

DEPARTMENT: Public Works

By: Michael Edwards
Public Works Director

966-5356

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes___ No X)

Resolution Regarding Project to Improve the Joe Howard/Fournier Road Intersection at State Highway 49 North ATTACHMENT 1

CALTRANS will be constructing a continuous left turn lane along Highway 49 North which will bring the highway closer to the Joe Howard/Fournier Road intersection.

CALTRANS is willing to improve this County road intersection as part of the Highway 49 North project as long as the County can expedite environmental and right of way acquisition work.

A small piece of property near the entrance to the cemetery will need to be acquired from the Masons. There will also need to be environmental clearance, which requires special studies.

ATTACHMENT 2 shows the area affected by the proposed project.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board/LTC has requested the left turn lane project for several years. The Board deeded to the Masons in 1954 a portion of land given to the County for cemetery purposes. Part of this land will be needed for the new intersection right of way.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

If the County does not participate with the State on the project, the intersection will wait to be improved by the County at some future date.

COSTS: () Not Applicable	
A. Budgeted current FY	\$ _____
B. Total anticipated costs	\$ <u>10,000</u>
C. Required additional funding	\$ _____
D. Internal transfers	\$ _____
SOURCE: () 4/5th Vote Required	
A. Unanticipated revenues	\$ _____
B. Reserve for contingencies	\$ _____
C. Source description: <u>Road Fund</u>	
Balance in Reserve Contingencies, if approved: \$ _____	

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

1. Resolution Regarding Project to Improve the Joe Howard/Fournier Road Intersection at State Highway 49 North
2. Map showing right of way and proposed intersection improvement

CLERK'S USE ONLY

Res. No.: 95-492 Ord. No. _____

Vote - Ayes: _____ Noes: _____

Absent: _____ Abstained: _____

() Approved () Denied

() Minute Order Attached () No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____

ATTEST: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: _____
Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:

Recommended

Not Recommended

For Policy Determination

Submitted with Comment

Returned for Further Action

Comment: _____

A.O. Initials: ME

**MARIPOSA COUNTY
RESOLUTION NO. 95-492**

**A RESOLUTION REGARDING PROJECT TO IMPROVE THE JOE HOWARD/FOURNIER
ROAD INTERSECTION AT STATE HIGHWAY 49 NORTH**

WHEREAS, the California Department of Transportation (CALTRANS) will be constructing a left turn lane on Highway 49 North; and,

WHEREAS, this project will affect the Joe Howard/49 North/Fournier road intersection; and,

WHEREAS, CALTRANS is willing to make improvements to this intersection as part of the Highway 49 North project; and,

WHEREAS, environmental and right of way work needs to be done in this area.

NOW, THEREFORE, BE IT RESOLVED by the Mariposa County Board of Supervisors that CALTRANS has permission to use Mariposa County road right of ways at this location to complete this project.

BE IT FURTHER RESOLVED that Mariposa County will maintain these improvements as part of the Mariposa County Maintained Road System,

BE IT FURTHER RESOLVED that the County and CALTRANS have the following responsibilities:

1. COUNTY:
 - a. Complete environmental clearance in the form of a Categorical Exclusion for the California Environmental Quality Act (CEQA) for the proposed intersection work which will be outside of CALTRANS right of way.
 - b. Provide study documents and the completed Categorical Exemption to CALTRANS for completion of environmental clearance under the National Environmental Policy Act for completion of environmental clearance under the National Environmental Policy Act for alteration of the portion of the intersection outside of CALTRANS right of way.
 - c. Using County resources, obtain right of way necessary for improvements to the Joe Howard and Fournier Road intersections.
 - d. Certify to CALTRANS that right of way is available for CALTRANS workers and contractors.
 - e. Certify that utilities within the project area have been re-located as necessary.

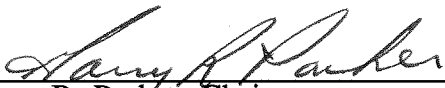
MARIPOSA COUNTY RESOLUTION NO. 95-492

2. CALTRANS:

- a. Complete the environmental clearance under the National Environmental Policy Act (NEPA) for alteration of the portion of the intersection not on the State Highway System.
- b. Construct improved intersection using State and Federal funds.
- b. Complete environmental Categorical Exemption documentation as required for federal funds.


PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 14th day of November 1995, by the following vote:

AYES:	REILLY, BALMAIN, STEWART, PARKER
NOES:	NONE
ABSENT:	TABER
ABSTAINED:	NONE



Garry R. Parker, Chairman
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



JEFFREY G. GREEN, County Counsel

