



BOARD OF SUPERVISORS  
AGENDA LETTER

Agenda Number:

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

Department Name: General Services  
Department No.: 063  
For Agenda Of: September 7, 2010  
Placement: Administrative  
Estimated Time:  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

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**TO:** Board of Supervisors  
**FROM:** Bob Nisbet, Director (560-1011)  
General Services Department  
Contact Info: Paddy Langlands, (568-3096)  
Assistant Director, Support Services Division  
**SUBJECT: Permanent Easement Purchase Contracts and Easement Deeds for the El  
Embarcadero Improvement Project; Folio 003610; Third Supervisorial District**

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Other Concurrence:** Risk

As to form: Yes

**Recommended Actions:**

That the Board of Supervisors:

- a) Approve and execute the attached original and duplicate original Permanent Easement Purchase Contract And Temporary Right of Entry with Valerie Goode Attaway, as Trustee of the Survivor's Trust of the E. Noel Robison Family Trust, Dated March 7, 1995; and Elizabeth W. Wallace, as Surviving Sole Trustee of the Donald C. Wallace, Jr. Family Trust Dated: October 20, 1980 as revised and restated October 14, 1986; for a permanent road and sidewalk easement over a portion of the owners' property known as 1000 El Embarcadero Road (APN 075-221-001), in the amount of \$1,380.00; and
- b) Accept the attached copy of the Easement Deed (Permanent Easement) to the easement over a portion of the owners' property known as 1000 El Embarcadero Road (APN 075-221-001), by authorizing the Clerk of the Board to sign the original Certificate of Acceptance attached thereto.
- c) Approve and execute the attached original and duplicate original Permanent Easement Purchase Contract And Temporary Right of Entry with Mark Schneeberger, Trustee of the Mark Schneeberger Living Trust dated September 20, 1999, for a permanent road and sidewalk easement over a portion of the owner's property known as 6541 Sabado Tarde Road (APN 075-

221-029), in consideration for the construction of driveway and other improvements at the County's cost; and

- d) Accept the attached copy of the Easement Deed (Permanent Easement) to the easement over a portion of the owner's property known as 6541 Sabado Tarde Road (APN 075-221-029), by authorizing the Clerk of the Board to sign the original Certificate of Acceptance attached thereto.

**Summary Text:**

Execution of the attached Permanent Easement Purchase Contract And Temporary Right of Entry documents and acceptance of the attached Easement Deeds (Permanent Easement) will provide the County Public Works Department with the necessary right-of-way to install roadway and sidewalk improvements associated with the El Embarcadero Improvement Project in the unincorporated area of Isla Vista.

**Background:**

On August 22, 2007, a Notice of Exemption was filed for the El Embarcadero Improvement Project pursuant to CEQA Guideline Section 15301(c). On June 12, 2007, the Planning Commission determined the project to be consistent with the County's Comprehensive Plan, including the Goleta Community Plan and the Coastal Land Use Plan, in accordance with Government Code Section 65402(a).

On December 11, 2007, the Board executed purchase contracts and accepted easement deeds for easements over several properties along El Embarcadero Road (Clerk of the Board File No. 07-01199). However, the bids for construction of the project came in too high, so construction was postponed.

On February 16, 2010, the Board approved the Project and Categorical Exemption pursuant to CEQA guidelines and authorized advertising for construction bids (Clerk of the Board File No. 10-00162).

**Fiscal and Facilities Impacts:**

Budgeted: Yes. There are no facilities impacts.

**Fiscal Analysis:**

Narrative: The sole cost resulting from the subject Board actions is the payment of \$1,380.00 for the purchase of the easement at 1000 El Embarcadero Road (the compensation for the easement at 6541 Sabado Tarde is the construction of driveway and other improvements, which will be addressed through the construction process). The source of funds for the \$1,380.00 payment is Department 054, Fund 0017, Org 0600, Account 8100, Program 2830, Project 310312.

**Special Instructions:** After Board action, distribute as follows:

- |   |                                 |
|---|---------------------------------|
| 1. Original and Duplicate Original Purchase Contracts | Real Estate Svcs, Attn: H. Heyl |
| 2. Copies of Purchase Contracts                       | Clerk of the Board Files        |
| 3. Deeds with original Certificates of Acceptance     | Real Estate Svcs, Attn: H. Heyl |
| 4. Deeds with copies of Certificates of Acceptance    | Clerk of the Board Files        |
| 5. Minute Order                                       | Real Estate Svcs, Attn: H. Heyl |
| 6. Minute Order                                       | Public Works, Attn: Ron Bensel  |
| 7. Minute Order                                       | RDA, Attn: Jim Heaton           |

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**Note:** The Office of Real Estate Services will return to the Clerk of the Board a copy of the fully recorded Easement Deed for its file and reference.

**Attachments:**

Two (2) Permanent Easement Purchase Contracts (for 1000 El Embarcadero)  
One (1) Copy of Easement Deed w/original Certificate of Acceptance (for 1000 El Embarcadero)  
Two (2) Permanent Easement Purchase Contracts (for 6541 Sabado Tarde)  
One (1) Copy of Easement Deed w/original Certificate of Acceptance (for 6541 Sabado Tarde)

**Authored by:**

Harrison Heyl, Office of Real Estate Services, General Services Dept.