

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



**ITEM: 3.81
(ID # 26209)**

MEETING DATE:

Tuesday, December 03, 2024

FROM : TLMA-TRANSPORTATION

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/ TRANSPORTATION: Adoption of Resolution No. 2024-235 and Approval of the Memorandum of Understanding between the County of Riverside and the City of Wildomar for the provision of certain roadway improvements on Richard Street located within the jurisdictional boundaries of both the County of Riverside and the City of Wildomar. District 1. [\$260,000 Total Cost - Unincorporated Communities Initiative Fund 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. **Adopt** Resolution No. 2024-235, A Resolution of the Board of Supervisors of the County of Riverside Extending County Aid for the Improvement of Richard Street within the City of Wildomar; and
2. **Approve** the Memorandum of Understanding between the County of Riverside and the City of Wildomar for Richard Street Improvements and authorize the Chairman of the Board to execute the same.


ACTION:4/5 Vote Required, Policy


Dennis Acuna, Director of Transportation 10/8/2024

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Gutierrez
Nays: None
Absent: None
Date: December 3, 2024
xc: TLMA-Transp.

Kimberly A. Rector
Clerk of the Board
By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Annual Cost
COST	\$ 260,000	\$ 0	\$ 260,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: 100% Unincorporated Communities Initiative Fund			Budget Adjustment: No	
			For Fiscal Year: 24/25	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The County has determined that there is a great need for roadway improvements on Richard Street which is in the incorporated area of Lakeland Village. The centerline of Richard Street is the jurisdictional boundary between the County of Riverside and the City of Wildomar. The County is proposing to utilize its own Transportation Department to pave the length of Richard Street from Grand Ave to the end of the street and pay for these improvements through the County's Unincorporated Communities Initiative Fund (M.O. 3.1 of 4/2/24).

Pursuant to Streets and Highways Code section 1686, the Board of Supervisors may by resolution, adopted by a four-fifths vote, determine that County aid shall be extended for the improvement or maintenance of streets within a city or extending along or across the boundary of a city. Resolution No. 2024-235 resolves, determines and orders that the improvement of Richard Street is of general county interest and that the County of Riverside Transportation Department shall use its own forces to pave the length of Richard Street from Grant Avenue to the end of Richard Street. It further resolves, determines and orders the expense of the improvement of Richard Street shall be paid from the County of Riverside's Unincorporated Communities Initiative Fund.

Both the County of Riverside and the City of Wildomar have agreed to accept their respective portions of Richard Street for public use and maintenance upon completion of the Street Improvements.

Impact on Residents and Businesses

The roadway improvements on Richard Street will benefit the residents who use this roadway daily.

Additional Fiscal Information

N/A

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STATE OF CALIFORNIA

ATTACHMENTS:

Attachment A: Resolution No. 2024-235

Attachment B: Memorandum of Understanding with the City of Wildomar



Jason Farin, Principal Management Analyst 11/20/2024



Aaron Gettis, Chief of Deputy County Counsel 11/14/2024

RESOLUTION NO. 2024-235

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE
EXTENDING COUNTY AID FOR THE IMPROVEMENT OF RICHARD STREET WITHIN THE
CITY OF WILDOMAR

WHEREAS, pursuant to Streets and Highways Code section 1686, the Legislature has found that the improvement and maintenance of all city streets is of general county interest; and

WHEREAS, pursuant to Streets and Highways Code section 1686, the board of supervisors of any county may, by resolution, adopted by a four-fifths vote of its members, determine that county aid shall be extended for the improvement or maintenance of streets within a city or extending along or across the boundary of a city; and

WHEREAS, the County of Riverside and the City of Wildomar have determined that there is a great need for roadway improvements on Richard Street from Grand Avenue to the end of Richard Street (“End”); and

WHEREAS, the centerline of Richard Street is the jurisdictional boundary between the County of Riverside and the City of Wildomar;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on December 3, 2024, at 9:30 a.m. or soon thereafter, in the meeting room located on the first floor of the County Administrative Center, 4080 Lemon Street, Riverside, California, that the improvement of Richard Street is of general county interest and that the County of Riverside Transportation Department shall use its own forces to pave the length of Richard Street from Grand Avenue to End.

