



RESOURCE MANAGEMENT AGENCY COUNTY OF TULARE AGENDA ITEM

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One

PETE VANDER POEL
District Two

PHILLIP A. COX
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: April 2, 2013

Public Hearing Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>

CONTACT PERSON: Celeste Perez PHONE: (559)624-7010

SUBJECT: Agreement with Hartland Christian Association for the Placement of a Private Utility in County Road Right of Way

REQUEST(S):

That the Board of Supervisors:

1. Approve an agreement with Hartland Christian Association, in connection with the application for encroachment permit, to place a private utility within County road right-of-way of M469 from Redbud Lane to Pine Lane southeast of the community of Badger; and
2. Authorize the Chairman to sign the Agreement.

SUMMARY:

Hartland Christian Association (HCA) operates a non-denominational Christian camp near the community of Badger. HCA has submitted an encroachment permit application to the Resource Management Agency requesting permission to install 400 lineal feet of 2-inch Polyvinyl Chloride (PVC) private water service pipeline within the County road right-of-way of M469. The pipeline is to be used for domestic water service and fire suppression.

The County does not normally allow the placement of private utilities within the county roads right of way. The attached indemnification agreement will allow the HCA to place the pipeline in County right of way and to indemnify the County. The HCA has severely limited alternatives to place the pipeline outside of County road right of way due to topographical features. The agreement shall indemnify the County in connection with the proposed pipeline for damages or claims related to

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DATE: April 2, 2103

spills, leaks, environmental compliance and other associated issues as mentioned in the agreement. All work within the county right-of-way will be performed under an encroachment permit at no cost to the County.

CountyCounsel has approved the agreement as to form.

FISCAL IMPACT/FINANCING:

There is no net cost to the County General Fund as a result of this action. HCA will be solely responsible for the cost of installation and maintenance of the water line

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

Strategic Initiative No. 3 Quality of Life includes the goals of promoting youth-oriented activities and providing greater recreational and cultural opportunities. This action will enable the HCA to provide additional activities to Christian youth by increasing water availability to camp units and providing fire suppression.

ADMINISTRATIVE SIGN-OFF:

Britt L. Fussel, P.E. Date
Assistant Director—Public Works
CountySurveyor

BLF:km

Cc: Auditor-Controller
CountyCounsel
County Administrative Office (2)

Attachment(s) Attachment A – Vicinity Map
Attachment B - Agreement

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

IN THE MATTER OF AGREEMENT WITH)
HARTLAND CHRISTIAN ASSOCIATION) Resolution No. _____
FOR THE PLACEMENT OF A PRIVATE) Agreement No. _____
UTILITY IN COUNTY ROAD RIGHT OF WAY)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE BOARD
OF SUPERVISORS, AT AN OFFICIAL MEETING HELD APRIL 2, 2013, BY THE
FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

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2. Authorized the Chairman to sign the Agreement.

Attachment A

