



County of Santa Cruz

0239

DEPARTMENT OF PUBLIC WORKS - REAL PROPERTY DIVISION

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 95060-4070
(831) 454-2331 FAX (831) 454-2385 TDD (831) 454-2123

THOMAS L. BOLICH
DIRECTOR OF PUBLIC WORKS

SCOTT C. LOICHTINGER
CHIEF REAL PROPERTY AGENT

AGENDA: NOVEMBER 22, 2005
November 9, 2005

SANTA CRUZ COUNTY BOARD OF SUPERVISORS
701 Ocean Street
Santa Cruz, California 95060

SUBJECT: BOULDER CREEK CSA NO. 7 - PUMP STATION EMERGENCY REPAIR PROJECT
REAL PROPERTY ACQUISITION

Members of the Board:

As part of the above mentioned project, it is necessary for the County to acquire a temporary Right-of-Entry on one vacant parcel for the repair of an existing sanitary sewer pump station for the Boulder Creek CSA No. 7. Funds for this Right-of-Entry required for the subject project are available in the CSA's 2005/06 budget.

The attached Right-of-Entry provides for the acquisition of the required temporary access rights on the subject parcel to complete the project (see attached map). The settlement amount for the property interest acquired is shown in the attached Resolution and is based on a departmental evaluation. This amount is considered fair and reasonable for the real property interest being acquired and represents the fair market value for such property interest.

It is recommended that the Board of Supervisors take the following action:

1. Adopt Resolution approving and accepting the terms and conditions of the Right-of-Entry and authorize the Director of Public Works to sign said document on behalf of the County;
2. Approve payment of claim for the Right-of-Entry.

Yours truly,

THOMAS L. BOLICH
Director of Public Works

TLB:PAP:pap
Attachments

RECOMMENDED FOR APPROVAL:

County Administrative Officer
Copy to: Public Works Department
Auditor-Controller

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BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA
RESOLUTION NO. _____

On the motion of Supervisor
duly seconded by Supervisor
the following resolution is adopted:

RESOLUTION FOR RIGHT-OF-WAY ACQUISITION
BOULDER CREEK CSA NO. 7 - PUMP STATION EMERGENCY REPAIR PROJECT

RESOLVED by the Board of Supervisors of the County of Santa Cruz, State of California:

WHEREAS, the County of Santa Cruz is desirous of acquiring the real property interest described in the agreement attached hereto and hereinafter referred to; and

WHEREAS, the owner of said real property interest has delivered a Right-of-Entry conveying said real property interest to County, upon condition that County acknowledge and approve Articles set forth in said document binding County to the performance of said Articles; and

WHEREAS, the Board of Supervisors of said County hereby finds the Articles of said document to be fair and reasonable consideration for the acquisition of said real property interest.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the County of Santa Cruz does hereby accept the terms of said Right-of-Entry listed below:

<u>A.P.N.</u>	<u>NAME</u>	<u>PAYMENT</u>
083-293-04	Diane Michelle Wulferdinger	\$ 1,000.00

BE IT FURTHER ORDERED that the Auditor-Controller of the County of Santa Cruz is hereby authorized to approve payment of claim for the above listed Right-of-Entry payable to the above listed Grantor in the amount indicated above, out of the CSA No. 7 funds, charged against Index No. 625 105, Work Authorization No. 50005, for the purchase of said property interests AND TO DELIVER THE SAME TO THE CHIEF, REAL PROPERTY DIVISION OF THE COUNTY OF SANTA CRUZ, AND

BE IT FURTHER ORDERED that said Chief, Real Property Division, deliver said warrant directly to the above listed grantor.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz,
State of California, this ____ day of _____, 2005, by the following vote:

