



City of Carson

Report to Mayor and City Council

July 5, 2011
New Business Consent

SUBJECT: CONSIDERATION OF RESOLUTION NO. 11-078, FREEWAY AGREEMENT BETWEEN THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE CITY OF CARSON FOR THE MODIFICATION TO THE I-405 FREEWAY INTERCHANGES WITHIN THE JURISDICTIONAL LIMITS OF THE CITY OF CARSON

Submitted by M. Victor Rollinger
Development Services General Manager

Approved by Clifford W. Graves
Interim City Manager

I. SUMMARY

The Council and the Agency are undertaking two projects along the I-405 freeway between the I-110 and I-710 freeways (Exhibit No. 1).

The California Department of Transportation (Caltrans) requires the adoption of a resolution by the Council authorizing execution of a Freeway Agreement between the state and the city to allow modification to the I-405 freeway interchanges (Exhibit No. 2).

The Freeway Agreement will define the responsibility of the city and Caltrans for the I-405 freeway interchanges projects (Exhibit No. 3).

II. RECOMMENDATION

WAIVE further reading and ADOPT Resolution No. 11-078, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AUTHORIZING THE EXECUTION OF A FREEWAY AGREEMENT BETWEEN THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE CITY OF CARSON FOR THE MODIFICATION TO THE I-405 FREEWAY INTERCHANGES WITHIN THE JURISDICTIONAL LIMITS OF THE CITY OF CARSON."

III. ALTERNATIVES

1. DO NOT ADOPT Resolution No. 11-078.
2. TAKE another action the City Council deems appropriate. However, the city must execute a Freeway Agreement in order to receive approval for modification to the I-405 freeway interchanges within the City of Carson.

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IV. BACKGROUND

On January 4, 1963, the County of Los Angeles and Caltrans executed an agreement formalizing the financial and procedural arrangements between Caltrans and the county for the operation and maintenance of the intersections of freeways and local streets within the County of Los Angeles.

Upon incorporation of the City of Carson in 1968, the city accepted the terms of the Freeway Agreement and consented to certain adjustments to the local street and road system required for the development of that portion of Interstate Highway Route I-405 within the jurisdiction limits of the City of Carson.

The city's capital improvement program calls for the Avalon Boulevard Interchange Modifications at the I-405 freeway under Project No. 921 and the Wilmington Avenue Interchange Modifications at the I-405 freeway under Project No. 919. These projects include the construction of additional freeway on-ramps and the modification of existing on- and off-ramps.

The modification to the I-405 interchanges within the limits of City of Carson requires a freeway agreement to be executed between the city and state. The agreement specifies certain control and access by the city and the state.

In order to determine if a public hearing is required for executing the Freeway Agreement, the following California Street and Highways Code Sections 100.2 and 100.22 should be consulted:

"100.2. The department is authorized to enter into an agreement with the city council or board of supervisors having jurisdiction over the street or highway and, as may be provided in such agreement, to close any city street or county highway at or near the point of its interception with any freeway or to make provision for carrying such city street or county highway over or under or to a connection with the freeway and may do any and all work on such city street or county highway as is necessary therefor. No city street or county highway shall be closed, either directly or indirectly, by the construction of a freeway except pursuant to such an agreement or while temporarily necessary during construction operations. No city street, county road, or other public highway of any kind shall be opened into or connected with any freeway unless and until the commission adopts a resolution consenting thereto and fixing the terms and conditions on which such connection shall be made and the commission may give or withhold its consent or fix such terms and conditions as, in its opinion, will best subserve the public interest."

"100.22. The city council or board of supervisors shall, prior to entering into the agreement contemplated by Section 100.2, conduct a public hearing on the subject."

Since there is no street closure resulting from the execution of this Freeway Agreement, Section 100.2 and Section 100.22 does not apply. Therefore, a public hearing is not required to enter into this Freeway Agreement with the state.

V. FISCAL IMPACT

None. This is a general freeway agreement indicating the responsibility of the city and the state for modifying the I-405 freeway interchanges.

