

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



422

FROM: Economic Development Agency

SUBMITTAL DATE:
February 18, 2010

SUBJECT: Resolution No. 2010-039, Notice of Intention to Adopt a Resolution of Necessity Regarding the Timoteo Site for the Public Safety Enterprise Communication Project

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Resolution No. 2010-039, Notice of Intention to Adopt a Resolution of Necessity Regarding the Timoteo Site for the Public Safety Enterprise Communication Project (portions of Assessor's Parcel Number 473-140-001);

(Continued)

Robert Field
Assistant County Executive Officer/EDA

FINANCIAL DATA	Current F.Y. Total Cost:	\$45,400	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ -0-	Budget Adjustment:	No
	Annual Net County Cost:	\$ -0-	For Fiscal Year:	09/10
SOURCE OF FUNDS: PSEC Budget			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 Jennifer V. Sargent

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Benoit and duly carried, IT WAS ORDERED that the above matter is approved as recommended, and set for public hearing on May 25, 2010, at 9:30 a.m.

Ayes: Buster, Stone, Benoit and Ashley

Nays: None

Absent: Tavaglione

Date: April 6, 2010

xc: EDA, Auditor, RCIT, COB

Kecia Harper-Ihem

Clerk of the Board

By:

Deputy

Prev. Agn. Ref.: 9/2/2008, 3.52

District: 5

Agenda Number:

3.40

FORM APPROVED COUNTY COUNSEL
 BY: Glenn R. Beloit 3/21/2010
 DATE: 3/18/10
 MATTHEW FRYMIRE, CIO
 Departmental Concurrence

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

RECOMMENDED MOTION: (Continued)

2. Set a public hearing for May 25, 2010, for Resolution No. 2010-005, Authorizing Resolution of Necessity Regarding the Timoteo Site for the Public Safety Enterprise Communication Project; and
3. Direct the Clerk of the Board to send the required notice to the property owners as required per Section 1245.235 of the Code of Civil Procedure.

BACKGROUND:

The County of Riverside currently operates an 800 MHz radio system for Law Enforcement and emergency first responder voice communication that is lacking in coverage and functionality. The current system has a reduced level of radio coverage throughout the County. The County of Riverside's fire and law enforcement agencies currently utilize approximately 21 transmission towers to provide voice and data transmission capabilities to assigned personnel in the field. As currently configured, the system provides voice coverage to only about 60 percent of the County. The communication system now in use is at the end of its useful life, and is no longer adequate to meet the County's voice coverage and capacity needs. Voice coverage is also lacking in geographic areas of the County critical to public safety first responders. Population growth within the County is necessitating the expansion of the voice and data coverage footprint. Additionally, due to increases in the County's emergency first responder radio usage, additional traffic-carrying capacity is required to meet the needs of emergency services personnel to serve the public. The goal of the Public Safety Enterprise Communication project is to replace the current radio system with a new system. The new system's voice coverage will exceed 90% of the geographic area of the County. This expansion of coverage can only be achieved by expanding the associated infrastructure. The new system is urgently needed to ensure the safety of the public, Sheriff's deputies and firefighters.

The main goal of acquiring additional sites for transmission towers is to increase public and responder safety. By expanding the area of radio coverage and increasing signal strength, responders will be able to quickly assist community members, call for assistance, and maintain communications with dispatch.

In order to achieve the functionality goals established by the Riverside County Sheriff's Department and the Riverside County Fire Department (which are listed in the following sentence), the PSEC Project must significantly increase the number of transmission towers from the currently existing number of 21 such towers to the increased number of 75 towers. Adding those additional transmission towers will result in many benefits to the radio transmitting capabilities of County public safety personnel, including an increased geographical coverage area that will cover at least 90% of Riverside County (including recently constructed warehouses, schools, and residential areas); an increased ability to penetrate into buildings and other structures (including specifically into Sheriff's stations, courthouse, jails, the Riverside County Regional Medical Center, dispatch centers, Sheriff administration buildings, and the Riverside County Administrative Center); an increased ability to communicate with the corresponding systems of the Federal government, of other Counties, and of Cities; an increased voice and data-carrying capacity (which among other benefits will result in better voice clarity); and a more dependable system.

BACKGROUND: (Continued)

Acquisition by the County of the subject two acquisition parcel areas (on Riverside County Assessor's Parcel Number 473-140-001) is needed for the construction of an accessible transmission tower that will provide those listed benefits to a geographical area that (generally) includes the following areas: the Norton Younglove Reserve, the City of Moreno Valley, Redlands Blvd from the 60 freeway North to San Timoteo Canyon Road and portions of Highway 79. It will also provide microwave connectivity necessary to connect Hemet to Box Springs.

Specifically, the .98 acre acquisition area is needed for a communications facility including a transmission tower and equipment shelter (the "Communications Site"); and the 1.36 acre acquisition area is needed for an access road that will be used for vehicular access to and from the Communications Site, and for overhead electrical lines that will extend electrical service to the Communications Site (the "Access Road").

Attached to this Form 11 are the legal descriptions of the Communications Site and the Access Road, a map that visually depicts the Communications Site and Access Road, and copies of Riverside County Assessor's Parcel Map Numbers 473-14 and 473-12 (which visually depict APN 473-140-001 and the area surrounding APN 473-140-001). Before choosing the subject Communications Site as the location for the Timoteo transmission tower, the County considered and then rejected eleven alternative locations for that transmission tower. Based upon certain important considered criteria, including the extent of the voice transmission coverage area, the microwave connectivity to other network sites, the proximity of electrical power service to the site, and the proximity of access roads to the site, the availability of an appropriate construction staging platform on the site, the communicability of the site with other sites in the County's system, and the existence of excessive coverage overlap with other sites (including such overlap that would result in interference), the subject Communications Site is the best overall choice for the location of the important Timoteo transmission tower.

The Public Safety Enterprise Communication (PSEC) Environmental Impact Report was approved by the Board of Supervisors on September 2, 2008.

The Economic Development Agency (EDA) has presented an offer to the property owner of Assessor's Parcel Number 473-140-001, as required by Government Code Section 7267.2. The price offered is consistent with current property values in the Badlands area based on an independent appraisal report. EDA has also offered to pay the reasonable costs, not-to-exceed \$5,000 as required by California Code of Civil Procedure Section 1263.025, for the property owner to obtain their own independent appraisal.

Although negotiations are still in progress, settlements have not been reached with the property owner. In order to ensure timely acquisition of the property, it is necessary to initiate initial steps of condemnation and it is recommended that a resolution of necessity be set for consideration, regarding the Timoteo site near Redlands Boulevard in the Badlands area of Riverside County, on May 25, 2010.

