



COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
DEPARTMENT OF PUBLIC WORKS
950 MAIDU AVENUE, NEVADA CITY, CA 95959-8617
(530) 265-1411 FAX (530) 265-9849 www.mynevadacounty.com

Sean Powers
Community Development Agency Director

Steve Castleberry
Director of Public Works

File: 240.1710 004

NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: April 12, 2016

TO: Board of Supervisors

FROM: David A. Garcia, Jr.

SUBJECT: **Resolution Approving a Utility Agreement with Pacific Bell Telephone Company, dba AT&T, for Utility Relocation for the Retracs Way at Wolf Creek Bridge Replacement Project - District II**

RECOMMENDATION: Approve the attached Resolution.

FUNDING: Funding is for Fiscal Year 2015/16 and impacts the Roads Capital Improvement budget. Funding is provided by Highway Bridge Program (HBP) and State Exchange funds. A budget amendment is not required and there is no impact on the General Fund.

BACKGROUND:

This project proposes to replace the existing one-lane bridge on Retracs Way over Wolf Creek (17C-O84). The project requires Pacific Bell Telephone Company (dba AT&T) to relocate a single utility pole within the limits of the proposed project. On December 8, 2015 the Board approved a Liability in Dispute Utility Agreement per resolution 15-550. AT&T claimed to have a prescriptive right to the facility in question. The Department of Public Works, acting through the California Department of Transportation (Caltrans), disputed that claim. Staff has since successfully negotiated a settlement where by the County and AT&T will split the estimated relocation costs of \$14,041.69, 50% County and 50% AT&T. In order to proceed with the necessary utility relocations, the Department requests approval of a Utility Agreement in the amount of \$7,020.85, plus a 25% contingency, as recommended in Caltrans right of way manual guidelines. This amount represents an estimated total relocation cost of \$8,776.06.

If you should have any questions, please contact me.

Item Initiated by: DAVID A. GARCIA, JR., Transportation Planner

Approved by: STEVE CASTLEBERRY, Director of Public Works

Submittal Date: March 16, 2016

Revision Date: SC:DG:lb