

AGENDA DATE: June 6, 2006



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Planning

Services

Services

RESOURCE MANAGEMENT AGENCY

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HENRY HASH, DIRECTOR

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AGENDA ITEM

ITEM NO. _____
District 1

SUBJECT:

Cooperative Agreement with Caltrans for the relinquishment, from the State to the County, of a portion of realigned Avenue 296 (Yokohl Drive) at State Route 198.

REQUEST(S):

Approve and authorize the Chairman, subject to County Counsel approval as to form, to sign Caltrans Cooperative Agreement No. 06-1319 for the relinquishment of a portion of realigned Avenue 296 (Yokohl Drive) at State Route 198. Said approval is subject to the California Transportation Commission (CTC) approving the payment of \$15,000 to the County of Tulare for the completion of drainage and road improvements. If the CTC does not approve the payment of \$15,000, the Cooperative Agreement is null and void.

SUMMARY:

The California Department of Transportation (Caltrans) recently completed a project to realign the intersection of Avenue 296 (Yokohl Drive) at State Route 198 to improve sight distance and visibility. As part of that project, Caltrans had to acquire right-of-way for the realigned roadway. Now that the project is complete, Caltrans would like to relinquish to the County that portion of the right-of-way they acquired that is outside of the right of way for State Route 198.

Unfortunately, when Caltrans completed the project they left two issues for the County to deal with: ponding resulting from the new roadway construction and the lack of a paved turn around for the historical monument located adjacent to Avenue 296 south of State Route 198 (the monument is now accessed on a dead end road). The County brought these two deficiencies to Caltrans' attention and they agreed to pay for the necessary work if the County would oversee the work effort. The Resource Management Agency, Transportation Branch, agreed that they could do the work with its own forces. The work includes the placement of a drainage pipe under Avenue 296 to allow for the drainage and to construct a 43' radius

paved turn round near the monument to allow vehicles stopping to see the monument to turn around on a paved surface. County staff has identified the cost to perform this work at \$15,000.

The agreement is structured in a way that the CTC could approve the agreement without paying for the necessary improvements. County staff has advised Caltrans staff that should the CTC approve the Cooperative Agreement without the payment for the necessary improvements, the County would consider the agreement null and void and the right-of-way would remain in Caltrans jurisdiction.

Timing is of the essence. Caltrans is planning to close out this project account by June 30, 2006. Failure to approve this agreement at this time may result in the loss of funding for this work.

FINANCING:

Upon approval of the relinquishment agreement by the California Transportation Commission, Caltrans would make payment to Tulare County \$15,000 to construct drainage and pavement improvements. The work would be completed by County forces. If the payment is not made by Caltrans the County would not complete the work and would consider the agreement null and void.

ALTERNATIVES:

Do not approve the relinquishment agreement. By taking such an action, the right of way would remain the responsibility of Caltrans.

INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:

Caltrans prepared the relinquishment agreement. County Counsel reviewed the relinquishment agreement and approved the agreement as to form.

SIGNATURE REQUIREMENTS:

The Chairman of the Board to sign the Agreement. County Administrative Officer/Clerk of the Board of Supervisors or authorized Deputy to attest to the Agreement.

ADMINISTRATIVE SIGN OFF:

