

City of Brisbane

Agenda Report

TO: Honorable Mayor and City Council

FROM: Director of Public Works/City Engineer via City Manager

SUBJECT: 2010 Regional Transportation Improvement Program (RTIP)

DATE: April 5, 2010

City Council Goals:

To maintain and improve infrastructure. (#3)

To promote intergovernmental opportunities that enhances services and/or reduces cost of operations and services to city residents. (#10)

Purpose:

To obtain Council's approval of the Resolution required by the Metropolitan Transportation Commission as a condition to receive transportation funding from the 2010 Regional Transportation Improvement Program to construct the Bayshore Corridor North South Bikeway Project – Phase II.

Recommendation:

Approve Resolution No. 2010-17.

Background:

The Metropolitan Transportation Commission (MTC) is the federal Metropolitan Planning Organization for the nine counties of the San Francisco Bay Region. In that capacity, they are required to develop programs and guidelines for the distribution of federal dollars for use on local transportation projects. One of the MTC's guidelines requires that the enclosed resolution, without any changes, be adopted by the local agency before they are eligible to receive state and federal funds. This requirement for RTIP funds is nearly identical to requirements and resolutions previously adopted by the Brisbane City Council in order to receive funds from the federal Congestion Mitigation and Air Quality (CMAQ) program for intersection improvements on Bayshore Boulevard and more recently from the federal American Recovery and Reinvestment Act of 2009 (ARRA) to resurface Bayshore Boulevard from approximately Old County Road to 800 ft south.

City staff has been working with C/CAG (the local Congestion Management Agency) at length to find suitable funding for this second phase of the Bayshore Bikeway Project and then to develop a project submittal that will meet the requirements for this funding. In addition to obtaining C/CAG's positive recommendation, the project will need to be cleared through the Caltrans Local Project Assistance office.

The combined federal and state funding requested will be the project construction estimated amount of \$802,250, which includes contingency.

Discussion:

If the recommended action is not taken, then the City will not be eligible for transportation related funds from the 2010 Regional Transportation Improvement Program.

Fiscal Impact:

The estimated amount needed to complete the construction will be entirely from federal funding with a state funding match.

Measure of Success

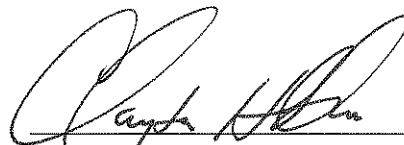
If MTC approves the Bayshore Boulevard North South Bikeway - Phase II project and includes it in MTC's Transportation Improvement Program.

Attachments:

Resolution No. 2010-17



Director of Public Works/City Engineer



City Manager

RESOLUTION NO. 2010 – 17

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRISBANE
AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO FILE AN APPLICATION
FOR RTIP FUNDS AND TO COMPLY WITH ADOPTED LAWS AND PROCEDURES
SET FORTH BY THE METROPOLITAN TRANSPORTATION COMMISSION IN
ACCEPTANCE OF BAYSHORE CORRIDOR BIKEWAY FUNDS**

WHEREAS, the City of Brisbane (herein referred to as “APPLICANT”) is submitting an application to the Metropolitan Transportation Commission (MTC) for \$802,250 in funding from the 2010 Regional Transportation Improvement Program (RTIP) for the Bayshore Corridor North South Bikeway Project – Phase II (herein referred to as “PROJECT” or “PROJECTS”) for the MTC 2010 RTIP, as authorized by MTC by Resolution No. 3928 (herein referred to as “PROGRAM”); and

WHEREAS, SB 45 (Chapter 622, Statutes 1997) substantially revised the process for estimating the amount of state and federal funds available for transportation projects in the state and for appropriating and allocating the available funds to these projects; and

WHEREAS, as part of that process, MTC is responsible for programming projects eligible for Regional Improvement Program funds, pursuant to California Government Code Section 14527(b), for inclusion in the RTIP, and submission to the California Transportation Commission, for inclusion in the State Transportation Improvement Program; and

