

RESOLUTION NUMBER R- 314759
DATE OF FINAL PASSAGE MAY 08 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE COOPERATIVE
AGREEMENT 11-0726 WITH THE CALIFORNIA
DEPARTMENT OF TRANSPORTATION FOR
CONSTRUCTION OF HIGH OCCUPANCY VEHICLE LANES
ON STATE ROUTE 56 BETWEEN EL CAMINO REAL AND
GONZALES CREEK BRIDGE AND RELATED ACTIONS.

WHEREAS, State Route 56 (SR-56) provides a vital east-west connection between Interstate 5 (I-5) and Interstate 15 (I-15), with significant commuter traffic, particularly between the residential developments of Del Mar, Torrey Highlands, Black Mountain Ranch, Carmel Valley, Rancho Penasquitos, Sabre Springs, Carmel Mountain Ranch, Poway, and the employment centers at Sorrento Valley, Sorrento Hills and Rancho Bernardo; and

WHEREAS, on March 25th, 2014, San Diego Resolution R-308835 authorized the execution of a Cooperative Agreement between the California Department of Transportation (Caltrans) and the City of San Diego for a Project Study Report (PSR) and Project Delivery Support for the State Route 56 Freeway Expansion Project (Project); and

WHEREAS, in 2016, SR-56 was identified in the Pacific Highlands Ranch Public Facilities Financing Plan to be expanded from four lanes to a six-lane freeway; and

WHEREAS, in 2019, the PSR was completed by Caltrans and proposed improvements for the Project included adding high occupancy vehicle (HOV) lanes on SR-56 for westbound and eastbound traffic between I-5 and Gonzales Creek Bridge, and pedestrian and bike improvements at the SR-56/I-15 interchange; and

WHEREAS, the Project advances sustainable mobility goals by adding only managed lanes for HOV or future transit use, and utilizes space in the current freeway median rather than expanding the freeway footprint; and

WHEREAS, the Project is consistent with the 2021 Regional Transportation Plan by contributing to a future regional network of managed lanes; and

WHEREAS, the City will contribute up to \$22,500,000 for the construction of the Project from a combination of Facilities Benefit Assessments Funds and Developer Contribution Funds that have been collected by the City; and

WHEREAS, Facilities Benefit Assessments Funds are fees are collected from developers to implement projects that are specifically defined in the Facilities Financing Plan, and the Project is listed in the Pacific Highlands Ranch Facilities Financing Plan, Pacific Highlands Ranch Community Plan, and Regional Transportation Plan; and

WHEREAS, funding provided from the Developer Contributions Fund was collected specifically for the implementation of the Project and can only be spent for that purpose; and

WHEREAS, the City and Caltrans have prepared Cooperative Agreement 11-0726 (CA 11-0726) for the first phase of the SR-56 Freeway Expansion project which will include construction of HOV lanes in the eastbound and westbound direction on SR-56 between El Camino Real to Gonzales Creek bridge; and

WHEREAS, CA 11-0726 designates Caltrans as the Implementing Agency for the Project, which means that Caltrans will be responsible for all environmental review, permitting, and construction; and

WHEREAS, the City's funding obligation under CA 11-0726 will be completed by the end of 2024 and any additional funding requests will require an amendment to CA 11-0726; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, as follows:

1. The Cooperative Agreement 11-0726 (CA 11-0726) with Caltrans, included in the staff materials accompanying this resolution, and that once signed, will be on file with the City Clerk as Document No. RR **314759** regarding the construction of high-occupancy vehicle lanes in the eastbound and westbound direction on SR-56 between El Camino Real to Gonzales Creek bridge is approved.


2. The Mayor is authorized to sign and deliver CA 11-0726.

3. The Chief Financial Officer is authorized to increase the Capital Improvements Program Budget in CIP RD14000, State Route 56 Freeway Expansion Project, and to appropriate and expend up to \$139,271 from Fund Number 400246, BMR Development-SR-56 Fund, and up to \$485,755 from Fund Number 400181, SR-56 Participation Agreement Fund, for the purposes of fulfilling the City's obligations under CA 11-0726.

4. The Chief Financial Officer is authorized to expend up to \$22,500,000, from CIP RD14000, State Route 56 Freeway Expansion, for funding CA 11-0726 with Caltrans to construct the Project as follows: \$139,271 from BMR Development-SR-56, Fund Number 400246; \$564,394 from Del Mar Mesa FBA, Fund Number 400089; \$12,091,000 from Developer Contributions CIP, Fund Number 200636; \$7,710,393 from Pacific Highlands Ranch FBA, Fund Number 400090; \$485,755 from SR-56 Participation Agreement, Fund Number 400181; \$1,509,187 from Torrey Highlands, Fund Number 400094, contingent upon the

Chief Financial Officer furnishing one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Ryan P. Gerrity
Deputy City Attorney

RPG:cw
April 10, 2023
Or.Dept: Transportation & Storm Water
CC No.: N/A
Doc. No. 3123505

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 24 2023

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 5/5/23
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on APR 24 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 08 2023.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By *Kristelle Medina*, Deputy

Office of the City Clerk, San Diego, California

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