

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

105



SUBMITTAL DATE:
February 26, 2008

FROM: TLMA – Transportation Department

SUBJECT: Approval of road and drainage improvement projects in the community of Bermuda Dunes, and Resolution No. 2008-139, Notice of Intention to Reimburse the County of Riverside

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the recommended list of Phase 2 and Phase 3 drainage improvement, road improvement and road widening projects within the community of Bermuda Dunes.
2. Approve Resolution 2008-139 authorizing reimbursement of certain expenditures relating drainage improvement, road improvement, and road widening projects within the community of Bermuda Dunes
3. Direct the Auditor/Controller to make the budget adjustments as specified on Attachment B.

BACKGROUND: The Transportation Department, in conjunction with the Bermuda Dunes Community Council, has identified several locations within the community of Bermuda Dunes that are in need of improvements to the existing streets and drainage systems. There is a great need to provide funding for the construction of these improvements in order to direct and collect storm water and to provide sound driving surfaces within the street system of the Bermuda Dunes community. The completion of these improvements will greatly benefit the health and welfare of the community members.

(continued on next page)

George A. Johnson
George A. Johnson
Transportation Director

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 5,311,000	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 5,311,000	Budget Adjustment:	Yes
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2007/2008

SOURCE OF FUNDS: Palm Desert Redevelopment pass-thru funds	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature

BY *Tina Grande*
Tina Grande

FISCAL PROCEDURES APPROVED
 ROBERT E. BYRD, AUDITOR-CONTROLLER
 BY *[Signature]* 2/19/08
 SUSANA GARCIA-BOCANEGRA

FORM APPROVED COUNTY COUNSEL
 BY *[Signature]* 2/19/08
 DALE A. GARDNER
 DATE
 Departmental Concurrence

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

TLMA –Transportation Department

RE: Road and drainage improvement projects in the community of Bermuda Dunes, and Resolution No. 2008-139, Notice of Intention to Reimburse the County of Riverside
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In order to facilitate the implementation of these projects, the Riverside County/Palm Desert Financing Authority intends to issue bonds to generate funds for the design, right-of-way acquisition and construction of these improvements. The Transportation Department will advertise, award and administer the construction of the projects.

A total of fifteen project locations throughout the community of Bermuda Dunes are proposed to be built during four separate phases of construction.

The first phase of these improvements consisted of three project locations: reconstructing 42nd Avenue at Lima Hall Road to improve drainage; repaving six streets in the neighborhood of Maroon Town Drive, Anchovy Road, Pedro Bluff, Luanna Point Drive, Balaclava Drive and Porus Court; and repaving eight streets in the neighborhood of Orcabessa Drive, Brownstown Drive, St. Anne's Bay Drive, Ewarton Road, Lima Hall Road, Front Hall Road, Moneaque Road and Peterfield Road. The 42nd Avenue improvements were previously approved by the Board on June 26, 2007 (Item 3.89) and the repaving projects for the two neighborhoods were previously approved by the Board on November 6, 2007 (Item 3.23). Construction has been completed at all three of these project locations.

The second phase of improvements consists of eight project locations: new paving for Starlight Lane; new paving for Carter Lane; repaving of Yucca Lane; repaving of Adams Street; repaving of 41st Avenue (three segments); and repaving of Fred Waring Drive. The locations and the associated costs of improvements for the second phase of construction are listed in Attachment A.

The third phase of improvements consists of two project locations: constructing one new drainage retention basin on Jamaica Sands Drive; and enlarging one existing drainage retention basin at 42nd Avenue and Yucca Lane. Part of this third phase will also include the engineering design for the widening of Fred Waring Drive to an ultimate 6-lane facility. The locations and the associated costs of improvements and engineering for the third phase of construction are listed in Attachment A.

The fourth phase of improvements will consist of two project locations: widening Fred Waring Drive to an ultimate 6-lane facility; and providing left and right turn lanes on Country Club Drive. A request for approval of the funding for these projects will be brought to the Board at a later date.

County Counsel has reviewed and approved Resolution 2008-139, Notice of Intention to Reimburse the County of Riverside, as to legal form.

TLMA –Transportation Department

RE: Road and drainage improvement projects in the community of Bermuda Dunes, and Resolution No. 2008-139, Notice of Intention to Reimburse the County of Riverside
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ATTACHMENT A