BACKGROUND: (Continued)

The County is authorized to acquire property by eminent domain under various authorities, including Article 1, Section 19 of the California Constitution; Section 25350.5 of the Government Code; and Sections 1240.010, 1240.020, 1240.030, 1240.040, 1240.110, 1240.410, 1240.510, and 1240.610 of the Code of Civil Procedure.

The Resolution has been reviewed and approved by County Counsel as to legal form.

FINANCIAL DATA:

The following summarizes the estimated funding necessary for the acquisition of the required portion of Assessor's Parcel Number 473-140-001:

Appraised Value:	\$45,400
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Any necessary budget adjustment will be brought forward under separate cover seeking authorization to adopt a resolution of necessity.

All costs associated with this property acquisition are fully funded in the PSEC budget for FY 2009/10. Thus, no additional net county cost will be incurred as a result of this transaction.

1 Communications Site, and for other uses incidental to the Proposed Project and required by
2 the Proposed Project;

3 WHEREAS, the interests in property that are the subjects of this Notice (collectively the
4 "Subject Property Interests") are: (a) fee simple ownership of the Communications Site; and
5 (b) a perpetual non-exclusive easement in the Access Road;

6 WHEREAS, the statutes that authorize the County of Riverside to acquire the Subject
7 Property Interests by eminent domain include Article 1, Section 19 of the California
8 Constitution; Section 25350.5 of the Government Code; and Sections 1240.010, 1240.020,
9 1240.030, 1240.040, 1240.110, 1240.410, 1240.510, and 1240.610 of the Code of Civil
10 Procedure.

11 NOW, THEREFORE, BE IT RESOLVED AND ORDERED as follows by the Board of
12 Supervisors of Riverside County, State of California, in regular session assembled on April 6,
13 2010:

14 1. You are hereby notified that this Board (at its public meeting on May 25, 2010 at
15 9:30 a.m. in the meeting room of the Board of Supervisors located on the 1st Floor of the
16 County Administrative Center, 4080 Lemon Street, Riverside, California) may decide to adopt
17 a Resolution Of Necessity that would authorize the County of Riverside to acquire the Subject
18 Property Interests by eminent domain (and that would find and determine each of the following
19 matters):

20 (a) That the public interest and necessity require the Proposed Project;

21 (b) That the Proposed Project is planned or located in the manner that will
22 be most compatible with the greatest public good and the least private injury;

23 (c) That the Subject Property Interests are necessary for the Proposed
24 Project;

25

1 (d) That the offer required by Section 7267.2 of the Government Code has
2 been made to the owners of record of the Subject Properties; and

3 (e) That, to the extent that the Subject Properties are already devoted to a
4 public use, the use of the Proposed Project is a compatible use that will not unreasonably
5 interfere with or impair the continuance of the public use as it presently exists or may
6 reasonably be expected to exist in the future (California Code of Civil Procedure Section
7 1240.510) or the use of the Proposed Project is a more necessary public use than is the
8 presently existing public use (California Code of Civil Procedure Section 1240.610).

9 2. If (within 15 days from the mailing of this Notice) you file a written request to
10 appear at the public meeting and be heard on the matters described above in paragraphs 1(a),
11 1(b), 1(c), 1(d), and 1(e) (or any one or more of them), you will have a right to appear at that
12 meeting and be heard on those matters.

13 3. All such written requests to appear and be heard must be filed with the Clerk of
14 the Riverside County Board of Supervisors.

15 4. Your written request to appear and be heard must be filed within the 15-day time
16 period. Failure to file such a timely written request will result in a waiver of your right to appear
17 and be heard.

18 5. Questions regarding the amount of compensation to be paid will not be a part of
19 the public meeting, and the Board will not consider such questions in determining whether a
20 Resolution of Necessity should be adopted.

21 6. The Clerk of the Board of Supervisors shall cause a copy of this Notice to be sent
22 by first-class mail to each person whose property may be acquired by eminent domain and
23 whose name and address appears on the last equalized County Assessment Roll (including
24 the roll of state-assessed property).

25 JRF:ra
3/18/10
052IT
12.411

FORM APPROVED COUNTY COUNSEL
BY: Glenn Beloit 03/29/10
GLENN R. BELOIAN DATE

2 **RESOLUTION NO. 2010 – 039**

3 **NOTICE OF INTENTION TO ADOPT A RESOLUTION OF NECESSITY REGARDING THE**
4 **TIMOTEO SITE FOR THE PUBLIC SAFETY ENTERPRISE COMMUNICATION PROJECT**

5 **ADOPTED by Riverside County Board of Supervisors on April 6, 2010.**

6 **ROLL CALL:**

7 **Ayes: Buster, Stone, Benoit, and Ashley**

8 **Nays: None**

9 **Absent: Tavaglione**

10
11 **The foregoing is certified to be a true copy of a resolution duly adopted by said Board of**
12 **Supervisors on the date therein set forth.**

13 **KECIA HARPER-IHEM, Clerk of said Board**

14 **By: _____**
15 **Deputy**

16
17
18
19
20
21 **04.06.10 3.40**

EXHIBIT "A"

Parcel "A" (Legal Description-Communications Site)

All that certain property situated in Section 25, Township 2 South, Range 3 West, San Bernardino Meridian, in the County of Riverside, State of California described as follows:

Commencing at the Southwest corner of Section 25;

thence North 4°49'25" East, along the West line of Section 25, a distance of 1268.79 feet;

thence North 80°01'28" East, a distance of 44.59 feet to the beginning of a tangent curve to the left with a radius of 200.00 feet;

thence easterly along said curve, through a central angle of 18°35'36", an arc distance of 64.90 feet;

thence North 61°25'52" East, a distance of 128.25 feet to the beginning of a tangent curve to the right with a radius of 200.00 feet;

thence easterly along said curve through a central angle of 32°51'18", an arc distance of 114.68 feet;

thence South 85°42'51" East, a distance of 216.40 feet to the beginning of a tangent curve to the left with a radius of 275.00 feet;

thence northeasterly along said curve through a central angle of 60°01'56", an arc distance of 288.13 feet;

thence North 34°15'13" East, a distance of 156.11 feet to the beginning of a tangent curve to the left with a radius of 500.00 feet;

thence northeasterly along said curve, through a central angle of 16°17'18", an arc distance of 142.14 feet;

thence North 17°57'56" East, a distance of 201.58 feet;

thence at right angles North 72°02'04" West a distance of 15.00 feet to the beginning of a non-tangent curve to the right with a radius of 215.00 feet and an initial tangent of North 17°57'56" East, said point being the **True Point of Beginning**;

thence northeasterly along said curve, through a central angle of 35°17'19", an arc distance of 132.42 feet;

thence North 53°15'15" East, a distance of 68.36 feet to the beginning of a tangent curve to the left with a radius of 85.00 feet;

EXHIBIT "A"

thence northeasterly along said curve, through a central angle of 53°30'26", an arc distance of 79.38 feet;

thence North 0°15'11" West, a distance of 38.13 feet;

thence North 52°04'01" West, a distance of 51.16 feet;

thence South 89°42'50" West, a distance of 223.59 feet;

thence South 19°16'54" East a distance of 300.67 feet to the **True Point of Beginning**.

