



# REPORT TO COUNCIL

## City of Sacramento

915 I Street, Sacramento, CA 95814-2671  
[www. CityofSacramento.org](http://www.CityofSacramento.org)

CONSENT  
**AUGUST 19, 2008**

**Honorable Mayor and  
 Members of the City Council**

**Title: Cooperative Agreement: Kroy Pathway Improvement Project (T15095700)**

**Location/Council District:** The pedestrian/bikeway pathway between Kroy Way and 65<sup>th</sup> Street, immediately south of the eastbound US 50 off ramp to 65<sup>th</sup> Street. Location Map – Exhibit A of Resolution. (District 6)

**Recommendation:** Adopt a **Resolution:** 1) authorizing the City Manager to execute a Cooperative Agreement and future amendments with Caltrans to relinquish the Kroy Pathway right-of-way to the City, 2) appropriating \$40,000 in funds from Caltrans to be allocated to the Kroy Pathway Improvement Project (T15095700) upon approval of the Cooperative Agreement and receipt of funds by City, 3) establishing a Capital Improvement Project (CIP) for the Kroy Pathway Improvement Project (T15095700), and 4) amending the FY2008/09 CIP by transferring \$80,000 from the Sidewalk Gap Closure Project (T15075300) to the Kroy Pathway Improvement Project (T15095700).

**Contact:** Mehrdad Nazeri, Associate Civil Engineer, (916) 808-7460; Ryan Moore, Supervising Engineer, (916) 808-8279

**Presenters:** Not Applicable

**Department:** Transportation

**Division:** Engineering Services

**Organization No:** 15001141

### **Description/ Analysis**

**Issue:** The approval of a Cooperative Agreement with Caltrans is necessary to move forward with relinquishment of the Caltrans right-of-way immediately south of the eastbound off-ramp from Highway 50 to the 65<sup>th</sup> Street Expressway. The right-of-way is currently occupied by an off-street pedestrian/bike trail between Kroy Way and the 65<sup>th</sup> Street Expressway.

**Policy Considerations:** The proposed City Council action is consistent with the City's Strategic Plan goals of achieving sustainability, enhancing livability, and expanding economic development throughout the city.

**Environmental Considerations:**

**California Environmental Quality Act (CEQA):** The current proposal is the relinquishment of lands from the State of California to the City of Sacramento. The proposal is not a 'project' in accordance with Section 15378 (b) (5) of the California Environmental Quality Act Guidelines. The proposal involves an administrative activity that would not result in direct or indirect physical impacts on the environment. Therefore, as determined by the City's Environmental Services Planning Manager, no environmental review is necessary.

**Sustainability Considerations:** This project is consistent with the City's Sustainability Master Plan. It conforms with the Air Quality Focus Area by improving and optimizing transportation infrastructure. This project also encourages walking as an alternative to vehicular transportation.

**Other:** None

**Commission/Committee Action:** None

**Rationale for Recommendation:** The Cooperative Agreement is required by Caltrans to relinquish that portion of the United States Route 50 (US 50) right-of-way (Kroy Pathway) to the City's jurisdiction.

**Financial Considerations:** The Cooperative Agreement with Caltrans provides that the City will accept the relinquished facilities and a one time payment of \$40,000 from the State in exchange for the City to assume full maintenance, ownership, responsibility, control and liability in perpetuity, over the relinquished facilities and also for specific future improvements and betterments to be added by the City. The funding will be appropriated to the project after execution of the Cooperative Agreement and a vote by the California Transportation Commission (CTC).

Also, additional funding is allocated to this project by transferring \$80,000 from the Sidewalk Gap Closure Project to the Kroy Pathway Project.

The total project cost ranges from \$255,000 to \$485,000, depending on the scope of improvements.

The proposed funding transfer of \$120,000 as mentioned above (\$40,000 + \$80,000) is sufficient to complete the design. Additional funding is being identified for the construction of this project.