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the expense of the improvement of Richard Street shall be paid from the County of Riverside’s Unincorporated Communities Initiative fund.

FORM APPROVED BY COUNTY CLERK
BY: DANIEL D. FRANCIS

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3 RESOLUTION NO. 2024-235

4 A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE

5 EXTENDING COUNTY AID FOR THE IMPROVEMENT OF RICHARD STREET WITHIN THE

6 CITY OF WILDOMAR

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8 ROLL CALL:


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10 Ayes: Jeffries, Washington, Spiegel, Perez, and Gutierrez

11 Nays: None

12 Absent: None

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

17
18 KIMBERLY A. RECTOR, Clerk of said Board

19
20 By:  _____
21 Deputy

MEMORANDUM OF UNDERSTAND BY AND BETWEEN

THE COUNTY OF RIVERSIDE

AND

THE CITY OF WILDOMAR

FOR

RICHARD STREET IMPROVEMENTS

This Memorandum of Understanding (hereinafter "MOU") is entered into this 03 day of December, 2024, by and between the County of Riverside, a political subdivision of the State of California, on behalf of its Transportation Department (hereinafter "COUNTY") and the City of Wildomar, a municipal corporation, (hereinafter "CITY") for the provision of certain roadway improvements on Richard Street located within the jurisdictional boundaries of both the COUNTY and the CITY.

RECITALS

- A. WHEREAS, COUNTY and CITY have determined that there is a great need for roadway improvements on Richard Street from Grand Avenue to the end of Richard Street ("End") as shown in Exhibit A (Vicinity Map).
- B. WHEREAS, the centerline of Richard Street is the jurisdictional boundary between the COUNTY and CITY.
- C. WHEREAS, COUNTY has proposed to use its own forces to pave the length of Richard Street from Grand Avenue to End and County has proposed to pay for said improvements from the COUNTY's Unincorporated Initiative Fund.

AGREEMENT

NOW THEREFORE, in consideration of the mutual promises contained herein, the parties hereto agree as follows:

SECTION 1 • COUNTY AGREES:

- 1. Contingent upon a resolution adopted by the COUNTY Board of Supervisors pursuant to Streets and Highways Code section 1686, to fund one hundred (100) percent of the cost of the Richard Street improvements and to use its own forces to pave the length of Richard Street from Grand Avenue to End as shown in Exhibit A (Vicinity Map). In the event that the COUNTY Board of Supervisors does not adopt said resolution, this MOU shall be terminated and be of no force and effect.
- 2. Contingent upon a resolution adopted by the COUNTY Board of Supervisors and concurrent with action by the

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1 CITY to accept the portion of Richard Street within the jurisdictional boundary of CITY for public use, the
2 COUNTY to accept the portion of Richard Street within the jurisdictional boundary of COUNTY for public use
3 upon completion of the Richard Street improvements.

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5 3. Contingent upon a resolution adopted by the COUNTY Board of Supervisors and concurrent with action by the
6 CITY to accept the portion of Richard Street within the jurisdictional boundary of CITY into the CITY's
7 maintained road system, the COUNTY to accept the portion of Richard Street within the jurisdictional boundary
8 of COUNTY into the COUNTY's maintained road system upon completion of the Richard Street improvements.