VI. EXHIBITS

1. Location Map. (pg. 4)
2. Resolution No. 11-078. (pgs. 5-6)
3. Freeway Agreement. (pgs. 7-13)

G:\ENGINEERING DIVISION\Agenda1\2011\07-05-11 CC Freeway Agreement.docx

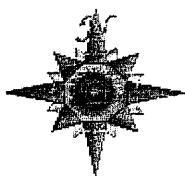
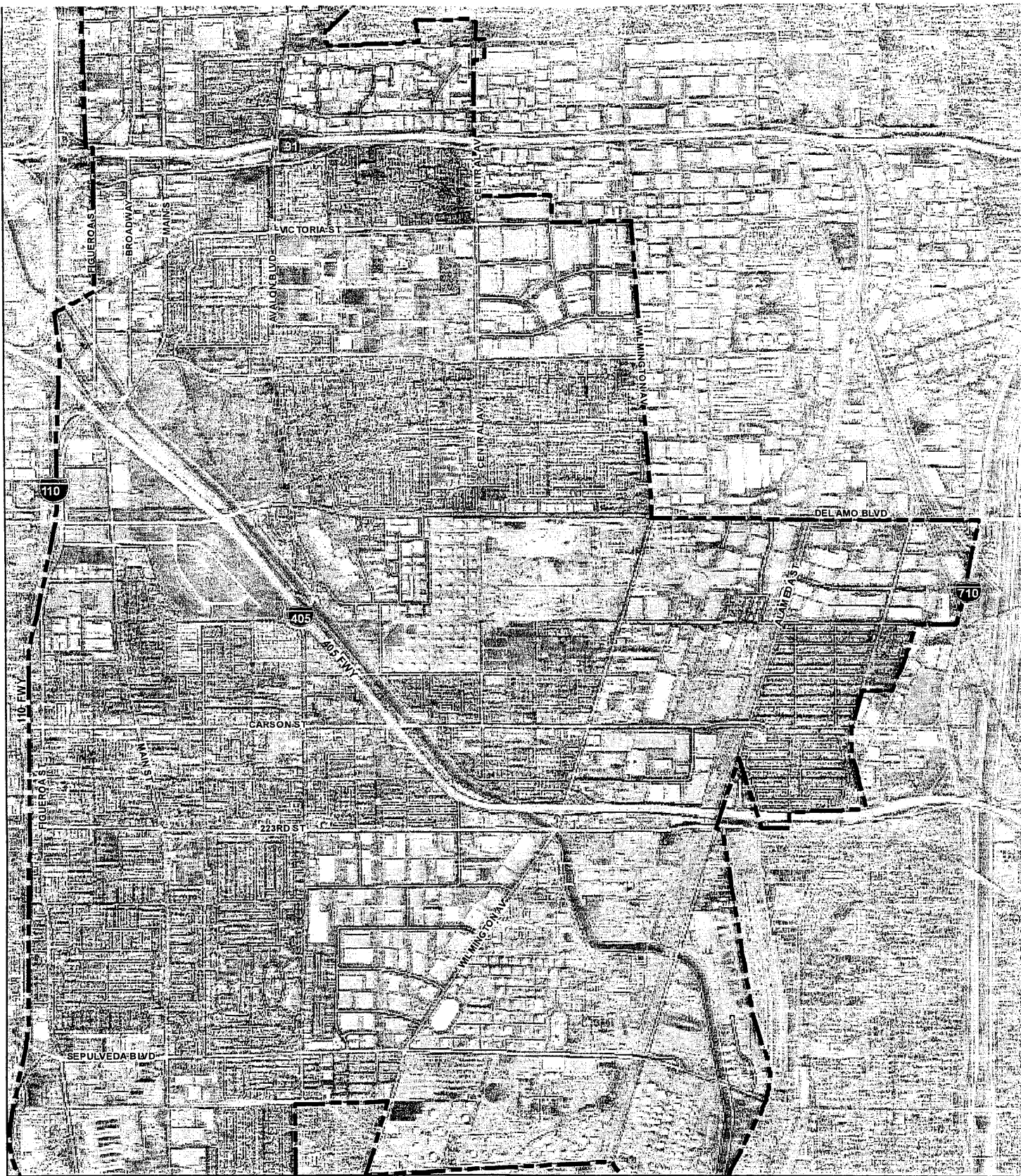
Prepared by: Massoud Ghiam, P.E., Senior Civil Engineer
TO: Rev032811

