



## Staff Report

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**File #:** TMP-2051, **Version:** 1

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**MEETING DATE:**

March 26, 2024

**SUBJECT:**

RESOLUTION NO. 2024-9275 - AMENDING THE CAPITAL IMPROVEMENT PROGRAM BUDGET, ESTABLISHING PROJECT ST017, AND APPROVING A TEMPORARY WAIVER OF THE REQUIREMENTS OF RESOLUTION 2002-5865 FOR CONSTRUCTION RELATED TO SAID PROJECT

**Recommendation**

ADOPT resolution establishing a new CIP project for storm drain repairs, and waiving the requirements of Resolution 2002-5868.

**Board or Commission Action**

Not Applicable

**Relevant Council Strategic Theme**

Quality of Life

**Executive Summary**

A storm drain which crosses San Marcos Boulevard to the west of Viewpoint Drive was damaged by an adjacent private development during a repair effort. This damage has resulted in a lack of capacity for proper function. The proposed project will establish a budget to repair the storm drain utilizing funding from the development which damaged the drain. To ensure an expeditious repair of the storm drain and limit noise impacts to nearby residents, a waiver of Resolution 2002-5868 is proposed to allow for the City Engineer to authorize day work as may be required for this project.

**Discussion**

In 2023, a private party advised the City that repair efforts conducted on its private drainage system had resulted in the deposit of cementitious material into the downstream City storm drain pipe under San Marcos Boulevard. The City's efforts to remove the material have been ineffective thus far. The private party has executed a reimbursement agreement to fund the restoration of the City's pipe capacity. At this juncture, staff recommends the creation of a new Capital Improvement Program project for the design and construction of measures to restore capacity of the pipe as indicated in the reimbursement agreement. Due to the need to repair the storm drain as expeditiously and cost effectively as possible, staff also recommends granting a waiver to Resolution 2002-5868, allowing for day work along San Marcos Boulevard to facilitate the project. This waiver will allow the City Engineer to allow day work as needed along San Marcos Boulevard when necessary to effectuate a more expeditious and efficient project, and help reduce noise during night hours to surrounding residents.

**Environmental Review**

The activity performed under this action is not a "Project" as defined under Section 15378 of the CEQA Guidelines; and, is therefore not subject to environmental review pursuant to CEQA Guidelines section 15060 (c)(3). Subsequent actions during the implementation of the project will require review pursuant to CEQA.

**Fiscal Impact**

Funding for this project will be funded through a reimbursement agreement.

**Attachment(s)**

Resolution - Resolution Authorizing New CIP project.  
CIP ST017 Budget Sheet

Prepared by: Isaac Etchamendy, City Engineer

Approved by: Michelle Bender, City Manager