AYES: SUPERVISORS

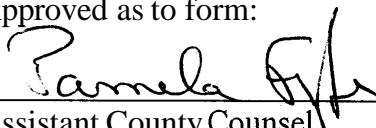
NOES: SUPERVISORS

ABSENT: SUPERVISORS

Chairperson of said Board

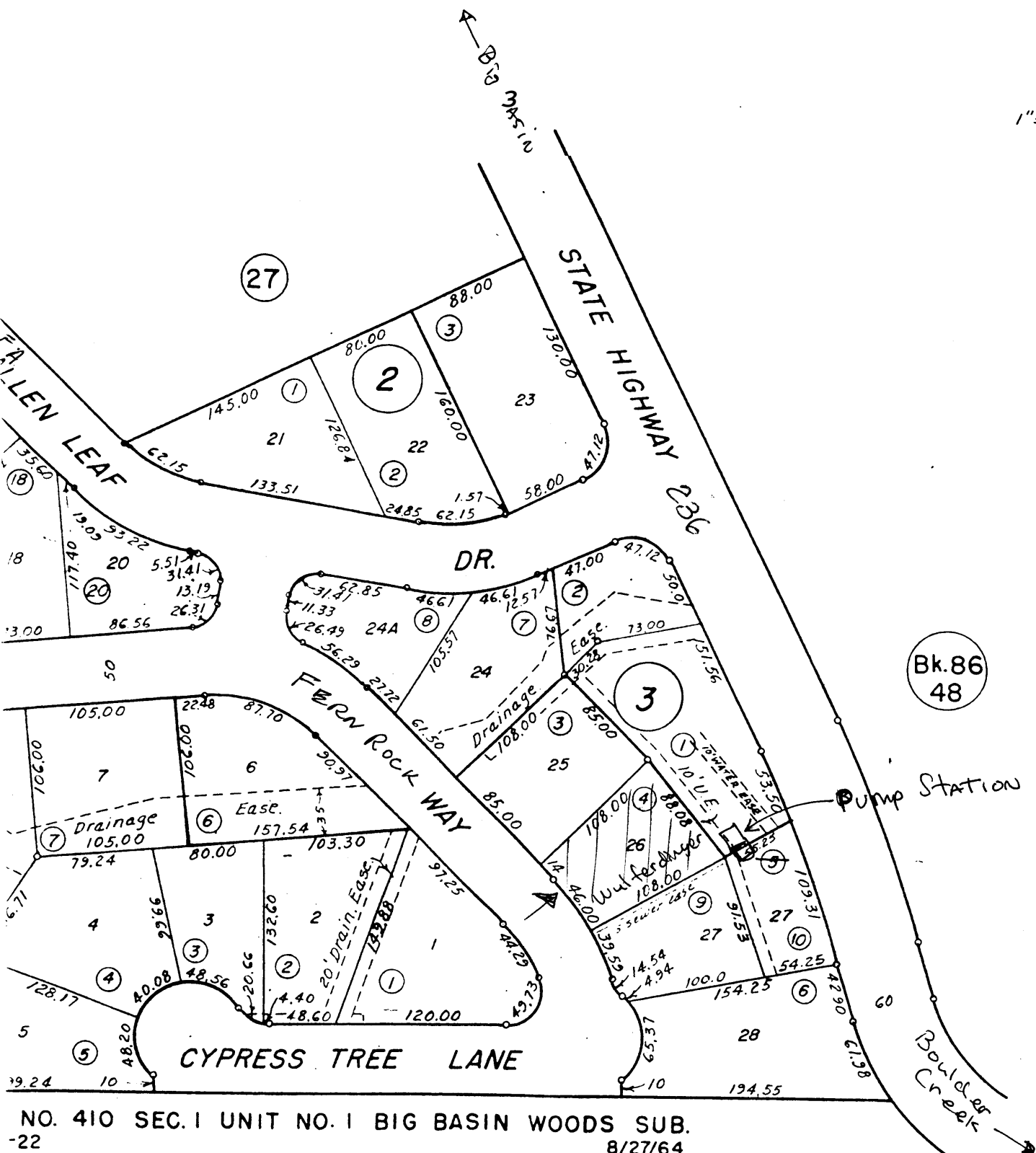
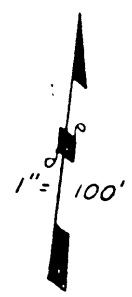
ATTEST: _____
Clerk of said Board

Approved as to form:



Assistant County Counsel

Distribution: Real Property Division
County Counsel
Auditor-Controller
Public Works



NO. 410 SEC. I UNIT NO. I BIG BASIN WOODS SUB.
-22 8/27/64

BIG BASIN WOODS TRACT NO. 450- RESUB. OF
LOTS 6, 17, 18, 19, 20, 21, 22, 24 AS THEY APPEAR
38 410 SEC. I UNIT I BIG BASIN WOODS SUB.
12/21/64

Assessor's Mop No. 83-2
County of Santa Cruz, Calif
Nov. 1964

RIGHT OF ENTRY

Parcel No.: 1
APN: 083-293-04

Date: Nov. 2, 2005
Project: BOULDER CREEK CSA #7 - PUMP
STATION REPAIR PROJECT

County of Santa Cruz
Public Works Department
701 Ocean Street
Santa Cruz, California 95060

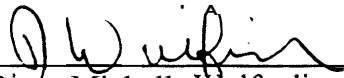
Gentlemen:

Permission is hereby granted to the County of Santa Cruz, its contractors and/or authorized agents, to enter and bring the necessary workmen, tools and equipment onto the property of the undersigned for the purpose of ingress and egress to access a County sewer pump station located behind the subject parcel. This is an emergency repair project that needs to commence as soon as possible. Therefore, it is agreed and confirmed by the parties hereto that the right of use of the subject property by the County for access to the pump station, including the right to remove and dispose of improvements, shall commence on the date the undersigned grantor(s) signs this agreement.

The County shall pay the undersigned grantor(s) the sum of \$1,000.00 for the right of entry herein granted. It is understood and agreed that the County shall have the right to trim any vegetation as necessary for access purposes and to temporary remove an existing fence located along the back property boundary, but that the premises will be left in a clean and orderly condition and that any existing improvements, including the fence, located on the grantor's property that may have been disturbed or removed during the course of the work will be restored or replaced in-kind. The undersigned grantor(s) agrees to complete a W-9 Form, Request for Taxpayer Identification Number and Certification, required for processing of the payment.

