

RESOLUTION NUMBER R- 315845

DATE OF FINAL PASSAGE NOV 06 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING A CONSTRUCTION COOPERATIVE AGREEMENT WITH CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE ADMINISTRATION, ADVERTISEMENT, AND AWARD OF THE PALM AVE I-805 INTERCHANGE PROJECT IN AN AMOUNT NOT TO EXCEED \$39,200,000 AND RELATED ACTIONS.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

A. The Palm Avenue & Interstate 805 Interchange Project (Project) will improve and enhance traffic operations at the Interstate 805/Palm Avenue Interchange and improve bicycle and pedestrian access on Palm Avenue.

B. The City of San Diego (City), in cooperation with the California Department of Transportation (Caltrans), is undertaking the design and construction of this project. In November 2020, the Council approved a Design Cooperative Agreement between the two agencies by Resolution R-313293 (Nov. 17, 2020). The Design Cooperative Agreement defined the responsibilities of the parties for the design of the Project and compensated Caltrans for their oversight of plans, specifications, and engineering.

C. The City and Caltrans now desire to enter into a new cooperative agreement for the construction phase of the Project (Construction Cooperative Agreement) to define the responsibilities of the parties during the construction phase of the Project, and to reimburse Caltrans for its oversight, inspection, and support services during this phase. The total estimated cost of the proposed Construction Cooperative Agreement with Caltrans is \$39,200,000. The

City is responsible for contributing \$15,200,000 towards the total costs, and \$24,000,000 will come from the federal Bridge Investment Program funds.

D. The Office of the City Attorney prepared this Resolution based on the information provided by City staff (including information provided by affected third parties and verified by City staff), with the understanding that this information is complete and accurate.

ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

1. The Council approves the Construction Cooperative Agreement.

2. The Mayor or designee is authorized, on the City's behalf, to sign the Construction Cooperative Agreement. When signed by both parties, the Construction Cooperative Agreement will be placed on file in the Office of the City Clerk as Document No.


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3. The Chief Financial Officer is authorized to increase the Capital Improvements Program Budget in CIP S-00869, Palm Ave Interstate 805 Interchange Project, and to appropriate and expend \$2,530,000; of which \$1,000,000 is from Fund 400856, Otay Mesa Facilities Benefit Assessment ; \$530,000 is from Fund 400857, Otay Mesa Development Impact Fee; and \$1,000,000 is from Fund 400890, Otay Mesa Local Mobility DIF.

4. The Chief Financial Officer is authorized to expend an amount not to exceed \$39,200,000 from CIP S-00869 Palm Avenue Interstate 805 Interchange, of which \$24,000,000 is from fund 600000, Grant Fund – Federal; \$8,182,014.36 is from Fund 400174, Transnet Extension RTCI Fee; \$3,202,130.64 is from Fund 400856, Otay Mesa Facilities Benefit Assessment; \$530,000 is from Fund 400857, Otay Mesa Development Impact Fee; \$3,285,855 is from Fund 400890, Otay Mesa Local Mobility DIF, for the purpose of executing this Construction Cooperative Agreement for the Project, contingent upon the Chief Financial Officer

first certifying that funds necessary for expenditure 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
October 7, 2024
Or. Dept: Engineering & Capital Projects
CC No.: N/A
Doc. No. 3839243

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on OCT 29 2024.

DIANA I.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 11/4/24
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on OCT 29 2024, 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry Foster, III	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 NOV 06 2024.

(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 *Justelle Medina*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 315845