



Meeting Date: 3/22/2011

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input checked="" type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s). _____	<input type="checkbox"/> Report
<input type="checkbox"/> Res. No(s). _____	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other

Prepared By: Cynthia Daniels *[Signature]* Agenda Item No. **I-8**  
 Reviewed By: City Manager *[Signature]* City Attorney *[Signature]* Finance *[Signature]* Other General Services: *[Signature]*

**DATE:** March 14, 2011

**TO:** City Council

**FROM:** Cynthia Daniels, Project Manager *[Signature]*  
Development Services Department

**SUBJECT:** Oxnard Blvd. Bicycle & Pedestrian Path Easement Acquisition at the Sports Park

**RECOMMENDATION**

That City Council approve the payment of \$546,000 as just compensation for an easement for the Oxnard Boulevard bicycle and pedestrian path at the Sports Park at the southeast corner of Gonzales Road and Oxnard Boulevard.

**DISCUSSION**

Background. In 1999, the City received from the federal Transportation Equity Act for the 21<sup>st</sup> Century (TEA-21) a grant for congestion mitigation and air quality improvements, known as CMAQ, (for expenditure beginning in federal fiscal year 2001/2002) for a bicycle and pedestrian path along Oxnard Boulevard from Vineyard Avenue to the Oxnard Transportation Center at 201 E. Fourth Street. On November 18, 2003, the City Council adopted Resolution 12,525 approving the preferred alignment for the Oxnard Boulevard bicycle and pedestrian facility. In 2004, the City received a grant of \$585,000 from the State of California's bicycle transportation account to acquire right of way for the bicycle and pedestrian path (Agreement No. A-6469). In 2004, staff determined the project is a programmatic categorical exclusion under the National Environmental Policy Act, and a categorical exemption under the California Environmental Quality Act (CEQA).

In March 2005, the City Council approved a special budget appropriation for \$857,000 in federal funding for preliminary engineering and the purchase of right of way. The project is consistent with the Bicycle and Pedestrian Facilities Master Plan.

The federal funds will expire on June 30, 2011, and the state funding will expire on April 4, 2012. On January 25, 2011 City Council approved a request for a cooperative work agreement with the California Department of Finance to extend the expiration date of the federal grant by one year to June 30, 2012.

Payment for Oxnard Blvd. Bike Path to Sports Park  
March 22, 2011  
Page 2

Easement in Sports Park for the Bicycle & Pedestrian Path. The adopted alignment for the Oxnard Blvd. bike and pedestrian path runs along the western edge of the Sports Park. Federal regulations require an appraisal and separate review of the appraisal to identify the just compensation for property purchases using federal funds. An appraisal and review of the appraisal were completed by consultants. The appraisal and the separate review identified a value of \$546,000 for an easement of 43,834 sq. ft. (slightly more than one acre) at Assessor's Parcel No. 215-0-010-100. Grant funds are available to pay for a fee simple easement for the bicycle and pedestrian path.

This request establishes the just compensation and permits the transfer of grant funds to reimburse City Quimby funds for the purchase of a portion of the Sports Park for a bicycle and pedestrian path. Because the City is completing design of the Sports Park and is evaluating funding options for construction, it is important to complete this transaction at this time. In addition, this will allow the City to expend right of way funds before the grants expire.

## **FINANCIAL IMPACT**

The requested action uses grant funding of \$546,000 from the project budget named "Oxnard Blvd. Ped & Bicycle," Account No. 265-3167-826.86-01 Project No. 003113 and Account No. 210-3167-826.86-01 Project No. 003113 to reimburse Quimby funds for a fee simple easement identified in the appraisal and review appraisal. Quimby fees from several project areas were used in the original acquisition of the Sports Park. Adequate funds are allocated in the State and Federal Grant to complete this acquisition.

CD

Attachment #1 --Exhibit of Sports Park and Bike & Pedestrian Path Alignment

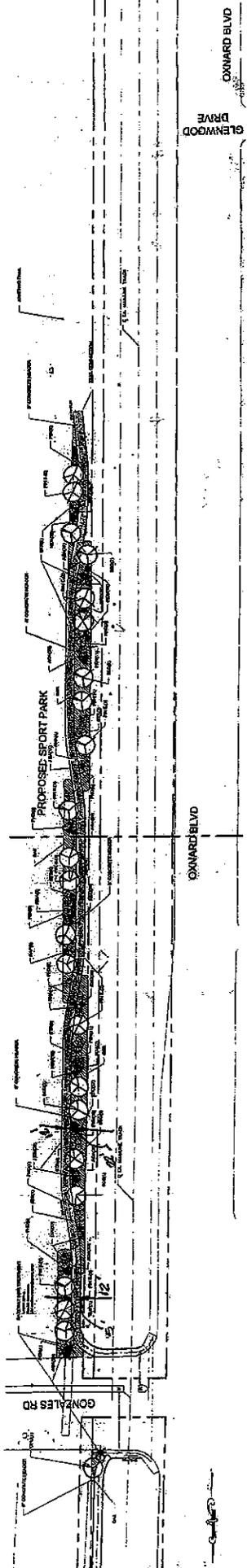


EXHIBIT VI  
 OXNARD BOULEVARD BICYCLE/PEDESTRIAN EASEMENT  
 SEC OXNARD BOULEVARD & GONZALES ROAD  
 OXNARD, CALIFORNIA  
 SCALE: 1" = 135.6± FT.  
 JANUARY 2011

**Lea Associates**  
 Property Economics

