

MONTEREY COUNTY BOARD OF SUPERVISORS

MEETING:	1/23/01 – Consent	AGENDA NO.:
SUBJECT:	Approve and authorize the Purchasing Manager to sign an Amendment to Agreement A-06719 with the City of Salinas and the Monterey County Vietnam Veterans Memorial Committee to provide an access easement from Constitution Boulevard through the adjacent County property to the City Sports Field Complex, for the purpose of developing a multi-lane access drive.	
DEPARTMENT:	County General Services – Facilities Projects Division	

RECOMMENDATION:

It is recommended that the Board of Supervisors approve and authorize the Purchasing Manager to sign an Amendment to Agreement A-06719 with the City of Salinas and the Monterey County Vietnam Veterans Memorial Committee to provide an access easement from Constitution Boulevard through the adjacent County property to the City Sports Field Complex, for the purpose of developing a multi-lane access drive.

SUMMARY:

Approval of this Amendment will provide the City of Salinas with an access easement through a corner of undeveloped County property on the east side of Constitution Boulevard that is directly adjacent to the County property previously leased to the City in the original Agreement dated November 1, 1994. The term and effect of this Amendment will run concurrent with the original lease, which expires November 15, 2019.

DISCUSSION:

In November 1994, the Board approved an Agreement with the City of Salinas and the Monterey County Vietnam Veterans Memorial Committee for the lease of approximately 34.5 acres of vacant, unimproved County property located east of Constitution Boulevard for development of a City Sports Field Complex and establishing a Vietnam Veterans Memorial site and Veterans Park. As part of this Agreement, it was anticipated that the County would eventually develop a signalized intersection to serve the northern-most (combined) entrance to Natividad Hospital and the jail intake facility on the west side of Constitution Boulevard. At that time, the County was to provide the City with an access easement from the intersection through the adjacent County property to the sports fields, so that the City could construct an access drive.

As a result of the amount of traffic generated by the heavy use of the Sports Field Complex, the City has determined that it must proceed with immediate development of a properly sized and configured access drive in advance of the County's development of the signalized intersection. This Amendment will permit the City to proceed with award of a contract for the necessary work.

OTHER AGENCY INVOLVEMENT:

The City of Salinas and the Vietnam Veterans Memorial Committee concur with the Amendment to Agreement A-06719 and County Counsel has approved it as to form.

FINANCING:

There is no cost to the County resulting from this Amendment.



Steven C. Larson
Facilities Projects Manager

January 10, 2001

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**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Agreement No. A-06719

Approves and authorizes the Purchasing)
Manager to sign Amendment to)
Agreement A-06719 with the City of)
Salinas and the Monterey County Vietnam)
Memorial Committee to provide an access)
Easement from Constitution Boulevard)
Through the adjacent County property to)
The City Sports Field Complex, for the)
Purpose of developing a multi-lane access)
Drive)
.....)

Upon motion of Supervisor Calcagno, seconded by Supervisor Potter,
and carried by those members present, effective January 23, 2001 the Board hereby;

1. Approves and authorizes the Purchasing Manager to sign an Amendment to Agreement A-06719 with the City of Salinas and the Monterey County Vietnam Veterans Memorial Committee to provide an access easement from Constitution Boulevard through the adjacent County property to the City Sports Field Complex, for the purpose of developing a multi-lane access drive.

PASSED AND ADOPTED on this 23rd day of January, 2001, by the following
vote, to-wit:

AYES: Supervisors Armenta, Pennycook, Calcagno, Johnsen, and Potter

NOES: None

ABSENT: None

I, Sally R. Reed, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true
copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof at page -- of Minute Book 70, on
January 23, 2001.

Dated: January 23, 2001

Sally R. Reed, Clerk of the Board of Supervisors, County of Monterey,
State of California.

