

2007.11.217

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

605



FROM: Department of Facilities Management and Department of Transportation
SUBMITTAL DATE: November 13, 2007

SUBJECT: Amendment for Slope Easement Acquisition Agreement, Amendment for Temporary Construction Easement Agreement and a New Acquisition Agreement for the Clinton Keith Road Extension Project

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the attached Amendment for Slope Easement Acquisition Agreement, Amendment for Temporary Construction Easement Agreement and a New Acquisition Agreement for portion of Assessor's Parcel Number 392-330-004; and authorize the Chairman of the Board to execute these agreements on behalf of the County;

(Continued on Page 2)

*Juan C. Perez
District Director for
CD-1*

Robert Field

George A. Johnson, Director
Department of Transportation

Robert Field, Director
Department of Facilities Management

GAJ:RF:SAV:cm
11.299

FINANCIAL DATA	Current F.Y. Total Cost:	\$6,975	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ -0-	Budget Adjustment:	No
	Annual Net County Cost:	\$ -0-	For Fiscal Year:	07/08

SOURCE OF FUNDS: Developer Contributions, Southwest Road and Bridge Benefit District, TUMF	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY *Jennifer L. Sargent*

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 11-26-07
DATE: 11-26-07
SYNTHIA M. GUNZEL
Departmental Concurrence

Consent
 Policy

 Consent
 Policy

 Dep't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.: 3/13/07, #3.22 | District: 3 | Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.24

RECOMMENDED MOTION: (Continued)

2. Authorize the Director of the Department of Facilities Management or his designee to execute any other documents and administer all actions to complete this transaction; and
3. Allocate the sum of \$2,975 to purchase a portion of real property and \$4,000 to pay all related transaction costs.

BACKGROUND: Clinton Keith Road is proposed to be constructed as a six-lane urban arterial between Antelope Road and State Route 79 in western Riverside County, in accordance with County General Plan Amendment (CGPA) 409, adopted December 19, 2000. The length of the proposed project, including the existing alignment and the extension of the alignment, is approximately 3.4 miles (5.5 kilometers).

The Clinton Keith Road Extension Supplemental Environmental Impact Report No. 398 was approved by the Board of Supervisors on February 7, 2006.

On March 13, 2007, the Board of Supervisors approved Item 3.22 approving the acquisition of the fee simple interest, permanent slope easement and temporary construction easement for a portion of Assessor's Parcel Number 392-330-004, for the purpose of constructing the Clinton Keith Road Widening Project.

After March 13, 2007, it was determined that the size of the permanent slope easement should be decreased to reflect the actual size needed and size of the temporary construction easement should be increased to reflect the actual size needed. An additional property right in the form of a drainage easement was also needed. The change of size is described below:

Property Rights	Parcel No.	Original	Revised	Change
Fee Simple	0472-002A	17,925 SF	17,925 SF	0 SF
Slope Easement	0472-002B	28,712 SF	28,493 SF	-213 SF
Drainage Easement	0472-002C	0 SF	991 SF	+991 SF
Temporary Construction Easement	0472-002D	9,001 SF	9,449 SF	+448 SF

(Continued)

BACKGROUND (Continued):

The Department of Facilities Management (DOFM) has negotiated the new acquisition of the additional drainage easement affecting the portion of Assessor's Parcel Number 392-330-004 from Sam and Lila Daryani (DARYANI) for a purchase price of \$2,975. There are transaction costs of \$4,000 associated with this new acquisition. DARYANI waived his right for compensation for the increased temporary construction easement area. DARYANI received compensation for the interests acquired in the March 2007 item. Escrow closed on August 28, 2007.

Amendment for the Slope Easement Acquisition Agreement, Amendment for the Temporary Construction Easement Agreement and Acquisition Agreement (for the Drainage Easement) has been reviewed and approved by County Counsel as to legal form.

FINANCIAL DATA: The following summarizes the funding necessary for the acquisition (new drainage easement) of a portion of Assessor's Parcel Number 392-330-004:

Purchase Price:	\$2,975
Estimated Title and Escrow Charges:	\$1,500
DOFM Real Property Costs	<u>\$2,500</u>
Total Estimated Acquisition Costs	\$6,975

All costs associated with this property acquisition are fully funded in the Transportation Department's budget for FY 07/08. Thus, no additional Net County Cost will be incurred as a result of this transaction.