



# County of Fresno

Hall of Records, Rm. 301  
2281 Tulare Street  
Fresno, California  
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## Legislation Details (With Text)

**File #:** 18-0683 **Name:** Right-of-Way Acquisition for BPMP-Scour Mitigation Project

**In control:** Public Works & Planning

**On agenda:** 9/11/2018 **Final action:** 9/11/2018

**Enactment date:** **Enactment #:**

**Title:** Accept Easement Deeds and authorize Chairman to execute Right of Way Contracts required for Bridge Preventive Maintenance Program - Scour Mitigation, Federal Project No. 5942(240) for total monetary consideration of \$10,800

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Agenda Item, 2. Location Map, 3. Exhibit A, 4. Right of Way Contracts, 5. Maintenance Easements

Date	Ver.	Action By	Action	Result
9/11/2018	1	Board of Supervisors	Conducted Hearings	Pass

**DATE:** September 11, 2018

**TO:** Board of Supervisors

**SUBMITTED BY:** Steven E. White, Director  
Department of Public Works and Planning

**SUBJECT:** Right-of-Way Acquisition for Bridge Preventive Maintenance Program (BPMP) - Scour Mitigation Project - Federal Project No. BPMP-5942(240)

### RECOMMENDED ACTION(S):

**Accept the Easement Deeds and authorize the Chairman to execute the Right of Way Contracts required for the Bridge Preventive Maintenance Program - Scour Mitigation, Federal Project No. 5942 (240) for a total monetary consideration of \$10,800.**

Approval of the recommended action will authorize the purchase of additional right-of-way required to conduct maintenance activities on seven bridges as part of the Bridge Preventive Maintenance Program (BPMP). The easements being acquired, pursuant to the recommended action, are located at two bridges situated as shown on the Location Map and Exhibit A. This item pertains to two locations in District 4.

### ALTERNATIVE ACTION(S):

Your Board may reject the purchase of right-of-way; however, this would prevent the County from obtaining the necessary right-of-way to proceed with the project. If the necessary right-of-way is not acquired, the project will be cancelled and all funds received for the project will have to be returned to the Federal Highway Administration.

### FISCAL IMPACT:

There is no Net County Cost associated with the recommended action. Checks will be drawn from the

County's Road Fund 0010, made payable to the individual grantors listed below. This project is eligible for reimbursement under the BPMP. However, the Right-of-Way (ROW) Phase of the project will be paid for out of the Road Fund, and the County will receive credit for funds spent up to \$132,000 toward the local match of another bridge project through the Bridge Investment Credit (BIC) program. Sufficient appropriations are included in the Public Works and Planning - Roads Org 4510 FY 2018-19 Recommended Budget.

Listed below are the owners, amount for the parcels, and the basis of the compensation associated with the parcels:

- Parcel 2A (APN 053-100-63T) - Zalda Reclamation District No. 801 - \$6,600. This payment is for 0.365-acre permanent maintenance easement.
- Parcel 2B (APN 04-010-08) - Rosa Farms, LP, A California Limited Partnership - \$500. This payment is for a 0.206-acre temporary construction permit.
- Parcel 8 (APN 373-070-86S) - Evans Ag GP, Inc., A Nevada Corporation - \$3,700. This payment is for a 0.137-acre permanent maintenance easement.

Of the total compensation authorized pursuant to the recommended action, \$10,300 is for two permanent maintenance easements, and \$500 for a temporary construction permit.

#### DISCUSSION:

The proposed project consists of conducting maintenance activities on seven bridges as part of the BPMP. The proposed work would extend the service life of the existing structures at each location by installing new or repairing existing scour countermeasures and conducting other maintenance activities at each location.

The BIC program encourages local agencies to deliver smaller bridge projects with local funds without having to meet Federal requirements. In this case, BIC was used towards the ROW Phase because Federal funds were not programmed toward ROW.

The project involves a total of seven bridge locations and a total of fifteen easements are required to construct the project. As of August 20, 2018, nine easements have been acquired for the project. With your Board's approval of the recommended action, three easements will remain to be acquired for two remaining bridge sites.

It is anticipated that construction may commence in the fall of 2018.

#### REFERENCE MATERIAL:

BAI #39, April 3, 2018  
BAI #46, August 22, 2017  
BAI #58, October 28, 2014  
BAI #42, October 23, 2012

#### ATTACHMENTS INCLUDED AND/OR ON FILE:

Location Map  
Exhibit A  
On file with Clerk - Right of Way Contracts  
On file with Clerk - Maintenance Easements

#### CAO ANALYST:

Sonia M. De La Rosa