

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Public Works *Handwritten initials*

BOARD AGENDA # *C-5

Urgent Routine

AGENDA DATE May 22, 2012

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Authorize the Auditor-Controller to Establish an Interest-Bearing Fund for the Public Works - Langworth Road Mitigation

STAFF RECOMMENDATIONS:

Authorize the Auditor-Controller to establish an interest-bearing fund for the Public Works - Langworth Road Mitigation.

FISCAL IMPACT:

Funds collected for road mitigation as the result of use permit conditions of approval for the expansion of an existing agricultural products business will be deposited in the interest bearing account. It is estimated that this project will provide approximately \$8,000 of mitigation funds annually beginning in Fiscal Year 2011-2012. These funds, as available, will be used to perform maintenance and resurfacing of the roads in the immediate project area, alleviating the use of general road funds.

BOARD ACTION AS FOLLOWS:

No. 2012-251

On motion of Supervisor Monteith, Seconded by Supervisor Withrow
and approved by the following vote,

Ayes: Supervisors: Chiesa, Withrow, Monteith, De Martini, and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) x Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Authorize the Auditor-Controller to Establish an Interest-Bearing Fund for the Public Works – Langworth Road Mitigation

DISCUSSION:

Stanislaus County Planning Commission approved Use Permit No. 2010-06 for the expansion of Central Valley Ag Grinding's agricultural products business on additional 70-acres of land in the Oakdale area on December 16, 2010. A condition of approval for the expansion was: "The applicant shall enter into an agreement with Stanislaus County Department of Public Works to pay a fee of \$0.55 per ton of material entering or leaving the property to offset the traffic impacts to County roads. The agreement shall be in place within three months of the approval of the use permit. The fee shall be tied to the Engineering News Record construction cost index as published in the January edition; the base construction cost index is 8090.06 as of January 2008." The mitigation agreement with Central Valley Ag Grinding was finalized on March 1, 2012.

Central Valley Ag Grinding is located at 5509 Langworth Road. Mitigation fees collected will be used to offset maintenance and resurfacing costs as the result of the increased truck traffic on Langworth and surrounding county roads. Langworth Road intersects with Claribel Road and Patterson Road.

The requested action will ensure that funds required by the adopted conditions of approval for mitigation of road impacts are set aside and available for transportation improvements within the area affected by the increase in traffic due to the business expansion. This action also ensures that the related interest will accrue to the fund, to be used for the same purpose.

POLICY ISSUES:

The recommended actions are consistent with the Board's priorities of providing A Safe Community and A Well-Planned Infrastructure System by ensuring that funds associated with road mitigation are available for mitigation purposes.

STAFFING IMPACT:

The collection and depositing of fees into the appropriate account will be the responsibility of existing Public Works staff.

CONTACT PERSON:

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SA:lc

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