Subject to all other easements and offers of dedication of record.

Said site contains approximately 0.98 acres more or less.

Parcel "B" (Legal Description-Access Road)

All that certain property situated in Section 25, Township 2 South, Range 3 West, San Bernardino Meridian, in the County of Riverside, State of California described as follows:

A 30.00 foot wide strip of land, lying 15.00 feet on each side of the following described centerline:

Commencing at the Southwest corner of Section 25

thence North 4°49'25" East, along the West line of Section 25, a distance of 1268.79 feet to the **True Point of Beginning** of said centerline;

thence North 80°01'28" East, a distance of 44.59 feet to the beginning of a tangent curve to the left with a radius of 200.00 feet;

thence easterly along said curve, through a central angle of 18°35'36", an arc distance of 64.90 feet;

thence North 61°25'52" East, a distance of 128.25 feet to the beginning of a tangent curve to the right with a radius of 200.00 feet;

thence easterly along said curve through a central angle of 32°51'18", an arc distance of 114.68 feet;

thence South 85°42'51" East, a distance of 216.40 feet to the beginning of a tangent curve to the left with a radius of 275.00 feet;

thence northeasterly along said curve through a central angle of 60°01'56", an arc distance of 288.13 feet;

EXHIBIT "A"

thence North 34°15'13" East, a distance of 156.11 feet to the beginning of a tangent curve to the left with a radius of 500.00 feet;

thence northeasterly along said curve, through a central angle of 16°17'18", an arc distance of 142.14 feet;

thence North 17°57'56" East, a distance of 201.58 feet to the beginning of a tangent curve to the right with a radius of 200.00 feet;

thence northeasterly along said curve, through a central angle of 35°17'19", an arc distance of 123.18 feet;

thence North 53°15'15" East, a distance of 68.36 feet to the beginning of a tangent curve to the left with a radius of 100.00 feet;

thence northeasterly along said curve, through a central angle of 53°30'26", an arc distance of 93.39 feet;

thence North 0°15'11" West, a distance of 45.41 feet;

thence North 52°04'01" West, a distance of 63.64 feet;

thence South 89°42'50" West, a distance of 228.78 feet to the **Point of Termination** of said centerline, said point being South 65°05'22" East a distance of 858.13 feet from the West ¼ Corner of said Section 25.

The sidelines of the beginning of said strip to be lengthened or shortened to terminate in the West line of Section 25.

Subject to all other easements and offers of dedication of record.

Said strip contains approximately 1.36 acres more or less.

Prepared by:

Steve A. Leja – PLS 5933

Expires 12/31/2010

Leja Surveying Corp



28 Feb. 2010

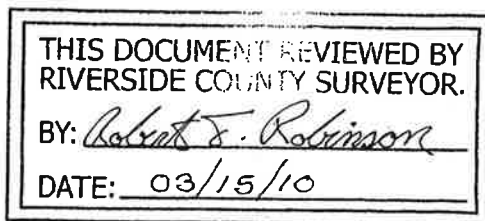


Exhibit "B"

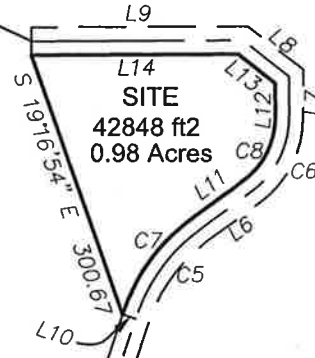
NORTH LINE OF SOUTHWEST 1/4 SECTION 25

S 65°05'22" E 858.13

SECTION 26
SECTION 25 T2S R3W SBM

LINE TABLE

NO.	BEARING	DISTANCE
L1	N 80°01'28" E	44.59
L2	N 61°25'52" E	128.25
L3	S 85°42'51" E	216.40
L4	N 34°15'13" E	156.11
L5	N 17°57'56" E	201.58
L6	N 53°15'15" E	68.36
L7	N 00°15'11" W	45.41
L8	N 52°04'01" W	63.64
L9	S 89°42'50" W	228.78
L10	N 72°02'04" W	15.00
L11	N 53°15'15" E	68.36
L12	N 00°15'11" W	38.13
L13	N 52°04'01" W	51.16
L14	S 89°42'50" W	223.59



30' ACCESS EASEMENT
59242 ft2
1.36 Acres

EXISTING 100' WIDE
ACCESS EASEMENT

CURVE TABLE

NO	DELTA	RADIUS	LENGTH
C1	18°35'36"	200.00	64.90
C2	32°51'18"	200.00	114.68
C3	60°01'56"	275.00	288.13
C4	16°17'18"	500.00	142.14
C5	35°17'19"	200.00	123.18
C6	53°30'26"	100.00	93.39
C7	35°17'19"	215.00	132.42
C8	53°30'26"	85.00	79.38