By Cynthia Juarez
Cynthia Juarez, Deputy

AMENDMENT TO AGREEMENT FOR USE OF COUNTY PROPERTY FOR RECREATIONAL
ACTIVITIES, PARKING AND A VIETNAM VETERANS MEMORIAL AND VETERANS PARK DATED
NOVEMBER 1, 1994

THIS AMENDMENT to the Agreement for use of County Property for Recreational Activities Parking and A Vietnam Veterans Memorial Site and Veterans Park dated November 1, 1994 ("Agreement") is made as of this 23rd day of January 2001, by and between the County of Monterey ("County") a general law county in the state of California and the City of Salinas ("City") a charter city in the state of California and the Monterey County Vietnam Veterans Memorial Committee ("Committee"), a 501(C)(3) non-profit corporation.

THE PARTIES HEREBY MUTUALLY AGREE AS FOLLOWS:

1. Recitals

- 1.1 Access Rights to the City leased site shown on Exhibit "A" have been set forth in paragraph 2.6 of the Agreement stating " At such time as County proceeds with the development of a signalized intersection to serve hospital site, the County shall provide a 20 foot access easement from the point of the intersection across PARCEL 2 to PARCEL 1. The City shall be responsible for development of the access drive to the site."
- 1.2 Due to the needs associated with the City's use of PARCEL 1 City has determined that the development of the access drive must proceed in advance of the County's development of a signalized intersection to serve the hospital site. City has also determined that due to the amount of traffic associated with its use of PARCEL 1 that development of two lanes in and two lanes out is required.
- 1.3 To accomplish immediate development of access drive City wishes to amend the Agreement to obtain an access easement for the City leased site in advance of County's development of signalized intersection.

2. Terms and Conditions

- 2.1 County agrees to provide an access easement through PARCEL 2 to City as described in Exhibit "B" attached hereto and made a part hereof for the purpose of constructing, maintaining and utilizing said access drive to enter PARCEL 1 for the duration of the Agreement.
- 2.2 City shall assume responsibility for all costs associated with the development and maintenance of said access drive.
- 2.3 Except as modified herein all terms and conditions set forth in the Agreement shall remain in full force and effect.
- 2.4 City shall record said access easement within 30 days of the execution of this agreement.

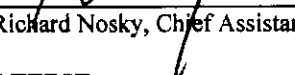
IN WITNESS THEREOF, the parties hereto have made and executed this Amendment to Agreement on the 23rd day of January 2001.

RECOMMENDED FOR APPROVAL


Gary Davis, Director of Recreation-Park

APPROVED AS TO FORM


James Sanchez, City Attorney


Richard Nosky, Chief Assistant County Counsel

ATTEST:


City Clerk, Ann Camel

APPROVED

County of Monterey


Purchasing Manager

City of Salinas

A Municipal Corporation


Anna Caballero, Mayor

Vietnam Veterans
Memorial Committee


Committee Chairperson

RESOLUTION NO. 17506 (N.C.S.)

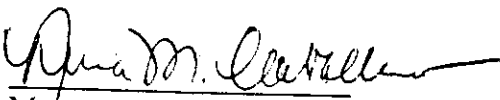
BE IT RESOLVED BY THE SALINAS CITY COUNCIL that the Mayor of Salinas is hereby authorized and directed for and on behalf of the City of Salinas to execute the attached Amendment to Agreement for Use of County Property for Recreational Activities, Parking and Vietnam Veteran Memorial and Veterans Park Dated November 1, 1994, granting the City the right to proceed with the development and use of an access drive over parcel 2 as defined in the lease agreement.

PASSED AND ADOPTED this 23rd day of January 2001 by the following vote:

AYES: Councilmembers Barnes, Collins, De La Rosa, Gonzalez, Lutes, Ocampo, and Mayor Caballero

NOES: None

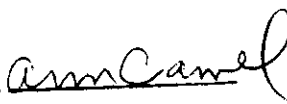
ABSENT: None


Mayor

ATTEST:

