



**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Dom Zanger
District No. 1

Kollin Kosmicki
District No. 2

Mindy Sotelo
District No. 3
Vice-Chair

Angela Curro
District No. 4
Chair

Bea Gonzales
District No. 5

Item Number: 1.29

MEETING DATE: 06/18/2024

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Deems Katada

DEPT HEAD/DIRECTOR: Steve Loupe

SUBJECT:

RESOURCE MANAGEMENT AGENCY – S. LOUPE, PUBLIC WORKS ADMINISTRATOR

Adopt Resolution approving right of way agreement, approving the forms of the grant deed and grant of easements for right of way and temporary construction easement, and grant of conservation easement for the Rosa Morada Road Bridge project, and authorizing the Public Works Director to accept the grant deed and easements upon receipt of signed documents on the approved forms from the Hudners.

SBC FILE NUMBER:105

RESOLUTION NO.: 2024-72

AGENDA SECTION:

CONSENT AGENDA

BACKGROUND/SUMMARY:

The County is acquiring right-of-way, permanent easement, and temporary construction easement for purposes of construction of the Rosa Morada Bridge replacement project. The County negotiated the purchase of real property on a parcel owned by the Hudners (PHILIP HUDNER AND MOLLIE HUDNER THOMPSON, AS TRUSTEES OF THE MARY C. HUDNER 1992 TRUST, PHILIP HUDNER AND PAUL T. HUDNER, AS TRUSTEES OF THE PAUL T. HUDNER 1988 TRUST, PHILIP HUDNER, TRUSTEE OF THE PAUL J. HUDNER TRUST FOR THE BENEFIT OF PHILIP HUDNER AND STEPHEN HUDNER, AS TRUSTEE OF THE STEPHEN HUDNER TRUST ESTABLISHED JANUARY 4, 2005, AS TENANTS IN COMMON, AS THEIR INTEREST MAY APPEAR) [APN 017-130-051 (portion)].

Resolution No. 2024-___, approving a right of way agreement, approving the forms of the grant deed and

grant of easements for right of way and temporary construction easement, and grant of conservation easement for the Rosa Morada Road Bridge project, and authorizing the Public Works Director to accept the grant deed and easements upon receipt of signed documents on the approved forms from the Hudners, is presented for the Board's consideration.

RESOLUTION OR ORDINANCE NEEDED FOR THIS ITEM:

Yes

CONTRACT NEEDED FOR THIS ITEM:

No

LAST CONTRACT AMOUNT OR N/A:

N/A

STATE IF THIS IS A NEW CONTRACT/ HOW MANY PAST AMENDED CONTRACTS/ OR N/A:

N/A

STRATEGIC PLAN GOALS: 1. Operational Development & Excellence

No

STRATEGIC PLAN GOALS: 2. Planning And Sustainable Growth

Yes

STRATEGIC PLAN GOALS: 3. Technology

No

STRATEGIC PLAN GOALS: 4. Community Engagement

Yes

STRATEGIC PLAN GOALS: 5. Health & Safe Community

No

BUDGETED:

Yes

BUDGET ADJUSTMENT NEEDED:

N/A

SOURCE OF FUNDING:

Non-general Fund

UNFUNDED MANDATE:

N/A

SBC BUDGET LINE ITEM NUMBER:

210.70.2020.1211.650.201

CURRENT FY COST:

\$300,000.00

STAFF RECOMMENDATION:

1. Adopt Resolution approving a right of way agreement, approving the forms of the grant deed and grant of easements for right of way and temporary construction easement, and the grant of conservation easement for the Rosa Morada Road Bridge project, and authorizing the Public Works Director to accept the grant deed and easements upon receipt of signed documents on the approved forms from the Hudners, and authorizing payment of \$65,000.00 for the purchase of real property, and
2. Authorize the Board Chair to sign the Resolution and the right of way agreement; and
3. Authorize the Public Works Administrator to sign the Certificates of Acceptance and Consent to Record, allowing recordation of the grant deed and grants of easements; and
4. Authorize and direct the Public Works Administrator to execute escrow closing documents and transmit the fully executed grant deed and grants of easements to the assigned Escrow Officer who will facilitate recording of the grant deed and grants of easements to San Benito County Recorder's Office.

BOARD ACTION RESULTS:

1. Adopted Resolution No. 2024-72 per staff recommendation. (5/0 vote)
2. Authorized Board Chair to sign per staff recommendation (5/0 vote)
3. Authorized Public Works Administrator to sign Certificate of Acceptance per staff recommendation. (5/0 vote)
4. Authorized and directed Public Works Administrator to execute escrow closing documents per staff recommendation. (5/0 vote)

ATTACHMENTS:

[Board Resolution with Attachments 1 \(Right of Way Agreement\), 2 \(Grant Deed & Easement Grant\) and 3 \(Conservation Easement\)](#)
[Fully Executed Resolution - No. 2024-72](#)