



## Legislation Text

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**File #:** 17-590, **Version:** 1

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*Report Prepared by: Steven Son, Acting City Engineer, Engineering Department*

**SUBJECT:** Improvement Maintenance Agreement within State Highway Right of Way on Route 59 within the City of Merced for State Highway 59 Multi-Use Path Crossing Project 115047

### REPORT IN BRIEF

Approves an agreement with the State of California, acting by and through the Department of Transportation, to establish terms and conditions for the City responsibility for the improvements placed within the State Highway right of way on State Route 59, constructed by the ATPL (045) State Highway 59 Multi-use Path Crossing Project 115047.

### RECOMMENDATION

**City Council** - Adopt a motion approving the Improvement Maintenance Agreement, and authorizing the City Manager or Assistant City Manager to execute the necessary documents.

### ALTERNATIVES

1. Approve, as recommended by staff; or,
2. Approve, subject to conditions other than recommended by staff (identify specific findings and/or conditions amended to be addressed in the motion); or,
3. Deny; or,
4. Refer to staff for reconsideration of specific items (specific items to be addressed in the motion); or,
5. Continue to a future meeting (date and time to be specified in the motion).

### AUTHORITY

Charter of the City of Merced, Section 200 et seq.

### CITY COUNCIL PRIORITIES

Not applicable.

### DISCUSSION

The project - ATPL (045) State Highway 59 Multi-use Path Crossing Project 115047- will aid in vehicular travel and public safety by installing railroad crossing signals, activation equipment, and crossing surface for pedestrian use.

This project will result in improvements within the State Highway right of way including, concrete sidewalk/bike path, stamped concrete, and concrete median. The Improvement Maintenance Agreement establishes the terms and conditions under which the improvements, locations noted in Exhibit A of the attachments, shall be maintained.

## **HISTORY**

On February 1, 2016, City Council approved Program Supplement No. 028-N, accepting \$5,000 for the Environmental phase of the project.

On September 19, 2016, City Council accepted \$106,000 for the Preliminary Engineering phase of the project.

On October 17, 2016, Council approved Resolution 2016-54 approving Federal-Aid Projects Program Supplement Agreement No. 028-N1 for the project.

## **IMPACT ON CITY RESOURCES**

The City of Merced is responsible for all costs and the construction project will be funded by a Federal Grant that will be administered by the State of California.

## **ATTACHMENTS**

1. Improvement Maintenance Agreement
2. Exhibit A