

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 7/12/2016	(3) CONTACT/PHONE Phil Acosta, Right of Way Agent (805) 781-5290	
(4) SUBJECT Submittal of right of way documents accepting conveyance to the County of San Luis Obispo from Susan E. Clark for the Nacimiento Lake Drive at Adelaida Road Left Turn Lane Project, Paso Robles. District 1.			
(5) RECOMMENDED ACTION It is recommended that the Board: 1. Approve and execute the Right of Way Agreement and accept the accompanying Public Road and Slope Easement Deed from Susan E. Clark by execution of the attached Certificate of Acceptance, and direct the Clerk to record the Deed and return copies of the executed Agreement and recorded Deed to the Department of Public Works for completion of the transaction; and 2. Authorize the Public Works Director, or his designee, to execute any remaining escrow and payment related documents or instructions necessary to close the transaction associated with this real property interest.			
(6) FUNDING SOURCE(S) Road Impact Fees, Project Contributions	(7) CURRENT YEAR FINANCIAL IMPACT \$17,050.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ___) <input type="checkbox"/> Board Business (Time Est. ___)			
(11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input checked="" type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP Attached	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A    Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW David E. Grim			
(18) SUPERVISOR DISTRICT(S) District 1			

Reference: 16JUL12-C-2

## County of San Luis Obispo



TO: Board of Supervisors  
FROM: Public Works  
Phil Acosta, Right of Way Agent  
VIA: Dave Flynn, Deputy Director of Public Works  
DATE: 7/12/2016

SUBJECT: Submittal of right of way documents accepting conveyance to the County of San Luis Obispo from Susan E. Clark for the Nacimiento Lake Drive at Adelaida Road Left Turn Lane Project, Paso Robles. District 1.

### **RECOMMENDATION**

It is recommended that the Board:

1. Approve and execute the Right of Way Agreement and accept the accompanying Public Road and Slope Easement Deed from Susan E. Clark by execution of the attached Certificate of Acceptance, and direct the Clerk to record the Deed and return copies of the executed Agreement and recorded Deed to the Department of Public Works for completion of the transaction; and
2. Authorize the Public Works Director, or his designee, to execute any remaining escrow and payment related documents or instructions necessary to close the transaction associated with this real property interest.

### **DISCUSSION**

The Nacimiento Lake Drive at Adelaida Road intersection has been identified as an area within the County roads system that requires addition of a left turn lane to improve the flow of traffic and increase the level of safety along the roadway.

Resolution 2015-314 was adopted by your Board on November 24, 2015 to approve the Nacimiento Lake Drive at Adelaida Road Left Turn Lane Addition Project and associated environmental document. The project proposes to widen along the south side of Nacimiento Lake Drive for a distance of approximately 600' on each side of Adelaida Road to accommodate the proposed left turn lane and two six-foot wide road shoulders, repaving the roadway, upgrade signage and road striping, and other associated infrastructure improvements such as culvert extensions.

The location is approximately one mile northwest of the Paso Robles city limits. The project was identified under the Nacimiento Lake Drive Corridor Study (2013) as a near term operational improvement. Traffic flow during peak hours and safety for drivers and bicyclists will be improved.

The attached Right of Way Agreement and Public Road and Slope Easement Deed from Susan E. Clark will provide the County and its contractors with the only permanent easement and temporary construction easement interests required to construct the proposed project.

This acquisition represents a negotiated settlement initiated upon a fair market value staff appraisal and supported by the owners' statutory appraisal funded by the County pursuant to Code of Civil Procedure Section 1263.025.

The approval and execution of the Right of Way Agreement and the acceptance of the related Public Road and Slope Easement Deed, by execution of the attached Certificate of Acceptance, will allow the Department to proceed with processing and payment pursuant to the Agreement.

Project construction is expected in the late spring of 2016.

### **OTHER AGENCY INVOLVEMENT/IMPACT**

County Counsel has reviewed and approved the attached documents as to legal form and effect. San Luis Obispo County Environmental Coordinator has provided necessary clearance for this project by Mitigated Negative Declaration as adopted by your Board on November 24, 2015.

### **FINANCIAL CONSIDERATIONS**

The Right of Way Agreement provides for the following compensation:

Susan E. Clark	\$17,050
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This project is a multi-year project budgeted in Road Fund for FY 2015-16 – WBS 300348 in the amount of \$455,406. The project will be funded from Road Impact Fees Nacimiento Area and Fair Share Project Contributions from new land development which have traffic impacts within this corridor. No budget adjustment is necessary at this time.

### **RESULTS**

Approval of the recommended actions will result in the appropriation of property rights required for this budgeted project. Completion of the project will provide for a safer and healthier community.

### **ATTACHMENTS**

1. Vicinity Map
2. Right of Way Agreement, Parcel 15-23
3. Public Road and Slope Easement Deed and Certificate of Acceptance, Parcel 15-23

File: WBS 300348.05 (Nacimiento Lake Drive at Adelaida Rd LTL Project)

Reference: 16JUL12-C-2

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