

**SANTA BARBARA COUNTY
BOARD AGENDA LETTER**



Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Agenda Number:
Prepared on: May 13, 2004
Department: Flood Control/Public Works
Budget Unit: 054
Agenda Date: 06/01/04
Placement: Administrative
Estimate Time:
Continued Item: NO
If Yes, date from:

TO: Board of Directors
Santa Barbara County Flood Control & Water Conservation District

FROM: Phillip M. Demery, Director
Public Works Department

STAFF CONTACT: Thomas Fayram, Deputy Public Works Director, Ext. 3436
Brett Maxfield, Real Property Agent, Ext. 3338

SUBJECT: Fee Acquisition for Lower Mission Creek Project,
629 Bath Street, A.P.N. 037-113-013
First Supervisorial District

Recommendations:

That the Board of Directors of the Santa Barbara County Flood Control and Water Conservation District execute Real Property Purchase Contract and Escrow Instructions for the Fee Interest on 629 Bath Street, Santa Barbara County Assessor parcel number 037-113-013 by authorizing the Clerk of the Board to sign the Certificate of Acceptance. This parcel is located within the Lower Mission Creek Project area on in the City of Santa Barbara.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with actions required by law or by routine business necessity.

Executive Summary and Discussion:

The Lower Mission Creek Flood Control Project is located along Mission Creek from Canon Perdido Street to Cabrillo Boulevard in the City of Santa Barbara (City). The project will include various channel improvements, such as channel widening and bridge replacements to increase channel capacity. In addition, a park-like open space environment will be incorporated into the design. The project will reduce flooding and damage to properties adjacent to lower Mission Creek.

The Lower Mission Creek Project is a federally sponsored by the U.S. Army Corps of Engineers. The Flood Control District and the City entered into a Joint Powers Agreement (JPA) to be the local co-sponsors of the project. In addition, the JPA identified the City to act as Lead Agency under CEQA.

Subject: Permanent Easement for 629 Bath Street, A.P.N. 037-113-013.
First Supervisorial District
Agenda Date: June 1, 2004
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On June 28, 2001, the City of Santa Barbara's Planning Commission certified the Lower Mission Creek Environmental Impact Report (EIR) and on November 30, 2001 the Santa Barbara City Council concurred with certification of the EIR and also adopted a resolution with regards to the Environmental Findings and a Statement of Overriding Considerations for the project.

Several permanent and temporary construction easements will be needed for construction and maintenance of the project. This permanent easement represent one of easements needed. Other easement will be brought before your Board as acquisition of these easements become obtainable.

Mandates and Service Levels:

The Lower Mission Creek Flood Control Project was identified and included in the March 26, 1996 Voter Approved South Coast Benefit Assessment Increase Measure (J-96). In addition, this project will improve drainage and increase flood protection in this area.

Fiscal and Facilities Impacts:

The Fee Interest on APN# 037-113-013 is being acquired for a total of Fifty Thousand Dollars (\$50,000.00). Costs associated with the acquisition of easements for the Lower Mission Creek Project were included in the Adopted 2003/04 Budget and were allocated in the Design Cost Center under the Water Resources Division of the Public Works Department as shown on page D-322 in the budget book. Costs of these easements will be paid from Dept: 054, Acct: 8700, Fund: 2610, Program: 3005. This project is also identified in the County's Capital Improvement Plan.

Special Instructions: After Board action, distribute as follows:

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|--|-----------------------------------|
| 1. Original Contract and Escrow Instructions | Clerk of the Board Files |
| 2. Certified Copies of Contract | Brett Maxfield, Surveyor's Office |
| 4. Minute Order | Brett Maxfield, Surveyor's Office |

Concurrence:

County Counsel
Auditor Controller
Risk Management