

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



**ITEM: 13.1
(ID # 20241)**

MEETING DATE:

Tuesday, October 25, 2022

FROM : Regional Parks and Open Space District:

SUBJECT: REGIONAL PARKS AND OPEN SPACE DISTRICT: Authorization for the expenditure of Fees between the Riverside County Regional Park & Open-Space District and the United States Army Corps of Engineers concerning Funding of Services Associated with the Development of the Santa Ana River Trail; CEQA Nothing Further Required; District 2. [\$149,889 Total Cost - Development Impact Fees Western Regional Trails Fund 30533 100%]

RECOMMENDED MOTION: That the Board of Directors:

1. Find that nothing further is required under the California Environmental Quality Act ("CEQA") because all potentially significant effects have been adequately analyzed in Mitigated Negative Declaration adopted on April 2, 2012 and the potential impacts have been avoided or mitigated pursuant to that earlier MND;
2. Approve U.S. Army Corps of Engineers (ACOE) fees in an amount not to exceed \$149,889 for services including, but not limited to, engineering review, environmental reviews related to NEPA, surveying, and real estate services associated with the development of the Santa Ana River Trail; and
3. Authorize the General Manager or designee to execute all documents necessary and related to aforementioned fees and as approved by County Counsel.

ACTION:Policy


Kyla R. Brown, General Manager 10/12/2022

MINUTES OF THE BOARD OF DIRECTORS

On motion of Director Spiegel, seconded by Director Perez and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Hewitt, and Perez
Nays: None
Absent: None
Date: October 25, 2022
xc: Parks

Kecia R. Harper
Clerk of the Board

By 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 149,889	\$ 0	\$ 149,889	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Development Impact Fees Western Regional Trails Fund 30533 100%			Budget Adjustment:	Yes
			For Fiscal Year:	22/23

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The development and construction of the Santa Ana River Trail (SART) relies on the coordination and cooperation of many different agencies to ensure the impacts of the project are minimized, both financially and environmentally. The ACOE is authorized by 10 U.S.C. §2695 to collect fees in connection with real property transactions for property under the control of the Secretary of Military Department. The ACOE is a large land holder in the area of the SART and is the regulatory agency for trail in Southern Riverside County, thereby authorizing ACOE to collect the aforementioned fees.

Currently the Santa Ana River Mainstream (SARM) project in the Prado Basin is receiving services from the ACOE including, but not limited to, engineering review, environmental reviews related to NEPA, surveying, and real estate services necessary to the completion of the project. The ACOE is willing to provide these services for the SART project that is in the same area as the SARM project to reduce duplication of work. The approval of these services would result in the ACOE considering issues from SART in the larger SARM project including environmental work, engineering review, and other concurrent efforts. This agreement will allow the ACOE to streamline and expedite environmental and construction review services and will provide cost savings for RivCoParks projects for SART in the Prado Basin.

ACOE previously estimated the fees associated with this work to be two hundred and twenty-five thousand dollars (\$225,000). This amount was approved on August 17, 2021, by M.O. 13.1. Due to the complexity involved, ACOE has determined that additional review and funds are needed in the amount of \$149,889 (see attached funding request).

CEQA CONSIDERATIONS

The proposed action in this agenda item involves the approval of the expenditure of funds for services required by the ACOE. On April 10, 2012, item 13.3, the Board of Supervisors adopted the Mitigated Negative Declaration for Environmental Assessment PARKS 10020 and determined that the proposed project will not have any significant impacts to the environment with the mitigation measures incorporated into the project. This proposed action does not substantially increase the present activities and uses at the SART. In addition, the proposed action will not result in any new significant environmental effects; the actions will not substantially increase the severity of the environmental effects; no considerably different

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mitigation measures have been identified; and no mitigation measures found infeasible have become feasible. Therefore, nothing further is required for the purposes of CEQA.

IMPACT ON CITIZENS AND BUSINESS

This agreement will speed up the timeline for completion of this phase of the SART because it will allow for seamless continuation of necessary reviews.

ATTACHMENTS:

ACOE Fee Request



Jason Farin, Principal Management Analyst 10/18/2022



Kristine Bell-Valdez, Supervising Deputy County Counsel 10/13/2022



DEPARTMENT OF THE ARMY
LOS ANGELES DISTRICT, U.S. ARMY CORPS OF ENGINEERS
915 WILSHIRE BLVD, SUITE 1109
LOS ANGELES, CALIFORNIA 90017-3409

August 16, 2022

SUBJECT: Administration Fee to Review Santa Ana River Trail Project

Mr. Tony Pierucci
Riverside County
Regional Park and Open Space District
4600 Crestmore Road
Riverside, California 92509

This is in regard to the proposed Santa Ana River Trail Project within the Prado Dam Flood Risk Management Basin. Please make an administration fee payment of \$149,888.74, pursuant to 10 U.S.C. §2695, for the continued processing of the project proposal. Administration expenses may include, but are not limited to, environmental, legal, engineering, and real estate services.

Environmental Resources: \$42,258.74
Engineering Services: \$106,810.00
Administrative Services: \$820.00

Total Request: \$149,888.74

The administration fee is an estimate and the U.S. Army Corps of Engineers may require additional funds or may return any excess. Payment can be made electronically or by check. Please reference the enclosure for electronic payment instructions. You will need the following information:

To Pay by Electronic Funds Transfer (EFT)

Receiving ABA Number: 051036706
Account Number: 220025
Account/Receiver Name: USACE Finance Center
Amount: \$149,888.74
ROV Number: 2103
EROC: L1
Transfer Type: EFT
Receiving Bank: Cash Link-ACH Receiver
Advance Account: 1378

Payment by Check:

If you provide funds by check, please prepare it as follows. Send the check to the following address:

USACE Finance Center
5722 Integrity Drive
Millington, TN 38054

Make your check payable to "USAED Los Angeles, FAO" in the amount requested and include the following information:

Advance Account: 1378
ROV Number: 2103
EROC: L1

Please also include the point of contact name, address, and telephone number.

If you need any additional information or have any questions, please contact Ms. Katie Parks, Outdoor Recreation Planner, at (213) 541-0981 or via email at Katie.B.Parks@usace.army.mil.

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa Sandoval". The signature is fluid and cursive, with a small "Lisa" written in the middle.

Lisa M. Sandoval
Chief, Civil Works Branch
Real Estate Division