

DEPARTMENT: Administration/Economic Dev.

BY: Richard J. Benson, CAO

PHONE: 966-4303

RECOMMENDED ACTION AND JUSTIFICATION:

Approve purchase of real property for the non-motorized Mariposa Creek Parkway; and, authorize the County Administrative Officer to execute all documents to complete the transaction.

BACKGROUND AND HISTORY OF BOARD ACTIONS

On October 11, 2005, the Board of Supervisors approved the California Rivers Parkway Grant application to the State of California Resources Agency for the Mariposa Creek Parkway Phase III to design, develop and construct a non motorized trail (Resolution Exhibit "A"); and the County subsequently received a \$300,000 award to acquire real property. The route selected commences at the pedestrian bridge at 8th Street to Coakley Circle (behind NAPA Auto Parts).

The County is purchasing approximately 2.69 acres of real property in the amount of \$13,450. (Property \$13,450 plus escrow costs \$700.05. The total of this transaction is \$14,150.05).

The County is also purchasing an easement, which consists of approximately 1.36 acres in the amount \$6,800. (Property \$6,800 plus escrow cost and lot line adjustment \$5,389. The total of this transaction is \$12,539).

These costs have been budgeted and funds are from a combination of the California Resources Agency and Pacific Gas and Electric Company. No general funds are associated with this project.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Financial Impact? () Yes () No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? () Yes () No () Partially Funded		
Amount in Budget: <u>\$26,689.05</u>		<u>Resolution Exhibit "A", pages 1-2</u>
Additional Funding Needed: <u>\$</u>		
Source:		
Internal Transfer _____		
Unanticipated Revenue _____ 4/5's vote		
Transfer Between Funds _____ 4/5's vote		
Contingency _____ 4/5's vote		
() General () Other		

CLERK'S USE ONLY:

Res. No.: 11-612 Ord. No. _____
Vote - Ayes: 5 Noes: _____
Absent: _____ Abstained: _____
MW Approved
() Minute Order Attached () No Action Necessary

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
Comments:

The foregoing instrument is a correct copy of the original on file in this office.
Date: _____
Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: _____
Deputy

CAO: *RJB*

California Rivers Pkw: Agenda Transmittal_Fiske Purchase of property

RESOLUTION NO. 05-487

A RESOLUTION OF COUNTY OF MARIPOSA
APPROVING THE APPLICATION FOR GRANT FUNDS FOR
THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM UNDER THE
WATER SECURITY, CLEAN DRINKING WATER,
COASTAL AND BEACH PROTECTION ACT OF 2002 (Proposition 50); AND
APPOINT DESIGNEE AS AGENT TO CONDUCT ALL NEGOTIATIONS,
EXECUTE AND SUBMIT ALL DOCUMENTS

WHEREAS, the Legislature and Governor of the State of California have provided Funds for the program shown above; and

WHEREAS, the Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the State Resources Agency require a resolution certifying the approval of application(s) by the Applicants governing board before submission of said application(s) to the State; and

WHEREAS, the Applicant, if selected, will enter into an agreement with the State of California to carry out the Project

NOW, THEREFORE, BE IT RESOLVED that the County of Mariposa

1. Approves the filing of an application for the Mariposa Creek Parkway-Phase III;
2. Certifies that Applicant understands the assurances and certification in the application, and
3. Certifies that Applicant or title holder will have sufficient funds to operate and maintain the Project(s) consistent with the land tenure requirements; or will secure the resources to do so, and
4. Certifies that it will comply with the provisions of Section 1771.8 of the State Labor Code regarding payment of prevailing wages on Projects awarded Proposition 50 Funds, and
5. If applicable, certifies that the Project will comply with any laws and regulations including, but not limited to, legal requirements for building codes, health and safety codes, disabled access laws, and, that prior to commencement of construction, all applicable permits will have been obtained, and
6. Appoints the County Administrative Officer, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to

applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned Project(s).

APPROVED AND ADOPTED the 11th day of October 2005. I, the undersigned, hereby certify that the foregoing Resolution Number 05-487 was duly adopted by the County of Mariposa.

Following Roll Call Vote: Ayes: 5
 Noes: 0
 Absent: 0

Bob Pickard
Bob Pickard, Chairman of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:
Thomas P. Guarino
Thomas P. Guarino, County Counsel

STATE OF CALIFORNIA
County of Mariposa

ATTEST:

Margie Williams
Margie Williams, Clerk of the Board

by: Umay Hobbs