public hearing on September 13, 2005 at 9:30 a.m. in the meeting room of the Board of
16 Supervisors located on the 1st floor, County Administrative Center, 4080 Lemon Street,
17 Riverside, California, at which time each person whose real property is sought to be condemned
18 and whose name and address appears on the last equalized County Assessment Roll and who
19 has filed a timely written request to appear and be heard, will be given an opportunity to be
20 heard on the following matters:

21 a. Whether the public interest and necessity require the construction
22 of the public improvement.

23 b. Whether the public improvement is planned and located in the
24 manner that will be most compatible with the greatest public good and the least private injury.

25 c. Whether the real property sought to be acquired is necessary for
26 the construction of the public improvement.

27 2. That the failure of any person, whose real property is sought to be
28 condemned, to file a written request to appear and be heard with the Clerk of the Board within
15 days after a copy of the resolution is mailed to, or personally served upon such person, will

1 result in his or her waiver of the right to appear and be heard.

2 BE IT FURTHER RESOLVED that the Clerk of the Board shall cause a copy of
3 this resolution and a copy of the Assessor's Map to be mailed to or personally served upon each
4 person whose real property is sought to be condemned and whose name and address appears
5 on the last equalized County Assessment Roll.

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FORM APPROVED
COUNTY COUNSEL

JUL 25 2005

