

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



ITEM
3.20
(ID # 4436)

MEETING DATE:

Tuesday, September 19, 2017


FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/ TRANSPORTATION:
Amendment No. 3 to the Funding Agreement between the Coachella Valley Association of Governments and the County of Riverside to Provide Engineering and Environmental Services for the 66th Avenue Railroad Grade Separation Project, 4th District. [39,080,112 - Total Cost] 47.57% Federal, 14.61% State and 37.82% Local

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify and approve Amendment No. 3 to the funding agreement between the Coachella Valley Association of Governments (CVAG) and the County of Riverside (County) to provide engineering and environmental services for the 66th Avenue Railroad Grade Separation Project; and,
2. Authorize the Chairman of the Board to execute the same.

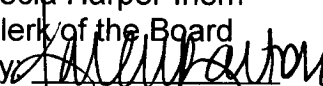
ACTION: Policy


Patricia Komo, Director of Transportation 8/15/2017

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley
Nays: None
Absent: None
Date: September 19, 2017
xc: Transp.

Kecia Harper-Ihem
Clerk of the Board
By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 5,500,000	\$ 7,663,000	\$ 39,080,112	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS Regional Surface Transportation Program (39.28%), 2009 Federal Earmarks (8.29%), Proposition 1B (Trade Corridor Improvement Funds) (14.61%), Coachella Valley Association of Governments (32.23%), County Highway Users Tax Account (1.91%), County Road Developer Impact Fees (3.68%)			Budget Adjustment: No For Fiscal Year: 16/17 to 20/21	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Currently, the only Union Pacific Railroad (UPRR) crossing in the Mecca area is an at-grade crossing at 4th Street. Traffic going in and out of the Mecca community must wait at the tracks for trains to pass before they are able to cross the tracks. The County is proposing to extend 66th Avenue with a bridge over the railroad tracks to provide a link between State Route 86 (SR-86) and the community of Mecca and beyond to interstate 10 (I-10) via Box Canyon Road. UPRR and SR-86 are both designated North American Free Trade Agreement (NAFTA) freight corridors and increasing vehicular traffic due to regional population growth and train traffic along this rail trade corridor is increasing the congestion and causing delays at the existing 4th Street at-grade crossing. The proposed new overcrossing will provide a safe crossing, separated from the train traffic, for vehicles, trucks, farm equipment, emergency vehicles, and pedestrians.

This grade separation project consists of the construction of a new two-lane roadway connecting 66th Avenue across the railroad tracks, Hammond Road, and State Route 111 (SR-111)/Grapefruit Boulevard,. The construction of the new overpass will also require modification to SR-111, see exhibit A.

The County started work on the 66th Avenue grade separation in 2011, when the project was selected to receive Trade Corridor Improvement Funds (TCIF). Several alignment options were developed and presented at Mecca community meetings and at meetings with local property owners, and a final preferred alternative was eventually developed.

Significant design and environmental work had been completed when the Coachella Valley Conservation Commission (CVCC) notified the County that the issuance of a Coachella Valley Multi-Species Habitat Conservation Plan (CVMSHCP) permit was highly unlikely due to sensitive Mesquite habitat located within area of the proposed new road. This discovery created the need to look at avoidance options.

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The proposed alignment of 66th Avenue was shifted northerly to avoid the sensitive habitat and shared with the Community of Mecca and with CVAG, and it has been determined that the new alignment will effectively meet the needs of the community while avoiding the sensitive Mesquite habitat, see exhibit A.

By Minute Order 3-29 of May 17, 2011, the Board of Supervisors approved a Funding Agreement between the CVAG and the County to provide \$500,000 in funding for preliminary engineering and environmental services for the 66th Avenue Railroad Grade Separation Project.

By Minute Order 3-62 of June 17, 2014, the Board of Supervisors approved Amendment No. 1 to the original Funding Agreement between CVAG and the County to provide an additional \$850,000 in funding for final design.

By Minute Order 3-68 of June 30, 2015, the Board of Supervisors approved Amendment No. 2 to the original Funding Agreement between CVAG and the County to provide an additional \$1,850,000 in funding for work required to complete the Acquisition of Right of Way and Utility Relocation design of the project.

The County is proceeding with the environmental clearance and design of the revised roadway alignment. The revision will require a significant amount of rework of the environmental and engineering work that had been completed, however, the overall cost of the project is expected to decrease as a result of the changes.

This Amendment No. 3 provides additional funding to make the necessary revisions to the environmental and engineering documents and to complete the construction of the proposed improvements. This Amendment No. 3 will increase the funding as follows:

Original authorization	\$500,000
Authorized under Amendment 1	\$850,000
Authorized under Amendment 2	\$1,875,000
Authorized by this Amendment 3	<u>\$9,372,417</u>
Total	\$12,597,417

Project No. B8-0664

County Counsel has approved the Agreement, Amendment No. 3, as to legal form.

Impact on Residents and Businesses

The 66th Avenue/UPRR Project will improve access and safety for the Community of Mecca and improve goods and services movement through the region.

