

**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: 04/14/03
Department Name: Public Works
Department No.: 054
Agenda Date: 05/06/03
Placement: Administrative
Estimate Time:
Continued Item: NO
If Yes, date from:

TO: Board of Supervisors

FROM: Phillip M. Demery
Director, Public Works Department

STAFF CONTACT: Dace Morgan – 568-3047
Manager, Engineering-Design

Jason Sunukjian – 568-3217
Real Property Agent

SUBJECT: North Jameson Lane Bike Lane and Bridge Replacement – Acceptance of Permanent Easement Deed on APN 007-333-004; County Project No. 863027 (Real Property Folio No. YS 3363); First Supervisorial District

Recommendation(s):

That the Board of Supervisors:

1. Accept the Easement Deed (Permanent Easement), which conveys a permanent easement and right-of-way to the County of Santa Barbara on a portion of APN 007-333-004 (1620 N. Jameson Lane) for the purposes of bridge construction and maintenance, by authorizing the Clerk of the Board to sign the Certificate of Acceptance attached to the Easement Deed.

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.

Executive Summary and Discussion:

The North Jameson Class II Bike Lanes Project (the "Project") provides Class II Bike Lanes along North Jameson Lane from Olive Mill Road to Sheffield Drive. In addition, the bridges over Oak Creek, San Ysidro Creek, and Romero Creek will be replaced and widened.

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Your Board approved the Project and the final Mitigated Negative Declaration pursuant to the California Environmental Quality Act (CEQA) on January 15, 2002 (Clerk of the Board File No. 02-00047). The Project has also been found to be in conformity with the County's General Plan in compliance with Government Code Section 65402.

On February 25, 2003, your Board approved and executed the Real Property Purchase Contract and Escrow Instructions (the "Purchase Contract") for APN 007-333-004 in connection with this Project (Clerk of the Board File No. 03-00195). The execution of this Purchase Contract provided for the future conveyance of a Permanent Easement to the County to enable construction of the Project in the vicinity of Oak Creek.

Pursuant to the terms of the Purchase Contract, escrow was opened with Lawyer's Title Company at 1435 Anacapa Street, Santa Barbara. Subsequently, the property owners, Joe W. Butler II and Pamela J. Quirke, Trustees of the Joe and Beatryce Butler Family Revocable Trust dated November 4, 2001, executed the Easement Deed as required by the Purchase Contract and placed the Deed in escrow. The Easement Deed is hereby being delivered to the Board for acceptance. Upon acceptance of the Easement Deed by the Board, the Deed will be placed back in escrow and recorded at the close of escrow by the escrow officer.

Mandates and Service Levels:

There are no changes to service levels with this action.

Fiscal and Facilities Impacts:

This project, including the purchase of the easement, is being funded by Highway Bridge Repair and Replacement and State Transportation Improvement Plan funds. The cost has been budgeted in Department 054, Fund 0015, Program 2900, Organizational Unit 0001, Account 7510. The purchase of the easement will cost approximately \$11,750 – \$10,600 will be paid to the property owners as the purchase price of the easement and approximately \$750 will cover the cost of escrow closing fees, title insurance, and other miscellaneous expenses associated with this transaction.

Special Instructions:

After Board action, distribute as follows:

1. Certified copy of Easement Deed with original Certificate of Acceptance Facilities Services,
Attn: Jason Sunukjian
2. Copy of Easement Deed with copy of Certificate of Acceptance Clerk of the Board File

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| 3. | Copy of Easement Deed with
<u>copy</u> of Certificate of Acceptance | Surveyors Office,
Attn: Mike Collie |
| 4. | Minute Order | Facilities Services,
Attn: Jason Sunukjian |
| 5. | Minute Order | Surveyors Office,
Attn: Mike Collie |
| 6. | Minute Order | Public Works Department,
Transportation Engineering
Attn: W.H. Vachon |

Public Works-Real Property will return the certified copy of the Easement Deed with the original Certificate of Acceptance to the escrow officer at Lawyer's Title for recordation and closure of escrow. Once the original Deed is recorded, it will be sent to Public Works-Real Property, who will then send it on to the Clerk of the Board for its file.

Concurrence:

Public Works