N 04°49'25" E 1268.79



SCALE: 1"=200 FEET

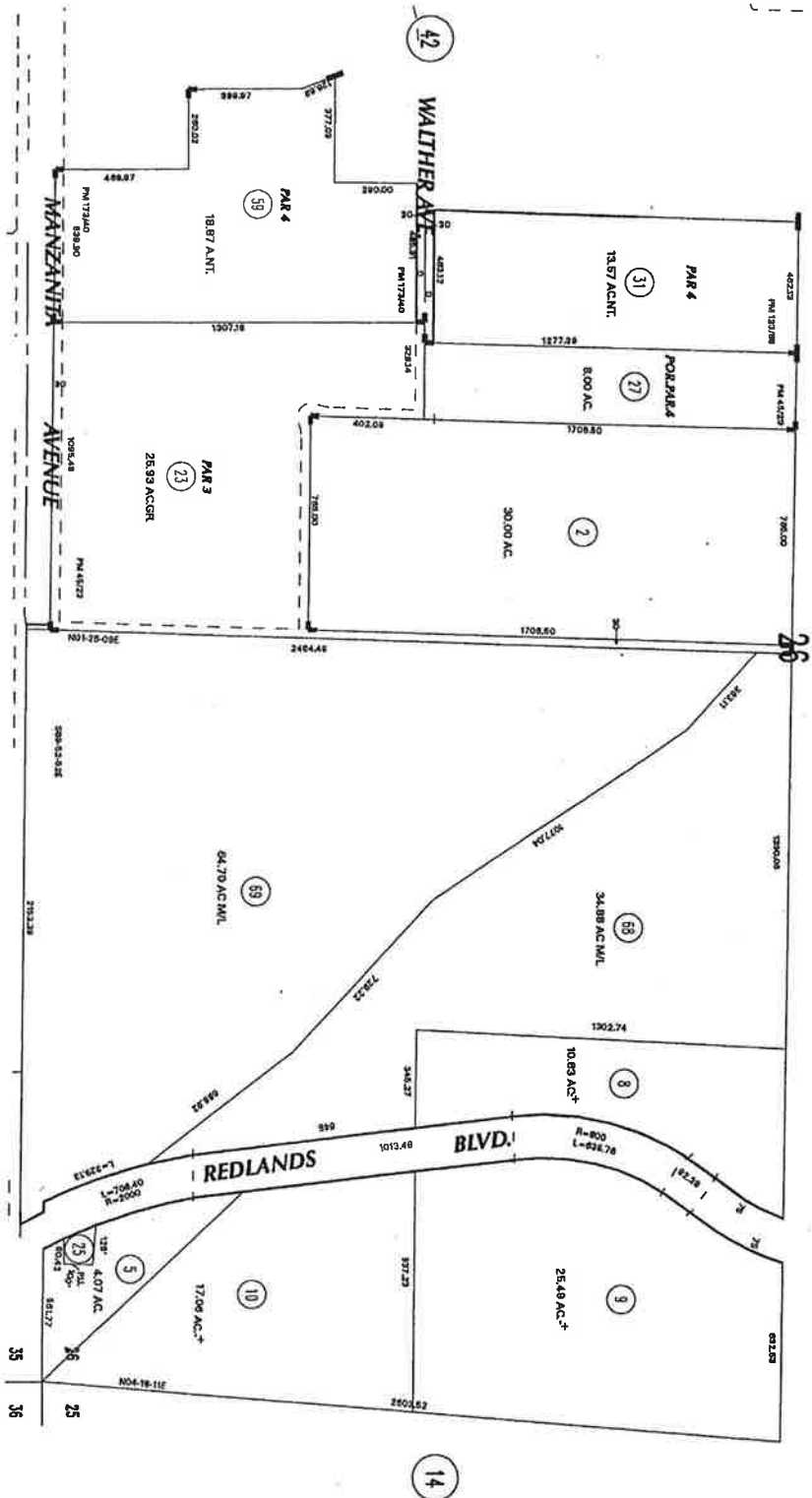


THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA SHOWN. ASSESSOR'S OFFICE MAY NOT CORRECT WITH LOCAL LOT-SPLIT OR BUILDING SITE ORDINANCES.

MAY 30 2006

SEC. 26 35 T. 25, R. 3W

11



ASSESSOR'S MAP BK/73 Pg. 12
Riverside County, Calif.

COPY

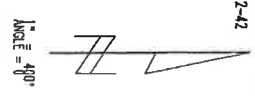
DATA: 15/12/96, 35/65, 45/31, 17/89
18/11/00
01/01/00
01/01/00
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01/01/00

PM 123/85-86 PARCEL MAP NO. 19875
PM 45/23-24 PARCEL MAP NO. 9308
PM 173/40-41 PARCEL MAP NO. 23489

May 2006

JUN 0 9 2006

473-12
12-42



LOT	Q.L. NUMBER	Q.R. NUMBER	Q.T. NUMBER
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2	2	2	2
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4	4	4	4
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37	37	37	37
38	38	38	38
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42	42	42	42

WRITER'S E-MAIL:
pcliff@lobbcliff.com

June 25, 2010

Via Hand Delivery

Board of Supervisors
County of Riverside
c/o Clerk of Board of Supervisors
County Administrative Center
Post Office Box 1147
4080 Lemon Street
Riverside, CA 92502-1147

Re: Resolution No. 2010-039 Project: Public Safety Enterprise Communication
Moreno Valley, California
Our File No.: 7310.000

Honorable Supervisors:

As you are all aware, this office represents James and Mary Sue Savage, owners of the property which the County is proposing to take by way of its eminent domain power. As the Board will recall, this matter has been postponed because of the County's failure to provide the property owners with any of the information relied upon by the County in making its recommendation to the Board concerning the resolution of necessity. After initially refusing to provide any information, County staff relented on or about June 8, 2010, and supplied some additional documentation which leads only to the conclusion that taking the Savage's property for the Timoteo site in the PSEC network is not most compatible with the greatest public good and least private injury.

The Savage's Property is not the Site Most Compatible with
the Greatest Public Good

The documents tardily produced by County staff on June 8, 2010, included a single page spreadsheet entitled "Timoteo Site Candidates" listing 12 sites, including the Savage's property which is identified as Site "L". Attached hereto as Exhibit 1 is a "Com Study Coverage Map generated" by the Savage's radio communications consultant, Bruce Gary. This map depicts radio coverage from the Savage property site proposed by the County. The areas highlighted in blue are those areas in which a 100 foot tall radio tower located on the Savage's property generating 150 watts of effective radiated power could send and receive signals to and from 3 watt handi-talkies and 20 watt mobile units such as are carried by sheriff deputies or in County sheriff patrol cars. As one can see, the coverage is consistent throughout the length of Redlands Boulevard, but spotty to virtually non-existent from the intersection of Redlands Boulevard east and southeast along the length of San Timoteo Canyon.

4.2 129161
04/06/10

2010-06-101554

Steve McKinley

Re: County of Riverside v. James Savage

June 25, 2010

Page 2

Attached hereto as Exhibit 2 is a Com Study Coverage Map generated by Mr. Gary depicting Site I. In contrast to a proposed transmitter on the Savage property, a similarly powered transmitter with a 100 foot tall antennae located at Site I provides equally good coverage along Redlands Boulevard, but vastly superior coverage throughout San Timoteo Canyon. With respect to the contention that Site I or any other site is unsuitable because of the lack of available commercial power, as set forth in the enclosed letter from Mr. Gary, a site capable of generating the effective radiated power proposed for this site can easily be powered using solar panels with a battery backup to deal with poor weather and overnight functionality. In its "Timoteo Site Candidates" spreadsheet, the County has conceded Site I has adequate road access, and if the property owner had not been so generous as Mr. and Mrs. Savage to conveniently construct a level spot on his or her property for construction of a staging platform, Mr. and Mrs. Savage should not be punished for that foresight by having their property seized by the County.