It is further understood and agreed that permission to perform the acts stated herein shall remain in force and effect only until the completion of the Boulder Creek CSA #7 - Pump Station Repair Project and that all rights hereunder shall cease when said work has been completed.

RECOMMENDED FOR APPROVAL:



Diane Michelle Wulferdinger, Trustee



Real Property Agent

Grantor(s)

ACCEPTED:

Property Address:

County of Santa Cruz

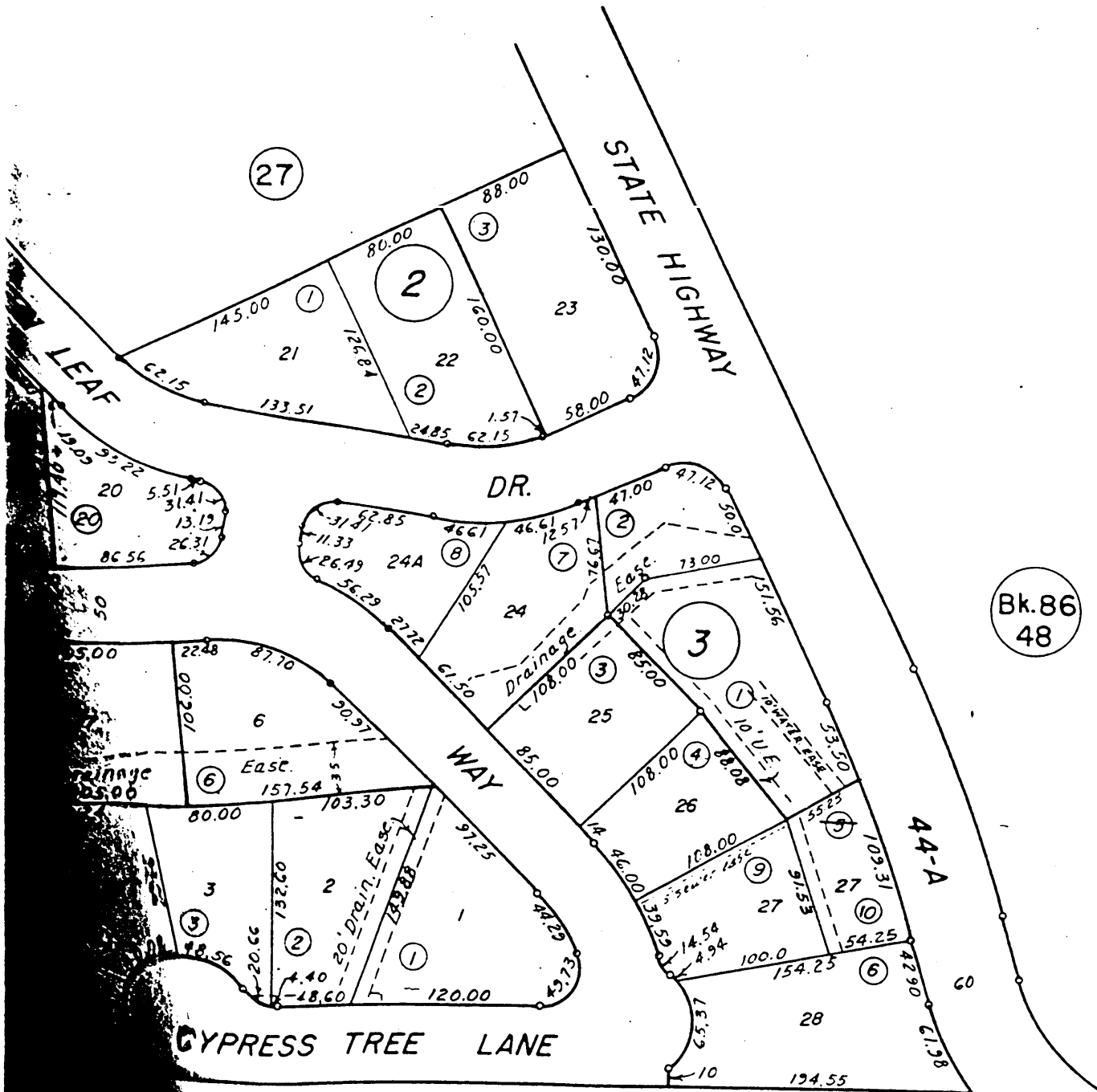
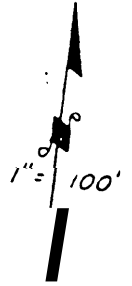
next to 110 Fern Rock Way
Boulder Creek, CA 95006

Director of Public Works

R. 3 W., M.D.B. & M.

Tax Area Code
90-037

83-



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UNIT NO. 1 BIG BASIN WOODS SUB.
8/27/64

US TRACT NO. 450 - RESUB. OF
20, 21, 22, 24 AS THEY APPEAR
UNIT 1 BIG BASIN WOODS SUB.
12/21/64

Assessor's Map No. 83-25
County of Santa Cruz, Calif
Nov 1964