

**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:** 3/3/03  
**Department Name:** Board of Supervisors  
**Department No.:** 011  
**Agenda Date:** 3/18/03  
**Placement:** Administrative  
**Estimate Time:**  
**Continued Item:** NO  
**If Yes, date from:**

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**TO:** Board of Supervisors

**FROM:** Gail Marshall  
Third District Supervisor

**STAFF CONTACT:** John Buttny, Executive Staff Assistant  
x 5095

**SUBJECT:** Storm Repair of a Public Alley in Los Olivos, from Grand Avenue to Nojoqui Road

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**Recommendation(s):**

That the Board of Supervisors:

1. Find that repairs in the public alley in Los Olivos from Grand Avenue to Nojoqui Road are necessary to provide minimum public access for the protection or preservation of the health or safety of residents; and
2. Authorize the Public Works Department to contract the repairs of the public alley from Grand Avenue to Nojoqui Road and utilize General Fund FY 02-03 Roads Designation for the repair work; and

**Alignment with Board Strategic Plan:**

The recommendations are primarily aligned with Goal No. 1. An Efficient Government Able to Respond Effectively to the Needs of the Community and Goal No. 2, A Safe and Healthy Community in Which to Live, Work, and Visit.

**Executive Summary:**

The public alley in Los Olivos from Grand Avenue to Nojoqui Road was damaged in the storms of March 2001 and has deteriorated steadily over the last two years. The roadway itself lies within a County easement, but is not included within the County's Maintained Road System. The damage due to the storms of March 2001 and the resulting deterioration is so extensive that this public alley is barely serviceable to the local businesses and the general public.

Because of the necessity for the general public and local businesses to gain basic access, including solid waste services provided through the alley, it became evident that extraordinary steps were necessary in order for restoration to be completed. The 3rd District office has been working with the affected Los Olivos business community and the Public Works Department to find a solution to this situation.

The Streets and Highway Code limits the ability to use revenues from the Road Fund on non-County Maintained Road System roads. A small portion of the General Fund designations the Board of Supervisors made available to the Public Works Department as part of the 3<sup>rd</sup> District's FY 02-03 Road Map has been identified as the funding source. These funds were previously dedicated towards the reserves of another project in the area, however the repairs to the public alley are relatively minor in nature and can move forward in a timely manner. It is recommended that your Board apply an appropriate amount of these funds to accomplish this project.

Once the repairs are completed, the County shall not be responsible for the maintenance and it shall not be liable for the condition of the road after these extraordinary repairs are made.

**Mandates and Service Levels:** There will be no change to existing service levels. Streets and Highways Code, Section 969.6 states: "...the County shall not be responsible for the maintenance of any road so repaired, and it shall not be liable for the condition of the road after the repairs are made."

**Fiscal and Facilities Impacts:** Total estimated project cost is \$5,000. The source of funds will be the General County Programs, Dept 990, General Fund FY02-03 Roads Designation.

**Special Instructions:** Please forward a minute order approving this action to the Public Works, Transportation Division attention: Cecelia Barnes, ext 3064.

**Concurrence:**  
Public Works