RESOURCE MANAGEMENT AGENCY

Britt L. Fussel, P.E.
Assistant Director-Engineering
County Surveyor

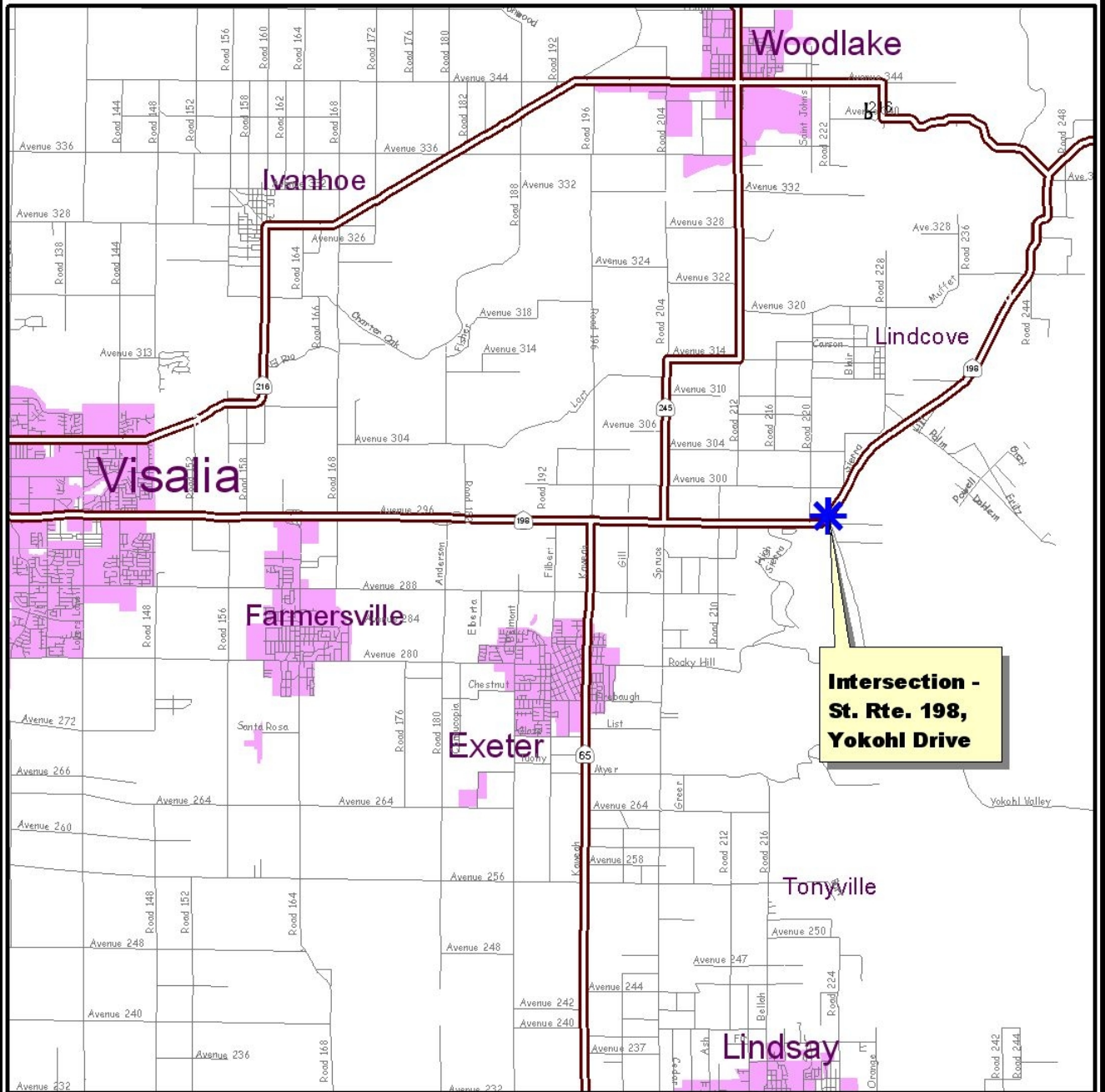
Henry Hash, Director

BLF

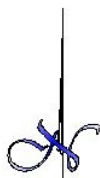
Attachments: Location Sketch
Resolution
Cooperative Agreement 06-1319



Location Sketch Intersection of St. Route 198 and Yokohl Drive



**Intersection -
St. Rte. 198,
Yokohl Drive**



1 0 1 2 3 Miles

State Highways
 Streets
 Incorporated City Limits

BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF A)
COOPERATIVE AGREEMENT WITH)
CALTRANS FOR THE) RESOLUTION NO.
RELINQUISHMENT OF A PORTION) AGREEMENT NO.
AVENUE 296 (YOKOHL DRIVE) AT)
STATE ROUTE 198)

UPON MOTION OF SUPERVISOR , SECONDED BY SUPERVISOR
, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS AT AN OFFICIAL
MEETING HELD ON JUNE 6, 2006, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: C. BRIAN HADDIX
COUNTY ADMINISTRATIVE OFFICER/
CLERK OF THE BOARD OF SUPERVISORS

BY _____
Deputy Clerk

* * * * *

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