



**THE PORT
OF LOS ANGELES**
Executive Director's
Report to the

Board of Harbor Commissioners

DATE: OCTOBER 9, 2013

FROM: ENGINEERING

SUBJECT: RESOLUTION NO. _____ CALTRANS STANDARD UTILITY AGREEMENT BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND THE CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER FOR RELOCATION OF UTILITIES WITHIN THE PROJECT FOOTPRINT OF THE INTERSTATE 110/C STREET INTERCHANGE IMPROVEMENTS PROJECT

SUMMARY:

The Caltrans Standard Utility Agreement (Agreement) between the City of Los Angeles Harbor Department (Harbor Department) and the City of Los Angeles Department of Water and Power (LADWP) will require LADWP to relocate LADWP's potable water facilities as part of the Harbor Department's Interstate 110/C Street Interchange Improvements Project. The Agreement outlines how the relocation work will be completed and defines the relocation costs the Harbor Department is obligated to pay. The contract amount for this Agreement is \$1,518,311.70.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners (Board):

1. Approve the Utility Agreement between the City of Los Angeles Harbor Department and the City of Los Angeles Department of Water and Power;
2. Authorize the Executive Director to execute and Board Secretary to attest to said Agreement for and on behalf of the Board; and
3. Adopt Resolution No. _____.

SUBJECT: UTILITY AGREEMENT FOR RELOCATION OF UTILITIES**DISCUSSION:**

Background/Context – The Caltrans Standard Utility Agreement (Agreement) between the City of Los Angeles Harbor Department (Harbor Department) and the City of Los Angeles Department of Water and Power (LADWP) will require LADWP to relocate LADWP's potable water facilities as part of the Harbor Department's Interstate 110/C Street Interchange Improvements Project (Transmittal 1). The Harbor Department, in cooperation with the California Department of Transportation (Caltrans), is sponsoring the Interstate 110/C Street Interchange Improvements Project, in Los Angeles on Interstate 110 from 0.30 miles south of C Street to 0.20 miles north of C Street, (Transmittal 2). As part of the execution of this project, the Harbor Department requested utility owners to remove, relocate and/or protect their utilities located within the footprint of the project area to accommodate the construction of the Interstate 110/C Street Interchange Improvements Project. The said project affects the LADWP's facilities and appurtenances, owned by LADWP, located along John S. Gibson Boulevard, Harry Bridges Boulevard, Figueroa Street, and C Street.

The Harbor Department's Notice to Owner No. 12-3875, dated December 24, 2012, requires LADWP to relocate LADWP's potable water facilities in accordance with Utility Plan Permit No. 19637, dated June 13, 2013 (Transmittal 3). The cost for LADWP to relocate their water facilities located within the project footprint totals \$1,518,811.70. The Harbor Department is responsible for this total cost. The existing facilities have implied easement reservations which state that Caltrans is obligated to pay for relocation costs. The Harbor Department, in its capacity as the project sponsor, will bear the cost of relocation instead of Caltrans.

This project is partially funded with a Federal Surface Transportation Program Local (STPL) Grant of \$5,927,000. The use of federal grant funds required that the Harbor Department must enter into a Caltrans Standard Utility Agreement with LADWP for the water facilities relocation work within the project. This work will be completed as stipulated in this Agreement. LADWP will commence the work after this Utility Agreement is executed. The work will be completed over the Fiscal Years 2013/2014 and 2014/2015.

The Interstate 110/C Street Interchange Improvements Project is budgeted for \$44,810,568. Current projections show this project is on-budget. Funding for this project comes from a \$5,927,000 STPL Grant, \$8,300,000 Prop 1B Grant, \$6,647,000 Local Metro Prop C Grant, and \$23,936,568 from Harbor Revenue Funds.

SUBJECT: UTILITY AGREEMENT FOR RELOCATION OF UTILITIES

ECONOMIC BENEFITS:

Approval of the proposed Agreement will support 12 direct and 10 secondary one-year equivalent construction related jobs for the five-county region.

ENVIRONMENTAL ASSESSMENT:

The proposed action is an approval of a utility agreement with LADWP for relocation of water lines within the footprint of the Interstate 110/C Street Interchange Improvements Project. The Interstate 110/C Street Interchange Improvements Project was assessed in a joint Initial Study/Mitigated Negative Declaration (IS/MND) and Environmental Assessment/Finding of No Significant Impact (EA/FONSI) which was approved by the Board on June 21, 2012. At the time of project approval, it was assumed that the utility corridors would be maintained in place and that Caltrans would grant a longitudinal encroachment permit to allow this. However, it was subsequently determined that Caltrans would not grant the encroachment permit and would require relocation of the utilities outside of Caltrans right-of-way. However, the minor alteration of utilities is exempt from the California Environmental Quality Act (CEQA). Therefore, as an activity involving the minor alteration of existing water utilities serving existing facilities, the Director of Environmental Management has determined that the proposed action is exempt from the requirements of CEQA in accordance with Article III Class 1 (2) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

Approval of the proposed Agreement would commit the Harbor Department to expending \$1,518,312 for the cost of work completed by LADWP.

Operating and maintenance costs for the relocated potable water facility will be borne by LADWP and no maintenance cost will be borne by the Harbor Department. The Harbor Department is obligated to fund the costs for the potable water facility relocation in accordance with this Agreement.

Funds for these improvements in the amount of \$1,085,841 have been budgeted for fiscal year 2013/2014, in Account No. 57060, Center No. 1172, Program No. 000.

It is anticipated that the funds for this Agreement will be expended as follows:

Fiscal Year 2013/14	\$1,085,841.00
Fiscal Year 2014/15	\$ 432,470.70
Total	\$1,518,311.70

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Funds for future fiscal years will be requested to be budgeted as part of the annual budget adoption process, upon Board approval.

CITY ATTORNEY:

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

TRANSMITTAL:

1. City of Los Angeles Harbor Department Utility Agreement between Los Angeles Harbor Department and Los Angeles Department of Water and Power

FIS Approval:  (initials)

CA Approval:  (initials)

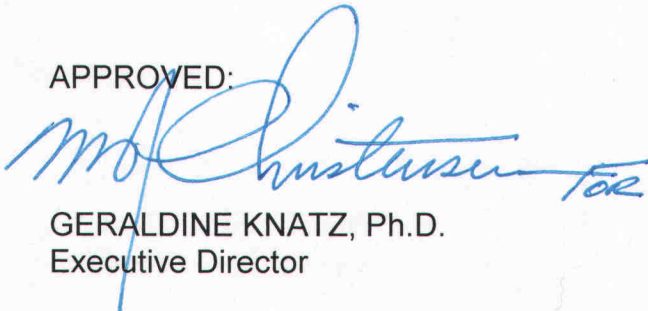


ANTONIO V. GIOIELLO
Chief Harbor Engineer



MICHAEL R. CHRISTENSEN, P.E.
Deputy Executive Director

APPROVED:



GERALDINE KNATZ, Ph.D.
Executive Director

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