Reviewed by:

City Clerk	City Treasurer
<u>Administrative Services</u>	<u>Development Services</u>
<u>Economic Development Services</u>	<u>Public Services</u>

Action taken by City Council

Date _____ Action _____



Location Map
I-405 freeway between the I-110 and I-710 freeways

EXHIBIT NO. 1



RESOLUTION NO. 11-078

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AUTHORIZING THE EXECUTION OF A FREEWAY AGREEMENT BETWEEN THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE CITY OF CARSON FOR THE MODIFICATION TO THE I-405 FREEWAY INTERCHANGES WITHIN THE JURISDICTIONAL LIMITS OF THE CITY OF CARSON

WHEREAS, the highway described above has been declared to be a freeway by resolution of the California Highway Commission on February 19, 1953; and

WHEREAS, on the 4th day January, 1963 a Freeway Agreement was executed between the county of Los Angeles and state of California, wherein the agreement covered that portion of what is currently the incorporated area of the City of Carson, wherein upon incorporation the City of Carson accepted the terms of the Freeway Agreement and consented to certain adjustments of the local street and road system required for the development of that portion of State Highway Route I-405 within the jurisdictional limits of the City of Carson as a freeway; and

WHEREAS, recent adjustments to said freeway are nearing completion, and the parties hereto mutually desire to enter into a new Freeway Agreement in accordance with the revised plan of said freeway.

NOW, THEREFORE, be it determined by the City Council of the City of Carson, California, that:

Section 1. The state of California, through its Department of Transportation has presented a Freeway Agreement of the I-405 freeway in the City of Carson, effective as of the execution date of said Freeway Agreement, and to remain in effect until amended or terminated.

Section 2. The City Council has heard/read the agreement described in Section 1 in full, and is familiar with the content thereof.

Section 3. The City Council, in compliance with Section 100.22 of the Street and Highway Code, determined that a public meeting is not required for executing said Freeway Agreement.

[MORE]



Section 4. The agreement described in Section 1 is hereby approved, the Mayor is hereby authorized to execute and the City Clerk to attest to the execution of the agreement, and the City Clerk is further authorized to deliver the executed agreement, together with a certified copy of this resolution, to the state of California.

PASSED, APPROVED and ADOPTED this ____ day of July, 2011.

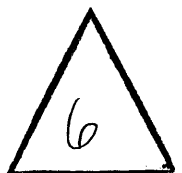
Mayor Jim Dear

ATTEST:

City Clerk Helen S. Kawagoe

APPROVED AS TO FORM:

City Attorney



FREEWAY AGREEMENT

THIS AGREEMENT, made and entered into on this _____, day of _____, 20____, by and between the STATE OF CALIFORNIA, acting by and through the Department of Transportation, hereinafter referred to as "STATE," and the CITY OF CARSON, hereinafter referred to as "CITY ",

WITNESSETH:

WHEREAS, the highway described above has been declared to be a freeway by Resolution of the California Highway Commission on February 19, 1953; and

WHEREAS, STATE and the County of Los Angeles have entered into a Freeway Agreement dated January 4, 1963, relating to that portion of State Highway Route 158 (Now 405) between the Orange-Los Angeles County line and the Inglewood City limit at Century Boulevard; and

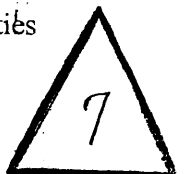
WHEREAS, CITY has subsequently incorporated and included certain area including portions of such freeway covered by said Freeway Agreement dated January 4, 1963 with the County of Los Angeles; and

WHEREAS, a revised plan map for such freeway has been prepared showing the proposed plan of the STATE as it affects roads of the CITY; and

WHEREAS, it is the mutual desire of the parties hereto to enter into a new Freeway Agreement in accordance with the revised plan of said freeway.