As set forth in the letter attached as Exhibit 12, Mr. Gary is also of the opinion that there is no basis for claiming that the communicability with the other sites is any less sufficient than that of the proposed site on the Savage's property. Alternatively, a combination of one of the following Sites A, B, E, F or G, each of which the County concedes to have adequate road access, with either Site J or Site K would provide coverage superior to that of either Site I or Site L. See Exhibits 3-9. Thus, it appears that the only distinguishing characteristic of the Savage's property is that they were so foolish as to construct a road to their property for which they are to be rewarded by having the property taken from them in exchange for the offering of a pittance in return by the County.

Finally, the County entirely overlooked a site which has excellent road access, a perfectly obvious construction staging platform and ready access to commercial power seeing that it is a matter of a few yards from Redlands Boulevard, and can be accessed through a Southern California Edison private road easement. Attached hereto as Exhibit 10 is a coverage map depicting the extensive radio coverage both up and down Redlands Boulevard and throughout San Timoteo Canyon which could be achieved by this site which is located at an elevation of 2,201 feet, at latitude 33° 58' 16.5" North, and longitude 117° 9' 34.7" West within a property identified as Assessor's Parcel No. 473110-019. The road access is visible in the overhead photographs attached hereto as Exhibit 11, and I have personally visited this property which is accessed through an easement used by Southern California Edison to service its powerlines in the immediate vicinity; thus, availability of commercial power would also appear to be a non-issue, whether the power is brought in from the nearby Southern California Edison easement, or from nearby Redlands Boulevard. Since the County has never even considered this site, which would appear to satisfy all of their criteria, it is impossible for the Board of Supervisors to conclude, without a gross abuse of discretion, that the Savage's property is compatible with the greatest public good.

The Savage's Property is not Compatible with the Least Private Harm

Of the sites noted above with adequate road access and equal or better radio communication characteristics, those identified as Sites F and G, each of which when combined with Sites J or K, provide perfectly adequate radio coverage, are publicly owned, as are Sites I, J and K and the site depicted in Exhibits 10 and 11. Thus, there are any numbers of sites available which provide radio

Steve McKinley

Re: County of Riverside v. James Savage

June 25, 2010

Page 3

communication characteristics equal or better to that of the Savage's property, and which involve no private harm. As noted in our prior letter dated May 24, 2010, the taking of the portion of the Savage property by the County would deprive the Savages of the ability to develop a number of home sites due to the loss of the ability to cluster the homesites around the portion to be taken. Moreover, any remaining sites would be seriously blighted by the presence of a graffiti stained block wall topped with razor wire and a large lattice mast. It would therefore be a gross abuse of discretion for this Board to adopt a resolution of necessity for the taking of the Savage's property.

Thank you for your consideration.

Respectfully Submitted,



Paul Cliff
Lobb & Cliff, LLP

PC/kas

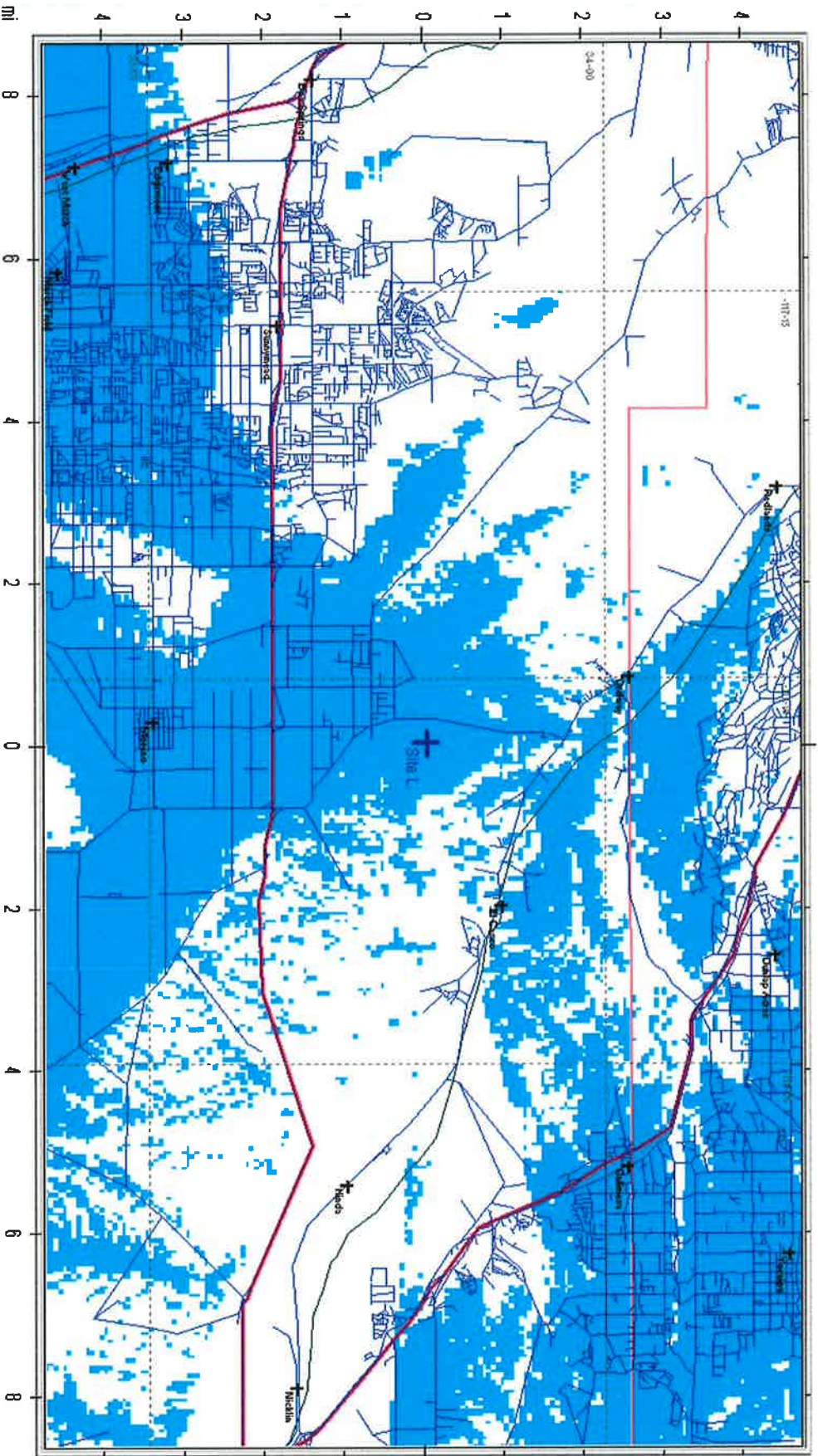
Enclosures

cc: **Via E-Mail - sam@akfm.com**
Steve McKinley (w/encls.)

