



# *CITY COUNCIL AGENDA REPORT*

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MEETING DATE: APRIL 3, 2007

ITEM NUMBER:

**SUBJECT: RESOLUTION APPROVING A SUPERSEDING FREEWAY AGREEMENT WITH THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) AND APPROVAL OF SUPERSEDING FREEWAY AGREEMENT WITH CALTRANS**

**DATE: MARCH 20, 2007**

**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:**

1. Approve Resolution (Attachment 1) for a superseding Freeway Agreement with the State of California Department of Transportation (Caltrans);
2. Approve the superseding Freeway Agreement (Attachment 2); and
3. Authorize the Mayor to execute the above agreement.

## **BACKGROUND:**

The City of Costa Mesa and Caltrans had previously entered into a Freeway Agreement with Caltrans on May 1, 2000, to delineate areas of responsibility in the operation and maintenance of existing freeway onramps, offramps, overcrossings, and undercrossings. As new projects are developed, the freeway agreement is accordingly amended to include new improvements. The superseding Freeway Agreement incorporates the Susan Street Exit Ramp Project and would replace the existing Freeway Agreement.

The proposed Susan Street Exit Ramp is shown in Attachment 3. It was determined that this ramp would improve existing and future traffic circulation at the adjacent I-405/Harbor Boulevard and I-405/Fairview Road interchanges and other surface intersections in the vicinity. As part of the Development Agreement for Home Ranch, C. J. Segerstrom & Sons have agreed to fully fund the design, right-of-way and construction of the new Susan Street Exit Ramp. In April 2002, the Costa Mesa City Council unanimously approved a resolution supporting the construction of the Susan Street Exit Ramp. On March 20, 2007, the City Council approved the Initial Study/Mitigated Negative Declaration (IS/MND) for the Susan Street Exit Ramp project.

The project is nearing design completion, with final approvals and permits expected by May 2007. The ramp would then be constructed in the summer of 2007.

**ANALYSIS:**

The proposed superseding Freeway Agreement replaces the existing Freeway Agreement by incorporating the Susan Street Exit Ramp. The approval of the resolution accepting the superseding Freeway Agreement and its execution are necessary prior to California Transportation Commission (CTC) approval of adding the new exit ramp to the freeway system.

Staff requests City Council approval of resolution and the agreement in order to proceed to the construction phase of the project.

**ALTERNATIVES CONSIDERED:**

One alternative would be to not approve the resolution and the agreement. However, this alternative would preclude the City’s ability to continue with the construction phase of the I-405/Susan Street Exit Ramp project. This will also result in loss of significant funds expended by the developer to date on this project. Further, this alternative reverses the earlier City Council resolution supporting the Susan Street Exit Ramp.

**FISCAL REVIEW:**

The construction phase of the project is estimated to cost approximately \$1.6 million. C. J. Segerstrom & Sons is funding all construction and construction management costs associated with the project. No City funding is involved, other than staff time to administer the project.

**LEGAL REVIEW:**

The City Attorney’s office has reviewed the attached agreement and the resolution and approved them as to form.

**CONCLUSION:**

Staff recommends that the City Council approve the attached resolution and agreement for the superseding Freeway Agreement and authorize the Mayor to execute the same.

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**PETER NAGHAVI**  
Transportation Services Manager

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

- ATTACHMENTS:
1. [Resolution accepting the superseding Freeway Agreement](#)
  2. [Freeway Agreement](#)
  3. [Susan Street Exit Ramp location](#)

- DISTRIBUTION:
- City Manager
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  - City Attorney
  - City Clerk
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  - Director of Public Services
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