



# CITY COUNCIL AGENDA REPORT

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MEETING DATE: AUGUST 1, 2006

ITEM NUMBER: VI-9

**SUBJECT: COOPERATIVE AGREEMENT WITH CALTRANS FOR NEWPORT BOULEVARD IMPROVEMENTS**

**DATE: JULY 13, 2006**

**FROM: PUBLIC SERVICES DEPARTMENT / TRANSPORTATION SERVICES DIVISION**

**PRESENTATION BY: WILLIAM J. MORRIS, DIRECTOR OF PUBLIC SERVICES**

**FOR FURTHER INFORMATION CONTACT: PETER NAGHAVI, TRANSPORTATION SERVICES MANAGER - (714) 754-5182**

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## **RECOMMENDATION:**

Authorize the Mayor and Deputy City Clerk to sign the District Agreement Amendment No. 12-457 A-1 (Attachment 1) with the State of California Department of Transportation (Caltrans) for design and environmental oversight of improvements to Newport Boulevard between 17<sup>th</sup> Street and 19<sup>th</sup> Street.

## **BACKGROUND:**

On June 2, 2002, the City Council authorized approval of Cooperative Agreement No. 12-457 (Attachment 2) with Caltrans to define the terms and conditions under which the Newport Boulevard Improvement Project would be developed. The Code of Federal Regulations (CFR) Section 11.1(b) and Streets and Highways Code Section 130 stipulate that a cooperative agreement be executed for federally funded projects located within the California Department of Transportation (Caltrans) jurisdiction initiated by a local agency. The scope of improvements includes streetscape and pedestrian accessibility enhancements, addition of a fourth northbound lane between 17<sup>th</sup> and 19<sup>th</sup> Streets, and a fourth southbound lane between 19<sup>th</sup> Street and Broadway.

Newport Boulevard is a Caltrans' Highway; therefore, a cooperative agreement is required to establish Caltrans oversight of the proposed improvements. Construction of the comprehensive Newport Boulevard Project from 17<sup>th</sup> Street to 19<sup>th</sup> Street is tentatively scheduled for late spring of 2007.

## **ANALYSIS:**

The initial cooperative agreement (Attachment 2) approved on June 2, 2002 addressed the environmental and engineering design phase of the project as well as each agency's responsibilities. The environmental phase of the project is complete and design phase is nearing completion at this time. However, the term of the initial agreement has ended. Therefore, the subject amendment (Attachment 1) is recommended for approval to extend the cooperative agreement term to December 31, 2008.

**ALTERNATIVES CONSIDERED:**

As an alternative, the City could reject executing the cooperative agreement. However, this would preclude the ability to finalize design of improvements to Newport Boulevard.

**FISCAL REVIEW:**

No fiscal impact results from this item. The Newport Boulevard Improvement Project has received three Federal grant awards to date. On March 25, 2002, the Orange County Transportation Authority (OCTA) awarded Federal Regional Surface Transportation Program (RSTP) funds of \$700,000 toward environmental and design of the proposed improvements. Subsequently on April 24, 2006, the OCTA awarded a Federal Transportation Enhancement (TE) grant of \$500,000 each for aesthetic improvements to the Newport Boulevard/17<sup>th</sup> to 18<sup>th</sup> Street Project and the Newport Boulevard/18<sup>th</sup> to 19<sup>th</sup> Street Project. Additional non-Federal construction phase funding allocations currently include OCTA Measure M grants of \$3,977,000 through the Intersection Improvement Program (IIP) and \$870,000 through the Growth Management Area (GMA) program; and a Caltrans State Highway Operations and Protection Program (SHOPP) grant of \$330,000.

**LEGAL REVIEW:**

The City Attorney's office has reviewed and approved the attached cooperative agreement as to form.

**CONCLUSION:**

Staff recommends that the City Council approve the amendment to the district agreement, and authorize the Mayor and the Deputy City Clerk to sign the amendment No. 12-457 A-1 (Attachment 1) between the State of California Department of Transportation and the City to complete design of improvements to Newport Boulevard between 17<sup>th</sup> and 19<sup>th</sup> Streets.

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**PETER NAGHAVI**  
Manager, Transportation Services

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**WILLIAM J. MORRIS**  
Director of Public Services

Attachments:     [Attachment 1 - District Agreement 12-457 A-1](#)  
                          [Attachment 2 - District Agreement 12-457](#)

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