



# AGENDA REPORT

**Department:** Engineering/Public Works  
**Prepared by:** Roberto Yano, Director of Public Works/City Engineer  
**Meeting Date:** Tuesday, February 7, 2023  
**Approved by:** Brad Raulston, City Manager

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**SUBJECT:**

Acceptance of a Grant of Easement and Right-of-Way from National Plaza LLC and Plaza Blvd LLC for the private street commonly known as a portion of N Avenue, for the installation of bicycle lanes and other improvements associated with the Central Community Mobility Enhancements

**RECOMMENDATION:**

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, Accepting and Authorizing the City Manager to Sign a Grant of Easement and Right-of-Way from National Plaza LLC, and Plaza Blvd LLC, for the private street commonly known as a portion of N Avenue, for the installation of bicycle lanes and other improvements associated with the Central Community Mobility Enhancements Project, CIP No. 19-23."

**BOARD/COMMISSION/COMMITTEE PRIOR ACTION:**

Not Applicable.

**EXPLANATION:**

On July 2018, staff submitted a Cycle 4 Active Transportation Program (ATP) grant application to the California Department of Transportation (Caltrans) for the Central Community Mobility Enhancements Project. The project will provide approximately 1.7 miles of bicycle facilities providing north-south connections through the Central, Olivewood and Las Palmas neighborhoods in National City (see Exhibit 1), including N Avenue north of Plaza Boulevard for pedestrian and emergency vehicle, which currently does not exist. On January 30, 2019, the California Department of Transportation (Caltrans) awarded a \$1,286,000 State Active Transportation Program (ATP) grant for the Central Community Mobility Enhancements Project and in March 2020, Caltrans provided the agreement to the City for execution.

On October 6, 2022, Caltrans issued an Authorization Letter allocating \$148,000 (\$104,000 for the Plans, Specifications, and Estimate (PS&E) phase, and \$44,000 for the Right-of-Way (R/W) phase) with a local match of \$22,000 (\$16,000 PS&E phase, and \$6,000 R/W phase). City Council Appropriated the Funds for this work on November 15, 2022. Once the PS&E and R/W phases are complete, staff will return to the City Council for the appropriation of the Construction fund.

The project corridor is located on L Avenue (30th Street to 16th Street), N Avenue (16th Street to Plaza Boulevard), and M Avenue (Plaza Boulevard to 4th Street). Currently, a portion of N Avenue within the project limits exists as a private street – through the retail area commercially known as "Bay Plaza Shopping Center" located at 1130-1302 East Plaza Boulevard – under the ownership of two private entities, Plaza Blvd LLC and National Plaza LLC. In order to complete the project, the City has negotiated with the private owners to obtain an easement for the private street commonly known as a portion of N Avenue. The Grant Easement and Right-of-Way (see Exhibit

2) contains the graphical depiction and legal description of the area. The Easement will be granted in perpetuity and at no cost; the City agrees to undertake all repair and maintenance of the street, operating as a public right of way. The scope of the CCME project, and the associated ATP funds awarded, includes the initial improvements to this portion of N Avenue.

Staff recommends accepting and approving the recordation of the Grant of Easement and Right-of-Way.

**FINANCIAL STATEMENT:**

No matching City funds required.

**RELATED CITY COUNCIL 2020-2025 STRATEGIC PLAN GOAL:**

Transportation Choices and Infrastructure

**ENVIRONMENTAL REVIEW:**

This is a project under CEQA subject to a Categorical Exemption. Existing Facilities. CCR 15301(c).

**PUBLIC NOTIFICATION:**

Agenda Report posted within 72 hours of meeting date and time in accordance with Brown Act.

**ORDINANCE:**

Not Applicable

**EXHIBITS:**

1. Project Improvement Map
2. Easement and Right of Way Agreement
3. Resolution