

RIVERSIDE COUNTY TRANSPORTATION COMMISSION

DATE:	May 12, 2010
TO:	Riverside County Transportation Commission
FROM:	Western Riverside County Programs and Projects Committee Shirley Medina, Programming and Planning Manager Cathy Bechtel, Project Development Director
THROUGH:	Anne Mayer, Executive Director
SUBJECT:	Transportation Uniform Mitigation Fee Program Funding Agreement with Western Riverside Council of Governments for State Route 74/Interstate 215 Interchange Improvement Project for Construction and Right of Way

WESTERN RIVERSIDE COUNTY PROGRAMS AND PROJECTS COMMITTEE AND STAFF RECOMMENDATION:

This item is for the Commission to:

- 1) Approve Agreement No. 10-31-090-00 with Western Riverside Council of Governments (WRCOG) for \$8.8 million in Transportation Uniform Mitigation Fee (TUMF) Central Zone funding for the construction phase of the 74/215 interchange improvement project;
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission;
- 3) Approve Agreement No. 05-31-566-02, Amendment No. 2 to Agreement No. 05-31-566-00, with WRCOG to increase the right of way phase by \$1.8 million to be funded with \$900,000 of TUMF Central Zone funds and \$900,000 of Measure A funds to address a cost increase;
- 4) Approve Agreement No. 10-31-092-00 with Southern California Edison (SCE) for the relocation and removal of utility poles and attached equipment;
- 5) Approve Agreement No. 10-31-093-00 with Time Warner Cable (TWC) for the relocation and removal of utility poles and attached equipment; and
- 6) Authorize the Executive Director, pursuant to legal counsel review, to execute the agreements on behalf of the Commission.

BACKGROUND INFORMATION:

The 74/215 interchange improvement project is ready to go to construction and the award of the construction contract is covered in a separate item. This is an important project as it is the final phase of improving SR-74 from I-15 to I-215 identified in the original 1989 Measure A program. This item is to execute the agreements needed for the TUMF funding that has been obligated by WRCOG for this project and associated utility agreements.

Construction Phase

Last year, WRCOG reserved \$9.7 million of the original \$14 million of TUMF Central Zone funds slated for the 74/215 interchange project. The decrease of available funds was a result of decreased TUMF revenues available in the Central Zone. The city of Perris adopted a resolution to contribute an additional \$4 million to make up the difference and maintain the project’s delivery schedule. Subsequently, the Commission allocated \$16.1 million of American Recovery and Reinvestment Act (ARRA) funds to this project.

The total cost of the construction phase, including construction management and contingencies, is \$23.479 million. Due to the low bid and determination of federally eligible contract items, the funding summary is proposed as follows:

Fund Source	Amount (000's)
ARRA (federal)	\$ 13,870
Surface Transportation Program (federal)	89
DEMO (federal)	720
TUMF (local)	8,800
Total Construction	\$ 23,479

Staff is currently working with Caltrans to determine if additional construction items can be funded with ARRA. If so, it would result in savings to TUMF funds. However, staff is requesting that the Commission approve Agreement No. 10-31-090-00 with WRCOG, in order to receive TUMF Central Zone funds so that the award of the project can take place at the May 12, 2010 Commission meeting.

Since federal funds are being maximized on the project, the TUMF share is less than originally expected and below the 50% share of the earlier phases of work. Additionally, the \$4 million fund contribution by the city of Perris is not included in the funding plan as a result of cost savings due to the low bid environment.

Right of Way Phase

The Commission and WRCOG have an agreement in place for the pre-construction phases (engineering, design, and right of way) of the 74/215 interchange, which provides TUMF Central Zone and Measure A funds on a 50–50 basis. The latest estimate to complete the right of way phase shows an increase in the cost from \$2.5 million to \$4.3 million. The TUMF and Measure A shares increased from \$1.25 million to \$2.15 million. In order to fund the additional \$1.8 million increase, staff proposes to maintain the 50-50 funding participation and increase the TUMF and Measure A amounts by \$900,000 each. Therefore, staff recommends that the \$900,000 in TUMF funds be moved from the \$9.7 million originally planned for construction as follows:

Proposed TUMF Funding	\$ (000's)
Construction Phase	\$ 8,800
Right of Way Phase	\$ 900
Total	\$ 9,700

Staff is requesting that the Commission approve Agreement No. 05-31-566-02 to increase the TUMF and Measure A funds by \$900,000 for a total of \$4.3 million for the right of way phase. The TUMF administrative plan allows amendments to be executed by the Executive Director for actions that do not affect the total amount planned for the project.

Utility Agreements

The project will also require utility agreements with SCE and TWC for the relocation and removal of utility poles and attached equipment. The estimated cost for this work is approximately \$83,000. This cost will be paid with TUMF funds should the Commission approve additional right of way funds previously mentioned in this item. This agenda item seeks to authorize the Executive Director to enter into agreements with SCE and TWC to remove and relocate the poles and attached equipment.

Financial Information						
In Fiscal Year Budget:	Yes	Year:	FY 2009/10	Amount:	\$ 1,090,900	
	Yes		FY 2010/11		\$ 3,300,000	
	N/A		FY 2011/12 +		\$ 5,309,100	
Source of Funds:	TUMF Central Zone		Budget Adjustment:	No No N/A		
GL/Project Accounting No.:	003015 416 41607 0000 222 31 42110					
Fiscal Procedures Approved:	<i>Theresa Iuvino</i>			Date:	04/20/10	