



# CITY COUNCIL AGENDA STATEMENT



July 10, 2018

File ID: 18-0268

## **TITLE**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CONSENTING TO THE RELINQUISHMENT OF THE PROPERTY SEGMENTS INCLUDING ROADWAY IMPROVEMENTS AS DESCRIBED ON RELINQUISHMENT MAP R34590 BY ACTION OF THE CALIFORNIA TRANSPORTATION COMMISSION

## **RECOMMENDED ACTION**

Council adopt the resolution.

## **SUMMARY**

California Department of Transportation (Caltrans) recently completed the Interstate 805 East Palomar Street Direct Access Ramp (DAR), Park and Ride Lot, and Bus Rapid Transit (BRT) Stop Project. A portion of this project included roadway improvements to Raven Avenue and East Palomar Street. Caltrans intends to relinquish the property rights and roadway improvements for ownership and maintenance to the City.

## **ENVIRONMENTAL REVIEW**

The Director of Development Services has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that the activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change in the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines, the activity is not subject to CEQA. In addition, notwithstanding the foregoing, the Director of Development Services has also determined that the "Project" qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines. Thus, no environmental review is required.

## **BOARD/COMMISSION/COMMITTEE RECOMMENDATION**

Not applicable.

## **DISCUSSION**

Caltrans and San Diego Association of Governments (Sandag) have coordinated with the City of Chula Vista in planning and recently completing construction of the DAR Project at Palomar Street and I-805. This project promotes ride sharing as the DAR is restricted to only High Occupancy Vehicles and the BRT. The

project included construction of two Park and Ride lots on the northeast side of the DAR which will accommodate 336 parking spaces. The project also includes a BRT stop where travelers can transfer from one transportation mode to another. The BRT project is currently under construction and expected to open in late 2019.

In order to build the DAR, Park and Ride lots, and BRT Stop, Caltrans acquired property from a number of residential owners as well as San Diego Gas & Electric. Some of the improvements modified portions of City streets and landscape features.

Caltrans would like to convey ownership of the property foot print that falls outside the operational needs of the state highway. Ownership would be conveyed to the City and Metropolitan Transit System (MTS) for the purposes of operating the local streets and the Park and Ride lots respectively. Six individual segments of property along East Palomar Street and Raven Avenue are identified on Relinquishment Map R34590 (Attachment 1) for conveyance to the City. Two individual segments are identified on Relinquishment Map R34612 (Attachment 2) for conveyance to MTS.

Section 73 of the California Streets and Highways Code governs that relinquishments are made by resolution of the California Transportation Commission (CTC). It further requires Caltrans to give 90 days' notice in writing of intention to relinquish to the City Council.

Caltrans and MTS have coordinated with the City to jointly define the segments depicted on the Relinquishment Maps for conveyance. Caltrans is preparing a relinquishment resolution for consideration by the CTC. Caltrans has requested that City Council pass a resolution consenting to the relinquishment, authorizing the City Clerk to accept the property and waiving the 90 days' noticing requirement of Section 73 of the California Streets and Highways Code. With Council's approval, Caltrans will then go before the CTC to complete the relinquishment process.

Caltrans has already transferred operational and maintenance responsibilities to the City and MTS. City and MTS staff are developing a Landscape Maintenance Agreement (LMA) that defines areas of responsibility between MTS and the City for the newly landscaped areas. Once completed, city staff will bring the LMA to the City Council for approval. If needed, the City may issue MTS a temporary encroachment permit to maintain their landscaping within the City right of way until the LMA is executed.

#### **DECISION-MAKER CONFLICT**

Staff has reviewed the property holdings of the **City Council** members and has found no property holdings within 500 feet of the boundaries of the property which is the subject of this action. Consequently, this item does not present a disqualifying real property-related financial conflict of interest under California Code of Regulations Title 2, section 18702.2(a)(11), for purposes of the Political Reform Act (Cal. Gov't Code §87100, et seq.).

Staff is not independently aware, and has not been informed by any **City Council** member, of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

### **LINK TO STRATEGIC GOALS**

The City's Strategic Plan has five major goals: Operational Excellence, Economic Vitality, Healthy Community, Strong and Secure Neighborhoods and a Connected Community. This relinquishment supports the Connected Community goal as it seeks to connect existing City local streets with adjacent improvements. The recent completion of the DAR project at Palomar Street and I-805 connects City streets with MTS facilities and the state highway system.

### **CURRENT-YEAR FISCAL IMPACT**

There is no impact to the General Fund as a result of this action.

### **ONGOING FISCAL IMPACT**

All costs associated with the maintenance of these improvements will be funded through a combination of revenues the City receives from the Federal and State Gas Taxes and the Sandag Transnet Sales Tax. A portion of the landscaping improvements will be maintained by the already established Open Space District 7.

### **ATTACHMENTS**

1. Relinquishment Map Number R34690
2. Relinquishment Map Number R34612

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