



# AGENDA STAFF REPORT

Control: 26001145

**MEETING DATE:** 04/28/2026

**LEGAL ENTITY TAKING ACTION:** Board of Supervisors

**BOARD OF SUPERVISORS DISTRICT(S):** District 2

**SUBMITTING AGENCY/DEPARTMENT:** County Executive Office

**DEPARTMENT CONTACT PERSON(S):** Thomas Miller, 714-834-6019  
Brian Bauer, 714-834-5663

**SUBJECT:** Cooperative Agreement and Resolution for County Highway Designation

CEO CONCUR	COUNTY COUNSEL REVIEW	CLERK OF THE BOARD
Concur	Approve agreement and resolution to form	DISCUSSION 4/5 Vote

<b>Budgeted:</b> N/A	<b>Current Year Cost:</b> N/A	<b>Annual Cost:</b> See Financial Impact Section
<b>Staffing Impact:</b> No	<b>Funding Source:</b> OC Road CIP Fund 174: 100%	<b>Sole Source:</b> No
<b>Current Fiscal Year Revenue:</b> N/A		<b>County Audit in Last 3 years:</b> No
<b>Levine Act Review Completed?</b> N/A		
<b>Prior Board Action:</b> 8/12/2025 #47		

## RECOMMENDED ACTION(S):

1. Approve Cooperative Agreement between the County of Orange and the City of Orange for Funding, Design and Construction of the Traffic Signal, Intersection and Roadway Improvements for the Workforce Reentry Center project at West Metropolitan Drive and The City Drive South, effective upon the approval of both the City Council and the Orange County Board of Supervisors and in effect until the filing of a Notice of Completion.
2. Authorize the Chief Real Estate Officer or designee to execute the Cooperative Agreement, in substantially the same form attached with minor modifications that do not increase the risk or the financial obligations to the County with approval by County Counsel, and future amendments to the Cooperative Agreement provided those amendments result in minor, non-substantive changes which do not create or increase financial obligations or liabilities on the part of the County by more than \$75,000 annually.
3. Authorize the Chief Real Estate Officer or designee to approve payments from OC Road Fund 174 to pay for the traffic signal, intersection and roadway improvement costs at West Metropolitan Drive and The City Drive South.

4. Adopt a Resolution to declare those portions of West Metropolitan Drive and The City Drive South, lying within the City of Orange city limits, to be a County of Orange highway for the purposes of construction and to return said streets to the City of Orange after completion of all improvements as required by California Streets and Highways Code Sections 1700-1704.

**SUMMARY:**

Approval of a Cooperative Agreement with the City of Orange and adoption of a Resolution to declare City streets as County highway will allow the County of Orange to use Senate Bill 1 (SB 1) funds, or Road Maintenance and Rehabilitation Account funds, to complete roadway improvements for County's proposed Workforce Reentry Center, which will significantly improve access to the property and overall circulation in the area.

**BACKGROUND INFORMATION:**

On August 12, 2025, the Board of Supervisors (Board) adopted Final Initial Study/Mitigated Negative Declaration (IS/MND) No. PP-24-0119 and approval of Development Agreement with Griffin/Swinerton, LLC (Developer) to provide for the construction of a Workforce Reentry Center. The Developer's scope of work includes minor off-site improvements to The City Drive South and West Metropolitan Drive (City's Streets) to improve vehicular access to the Workforce Reentry Center, including traffic signal modifications, restriping, and median modifications (Project). The Project's estimated \$2,272,407 costs are included in the Development Agreement's Guaranteed Maximum Price and the Project was included in the Final IS/MND No. PP-24-0119 for the Workforce Reentry Center.

The purpose of the Project is to improve and ensure safe vehicular and pedestrian access to the Workforce Reentry Center, now called Common Good, while minimizing delays on surrounding roadways, by modifying the existing traffic signal and design for eight-phase operation and implementing all necessary signing, striping, and median improvements, including redesign and relocation of the City of Orange (City) monument sign. All improvements shall conform to the City's Standard Design Guidelines and/or California Manual on Uniform Traffic Control Devices (CA MUTCD). Project related construction work is anticipated to be conducted from approximately August 2026 through October 2027.

The County and City desire to enter into the Cooperative Agreement (Agreement) to specify roles and responsibilities for the funding, design and construction of the Project. The Agreement stipulates the County is responsible for the design and construction of the Project. The County will also be responsible for one hundred percent (100%) of the funding for the Project, excluding any Project-related administration performed by the City. The City shall be responsible for the City's administration costs related to the Project.

A Resolution is required to declare portions of the City's Streets lying to be County highway for construction purposes, pursuant to the California Streets and Highway Code (SHC) Sections 1700-1704. Adoption of the Resolution will allow the County to use SB 1 funds, or Road Maintenance and Rehabilitation Account (RMRA) funds, to pay for the Project. SHC Section 1700 requires a 4/5 vote from the Board in order to declare the City's Streets to be a County highway for construction purposes. Pursuant to SHC Section 1701, following receipt of the County's Resolution, the City shall adopt a resolution consenting to the [temporary] County highway designation for the duration of the Project. The Resolution states that upon the filing of a Notice of Completion that all improvements to City's Streets are complete, upon such completion the Board declares City's Streets to no longer be a County highway, and instructs the County to file copies of the Resolution and the Notice of Completion with the City Clerk. Ten days after said filing, the City's Streets shall

cease to be a County highway. Ownership and maintenance of the City's Streets will revert to the City upon completion of the Project.

**Compliance with CEQA:** This Project is a necessarily included element of the project considered in Mitigated Negative Declaration No. PP-24-0119 for the Workforce Reentry Center approved by the BOS on August 12, 2025, which adequately addressed the effects of the proposed Project. No substantial changes have been made in the Project, no substantial changes have occurred in the circumstances under which the Project is being undertaken and no new information of substantial importance to the Project which was not known or could not have been known when the Mitigated Negative Declaration No. PP-24-0119 was approved has become known; therefore no further environmental review is required.

**FINANCIAL IMPACT:**

Appropriations for this Agreement will be included in OC Road Capital Improvement Projects, Fund 174 for FY 2026-27 and will be included in the budgeting process for future years.

In the event the County or City defaults in the performance of any of their obligations under this Agreement or materially breaches any of the provisions of this Agreement, City and County shall have the option to terminate this Agreement upon 30-days' prior written notice to the other party. In the event the County determines, in its sole discretion, that sufficient funding is no longer available to carry out the Project, the County may terminate the Agreement by providing the City with written notice of termination at least thirty (30) days in advance.

If the Agreement terminates for any reason, County Executive Office Real Estate shall submit to the Board a Resolution declaring that the City's Streets are no longer a County highway as required by SHC Section 1704.

**STAFFING IMPACT:**

N/A

**REVIEWING AGENCIES/DEPARTMENTS:**

OC Public Works

**ATTACHMENTS:**

Attachment A - Location Map

Attachment B - Cooperative Agreement

Attachment C - Resolution

Attachment D - California Streets and Highway Code Sections 1700-1704