



County of Los Angeles
CHIEF EXECUTIVE OFFICE

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LOS ANGELES, CALIFORNIA 90012
(213) 974-1101
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DAVID E. JANSSEN
Chief Executive Officer

July 31, 2007

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: REQUEST FOR JURISDICTION
WASHINGTON BOULEVARD BRIDGE OVER SAN GABRIEL RIVER
CITY OF PICO RIVERA
(SUPERVISORIAL DISTRICT 1)
(4 VOTES)**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that this project is statutorily exempt from the provisions of the California Environmental Quality Act.
2. Adopt the Resolution declaring Washington Boulevard Bridge over San Gabriel River, within the City of Pico Rivera, to be a part of the County System of Highways.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to declare Washington Boulevard Bridge to be a part of the County System of Highways. This action will allow the County of Los Angeles to seismically retrofit the Washington Boulevard Bridge over San Gabriel River, located in the City of Pico Rivera.

Sections 1700-1702 of the California Streets and Highways Code authorize the County of Los Angeles to declare the bridge to be a county highway for the purpose of seismically retrofitting it. The declaration must be by a resolution, adopted by four-fifths vote and must be consented to by the City. Thereafter, the County of Los Angeles would be authorized to perform the work required to seismically retrofit the bridge.

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs that we provide Service Excellence (Goal 1) and Community Services (Goal 6). By improving the safety of the Washington Boulevard Bridge over San Gabriel River, residents of the City of Pico Rivera and nearby cities and unincorporated County areas who travel on Washington Boulevard will benefit, and their quality of life will be improved.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

This project will be constructed as a Federal-aid project under the State Seismic Retrofit Program (Program) administered by the State of California. Under this Program, the entire cost of the project will be financed with Federal and State funds.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Following the Loma Prieta earthquake in the San Francisco Bay area in October 1989, emergency State legislation known as Senate Bill 36X was enacted, which requires that all existing publicly-owned bridges in the State be inspected and that those found to have a seismic structural deficiency be upgraded and retrofitted to conform with specific structural standards. The bill further provides for the County to be the lead agency for inspecting and retrofitting all non-State highway bridges within the County.

Section 1700 of the California Streets and Highways Code provides: "The board of supervisors of any county may, by a resolution adopted by a four-fifths vote of its members, declare any highway in the county lying in whole or in part within a city to be a county highway for one or more of the following purposes: acquisition of rights-of-way, construction, maintenance, improvement, or repair."

Additionally, Section 1701 provides: "A copy of such resolution shall be forwarded to the governing body of the city within which is included any portion of the highway. Such governing body may consent to the establishment of such included portion as a part of the county highway. Upon the taking effect of an ordinance or resolution containing such consent, such portion of such highway shall become a county highway for one or more of the following purposes: acquisition of rights-of-way, construction, maintenance, improvement, or repair."

Lastly, Section 1702 provides: "Thereafter the board of supervisors of the county may acquire right of way for, construct, maintain, improve, or repair such highway in the same manner as other county highways, and may pay for such work out of one or more of the following: (a) the county general fund, (b) the road fund, (c) the proceeds of any county bond issue voted for the purpose of laying out, constructing, maintaining, improving, or repairing county highways, and/or (d) any other fund available for such purposes."

The proposed improvements are needed and of general County interest. The project is tentatively scheduled to be advertised for construction bids in fall 2007, pending the City's consent to jurisdiction and the County obtaining the necessary Federal and State approvals. Once the project has been completed, we will request your Board to adopt a resolution relinquishing the bridge portion of Washington Boulevard over San Gabriel River within the City of Pico Rivera back to the City.

The attached Resolution has been reviewed and approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

This project is statutorily exempt from the provisions of California Environmental Quality Act pursuant to Public Resources Code Section 21080.16.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The project will enhance motorist safety by seismically retrofitting the highway bridge.

The Honorable Board of Supervisors
July 31, 2007
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CONCLUSION

Please return one adopted copy of this letter and one certified copy of the Resolution to the Department of Public Works, Programs Development Division, for further processing.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David E. Janssen". The signature is fluid and cursive, with a long horizontal stroke at the end.

DAVID E. JANSSEN
Chief Administrative Officer

DEJ:DLW
SA:sc

Attachment (1)

c: County Counsel

**RESOLUTION DECLARING BRIDGE PORTION OF WASHINGTON BOULEVARD
OVER SAN GABRIEL RIVER,
WITHIN THE CITY OF PICO RIVERA,
TO BE A PART OF THE COUNTY SYSTEM OF HIGHWAYS**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES,
STATE OF CALIFORNIA, HEREBY FINDS, DETERMINES AND RESOLVES AS
FOLLOWS:

1. The bridge portion of Washington Boulevard over San Gabriel River (hereafter "Bridge") is located within the City of Pico Rivera; and

2. The County, with the consent of the City, will be the lead agency for a project to seismically retrofit the Bridge; and

3. Section 1700-1702, inclusive, of the Streets and Highways Code authorizes a county to declare any highway lying in whole or in part within a consenting city to be a county highway for one or more of the following purposes: acquisition of rights-of-way, construction, maintenance, improvement, or repair; and

4. The portion of the Bridge which is located within the City of Pico Rivera is hereby declared to be a county highway and part of the System of Highways of the County of Los Angeles for the limited purpose of seismic retrofitting the Bridge.

