

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

124



**FROM:** TLMA - Transportation Department

**SUBMITTAL DATE:**  
October 25, 2012

**SUBJECT:** Amendment Number 3 to the Reimbursement Agreement between the Coachella Valley Association of Governments, the City of Cathedral City and the County of Riverside for the Date Palm Drive at Interstate 10 Interchange Project.

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

1. Approve Amendment Number 3 to the Reimbursement Agreement between the Coachella Valley Association of Governments, the City of Cathedral City and the County of Riverside for the Date Palm Drive at Interstate 10 Interchange Project and;
2. Authorize the Chairman to execute the same.

Juan C. Perez  
Director of Transportation and Land Management

CSS:css  
(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:	2012/2013

<b>SOURCE OF FUNDS:</b>	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

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

**APPROVE**

BY:   
Tina Grande

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Ashley, seconded by Supervisor Jeffries and duly carried,  
**IT WAS ORDERED** that the above matter is approved as recommended.

**Ayes:** Jeffries, Stone, Benoit and Ashley  
**Nays:** None  
**Absent:** Tavaglione  
**Date:** January 8, 2013  
**xc:** Transp.

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

Prev. Agn. Ref. 2/15/12, 3.20 | District: 4/4 | Agenda Number:  
7/13/10, 3.87

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

**3-35**

FORM APPROVED COUNTY COUNSEL  
DATE 12/13/12  
BY: MARSHAL VICTOR  
Departmental Concurrence

Dep't Recomm.:  Consent  Policy  
Per Exec. Ofc.:  Consent  Policy

The Honorable Board of Supervisors

RE: Amendment Number 3 to the Reimbursement Agreement between the Coachella Valley Association of Governments, the City of Cathedral City and the County of Riverside for the Date Palm Drive at Interstate 10 Interchange Project.

December 18, 2012

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**BACKGROUND:** The Transportation Department is the lead agency for proposed improvements to the Date Palm at Interstate 10 Interchange Project. The improvements will increase capacity and improve the daily operation for current and future traffic utilizing the interchange. The improvements to the Date Palm Drive Interchange consist of the widening of the existing bridge over Interstate 10, reconstruction and widening of Date Palm Drive, and the construction of a partial cloverleaf interchange with loop on-ramps. On February 15, 2011, the Board of Supervisors accepted the low bid of Sema Construction, Inc and the improvements are currently under construction.

The Board of Supervisors approved and executed a Cooperative Funding Agreement between the County of Riverside, City of Cathedral City and the Coachella Valley Association of Governments (CVAG) on May 17, 1999 that provided \$1,702,000 in funding to perform the environmental and engineering services for the proposed improvements to the Date Palm Drive at Interstate 10 Interchange. On September 25, 2001 the Board approved Amendment Number One that provided an additional \$1,300,000 for the purpose of designing and construction a new overhead crossing structure above the Union Pacific Railroad. On July 13, 2010, the Board approved Amendment Number Two that authorized an additional \$14,179,000 funding towards the project for a total CVAG funding obligation of \$17,181,000.

This Amendment Number 3 modifies and changes the proportionate local shares of costs for the responsible jurisdictions based on a report conducted by CVAG and prepared by Urban Crossroads. The County's contribution share decreases from 14.98% to 10.5% as a result of the changes implemented by this Amendment.

The Interchange is currently under construction and expected to be complete in early 2013. The County was able to obtain nearly \$20 million in Federal funding for this project, reducing the CVAG funding need to approximately \$8 million. CVAG will fund 75% of the obligation with 25% being shared by the local agencies. Using the revised share percentage and the reduced CVAG funding need, the resulting County funding obligation is approximately \$200,000.

WHEN DOCUMENT IS FULLY EXECUTED RETURN

**CLERK'S COPY**

to Riverside County Clerk of the Board, Stop 1010  
Post Office Box 1147, Riverside, Ca 92502-1147  
Thank you.

**Contract No. 95-05-017-A3**  
**Riverside Co. Transportation**

**AMENDMENT NUMBER THREE**

to the

**COUNTY OF RIVERSIDE - CITY OF CATHEDRAL CITY -  
CVAG REIMBURSEMENT AGREEMENT**

**DATE PALM DRIVE INTERSTATE 10 INTERCHANGE PROJECT**

**THIS AMENDMENT NUMBER THREE** is made and entered into this 25th day of June, 2012, by and between the **County of Riverside (Agency), City of Cathedral City (Lead Agency),** and the **Coachella Valley Association of Governments,** a California joint powers agency, **(CVAG).**

This Amendment Number Three does not obligate nor authorize funds not previously authorized under the terms of the existing Reimbursement Agreement, executed June 15, 1999. All other provisions in the existing Reimbursement Agreement, Amendment Number One and Amendment Number Two are considered in force.

**This Amendment Number Three modifies and changes the proportionate local shares of costs for the responsible jurisdictions for the Date Palm Drive Interchange Project as approved by the Executive Committee at their meeting in April, 2012.**

**Summary:**

Previously obligated and authorized for expenditure (Original Agreement)	\$	1,702,000
Previously obligated under Amendment Number One (Sept., 2001)		1,300,000
Previously obligated under Amendment Number Two (Jan., 2010)		6,519,750
Previously <u>rescinded</u> under <u>Substituted</u> Amendment Number Two (June, 2010)		(6,519,750)
Previously obligated under <u>Substituted</u> Amendment Number Two (June, 2010)		<u>14,179,000</u>
 Total amount, after Amendment Number Three obligated and authorized for expenditure	 \$	 17,181,000

Based on a report prepared by Urban Crossroads, the following table shows the revised proportionate local shares for the Date Palm Drive Interchange Project which were approved for the responsible jurisdictions by CVAG's Executive Committee at their meeting of April, 2012.

Riverside County	10.5 %
Cathedral City	54.2 %
Palm Springs	19.1 %
Rancho Mirage	4.3 %
Desert Hot Springs	8.2 %
Palm Desert	3.7 %

IN WITNESS WHEREOF, the parties hereto have caused this Amendment Number Three to be executed by their duly authorized representatives on this date:

ATTEST

By: Kelli Barton, Deputy  
Clerk of the Board of Supervisors  
*Kecia Harper-Inem*

COUNTY OF RIVERSIDE

By: John J. Benoit  
Chairman of the Board of Supervisors  
**JOHN J. BENOIT**

FORM APPROVED COUNTY COUNSEL

BY: Marshall Victor 12/13/12  
MARSHAL L. VICTOR DATE

ATTEST

By: \_\_\_\_\_  
City Manager

CITY OF CATHEDRAL CITY

By: \_\_\_\_\_  
Mayor

ATTEST

By: \_\_\_\_\_  
Tom Kirk,  
Executive Director

CVAG

By: John J. Benoit  
John J. Benoit,  
CVAG Chair