NOW THEREFORE, IT IS AGREED:

1. This Agreement supersedes that portion of said Freeway Agreement dated January 4, 1963 between the Long Beach-Carson City limit at McHelen Avenue and the Los Angeles-Carson City limit at Harbor Freeway Route 110 (excluding the portion in the City of Los Angeles near Alameda Street).
2. CITY agrees and consents to the closing of CITY streets, relocation of CITY streets, construction of frontage roads and other local roads, and other construction affecting CITY streets, all as shown on the plan map attached hereto, marked Exhibit A, and made a part hereof by reference.
3. The obligations of STATE and CITY with respect to the funding and construction of the freeway project(s) will always be dealt with in separate Cooperative Agreement(s) between the parties, and any amendments thereto, or Encroachment Permits issued to CITY. The parties



responsible for the construction of the freeway shall make any changes affecting CITY streets only in accordance with the plan map attached hereto, marked Exhibit A.

4. The obligations of STATE and CITY with respect to the acquisition of the right of way required for the construction, reconstruction, or alteration of the freeway and CITY streets, frontage roads, and other local streets will always be dealt with in separate Cooperative Agreement(s) between the parties, and any amendments thereto or Encroachment Permits issued to CITY.
5. It is understood between the parties that the right of way may be acquired in sections or units, and that both as to the acquisition of rights of way and the construction of the freeway project(s), the obligations of STATE and CITY hereunder shall be carried out at such time and for such unit or units of the project(s) as funds are budgeted and made lawfully available for such expenditures.
6. CITY will accept control and maintenance over each of the relocated or reconstructed CITY streets, and the frontage roads, and other local streets constructed as part of the project(s), on receipt of written confirmation that the work thereon has been completed, except for any portion which is adopted by STATE as a part of the freeway proper. If acquired by STATE, CITY will accept title to the portions of such streets lying outside the freeway limits upon relinquishment by STATE.
7. This Agreement may be modified at any time by the mutual consent of the parties hereto, as needed to best accomplish, through STATE and CITY cooperation, the completion of the whole freeway project for the benefit of the people of the STATE and of the CITY.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective duly authorized officers.

STATE OF CALIFORNIA
Department of Transportation

CINDY McKIM, Director
Department of Transportation
By

TERRY L. ABBOTT
Chief Design Engineer

APPROVED AS TO FORM:

Attorney (State)

CITY OF CARSON:

By: _____
Mayor Jim Dear

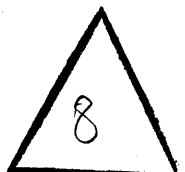
Attest:

