

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

867A



**FROM:** TLMA - Transportation Department

**SUBMITTAL DATE:**  
August 31, 2011

**SUBJECT:** Amendment No. 1 to the Construction Cooperative Agreement between the County of Riverside (COUNTY) and the California State Department of Transportation (CALTRANS) for improvements to the Interstate 215/Van Buren Boulevard Interchange Project.

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. That the Board approve and execute the attached Amendment No. 1 to the Construction Cooperative Agreement between the COUNTY and CALTRANS, and;
2. Authorize the Chairman to execute the same (Caltrans Agreement No. 08-1471 A/1).

Juan C. Perez  
Director of Transportation

JCP:jm:sv  
(Continued On Attached Page)

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2011/2012

<b>SOURCE OF FUNDS:</b> There are no General Funds used in this project.	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:**

APPROVE

BY:   
Tina Grande

**County Executive Office Signature**

FORM APPROVED COUNTY COUNSEL

BY:   
CYNTHIA M. GUNZEL

DATE

Departmental Concurrence

Dept't Recomm.: ☐ Policy ☒ Policy  
 Per Exec. Ofc.: ☐ Consent ☒ Consent

**Prev. Agn. Ref.** 12/7/10, Item 3.39 | **District:** 1 & 5 | **Agenda Number:**

3.97

The Honorable Board of Supervisors

RE: Amendment No. 1 to the Construction Cooperative Agreement between the County of Riverside (COUNTY) and the California State Department of Transportation (CALTRANS) for improvements to the Interstate 215/Van Buren Boulevard Interchange Project.

August 31, 2011

Page 2 of 2

**BACKGROUND:** The proposed project consists of improving the Van Buren Boulevard/I-215 freeway interchange, including replacing and widening the freeway and railroad overcrossing structures, reconfiguration and signalization of the on and off ramps and adding auxiliary lanes on Interstate 215. Landscaping and aesthetic features are planned within the State right-of-way as part of the project.

On December 7, 2010 the Board of Supervisors approved the Caltrans Construction Cooperative agreement, No. 08-1471 which outlines each agency's responsibility for the construction and funding of the improvements to the I-215/Van Buren Boulevard Interchange.

This amendment updates certain provisions within the agreement including: the addition of Federal Demonstration (DEMO) Earmark Funds; the addition of Federal Surface Transportation (STP) funds; advancing Measure A funds in lieu of the Trade Corridor Improvement Funds (TCIF) which are currently unavailable in order to maintain the project schedule; and designating the County as the Legally Responsible Person and Approved Signatory Authority for construction as indicated in the attached Agreement Amendment. The funding has also been reduced to reflect the current Engineers Estimate based on recent trends in the construction industry.

Project No. B70798

Contract No. 11-08-009  
Riverside Co. Transportation

08-RIV-215-R32.3/R35.9

EA: 0E520

Federal Funds

District Agreement 08-1471 A/1

Project Number 0800000088

### **AMENDMENT NO. 1 TO AGREEMENT 1471**

THIS AMENDMENT No. 1 (AMENDMENT), entered into and effective on \_\_\_\_\_, is between the State of California, acting through its Department of Transportation, referred to as CALTRANS, and

County of Riverside, a political subdivision of the State of California, referred to as COUNTY.

### **RECITALS**

1. CALTRANS and COUNTY, collectively referred to as PARTNERS, entered into Agreement No. 08-1471, (AGREEMENT) on December 15, 2010, defining the terms and conditions to reconstruct the Interstate 215 (I-215) and Van Buren Boulevard interchange in the county of Riverside, as well as, the realignment of I-215 due to right of way constraints and adjacent airport clearance requirements, referred to as PROJECT.
2. PARTNERS now seek to add Federal Demonstration (DEMO) Earmark funds for construction capital in the amount of \$568,153.
3. PARTNERS now seek to reduce local construction capital funds from \$47,750,000 to \$36,631,847 and construction support funds from \$7,508,000 to \$5,500,000 due to updated cost estimates and current construction cost trends.
4. PARTNERS also agree to advance other local public share Federal Surface Transportation Program (STP) funds for construction capital in the amount of \$10,000,000.
5. Partners also seek to add local Measure A funds in the amount of \$10,000,000 in advance of the Trade Corridor Improvement Funds (TCIF)
6. PARTNERS also now seek to add language for the Legally Responsible Person and the Approved Signatory Authority as mandated by the Construction General Permit.

schedule. To facilitate this, COUNTY will utilize a "Letter of No Prejudice" (LONP) that allows COUNTY to advance these local public share Measure A funds in order to move the I-215 and Van Buren Boulevard interchange forward to initiate the interchange reconstruction project until such unknown future date upon which state bond funds become available and will be used to replenish the public share funds."

5. Article 83 of the AGREEMENT is deleted in its entirety.
6. New Article 107 is hereby added to read as follows:  
  
"107. STATE will administer all federal subvention funds identified on the FUNDING SUMMARY."
7. All other terms and conditions of the AGREEMENT shall remain in full force and effect.
8. This AMENDMENT is deemed to be included and made part of the AGREEMENT.

**REVISED FUNDING SUMMARY****Dated: June 7, 2011**

<b>Funding Source</b>	<b>Funding Partner</b>	<b>Fund Type</b>	<b>CON Capital</b>	<b>CON Support</b>	<b>Subtotal Support</b>	<b>Subtotal Capital</b>	<b>Subtotal Funds Type</b>
FEDERAL	COUNTY	STP	\$10,000,000	\$0	\$0	\$10,000,000	\$10,000,000
FEDERAL	COUNTY	DEMO Earmarks	\$ 568,153	\$0	\$0	\$ 568,153	\$ 568,153
LOCAL	COUNTY	Local Funds	\$36,631,847	\$5,500,000	\$5,500,000	\$36,631,847	\$42,131,847
		Subtotals by Component	\$47,200,000	\$5,500,000	\$5,500,000	\$47,200,000	\$52,700,000