**PHASE 2
BERMUDA DUNES INFRASTRUCTURE PROJECTS
FUNDING THROUGH THE PALM DESERT FINANCING AUTHORITY**

PROJECT NAME	PROJECT LENGTH	CONSTRUCTION COST	TOTAL PROJECT COST	P.D.F.A. FUNDING REQUEST
STARLIGHT LANE PAVING	2,200 FEET	\$452,000	\$489,000	\$489,000
CARTER LANE PAVING	1,500 FEET	\$308,000	\$333,000	\$333,000
YUCCA LANE PAVING	2,600 FEET	\$535,000	\$579,000	\$579,000
ADAMS STREET PAVING	3,000 FEET	\$518,000	\$561,000	\$561,000
41ST AVENUE (WEST) PAVING	700 FEET	\$129,000	\$140,000	\$140,000
41st AVENUE (MIDDLE) PAVING	1,300 FEET	\$134,000	\$145,000	\$145,000
41ST AVENUE (EAST) PAVING	1,000 FEET	\$272,000	\$294,000	\$294,000
INTERIM FRED WARING DRIVE	2,000 FEET	\$273,000	\$319,000	\$319,000
TOTAL				\$2,860,000

**PHASE 3
BERMUDA DUNES INFRASTRUCTURE PROJECTS
FUNDING THROUGH THE PALM DESERT FINANCING AUTHORITY**

PROJECT NAME	CONSTRUCTION COST	TOTAL PROJECT COST	P.D.F.A. FUNDING REQUEST
JAMAICA SANDS RETENTION BASIN	\$435,000	\$966,000	\$966,000
42ND AVENUE/YUCCA LANE RETENTION BASIN	\$450,000	\$585,000	\$585,000
FRED WARING DRIVE WIDENING (ENGINEERING ONLY)	\$0	\$900,000	\$900,000
TOTAL			\$2,451,000

TLMA –Transportation Department

RE: Road and drainage improvement projects in the community of Bermuda Dunes, and
Resolution No. 2008-139, Notice of Intention to Reimburse the County of Riverside
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ATTACHMENT B

Increase appropriations: 10000-1101000000-551100	Contribution to other funds	\$5,311,000
Increase estimated revenue: 10000-1101000000-781660	Redevelopment Pass-Thru	\$5,311,000
Increase appropriations: 20000-3130500000-527980	Special Department Expense (Contracts)	\$5,311,000
Increase estimated revenue: 20000-3130500000-790600	Contributions from other Funds	\$5,311,000

RESOLUTION NO. 2008-139

**RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF RIVERSIDE AUTHORIZING
REIMBURSEMENT OF CERTAIN EXPENDITURES MADE
IN CONNECTION WITH DRAINAGE IMPROVEMENTS,
ROAD IMPROVEMENTS AND ROAD WIDENING
PROJECTS IN THE UNINCORPORATED COMMUNITY OF
BERMUDA DUNES**

WHEREAS, the County of Riverside ("County") desires to finance the a total of twelve drainage improvement, road improvement and road widening projects in the unincorporated community of Bermuda Dunes and to pay incidental expenses incurred in conjunction therewith (the "Project");

WHEREAS, the County expects to enter into a long-term lease arrangement to finance the costs of the Project (the "Lease Financing");

WHEREAS, the County expects to expend moneys (other than moneys derived from the issuance of bonds) on expenditures relating to the costs of the Project prior to the consummation of the Lease Financing, which expenditures would be properly chargeable to a capital account under general federal income tax principles;

WHEREAS, the County reasonably expects to reimburse certain of such capital expenditures with the proceeds of the Lease Financing;

WHEREAS, the County expects that the maximum principal amount of proceeds of the Lease Financing which will be issued to pay for the costs of the Project (and related issuance costs) will not exceed \$7,000,000;

WHEREAS, at the time of the reimbursement, the County will evidence the reimbursement in a writing which identifies the allocation of the proceeds of the Lease Financing to the County for the purpose of reimbursing the County for the capital expenditures made prior to the consummation of the Lease Financing;

WHEREAS, the County expects to make the reimbursement allocation no later than eighteen (18) months after the later of (i) the date on which the earliest original expenditure is paid or (ii) the date on which the Project is placed in service (or abandoned), but in no event later than three (3) years after the date on which the earliest original expenditure for the Project is paid;

WHEREAS, the County will not, within one (1) year of the reimbursement allocation, use the proceeds of the Lease Financing received in the reimbursement allocation in a manner that will result in the creation of replacement proceeds of the Lease Financing or another issue; and



WHEREAS, this Resolution is intended to be a "declaration of official intent" in accordance with Section 1.150-2 of the Treasury Regulations.

NOW, THEREFORE, BE IT RESOLVED, that in accordance with Section 1.150-2 of the Treasury Regulations, the County declares its intention to consummate a Lease Financing in a principal amount not to exceed \$7,000,000, the proceeds of which will be used to pay for the costs of the Project (and related issuance costs), including the reimbursement to the County for certain capital expenditures relating to the Project made prior to the consummation of the Lease Financing.

This Resolution shall take effect immediately upon its passage.

APPROVED AND ADOPTED this ____ day of _____, 2008.

COUNTY OF RIVERSIDE

By: _____
Roy Wilson, Chair
Board of Supervisors

Roll Call:
Ayes:
Noes:
Absent:

FORM APPROVED COUNTY COUNSEL
BY: Wally Gardner 2/19/08
DALE A. GARDNER DATE