Bill Luna, Riverside County Administrative Officer (w/encls. - via hand-delivery)

Pamela J. Walls, County Counsel (w/encls. - via hand-delivery)

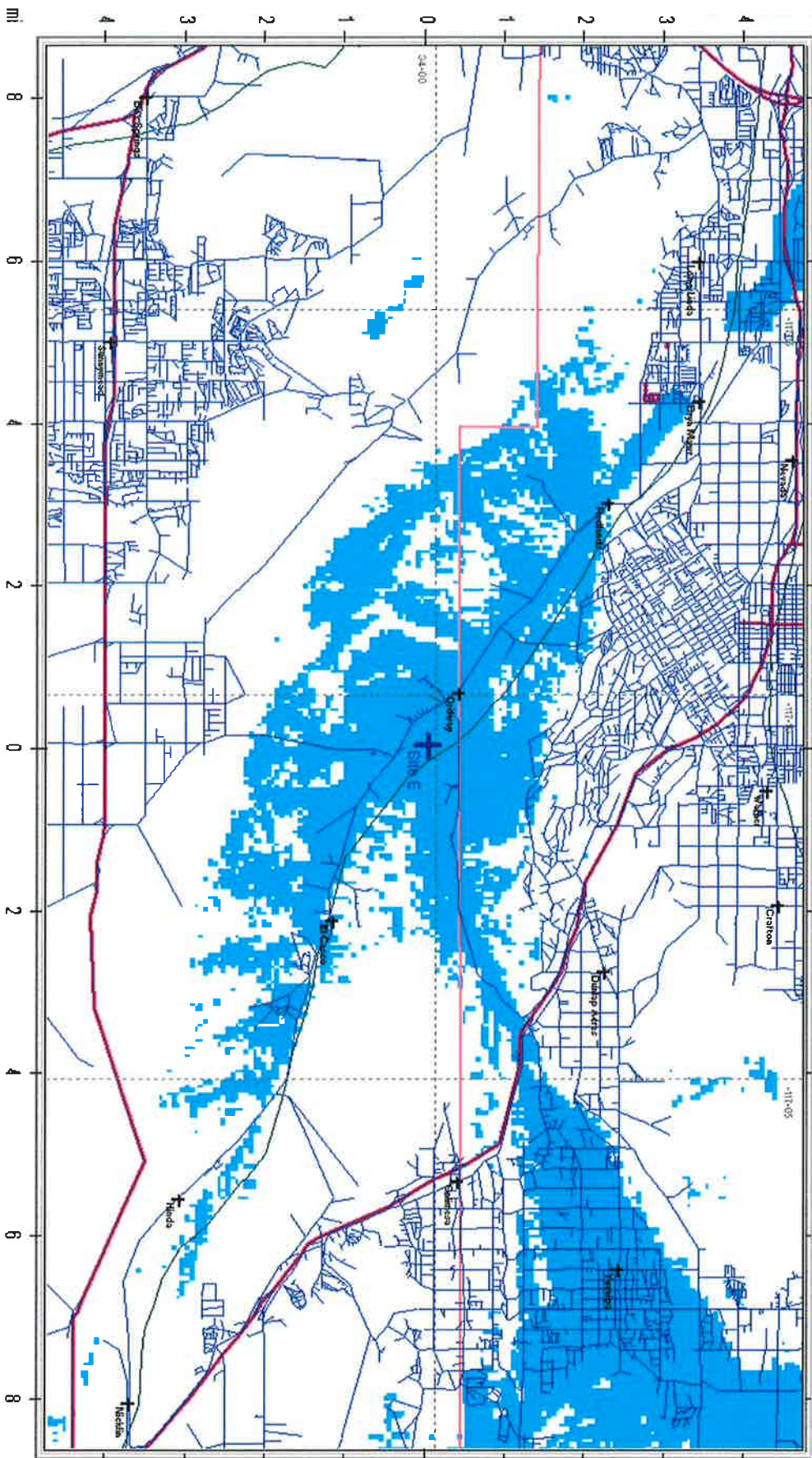
Site L APN 473-140-001 Blue 0 dbm White -100 dbm