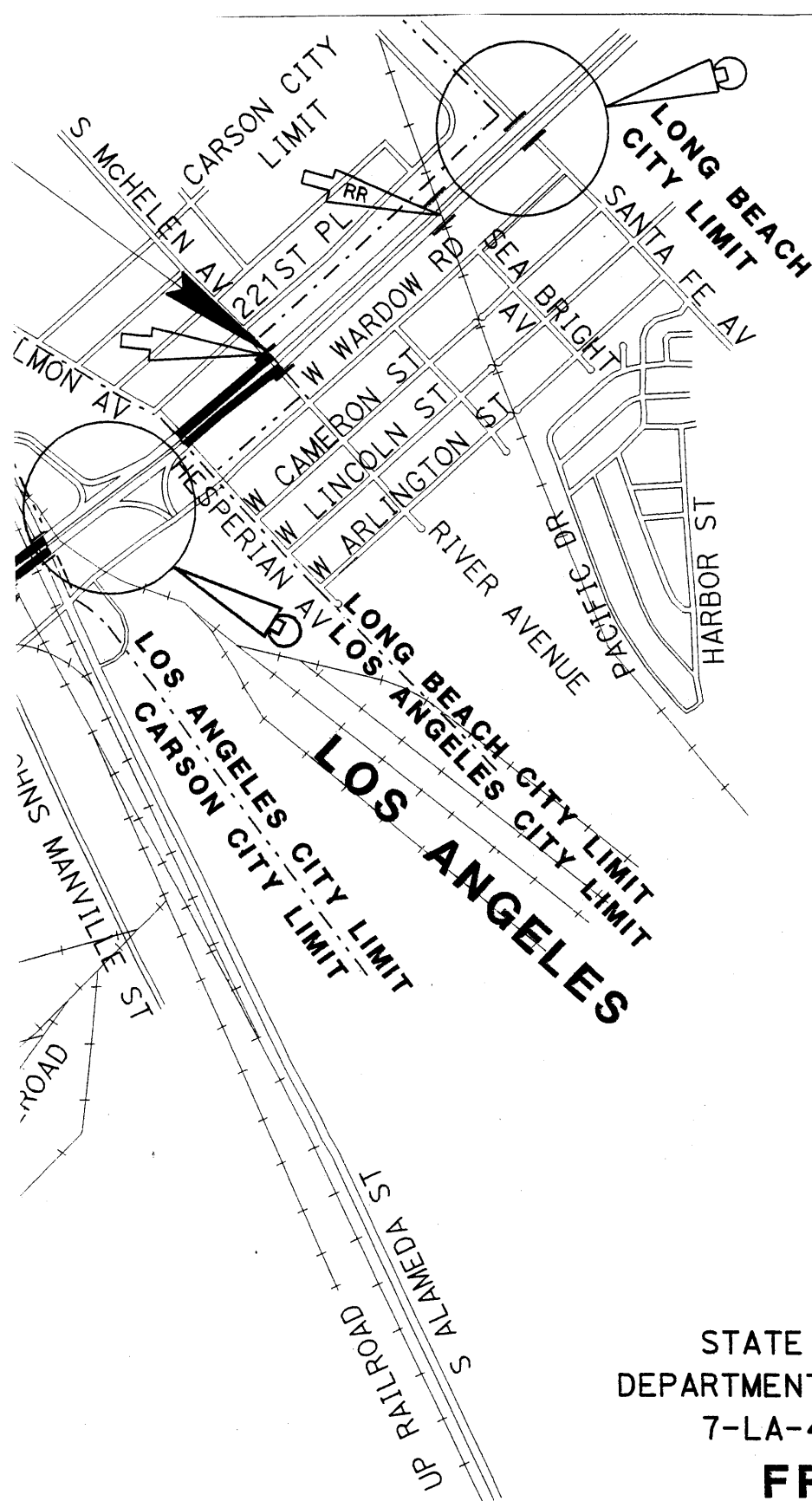
By: _____
Helen S. Kawagoe, CMC/MMC
City Clerk

Dated: _____

APPROVED AS TO FORM:

