



Napa County

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Legislation Details (With Text)

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On agenda: 5/3/2022 **Final action:** 12/31/2023

Title: District Manager requests the following related to land acquisitions associated with the next phase of the Napa Flood Control Project:

1. Discussion and possible direction regarding the process and timeline for land acquisitions for Contract 3 North - Floodwalls North of the Bypass; and
2. Approval of and authorization for the Chairperson to sign an agreement with Associated Right of Way Services, Inc., (ARWS) for the term of May 3, 2022 through June 30, 2023 with a maximum compensation of \$511,000 and an automatic rollover for a maximum of two additional years.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Agreement, 2. Presentation (added after meeting)

Date	Ver.	Action By	Action	Result
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TO: Napa County Flood Control and Water Conservation District

FROM: Richard Thomasser, District Manager

REPORT BY: Andrew Butler, District Engineer

SUBJECT: Discussion of Flood Control Project Land Acquisitions and Approval of Agreement 220322B with Associated Right of Way Services

RECOMMENDATION

District Manager requests the following related to land acquisitions associated with the next phase of the Napa Flood Control Project:

1. Discussion and possible direction regarding the process and timeline for land acquisitions for Contract 3 North - Floodwalls North of the Bypass; and
2. Approval of and authorization for the Chairperson to sign an agreement with Associated Right of Way Services, Inc., (ARWS) for the term of May 3, 2022 through June 30, 2023 with a maximum compensation of \$511,000 and an automatic rollover for a maximum of two additional years.

EXECUTIVE SUMMARY

District staff recently engaged ARWS under an existing contract to complete a real estate acquisition management plan for the next phase of the Flood Project - the Floodwalls North of the Bypass. As a part of this management plan, the costs for both the coordination of the acquisition process and for the properties were estimated. Those estimates were used to prepare this contract and the real estate acquisition budget for the Flood Project for FY 22/23.

PROCEDURAL REQUIREMENTS

Staff reports
Public comments
Motion, second, discussion and vote on the item

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	Napa County Flood Control Project (Organization: 8001000)
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	The services provided by ARWS under this agreement are needed to continue the Flood Project without major delays.
Is the general fund affected?	No
Future fiscal impact:	Funding for ARWS' efforts have been included in the proposed FY 22/23 budget that will be presented for Board approval in June 2022 and will be included in future budgets as needed.
Consequences if not approved:	Without real estate acquisition support, the District would be unable meet its commitments as local sponsor on the Flood Project.
Additional Information	N/A

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The Napa River/Napa Creek Flood Protection Project was included in the Final Environmental Impact Report/Statement (FEIR/EIS). The FEIR was circulated twice for public comment, from December 19, 1997 to February 13, 1998, and again in October and November 1998 (although not required), then certified by the Board of Directors of the Napa County Flood Control and Water Conservation District on May 4, 1999. The U.S. Army Corps of Engineers certified the Final Supplemental Environmental Impact Statement (FSEIS) on June 9, 1999.

BACKGROUND AND DISCUSSION

ARWS has provided the District with support for its real estate acquisition activities since the beginning of the Flood Project. ARWS has prepared a real estate acquisition management plan to help put together a strategy for the property acquisitions on the estimated 19 properties that will be required to move forward with the Floodwalls North of the Bypass Project. Staff will present an overview of this process.

Staff will also provide an update regarding reimbursement of real estate costs through the State of California

Flood Subventions program. Funding for this State program is largely tied to the Proposition 1E bonds, which are set to expire in 2023. Although there are efforts at the State level ongoing for an extension of the deadline, the expiration date presents a schedule challenge for the Project.