Lat: 33-58-02.1 Lon: 117-09-09.8 130 Watts 100 Ft Tower

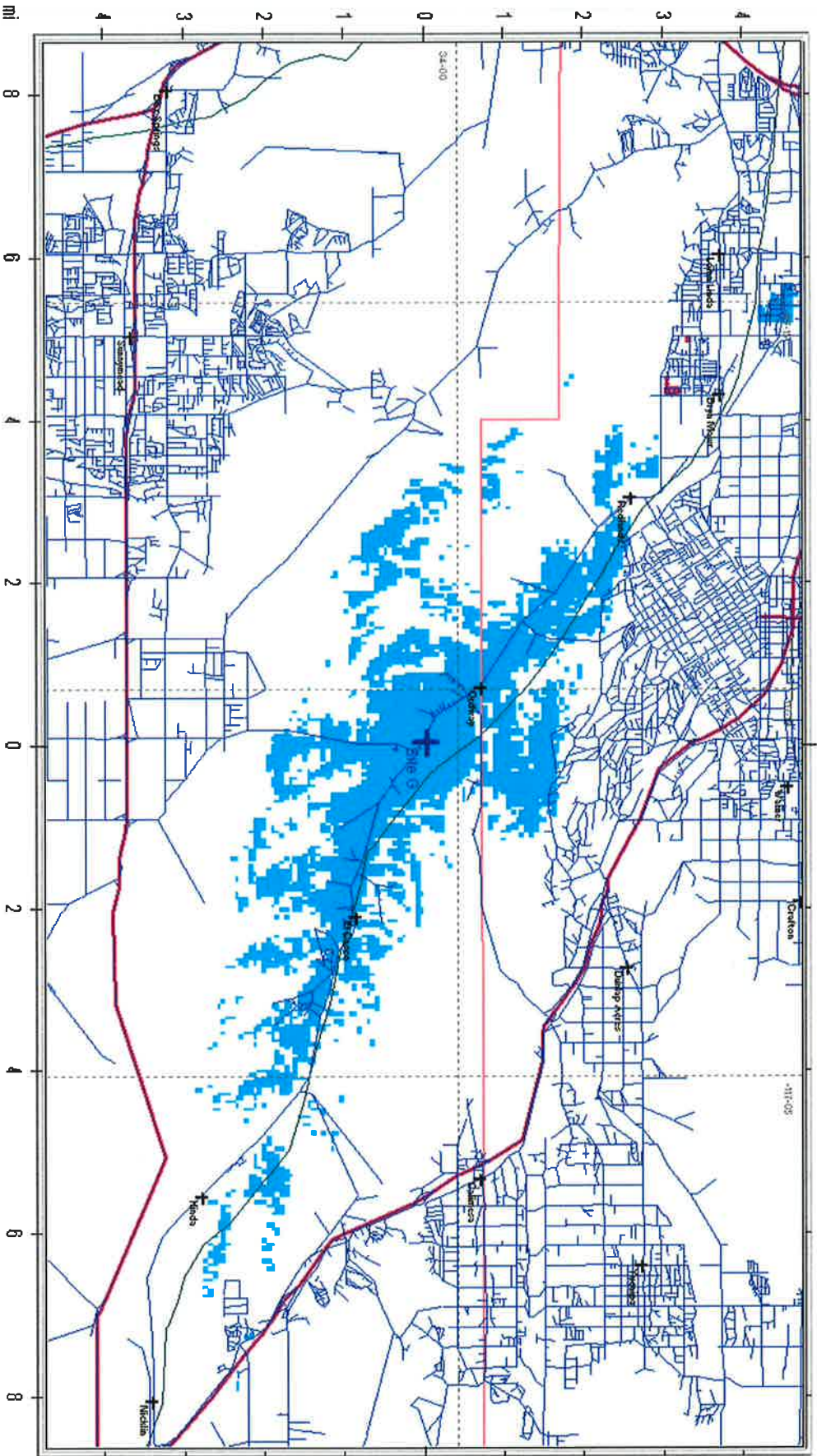
Map Scale: 1:125000 1" = 1.97 mi V/H Size: 9.48 x 17.26 mi

Site E APN 473-040-017 Blue 0 dom White -100 dom



Lat 33-59-54.9 Lon 117-09-19.5 130 Watts 100 Ft Tower

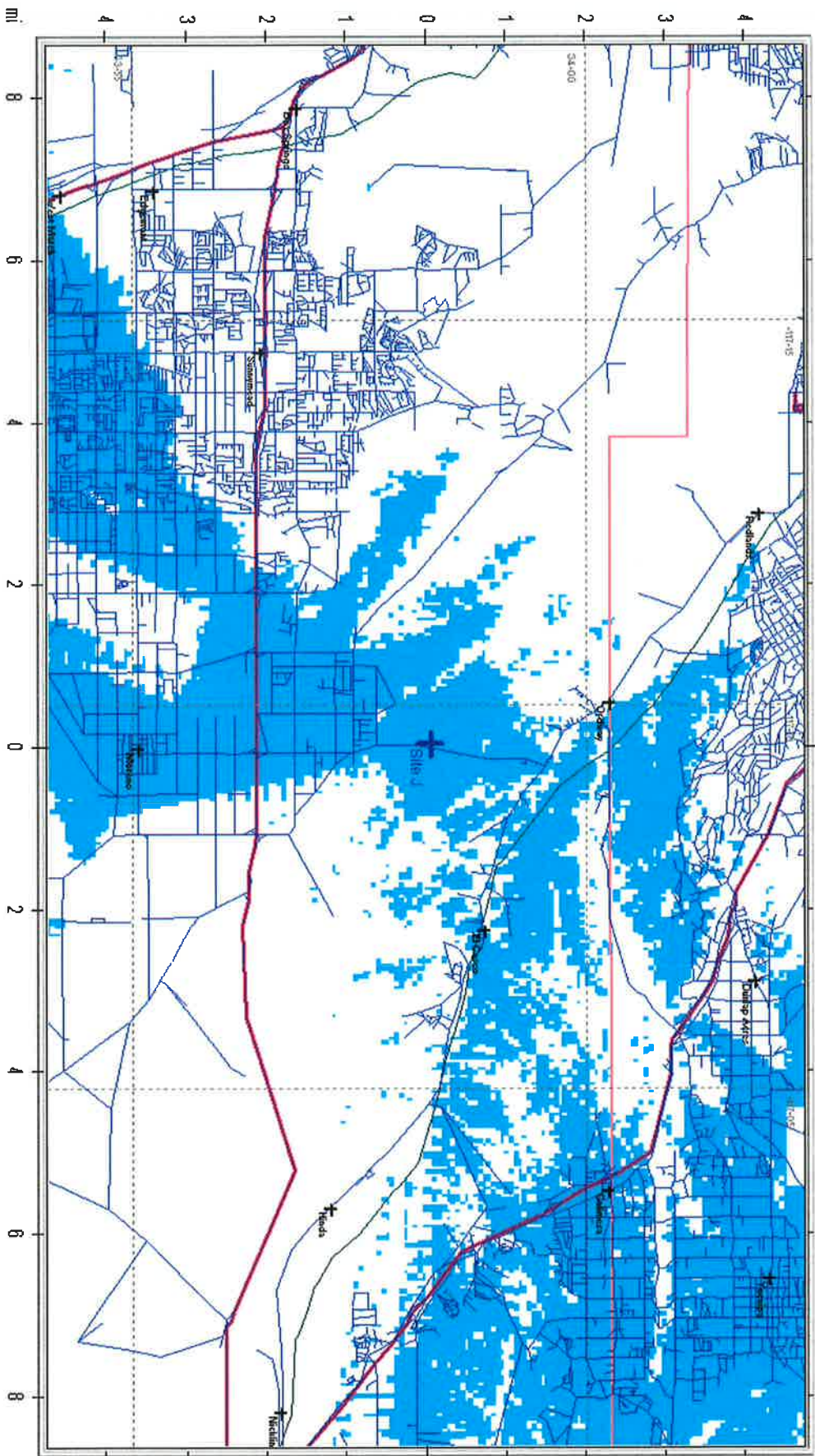
Site G APN 473-050-017 Blue 0 dbm White -100 dbm