By: _____
City Attorney





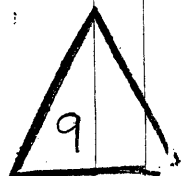
LONG BEACH

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
7-LA-405 PM 8.5/13.0

FREEWAY **IN THE CITY OF CARSON**

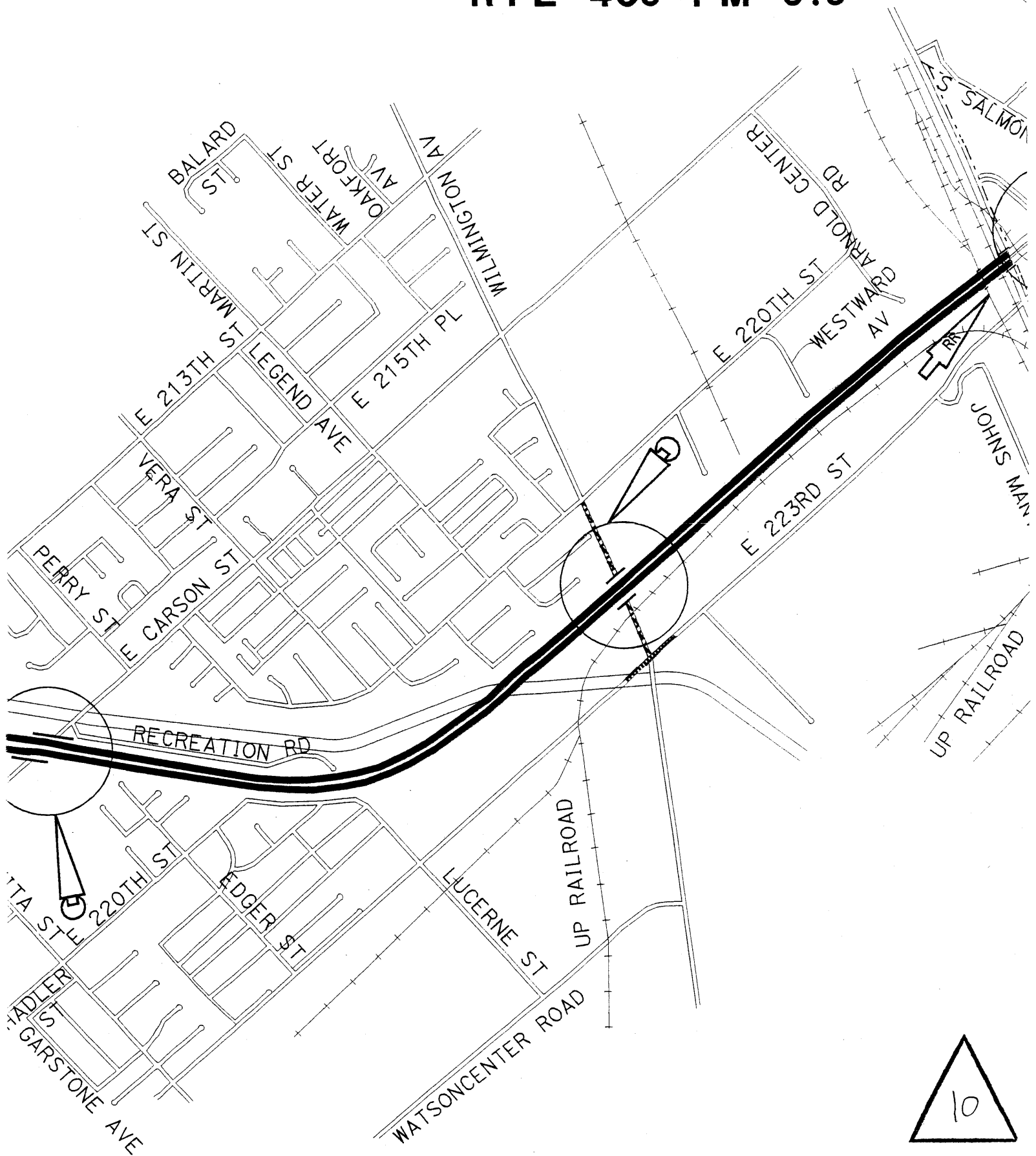
ON ROUTE 405 BETWEEN
LONG BEACH-CARSON CITY LIMIT
AT McHELEN AVENUE AND
AT HARBOR FREEWAY ROUTE 110