**Emerging Small Business Development (ESBD):** None, since no goods or services are being procured with this action.

Respectfully Submitted by: Tim Marfor  
Nicholas Theocharides  
Engineering Services Manager

Approved by: Jerry Way  
Jerry Way  
Director of Transportation

Recommendation Approved:

Ray Kerridge  
RAY KERRIDGE  
for City Manager

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**Attachment 1**

**Background Information:**

Kroy Pathway is a 250 foot long off-street paved path for bicycles and pedestrians in Caltrans right of way, located adjacent and parallel to the U.S. 50 eastbound off ramp to 65<sup>th</sup> Street and extending between 65<sup>th</sup> Street to the east and Kroy Way to the west.

In March 2007, the Tahoe Park Neighborhood Association contacted Caltrans and voiced their concerns about pathway safety and security, poor visibility, poor lighting, poor pavement condition and lack of maintenance. In October 2007, the City determined that it would accept Caltrans offer to take the ownership as well as make improvements and maintain the pathway.

The Kroy Pathway is an important bicycle/pedestrian link between the Tahoe Park neighborhood and 65<sup>th</sup> Street light rail station, California State University Sacramento (CSUS), and commercial centers on the 65<sup>th</sup> Street corridor. A new Target Center store is also scheduled to be open to the public in 2009 on 65<sup>th</sup> Street, across from the pathway.

In December 2007, Caltrans and the City partnered, to retain Moore Iacofanco Goltsman, Inc. (MIG), a consulting firm to engage a broad cross section of the community and stakeholders and to explore improvement concepts and determine the general scale, scope and priority of improvements. Caltrans bore the financial responsibility for the contract with MIG.

The City's goals are to make the pathway a safe and desirable place to walk and bike. The proposed improvements include but are not limited to widening and straightening of the pathway for better visibility, improved lighting, signage, safety barriers, fencing, landscaping and accessible curb ramps.

A Cooperative Agreement with Caltrans is necessary to relinquish the Kroy Pathway right of way to the City. The Cooperative Agreement stipulates responsibility clauses between the City and Caltrans. As a full consideration for the relinquishment, Caltrans will compensate the City in the amount of \$40,000 toward any immediate repairs or preliminary scoping of the project.

Council District 6 was awarded \$80,000 as part of the Sidewalk Gap Closure Grant. These funds will be applied to the Kroy Pathway project.

The total project cost ranges from \$255,000 to \$485,000, depending on the scope of improvements.

It is anticipated that the Cooperative Agreement will be approved by Caltrans at the end of 2008. The final project design is expected to be completed in the spring of 2009. If funding is in place, the project construction is expected to commence in the fall of 2009, and completed by the end of 2009.

## **RESOLUTION NO.**

Adopted by the Sacramento City Council

### **AUTHORIZING THE CITY MANAGER TO EXECUTE COOPERATIVE AGREEMENT AND FUTURE AMENDMENTS WITH CALTRANS FOR THE KROY PATHWAY IMPROVEMENT PROJECT (T15095700)**

#### **BACKGROUND**

- A. The State of California and the City are authorized to enter into a Cooperative Agreement for relinquishment of the Kroy Pathway right of way located adjacent and parallel to the U.S. 50 east bound off ramp to 65<sup>th</sup> Street and extending between 65<sup>th</sup> Street to the east and Kroy Way to the west.
- B. A Cooperative Agreement with Caltrans is necessary to move forward with relinquishment of right of way and subsequent design and construction of Kroy Pathway Improvements Project.
- C. Additional funding for the construction of this project is being identified.

#### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

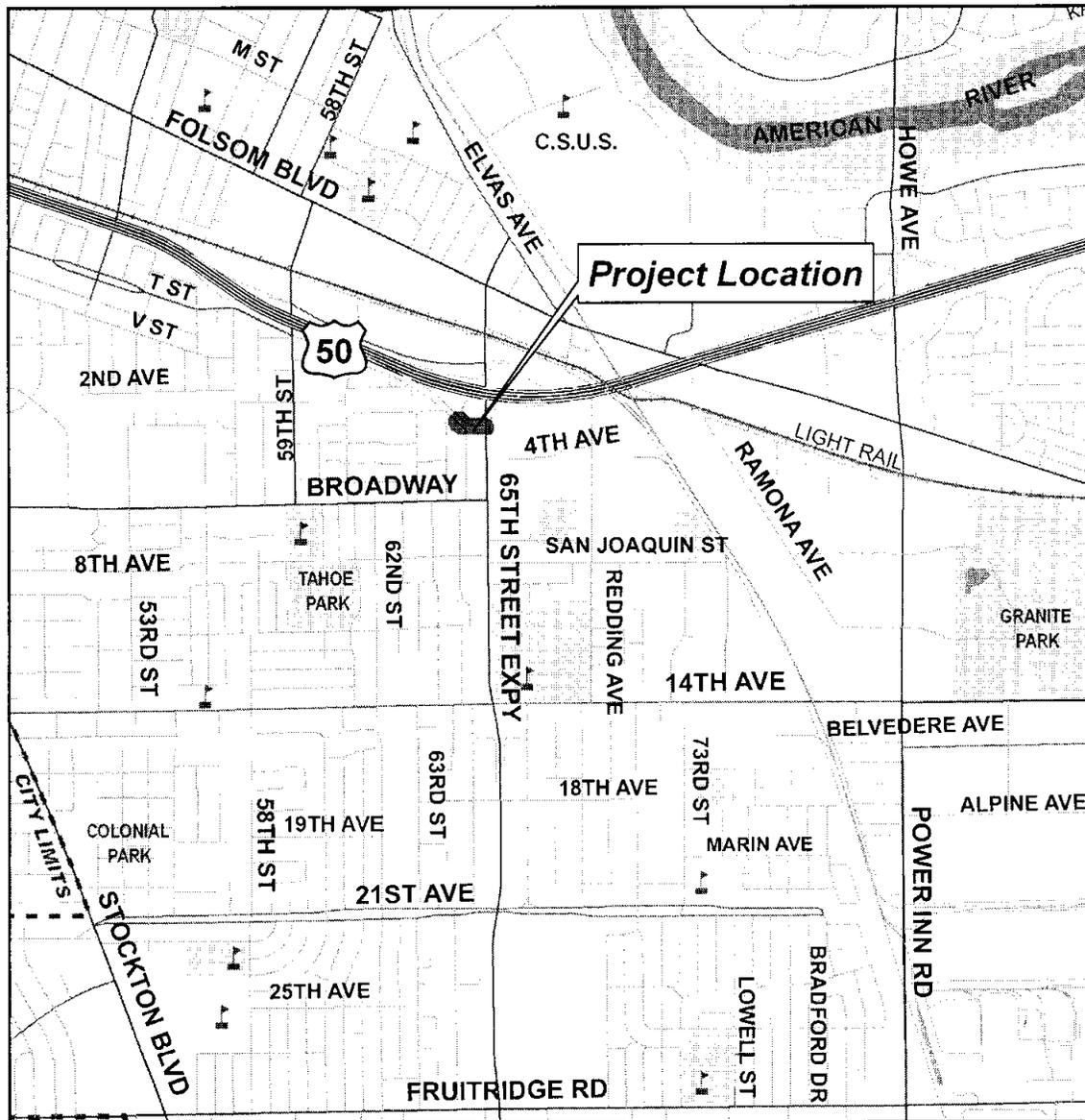
- Section 1. The City Manager is authorized to execute Cooperative Agreement with Caltrans for relinquishment of the Kroy Pathway right of way.
- Section 2. The City Manager is authorized to execute future amendments to the Cooperative Agreement with Caltrans for relinquishment of the Kroy Pathway right of way.
- Section 3. The City Manager is authorized to establish the Kroy Pathways Capital Improvement Project (T15095700).
- Section 4. A fund appropriation of \$40,000 from Caltrans shall be appropriated to the Kroy Pathway Capital Improvement Project (T15095700) upon approval of Cooperative Agreement and receipt by City.
- Section 5. Transfer \$80,000 from the Sidewalk Gap Closure Project (T15075300) to the Kroy Pathway Improvement Project (T15095700).

#### **Table of Contents:**

Exhibit A: Map of Kroy Pathway Improvement Project (T15095700)

EXHIBIT A

Location Map for  
Kroy Pathway Improvement Project  
(T15095700)



Department of  
**TRANSPORTATION**  
City of Sacramento

Map Contact: S. Tobin  
Map Date: June, 2008

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Feet