9 **SECTION 2 • CITY AGREES:**

- 10 1. To accept the portion of Richard Street within the jurisdictional boundary of CITY for public use upon completion
11 of the Richard Street improvements.
12 2. To accept the portion of Richard Street within the jurisdictional boundary of CITY into the CITY's maintained
13 road system upon completion of the Richard Street improvements.
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15 **SECTION 3 • IT IS MUTUALLY AGREED AS FOLLOWS:**

- 16 1. Construction by COUNTY of improvements for Richard Street shall not be commenced until an Encroachment
17 Permit to COUNTY authorizing such work has been issued by CITY at no cost to COUNTY.
18 2. Ownership and title to all materials, equipment, and appurtenances installed as part of the Richard Street
19 improvements will be automatically vested within the jurisdiction in which the improvements reside, and no
20 further agreement will be necessary to transfer ownership.
21 3. After completion of the Richard Street improvements, neither COUNTY nor CITY shall be responsible for any
22 maintenance of the Richard Street improvements that are located outside of their respective right of way
23 boundaries.
24 4. No alteration or variation of the terms of this MOU shall be valid unless made in writing and signed by both
25 parties and no oral understanding or agreement not incorporated herein shall be binding on either party hereto.
26 5. This MOU and the exhibits herein contain the entire agreement between the parties, and are intended by the
27 parties to completely state the agreement in full. Any agreement or representation respecting the matters dealt
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1 with herein or the duties of any party in relation thereto, not expressly set forth in this MOU, is null and void.

2 6. Nothing in the provisions of this MOU is intended to create duties or obligations to or rights in third parties not
3 parties to this MOU or affect the legal liability of either party to the MOU by imposing any standard of care with
4 respect to the maintenance of roads different from the standard of care imposed by law.

5 7. This MOU may be executed in any number of counterparts, each of which will be an original, but all of which
6 together will constitute one instrument. Each party to this MOU agrees to the use of electronic signatures, such
7 as digital signatures that meet the requirements of the California Uniform Electronic Transactions Act
8 ("CUETA") Cal. Civ. Code §§ 1633.1 to 1633.17), for executing this MOU. The parties further agree that the
9 electronic signatures of the parties included in this MOU are intended to authenticate this writing and to have
10 the same force and effect as manual signatures. Electronic signature means an electronic sound, symbol, or
11 process attached to or logically associated with an electronic record and executed or adopted by a person with
12 the intent to sign the electronic record pursuant to the CUETA as amended from time to time. The CUETA
13 authorizes use of an electronic signature for transactions and contracts among parties in California, including a
14 government agency. Digital signature means an electronic identifier, created by computer, intended by the party
15 using it to have the same force and effect as the use of a manual signature, and shall be reasonably relied upon
16 by the parties. For purposes of this section, a digital signature is a type of "electronic signature" as defined in
17 subdivision (i) of Section 1633.2 of the Civil Code.

18 8. This MOU shall terminate upon completion of the Richard Street improvements and acceptance of Richard
19 Street for public use and into the COUNTY's and CITY's maintained road systems as set forth above or upon
20 mutual agreement of the parties unless otherwise set forth herein.

21 [Signature Page Follows]

APPROVALS

COUNTY Approvals

RECOMMENDED FOR APPROVAL:

_____ Dated: _____

Dennis Acuna

Director of Transportation

APPROVED AS TO FORM:

COUNTY COUNSEL

[Signature] Dated: _____

Deputy County Counsel

APPROVAL BY THE BOARD OF SUPERVISORS

[Signature] Dated: 12/03/2024
CHUCK WASHINGTON

PRINTED NAME

Chairman, Riverside County Board of Supervisors

ATTEST:

CLERK OF THE BOARD

KIMBERLY A. RECTOR

[Signature] Dated: 12/03/2024

Deputy

(SEAL)

4857-9531-9771 v1

Memorandum of Understanding

CITY OF WILDOMAR Approvals

APPROVED BY:

[Signature] Dated: 9-11-24

Daniel A York
PRINTED NAME

City Manager
TITLE

APPROVED AS TO FORM:

[Signature] Dated: 9-11-24

Thomas D. Jex
PRINTED NAME

City Attorney
TITLE

**EXHIBIT A
VICINITY MAP**

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