

DEPARTMENT of PUBLIC WORKS

County of Lassen



LARRY MILLAR, Director
Public Works/Road/Transportation
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B-1
2015/77

March 17, 2015

TO: Board of Supervisors

FROM: Larry Millar, Director

SUBJECT: Resolution authorizing the Public Works Director or the County Administrative Officer to Approve the Appraisals, Establish Just Compensation, Negotiate for the Acquisition of Right of Way, Execute Right of Way Contracts and Approve Administrative Settlements for the Hackstaff Road Bridge 7C-12 and Hackstaff Road Bridge 7C-81 re-construction projects.

RECOMMENDATION: That the Board of Supervisor's adopts Resolution No. 15-___ which authorizes the Director of Public Works or the County Administrative Officer to: 1) Approve the Appraisals 2) Establish Just Compensation 3) Negotiate for the Acquisition of Right of Way 4) Execute Right of Way Contracts 5) Approve Administrative Settlements for right of way the County needs to acquire for the Hackstaff Road Bridge 7C-12 and Hackstaff Road Bridge 7C-81 re-construction projects.

DISCUSSION: The County will need to acquire right of way from approximately two (2) separate parcels along Hackstaff Road for the proposed replacement projects for bridges 7C-12 and 7C-81.

By authorizing the Director of Public Works or the Administrative Officer to be able to approve the appraisals, establish just compensation, negotiate for the acquisition of right of way, execute right of way contracts and to approve administrative settlements the County would be able to proceed with these projects.

The County will be following all State and Federal requirements during this process and Caltrans District 2 staff will be providing oversight and guidance. Caltrans, District 2 will be pre-qualifying the County for completing the acquisition phase for the needed Right of Way similar to how it has in the past for various construction projects. Appraisals will be completed through a qualified consultant.


The Public Works Department has recently completed the right of way acquisitions of the necessary right of way for the Mapes Road Bridges 7C-01 and 7C-02 replacement projects and the Mooney Road Re-alignment construction project and is currently in the process for the Skyline Road Extension construction project through similar approval from Caltrans and the Board of Supervisors.

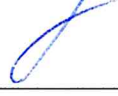
Any parcel acquisition in excess of \$50,000 will be coming back to the Board of Supervisors for approval and will be following the public publishing requirements of Government. Code 25350.

ALTERNATIVE: Not Approve

FINANCIAL IMPACT: Funding in an estimated amount of \$80,000 will be programmed from the Federal Highway Bridge Program (HBP) for the Right of Way phase which includes the necessary acquisitions. Funding will be from Fund 122-1222, Road Construction with 100% federal reimbursable funding.

OTHER AGENCY INVOLVEMENT: Caltrans

DEPARTMENT APPROVAL:  _____

REVIEWED FOR AGENDA:  _____

RESOLUTION 15 - _____

GENERAL RESOLUTION AUTHORIZING THE PUBLIC WORKS DIRECTOR OR THE COUNTY ADMINISTRATIVE OFFICER TO APPROVE APPRAISALS, ESTABLISH JUST COMPENSATION, NEGOTIATE FOR THE ACQUISITION FOR RIGHT OF WAY, EXECUTE RIGHT OF WAY CONTRACTS AND APPROVE ADMINISTRATIVE SETTLEMENTS FOR THE HACKSTAFF ROAD BRIDGE 7C-12 AND HACKSTAFF ROAD BRIDGE 7C-81 RE-CONSTRUCTION PROJECTS

WHEREAS, Lassen County needs to acquire right of way for the re-construction of Hackstaff Road Bridge 7C-12 and Hackstaff Road Bridge 7C-81; and

WHEREAS, the Federal Uniform Act (49 CFR 24) contains basic requirements for the acquisition of real property, one of which is that a written appraisal establishing just compensation must be approved prior to the initiation of negotiations; and

WHEREAS, Lassen County may be required to negotiate with property owners for purchase settlements per the Caltrans right of way guidelines, and

WHEREAS, Lassen County will need to enter into a Right of Way Contract with each property owner for the acquisition of the required right of way.

NOW, THEREFORE, BE IT RESOLVED by the Lassen County Board of Supervisors that the Public Works Director or the County Administrative Officer be, and hereby are, authorized to approve appraisals, establish just compensation, negotiate for the acquisition of right of way, execute right of way contracts and approve administrative settlements for the Hackstaff Road Bridge 7C-12 and Hackstaff Road Bridge 7C-81 re-construction projects on behalf of Lassen County.

The foregoing resolution was adopted at a regular meeting of the Board of Supervisors of the County of Lassen, State of California, held on the 17th day of March, 2015 by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

Chairman of the Board of Supervisors
County of Lassen, State of California

ATTEST

Julie Bustamante
Clerk of the Board

BY: _____
Susan Osgood, Deputy Clerk of the Board

I, SUSAN OSGOOD, Deputy Clerk of the Board of Supervisors, County of Lassen, do hereby certify that the foregoing resolution was adopted by said Board of Supervisors at a regular meeting thereof held on the 17th day of March, 2015.

Deputy Clerk of the County of Lassen
Board of Supervisors