EXHIBIT A



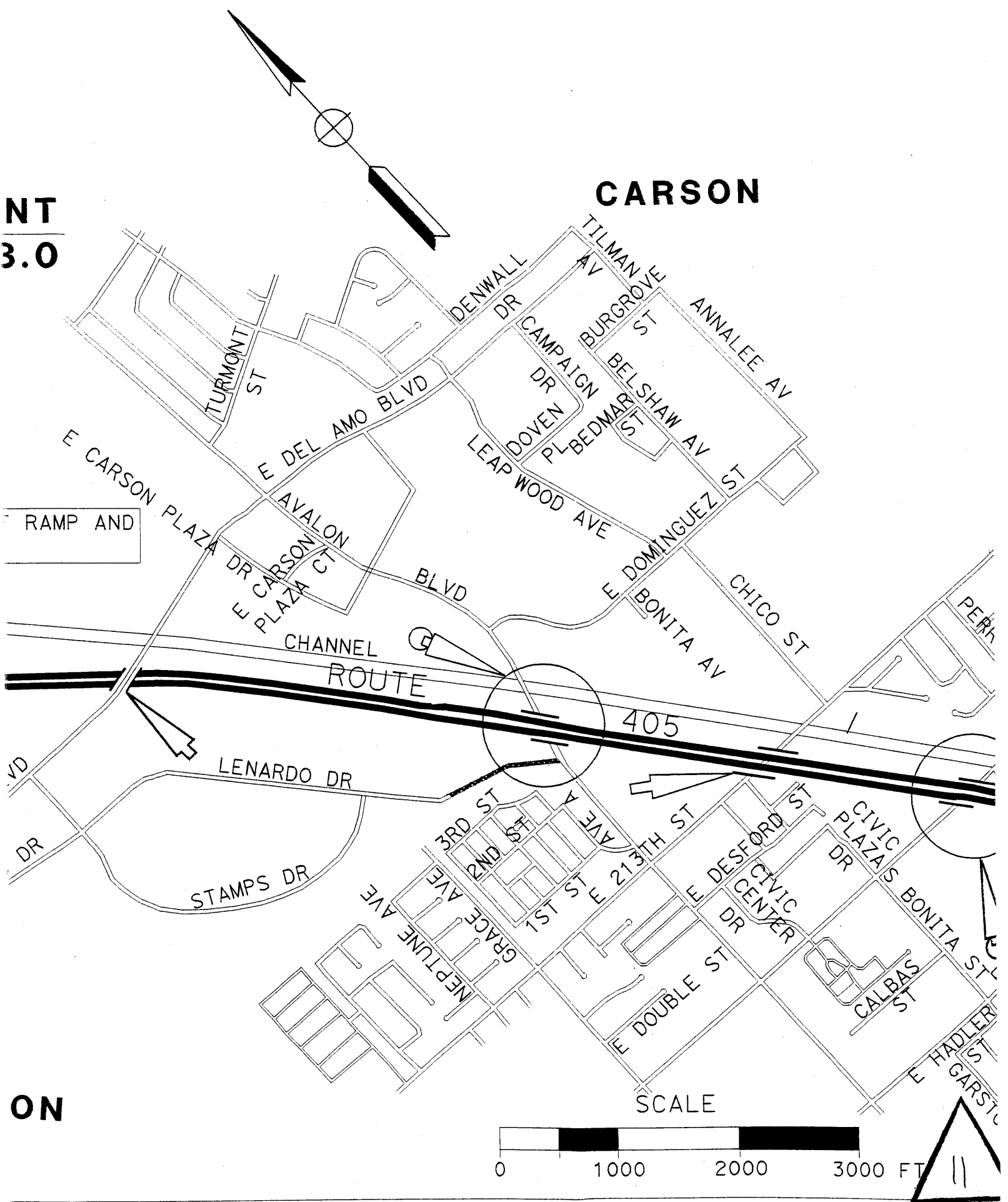
LIMIT OF AGREEMENT

RTE 405 PM 8.5

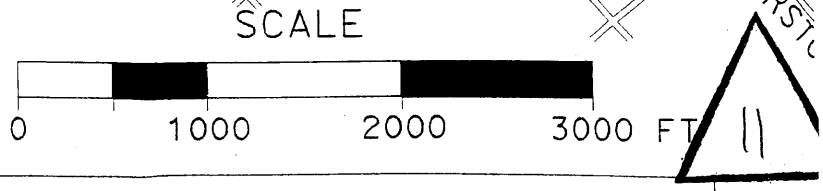


NT
3.0

CARSON



ON



LIMIT OF AGREEMENT RTE 405 PM 13.0

ANGELES

OR FWY

W 189TH ST

VICTORIA ST

BROADWAY ST

FIGUEROA ST

GRIFFITH ST

E 192 ST

S MAIN ST

ROUTE 405 NB OFF RAMP AND
SB ON RAMP ONLY

DOMINGUEZ

190TH ST

ROUTE 405

MANELO AV

W KNOX ST

MONETA AVE

FRANCISCO ST

LOS ANGELES

LOS ANGELES COUNTY LIMIT

LOS ANGELES CITY LIMIT

CARSON CITY LIMIT

E DEL AMO BLVD

LENARDO DR

CARSON

12

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D,
ICATED

LOS ANGELES

HARBOR FWY

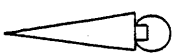
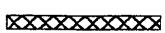
ROUTE 110 NB ON RAMP AND
SB OFF RAMP ONLY

ROUTE 405 NB ON RAMP AND
SB OFF RAMP ONLY

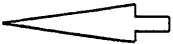
LEGEND



FREEWAY AND CONNECTIONS
ROAD TO BE CONSTRUCTED,
RECONSTRUCTED, OR RELOCATED



INTERCHANGE



SEPARATION



RAIL ROAD SEPARATION