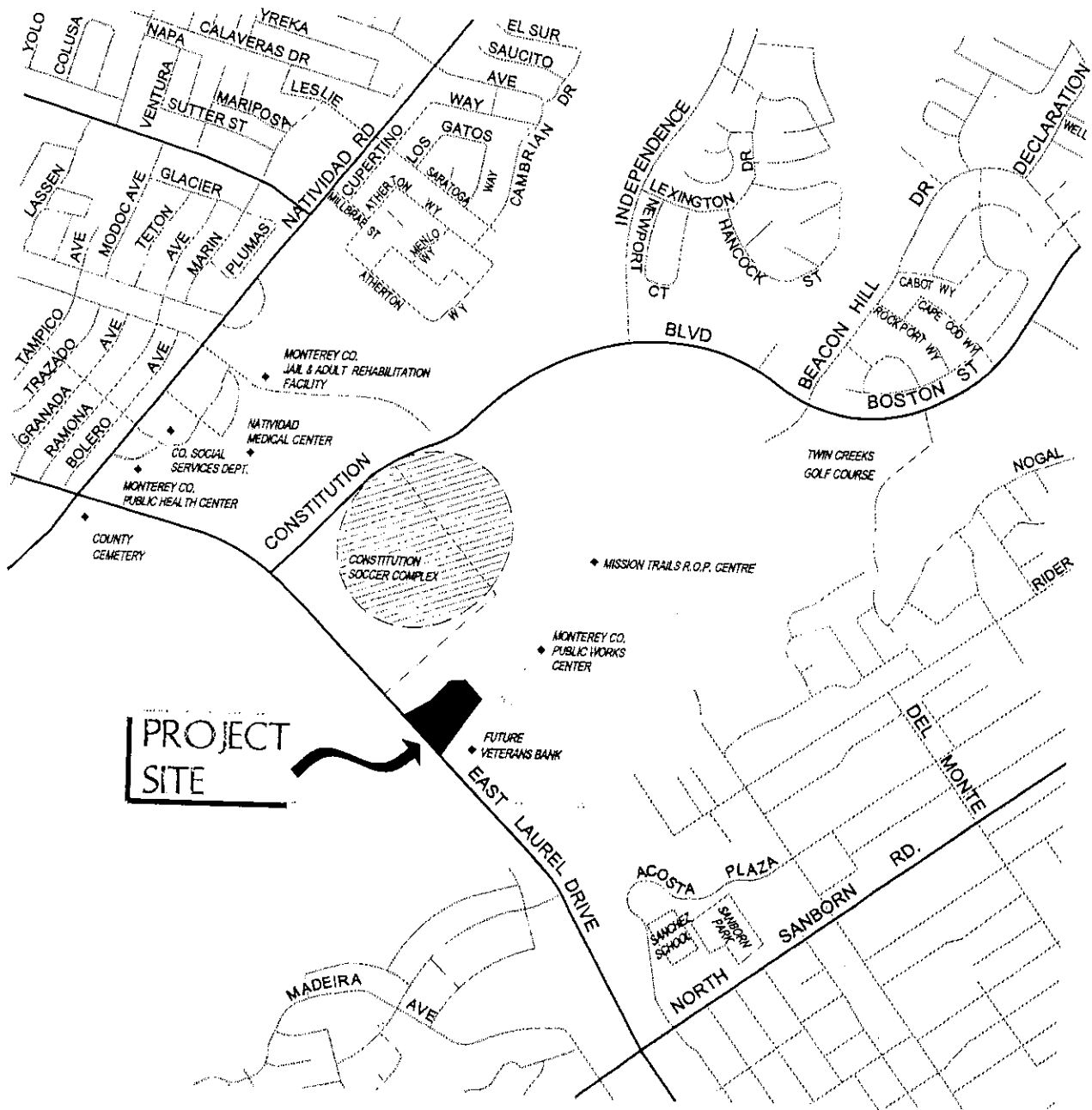

Ann Camel, City Clerk

This is to certify that the foregoing is a full, true, and correct copy of Resolution No. 17506 (N.C.S.) as regularly adopted by the Salinas City Council on 1-23-01, as appears of record in my office.

Dated 1-29-01 City Clerk 

2001 VETERANS MEMORIAL PARK

Project No. 9758



LOCATION MAP
NOT TO SCALE