



**THE PORT  
OF LOS ANGELES**  
Executive Director's  
Report to the  
Board of Harbor Commissioners

**DATE: MARCH 24, 2021**

**FROM: ENGINEERING**

**SUBJECT: RESOLUTION NO. \_\_\_\_\_ - PROJECT SPECIFIC MAINTENANCE AGREEMENT NO. 07-LA-110-PM 1.2/1.4 BETWEEN THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE CITY OF LOS ANGELES FOR THE CALTRANS PEDESTRIAN PATH AND PARKING RESTRIPIING PROJECT**

**SUMMARY:**

Staff requests the Board of Harbor Commissioners approve the proposed Caltrans Project Specific Maintenance Agreement (PSMA) No. 07-LA-110-PM 1.2/1.4 (Agreement) between the City of Los Angeles Harbor Department (Harbor Department) and the State of California Department of Transportation (Caltrans) for the Caltrans Pedestrian Path and Parking Restriping Project (Project). The Harbor Department is financially responsible for all maintenance work and expenses to maintain the Project under the Agreement estimated at \$20,000 to \$30,000 annually.

**RECOMMENDATION:**

It is recommended that the Board of Harbor Commissioners:

1. Find that the Director of Environmental Management has determined that the proposed action has been previously evaluated pursuant to the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(i) of the Los Angeles City CEQA Guidelines;
2. Approve the Caltrans PSMA No. 07-LA-110-PM 1.2/1.4 (Transmittal 1) between the City of Los Angeles, Harbor Department and the State of California Department of Transportation;
3. Authorize the Executive Director to execute and the Board Secretary to attest to this agreement for and on behalf of the Board; and
4. Adopt Resolution No. \_\_\_\_\_.

**DATE: MARCH 24, 2021**

**PAGE 2 of 4**

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**DISCUSSION:**

Background and Context

The Project proposes to construct a pedestrian path within an existing Caltrans Park & Ride Lot located below State Route (SR) 110 at Post Mile 1.2/1.4 (Southbound Off Ramp) in the County of Los Angeles. The pedestrian path will run below the Southbound SR 110 Off Ramp from Channel Street to the Northwest tip of the triangular shaped Caltrans lot (Transmittal 1) and connect to the proposed North Gaffey Street Beautification Project – Phase 2.

Caltrans requires the Department enter into a PSMA before Caltrans will grant the Department an encroachment permit to construct the Project within Caltrans property. The maintenance responsibilities for the Project are to be formally confirmed under Caltrans Encroachment Permit Number 719-NMC-3071.

This PSMA, if approved by the Board, defines the respective roles and responsibilities for each agency prior to or upon Project completion, and commits the Department to a Maintenance Agreement for the Project. The Department's general obligations are summarized below. The Department intends to use Construction and Maintenance (C&M) Division staff to perform the Project maintenance.

On January 1, 2005, the Board approved an Agreement for Maintenance of State Highways in the City of Los Angeles and this PSMA is not meant to replace or supersede the earlier agreement (Transmittal 2).

The PSMA requires the Harbor Department to:

- Obtain the necessary Encroachment Permits from the State's Encroachment Permit Office;
- Inspect and maintain, at Harbor Department expense, the entire Project;
- Perform regularly scheduled maintenance of the Project for its projected lifespan, including graffiti removal and restoration work;
- Use reasonable efforts to eliminate - in compliance with and subject to all applicable law - illegal encampments including waste, litter, and refuse in the Project;
- Allow State to remove Project with no compensation, if the state requires the

**DATE: MARCH 24, 2021**

**PAGE 3 of 4**

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- site due to construction, rehabilitation or other necessary activities;
- Remove the Project, at Harbor Department's expense, if the State determines the Project has deteriorated to an unacceptable condition.

**ENVIRONMENTAL ASSESSMENT:**

The proposed action is the approval of the proposed Agreement between the Harbor Department and Caltrans for the PSMA Project and associated construction of a pedestrian path, which is an activity for which the underlying project has been previously assessed in the San Pedro Waterfront Enhancements Project Initial Study/Mitigated Negative Declaration, which was certified by the Board of Harbor Commissioners on April 20, 2006. Therefore, the Director of Environmental Management has determined that the proposed action has been previously evaluated pursuant to the requirements of CEQA in accordance with Article II Section 2(i) of the Los Angeles City CEQA Guidelines.

**FINANCIAL IMPACT:**

Approval of the proposed PSMA will define the Harbor Department's roles and responsibilities regarding the Caltrans Pedestrian Path and Parking Restriping Project. If the PSMA is approved, the Harbor Department will be responsible for maintaining approximately 2,500 square feet of concrete sidewalk as well as lighting and a chain link fence bordering the sidewalk. Upon project completion, staff estimates that annual maintenance costs could range anywhere from \$20,000 to \$30,000 per year. Funding for these future maintenance costs will be proposed for inclusion as part of the Harbor Department's annual budgeting process, subject to Board approval.

**CITY ATTORNEY:**

The Office of the City Attorney has approved the Agreement as to form and legality.

DATE: MARCH 24, 2021

PAGE 4 of 4

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TRANSPORTATION AND THE CITY OF LOS ANGELES

**TRANSMITTALS:**

1. Proposed Agreement - PSMA–City of Los Angeles-07-LA-110-PM 1.2/1.4.  
Exhibit "A", "B", "C"
2. Agreement for Maintenance of State Highways in the City of Los Angeles, dated  
January 1, 2005

FIS Approval: *MB* (initials)  
CA Approval: *JS* (initials)

*D.M. Walsh*

DAVID M. WALSH, P.E.  
Chief Harbor Engineer

*Antonio V. Gioiello*

ANTONIO V. GIOIELLO, P.E.  
Deputy Executive Director

APPROVED:

*Marla Bleavins* For

EUGENE D. SEROKA  
Executive Director

Author: R. Hayashi

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