REPORT TO COUNCIL
City of Sacramento

915 I Street, Sacramento, CA 95814-2671
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CONSENT
April 25, 2006

Honorable Mayor and
Members of the City Council

Subject: Amendment No. 1 to Caltrans Cooperative Agreement: Tower Bridge Pedestrian/Bicycle Improvements Project (PN: HC06)

Location/Council District: Tower Bridge - Capital Mall (Route 275) at Sacramento River. Location Map – Exhibit A of Resolution. (District 1)

Recommendation:

Adopt a Resolution authorizing and directing the City Manager to execute Amendment No. 1 to the Cooperative Agreement between the City of Sacramento and State of California Department of Transportation (Caltrans) for the Tower Bridge Pedestrian/Bicycle Improvements Project and appropriate funds.

Contact: Theresa Arnold, Special Projects Engineer, 808-5514; Tim Mar, Supervising Engineer, (916) 808-7531
Presenters: None
Department: Department of Transportation
Division: Engineering Services
Organization No: 3434

Summary:

Approval of Amendment No. 1 to the Cooperative Agreement between the City of Sacramento and State of California Department of Transportation will increase the State Transportation Improvement Program – Transportation Enhancement Activities (STIP-TEA) funds by $1,239,000, from $5,500,000 to $6,739,000 and the State Highway Operation and Protection Program – Transportation Enhancement Activities (SHOPP-TEA) funds by $23,000, from $766,000 to $789,000 for the project. The total increase is $1,262,000.

The $1,239,000 increase in STIP-TEA funds is due to a funding swap with SACOG using Downtown Tax Increment Funds. The $23,000 increase in SHOPP-TEA funds is due to a

programming cost increase that the California Transportation Commission gave to projects that have been delayed.

Final design of the Tower Bridge Bicycle/Pedestrian Project has been completed. Bid advertising is scheduled for July 2006, with construction anticipated to start in October 2006 and completion in December 2007.

Committee/Commission Action: None.

Background Information:

The project will widen the sidewalks on Tower Bridge from 3-4 feet to 10 feet and make the bridge fully ADA accessible.

Tower Bridge is the primary pedestrian/bikeway connection across the Sacramento River between the cities of Sacramento and West Sacramento. The purpose of the Tower Bridge Pedestrian/Bikeway Improvements Project (PN: HC06) is to satisfy the Sacramento and West Sacramento Riverfront Master Plans by improving everyday and special event pedestrian and bicyclist safety and mobility while maintaining the current vehicular capacity over the bridge.

The Cities of Sacramento and West Sacramento are jointly funding the improvements to the Tower Bridge, although it is owned and operated by Caltrans.

Financial Considerations:

The total project cost is estimated at $11,590,000. The City of Sacramento's share is $6,090,000. The majority of the funding is from state and federal sources, however the City was planning to provide approximately $1.2 to $1.3 million in Downtown Tax Increment to complete the City's share of the funding.

Last month the City was notified the Docks Alternative Modes Parkway project had received $1,239,000 of funding from SACOG's Community Design grant program. In order to more effectively utilize state and federal funding, the City and SACOG worked out an arrangement whereby SACOG would advance $1,239,000 of STIP-TEA funds to the Tower Bridge project and the City would repay the advance with Downtown Tax Increment. SACOG would then provide the $1,239,000 in Downtown Tax Increment to the Docks Alternative Modes Parkway project. This allows the Docks Alternative Modes Parkway project to proceed without needing to federalize the project.

The increase in STIP-TEA funds is due to this funding swap with SACOG. The $23,000 increase in SHOPP-TEA funds is due to a programming cost increase that the California Transportation Commission gave to projects that have been delayed.

The current project budget is $2,388,402. Approval of Amendment No.1 will increase the project budget to $3,650,402.

Construction funding appropriations will be made to the project budget at construction contract award.

Environmental Considerations:

Caltrans as the lead agency for the California Environmental Quality Act (CEQA) approved the Environmental Impact Report on May 23, 2005, and the FHWA as the lead agency for the National Environmental Policy act (NEPA) approved the Finding of No Significant Impact (FONSI) on June 29, 2006.

The Environmental Services Manager has determined that the action of approval of an Amendment is exempt from the California Environmental Quality Act (CEQA) under section 15302 of the CEQA Guidelines.

Policy Considerations:

Approval of this Amendment is consistent with Title 3 of the Sacramento City Code. This report is consistent with the City's Strategic Plan goals to improve and expand public safety, achieve sustainability, and enhance livability.

Emerging Small Business Development (ESBD):

As this is a federally-funded project, Disadvantaged Business Enterprise (DBE) project participation requirements apply. ESBD rules are held in abeyance.

Respectfully Submitted by: _____ for
Nicholas Theocharides
Engineering Services Manager

Approved by: _____
Jerry Way
Interim Director, Department of Transportation

Recommendation Approved:

_____
for RAY KERRIDGE
City Manager

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RESOLUTION NO.