SUPPLEMENTAL (if needed, OR delete this section):

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Additional Fiscal Information

The total project cost for the railroad grade separation is \$39,080,112. CVAG's contribution is \$12,597,000 leaving a balance of \$26,483,112 which is being funded by various funding sources as shown below.

\$39,080,112 **Project Total**

Fed

\$15,350,000 Regional Surface Transportation Program (39.28%)
\$3,239,641 2009 Federal Earmarks (8.29%)

State

\$5,708,556 Proposition 1B (Trade Corridor Improvement Funds) (14.61%)

Local

\$12,597,417 Coachella Valley Association of Governments (32.23%)
\$745,498 County Highway Users Tax Account (1.91%)
\$1,439,000 County Road Developer Impact Fees (3.68%)

No General funds will be used on this Project.

Contract History and Price Reasonableness

N/A



Marsha Victor, Chief Deputy County Counsel

8/18/2017



Tina Grande, Principal Management Analyst

9/12/2017



Gregory V. Priamos, Director County Counsel

8/18/2017

CLERK'S COPY

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

Thank you.

AMENDMENT NUMBER THREE

**to the
COUNTY OF RIVERSIDE – CVAG REIMBURSEMENT AGREEMENT
for the
AVENUE 66 GRADE SEPARATION PROJECT**

THIS **Amendment Number Three** is made and entered into this 24th day of April, 2017, by and between the **County of riverside (Lead Agency)**, and the **Coachella Valley Association of Governments**, a California Joint Powers Agency, (CVAG), and is made with reference to the following background facts and circumstances. All other provisions in the existing **Reimbursement Agreement for the Avenue 66 Grade Separation Project**, and in existing Amendments Number One and Two remain in force.

This **Amendment Number Three** obligates, and authorizes for expenditure, funds not previously authorized under the terms of the existing Reimbursement Agreement, approved by CVAG's Executive Committee at their meeting of December 6, 2010. By that Reimbursement Agreement, CVAG agreed to a 50% Regional Share of project costs established as being \$500,000.

At their meeting on February 24, 2014, the CVAG Executive Committee approved Amendment Number One for an additional \$850,000 as CVAG's 50% Regional Share of additional work required to complete the design for the project. Approval of Amendment One increased CVAG's total Regional Share of project costs to \$1,350,000.

At their meeting on September 29, 2014, the CVAG Executive Committee approved Amendment Number Two for an additional \$1,875,000 as CVAG's 75% Regional Share of additional work required to complete the right-of-way acquisition and utility design work for the project. Approval of Amendment Number Two increased CVAG's total Share of project costs to \$3,225,000.

The County of Riverside is requesting additional funds to complete the project. The County of Riverside has requested an additional \$9,372,417 as CVAG's 75% Regional Share of \$12,496,556 for work required to complete the design, environmental approval, and construction of the project. The County of Riverside estimates that \$5,627,000 will be needed in 75% Regional Match to revise design and environmental studies, and an additional \$3,745,417 as CVAG's 75% Regional Match to complete Construction of the project. **Approval of Amendment Number Three will increase CVAG's total Regional Share of project costs to \$12,597,417.**

This Amendment Number Three shall authorize additional project costs in the amount Not-to-Exceed \$9,372,417 for the Avenue 66 Grade Separation Project.

This Amendment Number Three shall establish the Cost Sharing Formula for the Avenue 66 Grade Separation Project henceforth to remain as 75% Regional Share and 24% Local Share.

Summary

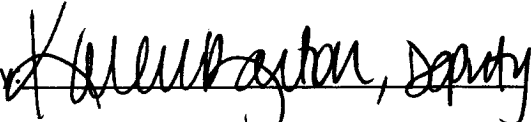
Agreement by Executive Committee action 12/6/2010; (CVAG 50% Share)	\$ 500,000
Amendment One by Executive Committee action 2/24/2014; (CVAG 50% Share)	\$ 850,000
Amendment Two by Executive Committee action 9/29/2014; (CVAG's 75% Share)	\$ 1,875,000
New obligations under this Amendment Number Three; (CVAG's 75% Share)	<u>\$ 9,372,417</u>
Revised Total Amount Authorized for this Project	\$12,597,417

(Signatures on following page)

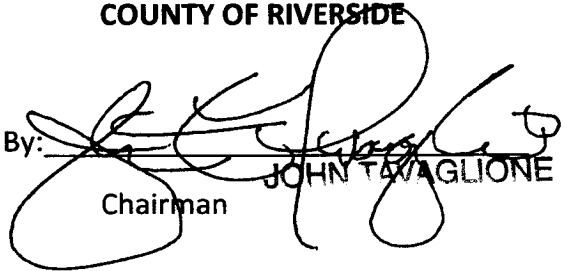
SEP 19 2017 9/19/17 3.20 3.20

IN WITNESS WHEREOF, the parties hereto have caused this Amendment Number Three for the Avenue 66 Grade Separation Project to be executed by their duly authorized representatives on this date:

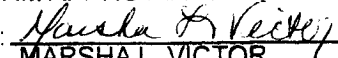
ATTEST:

By: 
Clerk of the Board

COUNTY OF RIVERSIDE

By: 
Chairman
JOHN TAVAGLIONE

FORM APPROVED COUNTY COUNSEL

BY:  8/18/11
MARSHAL VICTOR DAT

ATTEST:

By: _____
Tom Kirk,
Executive Director

CVAG

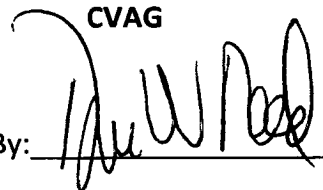
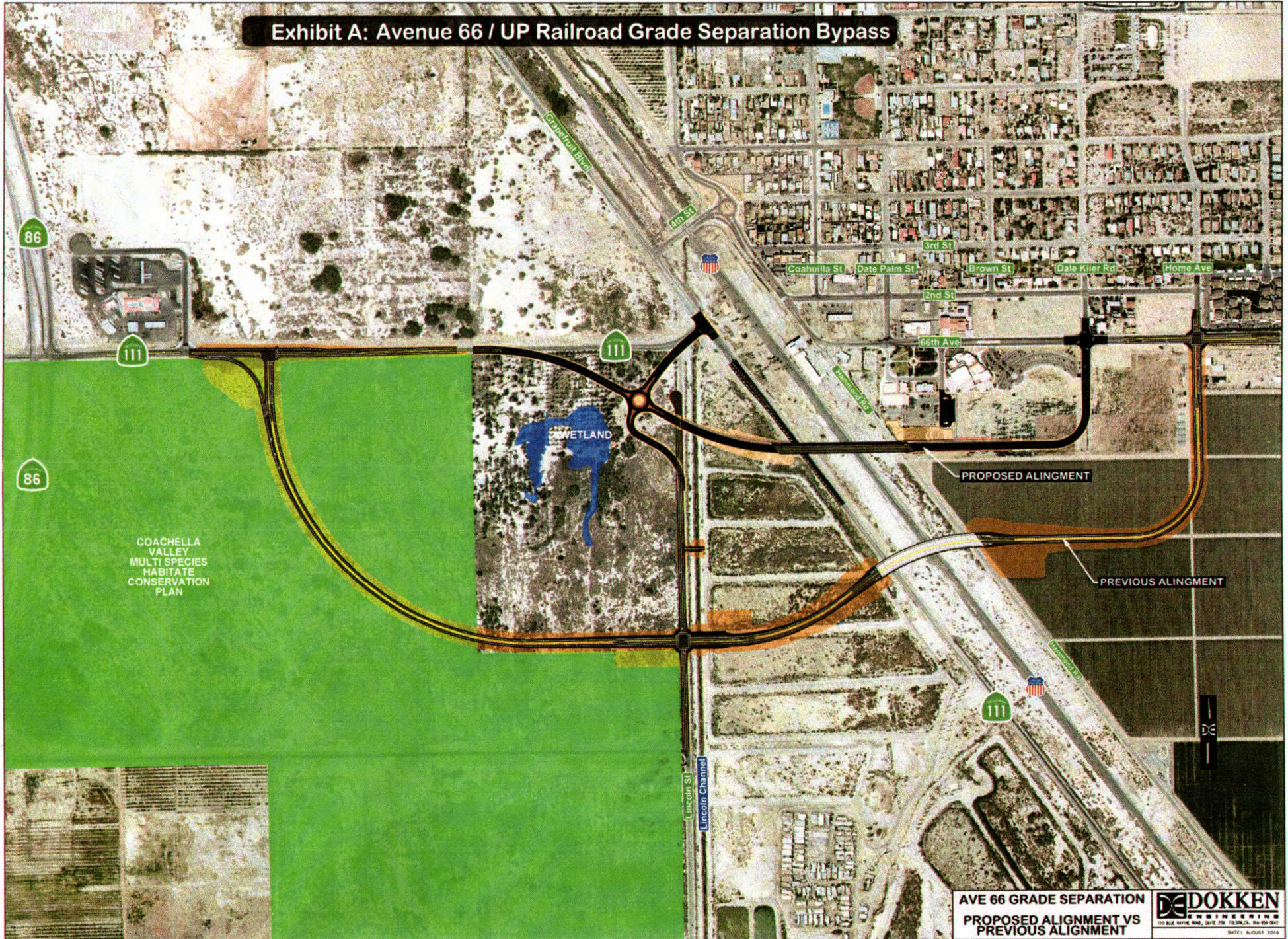
By: 
Dana Reed,
CVAG Chair

Exhibit A: Avenue 66 / UP Railroad Grade Separation Bypass



**AVE 66 GRADE SEPARATION
PROPOSED ALIGNMENT VS
PREVIOUS ALIGNMENT**

DE DOKKEN
ENGINEERING
100 BLUE HAWK ROAD, SUITE 200 / TOLSON, CA 92581
941.741.1111

Vicinity Map