Lat 33-59-38.5 Lon 117-09-18.7 150 Watts 100 Ft Tower

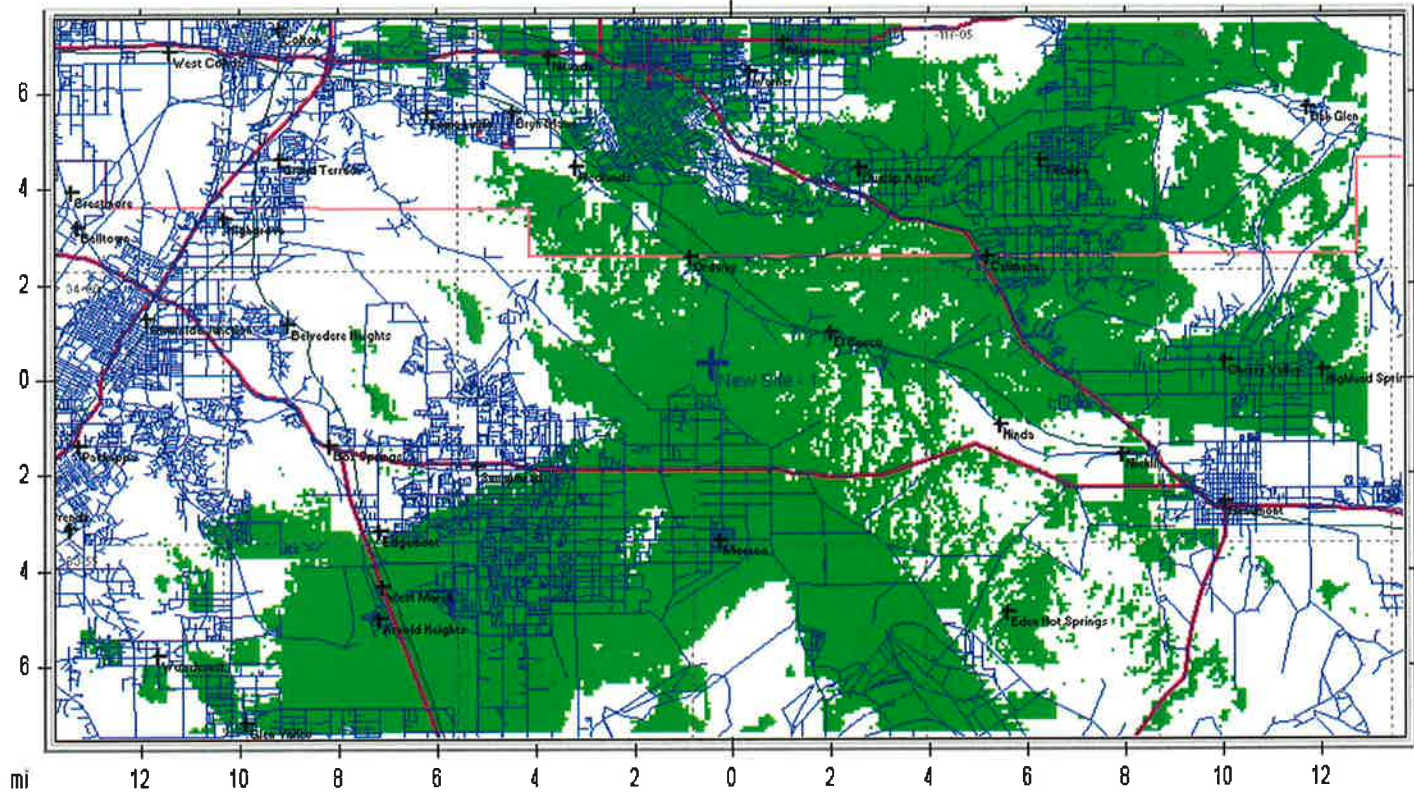
Map Scale: 1:125000 1" = 1.97 mi V/H Size: 9.48 x 17.26 mi

Site J APN 473-110-019 Blue 0 dom White -100 dom



LAL 33-58-16.4 Lon. 117-09-28.7 150 Watts 100 Ft. Tower

New Site - 1



Lat. 33-58-16.5 Lon. 117-09-34.7 Elev. 2201 Tower 100 Ft. Talk back coverage 3 wats

- County Borders — State Borders — Highways — Railroads — Water Features
- Streets — Lat/Lon Grid



© 2009 Google

Image Date: Nov 18, 2009
© 2010 Google
33°58'09.51"N 117°02'28.53"W, elev. 2107 ft
Elev. Alt. 6645 ft

New Site - 1



Selected parcel(s):
473-110-019

IMPORTANT

Maps and data are to be used for reference purposes only. Map features are approximate, and are not necessarily accurate to surveying or engineering standards. The County of Riverside makes no warranty or guarantee as to the content (the source is often third party), accuracy, timeliness, or completeness of any of the data provided, and assumes no legal responsibility for the information contained on this map. Any use of this product with respect to accuracy and precision shall be the sole responsibility of the user.

STANDARD WITH PERMITS REPORT

APNs

473-110-019-4

OWNER NAME

NOT AVAILABLE ONLINE

ADDRESS

473-110-019
ADDRESS NOT AVAILABLE

MAILING ADDRESS

(SEE OWNER)
3133 MISSION INN AVE

GARY ENGINEERING

P. O. Box 580
Rosamond, CA 92560
(661) 256-0774

June 25, 2010

Board of Supervisors
County of Riverside
c/o Clerk of Board of Supervisors
County Administrative Center
Post Office Box 1147
4080 Lemon Street
Riverside, CA 92502-1147

**Re: Resolution No. 2010-039 Project: Public Safety Enterprise Communication
Moreno Valley, California**

Honorable Supervisors:

As a supplement to my earlier letter of May 22, 2010, please be advised that I have used commercially available and FCC approved radio frequency mapping software: ComStudy 2.2, published by RadioSoft, to calculate the coverage maps which are shown as Exhibits 1 through 10 in the accompanying letter of Paul Cliff. Additionally, in my opinion, each of the sites identified as A, B, E, F, G, I, J, and K, as well as the additional site I have identified can communicate with at least two other sites in the County's PSEC network.

In the County's documents, it appears that some of the sites were being evaluated based upon the availability of commercial power, but at this point in the technical development of radio communications, this is no longer an important criteria. Commercially available solar power panels, when combined with battery and generator back-ups will provide a cost-effective alternative which is actually more likely to be reliable in the event of a large scale emergency which could impact the availability of commercial power.

Cordially,



Bruce Gary