Adopted by the Sacramento City Council

AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 1 TO THE CALTRANS COOPERATIVE AGREEMENT AND APPROPRIATE FUNDS FOR THE TOWER BRIDGE PEDESTRIAN/BICYCLE IMPROVEMENTS PROJECT

BACKGROUND

A. Tower Bridge is the primary pedestrian/bikeway connection across the Sacramento River between the cities of Sacramento and West Sacramento. The purpose of the Tower Bridge Pedestrian/Bikeway Improvements Project (PN: HC06) is to satisfy the Sacramento and West Sacramento Riverfront Master Plans by improving everyday and special event pedestrian and bicyclist safety and mobility while maintaining the current vehicular capacity over the bridge.

B. The project will widen the sidewalks from 3-4 feet to 10 feet.

C. The Cities of Sacramento and West Sacramento are jointly funding the improvements to the Tower Bridge, although it is owned and operated by Caltrans.

D. City was notified the Docks Alternative Modes Parkway project had received $1,239,000 of funding from SACOG's Community Design grant program. In order to more effectively utilize state and federal funding, the City and SACOG worked out an arrangement whereby SACOG would advance $1,239,000 of STIP-TEA funds to the Tower Bridge project and the City would repay the advance with Downtown Tax Increment. SACOG would then provide the $1,239,000 in Downtown Tax Increment to the Docks Alternative Modes Parkway project. This allows the Docks Alternative Modes Parkway project to proceed without needing to federalize the project.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1: The City Manager is authorized and directed to execute Amendment No. 1 to the Caltrans Cooperative Agreement for the Tower Bridge Pedestrian/Bicycle Improvements Project.

Approval of Amendment No. 1 to the Cooperative Agreement between the City of Sacramento and State of California Department of Transportation will increase the State Transportation Improvement Program – Transportation Enhancement Activities (STIP-TEA) funds by $1,239,000, from $5,500,000

to $6,739,000 and the State Highway Operation and Protection Program – Transportation Enhancement Activities (SHOPP-TEA) funds by $23,000 from $766,000 to $789,000 for the project. The total increase is $1,262,000.

Section 2: The City Manager is authorized and directed to execute a Program Supplement for these state and federal funds when it is received from Caltrans.

Section3: The Capital Improvement Program revenue and expenditure budgets are amended by appropriating $1,262,000 (Fund 512) to the Tower Bridge Pedestrian/Bicycle Improvements Project (PN: HC06) when the state and federal paperwork is received.

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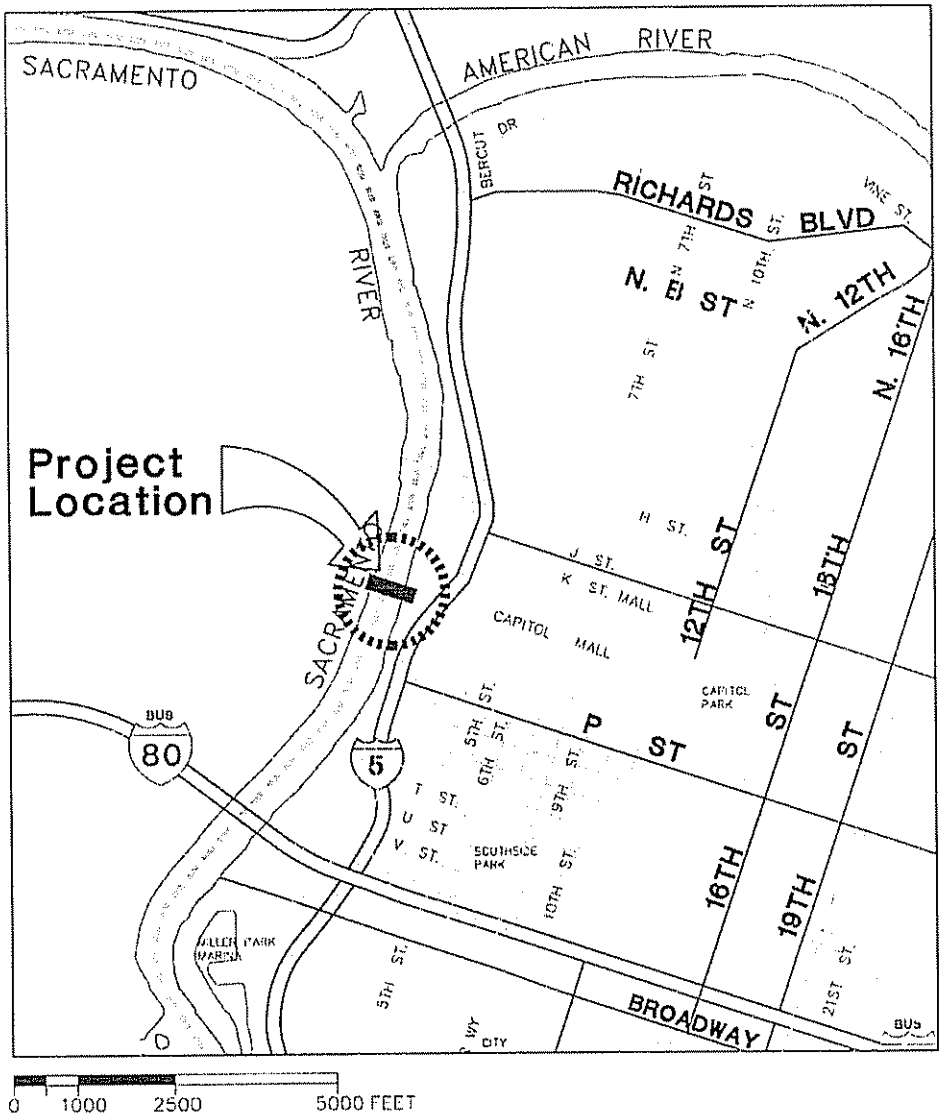
Exhibit A: Map of Tower Bridge Pedestrian/Bicycle Improvements Project (PN: HC06)
Exhibit B: Amendment No. 1 to Agreement