5. The declaration in paragraph 4 is made subject to the following conditions:

- a. That the County of Los Angeles shall not be responsible for any liability or damage occurring by reason of any roadway condition on the portion of the Bridge within the City of Pico Rivera, existing prior to the start of seismic retrofit construction by the County or following the completion and field acceptance of said construction.
- b. That the work to be performed by the County shall not include roadway maintenance activities on the portion of the Bridge which is within the City of Pico Rivera, prior to the start of seismic retrofit construction by the County or following the completion and field acceptance of said construction.

The foregoing Resolution was on the day 31ST of JULY, 2007, adopted by the Board of Supervisors of the County of Los Angeles and ex-officio of the governing body of all other special assessments and taxing districts, agencies, and authorities for which said Board so acts.

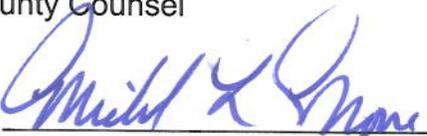


SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By 
Deputy

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By 
Deputy

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PICO RIVERA, CALIFORNIA CONSENTING TO THE ESTABLISHMENT OF
WASHINGTON BOULEVARD BRIDGE OVER
SAN GABRIEL RIVER, WITHIN SAID CITY, AS PART OF THE SYSTEM OF
HIGHWAYS OF THE COUNTY OF LOS ANGELES**

WHEREAS, the County of Los Angeles Board of Supervisors on JULY 31, 2007, duly adopted a Resolution declaring Washington Boulevard Bridge over San Gabriel River in the City of Pico Rivera to be a part of the County System of Highways for the purpose of performing a seismic safety retrofit of the bridge at the aforementioned location, as provided in Sections 1700-1702 inclusive of the Streets and Highways Code of the State of California; and

WHEREAS, said Board of Supervisors by said Resolution requested this Council to give its consent to allow the County to perform seismic safety retrofit of the Bridge (Retrofit Work), within the City of Pico Rivera; and

WHEREAS, it is the intent of the County of Los Angeles Board of Supervisors to perform the Retrofit Work, provided the consent of the governing body of the City shall first be given under the terms herein;

NOW, THEREFORE, the City Council of the City of Pico Rivera does resolve as follows:

SECTION 1. Consent to Inclusion in County Highway System – That the City of does hereby consent to include Washington Boulevard Bridge over San Gabriel River as part of the System of Highways of the County of Los Angeles as provided in Sections 1700-1704 inclusive of the Streets and Highways Code of the State of California, for the limited purpose of performing a seismic safety retrofit of the bridge at this location.

SECTION 2. Indemnification – That the City of Pico Rivera shall fully indemnify, defend, and hold the County of Los Angeles harmless in connection with the City's responsibility under Section 3. below, in addition to any and all claims, liability, injury (as defined by Government Code Section 810.8) or damage relating to the Bridge that is not caused by County's Retrofit Work.

SECTION 3. Roadway Maintenance – The City will remain the owner of the Bridge and remain responsible for all roadway maintenance activities and for any damage or liability occurring by reason of any roadway condition on the portion of Washington Boulevard over San Gabriel River prior to the start of construction by the County or following the completion and field acceptance of said construction. Following completion of construction and County's field acceptance of the Retrofit Work, the City of accepts ownership and full responsibility for all roadway maintenance, including the Retrofit Work.

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PICO RIVERA, CALIFORNIA CONSENTING TO THE ESTABLISHMENT OF
WASHINGTON BOULEVARD BRIDGE OVER
SAN GABRIEL RIVER, WITHIN SAID CITY, AS PART OF THE SYSTEM OF
HIGHWAYS OF THE COUNTY OF LOS ANGELES**

WHEREAS, the County of Los Angeles Board of Supervisors on _____, 2007, duly adopted a Resolution declaring Washington Boulevard Bridge over San Gabriel River in the City of Pico Rivera to be a part of the County System of Highways for the purpose of performing a seismic safety retrofit of the bridge at the aforementioned location, as provided in Sections 1700-1702 inclusive of the Streets and Highways Code of the State of California; and

WHEREAS, said Board of Supervisors by said Resolution requested this Council to give its consent to allow the County to perform seismic safety retrofit of the Bridge (Retrofit Work), within the City of Pico Rivera; and

WHEREAS, it is the intent of the County of Los Angeles Board of Supervisors to perform the Retrofit Work, provided the consent of the governing body of the City shall first be given under the terms herein;

NOW, THEREFORE, the City Council of the City of Pico Rivera does resolve as follows:

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SECTION 3. Roadway Maintenance – The City will remain the owner of the Bridge and remain responsible for all roadway maintenance activities and for any damage or liability occurring by reason of any roadway condition on the portion of Washington Boulevard over San Gabriel River prior to the start of construction by the County or following the completion and field acceptance of said construction. Following completion of construction and County's field acceptance of the Retrofit Work, the City of accepts ownership and full responsibility for all roadway maintenance, including the Retrofit Work.

SECTION 4. Environmental Documentation – The City does hereby consent to adopt and concurs with the environmental findings pursuant to the California Environmental Quality Act that has been adopted by the County in connection with the Retrofit Work.

SECTION 5. Warranty for Retrofit Work – The County hereby assigns all of its right, title, and interest to unlapsed portion of a one-year warranty granted to the County by the construction contractor performing the Retrofit Work following completion of construction of the Retrofit Work and field acceptance of said construction by County. The City agrees to accept said assignment as its sole remedy against the County in connection with defects relating to said Retrofit Work.