

**CITY OF TEMECULA  
AGENDA REPORT**

**TO:** City Manager/City Council

**FROM:** Patrick Thomas, Director of Public Works/City Engineer

**DATE:** February 14, 2023

**SUBJECT:** Approve the Mitigation Credit Purchase Agreement and Acknowledgement with RBV Mitigation Credits, LLC for the Santa Gertrudis Creek Trail Phase II - Margarita Road Undercrossing, PW19-04

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**PREPARED BY:** Avlin R. Odviar, Principal Civil Engineer  
William Becerra, Associate Engineer II

**RECOMMENDATION:** That the City Council approve the mitigation credit purchase agreement and acknowledgement between RBV Mitigation Credits, LLC and the City of Temecula for the purchase of mitigation credits with Barry Jones Wetland Mitigation Bank, in the amount of \$31,350 for the Santa Gertrudis Creek Trail Phase II – Margarita Road Undercrossing, PW19-04.

**BACKGROUND:** The Santa Gertrudis Creek Trail Phase II – Margarita Road Undercrossing, PW19-04; includes the design, environmental, and construction of the undercrossing in Santa Gertrudis Creek at Margarita Road to connect to the pedestrian/bicycle trail. The under-crossing at Margarita Road will provide a continuous paved trail along the Santa Gertrudis Creek at this location.

In compliance with California Environmental Quality Act (CEQA), the City filed a Notice of Determination (NOD) of a Mitigated Negative Declaration (MND) as authorized by the City Council on April 12, 2022. Project impacts and mitigation are summarized in the table below:

<b>Description of Environmental Impacts</b>	<b>Description of Mitigations</b>
➤ Approximately 0.062 acres of temporary impacts to riverine and riparian habitat.	✓ Purchase of 0.19 acres of preservation credits from RBV Mitigation Credits, LLC associated with the Barry Jones Wetland Mitigation Bank (Skunks Hallow).

The subject agreement facilitates fulfillment of the 0.19-acre mitigation requirement described above.

The total purchase amount is \$31,350 for 0.19 acres of mitigation bank credits at \$165,000/acre.

**FISCAL IMPACT:** The Santa Gertrudis Creek Trail Phase II – Margarita Road Undercrossing project is identified in the City’s Capital Improvement Program (CIP) budget for Fiscal Years 2023-27, and is funded with Measure S and Senate Bill 1. There are sufficient funds in the project account to cover the cost of \$31,350 associated with the agreement.

**ATTACHMENTS:**

1. Purchase Agreement
2. CIP Budget Sheet