EXHIBIT A

TOWER BRIDGE PEDESTRIAN/BICYCLE IMPROVEMENTS PROJECT



PN: HC06
LOCATION MAP

MAP CONTACT: B CAMERON
DATE: 1/24/06

03-SAC/YOL-275 PM 0.0/13.8
Tower Bridge Sidewalk Project
E.A: 03-0C9701
District Agreement No.: 03-0270 A-1

AMENDMENT No. 1 to AGREEMENT

THIS AGREEMENT, ENTERED INTO EFFECTIVE ON _____, is between the STATE of CALIFORNIA, acting by and through its Department of Transportation, referred to herein as "STATE", and

The CITY OF SACRAMENTO, a charter municipal corporation of the State of California referred to herein as "CITY".

RECITALS

1. The parties hereto entered into an AGREEMENT (Document No. 03-0270) on May 24,2005; said Agreement defined the terms and conditions for project development (Project Approval & Environmental Document; PA&ED), design (Plans, Specifications & Estimates; PS&E), Construction (Advertise, Award & Administer; AAA) and financing (**Exhibit A**); by the City of Sacramento; for the Tower Bridge Sidewalk project; that are referred to herein as the "PROJECT".

2. It has been determined that the PROJECT financing (referenced in the RECITALS, Article 4; Section I, Articles 1 and 2; Section II, Article 1; and summarized in Exhibit A) has changed due to increased project cost.

3. No new Right of Way is required and utility relocations will be included in the construction contract.

IT IS THEREFORE MUTUALLY AGREED:

1. The PROJECT financing specified in the above RECITALS shall now be amended to reflect that the State Transportation Improvement Program – Transportation Enhancement Activities (STIP-TEA) funding will be $ 6,739,000 and the State Highway Operation and Protection Program – Transportation Enhancement Activities (SHOPP-TEA) funding will be $789,000; not to exceed said amounts; and is hereby deemed to be part of Document No.03-0270.

2. The summary of funding shown in the prior AGREEMENT, Exhibit A; shall now be amended as shown in the attachment to this amendment; Exhibit A-1.

3. The other terms and conditions of the prior Agreement (Document No. 03-0270) shall remain in full force and effect.

STATE OF CALIFORNIA
Department Of Transportation

WILL KEMPTON
Director of Transportation

By:_____
STEVEN E. KIRKPATRICK, Chief
North Region Design & Engineering Services

Approved as to form and procedure:

_____
Attorney
Department of Transportation

Certified as to funds:

_____
District Budget Representative

Certified as to financial terms and policies:

_____
Accounting Administrator

CITY OF SACRAMENTO

By: _____
Ray Kerridge, City Manager

Attest:_____
City Clerk

Approved as to form and procedure.

_____
City Counsel

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose as stated in the agreement:

_____
Fiscal Officer

EXHIBIT A-1

The amended total project cost estimate is $11.6 million and is fully funded with Federal, State and local funding, as listed below. The State Transportation Improvement Program – Transportation Enhancement Activities (STIP-TEA) and the State Highway Operation and Protection Program – Transportation Enhancement Activities (SHOPP-TEA) funds will be allocated for construction funding as follows; and Federal Subvention funds (Local Assistance)/Local Funds are identified accordingly:

SOURCE:	**AMOUNT:**
STATE:	
State Transportation Improvement Program – Transportation Enhancement Activities (STIP-TEA)	$6,739,000
State Highway Operation and Protection Program – Transportation Enhancement Activities (SHOPP-TEA)	$789,000
Sub-total:	<$7,528,000>
FEDERAL:	
Congestion Mitigation and Air Quality (CMAQ)	$1,284,495
Transportation Community & System Preservation (TCSP)	$900,000
Innovative Bridge Construction Program (DEMO)	$400,000
FFY 2006 Federal Funds (DEMO)	$500,000
Sub-total:	<$3,084,495>
LOCAL:	
Local Funds	$977,505
Sub-total:	< $977,505>
TOTAL PROJECT COST:	**$11,590,000**