



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



FROM: Regional Park & Open-Space District

SUBMITTAL DATE:
3/13/06

SUBJECT: Reimbursement Agreement between Orange County Flood Control District and the Regional Park & Open-Space District for Trail at Prado Dam Basin

RECOMMENDED MOTION: That the Board:

- 1) Approve the Reimbursement Agreement between Orange County Flood Control District and the Regional Park & Open-Space District (Park District) for the Santa Ana River Trail;
- 2) Authorize the Chairperson to executive nine (9) copies of the Reimbursement Agreement; and
- 3) Direct the Clerk of the Board to return nine (9) copies of the Reimbursement Agreement to the Park District for further processing.

Departmental Concurrence

BACKGROUND: For more than a year, the Park District has been working cooperatively with the United States Army Corps of Engineers (Army Corps) and City of Corona to ensure that the Army Corps includes the Santa Ana River Trail in their design and construction of levee and other improvements planned for their Prado Basin property. This land is entirely in federal ownership.

A preliminary alignment for the Trail through the Prado Basin was identified in the Santa Ana River National Recreational Trail Master Plan, completed by The Dangermond Group, and approved by

527/Agreement OC Flood- RPOSD for Trail at Prado Dam Basin

Paul Frandsen
Paul Frandsen, General Manager

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 1,050,000	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ -0-	Budget Adjustment:	No
	Annual Net County Cost:	\$ -0-	For Fiscal Year:	2005-2006

SOURCE OF FUNDS: West County Multipurpose Trail – DIF and The Wildlands Conservancy. DIF Committed 6/28/05.	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

H. Siggard

County Executive Office Signature

FORM APPROVED
COUNTY COUNSEL

MAR 20 2006

Policy Policy

Consent Consent

Dept's Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref. 13.2, 11/1/05; 13.1, 5/28/05; District: 2 Agenda Number:
3.37, 6/28/05; 13.1, 6/29/04

**ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD**

13.1

SUBJECT: Agreement between Orange County Flood Control District and the Regional Park & Open-Space District for Trail at Prado Dam Basin

your Board on 11/1/05, M.O. 13.2. Also, the Board of Directors previously appropriated \$50,000 in West County Multipurpose Trails DIF funding on 6/29/04, M.O. 13.1 for the Master Plan, with that sum serving as a match to a Caltrans grant received by the City of Corona.

The Prado Basin segment of the Trail will be a multipurpose regional trail accommodating hikers, bicyclists, and equestrians. The equestrian trail will be separated from the paved path dedicated to hikers and bicyclists.

During our discussions, the Army Corps has expressed its willingness to design and construct the Trail as part of its Prado Basin improvements, as long as its costs are fully reimbursed by the Park District. In order to pass Park District funding to the Army Corps, it will be necessary to establish an agreement with the Orange County Flood Control District, which is serving as the local sponsor for specific improvements in and around the Prado Basin.

Under the agreement, Orange County Flood Control District will establish and administer an escrow account that will serve as the mechanism for passing through funding from the Park District to the Army Corps. The account will be interest bearing, and interest earnings will be retained in the account for use solely on the Trail project. Orange County Flood Control District will provide reports to the Park District concerning accounting transactions made from the escrow account.

Once the agreement is approved, the Park District will deposit one million dollars (\$1,000,000) in the escrow account to pay the Army Corps for the expenses it incurs in doing design work, NEPA compliance, construction documents, trail construction, construction monitoring and management, and up to \$50,000 for administration of the funds. The Park District will use West County Multipurpose Trail Development Impact Fees for this phase of the Agreement. The Army Corps will issue written requests for funding to the Orange County Flood Control District, and those requests will be jointly reviewed by Orange County Flood Control District and the Park District. All such funding requests will be justified and supported by full documentation of the need for funds. If the requests are approved by Orange County Flood Control District and the Park District, Orange County Flood Control District will transfer the funds from the escrow account to the Army Corps.

If supplemental funding is needed beyond the amount initially deposited into the escrow account, the Army Corps will make a formal request along with supporting documentation. If the request is approved by Orange County Flood District and the Park District, the Park District will deposit additional funds not to exceed six million dollars (\$6,000,000) subject to approval by the Board of Directors.

SUBJECT: Agreement between Orange County Flood Control District and the Regional Park & Open-Space District for Trail at Prado Dam Basin

At such time that all trail work has been completed by the Army Corps, a final accounting will be made and any funds remaining in the escrow account will be returned to the Park District.

Prior to the completion of the Trail segment, it will be necessary for the Park District to enter into a separate agreement with the Army Corps to specify roles, responsibilities, and funding for ongoing operation and maintenance of the Prado Basin Trail segment. It is anticipated that the Park District will assume responsibility for operation and maintenance, and a funding source will be required for those activities. Because of this and other ongoing regional trail construction, the Parks District will be seeking additional general fund support for the operation and maintenance of multipurpose regional trails in the FY 06-07 budget.

The Park District has a total of six million, six hundred thousand dollars (\$6.6 million) available for the Prado Basin segment of the Trail. Sources of funding include a \$3.3 million grant from The Wildlands Conservancy approved by your Board on 6/28/05, M.O. 13.1, and a matching \$3.3 million appropriation of West County Multipurpose Trail DIF monies approved by your Board on 6/28/05, 3.37.

This Agreement has been approved by County Counsel as to legal form.