WHEREAS, MTC will review and include, if approved, 2010 RTIP projects in the federal Transportation Improvement Program (TIP); and

WHEREAS, MTC has requested eligible transportation project sponsors to submit applications nominating projects to be programmed for Regional Improvement Program funds in the RTIP; and

WHEREAS, applications to MTC must be submitted consistent with procedures, conditions, and forms it provides transportation project sponsors; and

WHEREAS, APPLICANT is a sponsor of transportation projects eligible for Regional Improvement Program funds; and

WHEREAS, the RTIP Project Programming Request (PPR) form of the project application, attached hereto and incorporated herein as though set forth at length, lists the project, purpose, schedule and budget for which APPLICANT is requesting that MTC program Regional Improvement Program funds for inclusion in the RTIP; and

WHEREAS, Part 2 of the project application, attached hereto and incorporated herein as though set forth at length, includes the certification by APPLICANT of assurances required by

SB 45 in order to qualify the project listed in the RTIP project nomination sheet of the project application for programming by MTC; and

WHEREAS, as part of the application for 2010 RTIP funding, MTC requires any resolution adopted by the responsible implementing agency to state that the project will comply with the procedures specified in the “Timely Use of Funds Provisions and Deadlines” (MTC Resolution No. 3928, Attachment 1, Pages 14-15, and as may be further amended).

NOW, THEREFORE, BE IT RESOLVED, that APPLICANT approves the assurances set forth in Part 2 of the project application, attached to this resolution; and be it further

RESOLVED, that APPLICANT will comply with the provisions and requirements of the “Timely Use of Funds Provisions and Deadlines” (MTC Resolution No. 3928, Attachment 1, Pages 14-15, and as may be further amended), that PROJECT will be implemented as described in the complete application and in this resolution and, if approved, for the amount programmed in the MTC federal TIP, and that APPLICANT and PROJECT will comply with the requirements as set forth in the 2010 RTIP Policies and Procedures (MTC Resolution No. 3928); and therefore be it further

RESOLVED, that APPLICANT has reviewed the project and has adequate staffing resources to deliver and complete the project within the schedule set forth in the RTIP Project Programming Request (PPR) form of the project application, attached to this resolution; and be it further

RESOLVED, that APPLICANT is an eligible sponsor of projects in the State Transportation Improvement Program; and be it further

RESOLVED, that APPLICANT is authorized to submit an application for State Transportation Improvement Program funds for PROJECT; and be it further

RESOLVED, that there is no legal impediment to APPLICANT making applications for Regional Improvement Program funds; and be it further

RESOLVED, that there is no pending or threatened litigation which might in any way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such PROJECT; and be it further

RESOLVED, that APPLICANT authorizes its Executive Director, General Manager, or designee to execute and file an application with MTC to program Regional Improvement Program funds into the RTIP, for the projects, purposes and amounts included in the project application attached to this resolution; and be it further

RESOLVED, that a copy of this resolution shall be transmitted to MTC in conjunction with the filing of the APPLICANT application referenced herein.

Regularly passed and adopted this 5th day of April, 2010.

W. Clarke Conway
Mayor

I hereby certify the foregoing Resolution 2010-17 was duly and regularly adopted at a regular meeting of the City Council held on April 5, 2010 by the following vote:

AYES:

NOES:

ABSENT:

Sheri Marie Spediacci
City Clerk

PART TWO: FUNDING

Prepared by Matthew Lee

Title Associate Civil Engineer

Agency City of Brisbane

Phone 415-508-2132

FAX 415-467-5547

PROJECT COMPONENT COSTS (round to nearest \$1,000s)

	RTIP	ITIP	OTHER
• E&P (PA&ED)	\$ _____	\$ _____	\$ _____
• PS&E	\$ _____	\$ _____	\$ _____
• Right of Way Capital	\$ _____	\$ _____	\$ _____
• Right of Way Support*	\$ _____	\$ _____	\$ _____
• Construction Support*	\$ _____	\$ _____	\$ _____
Construction Capital	\$ _____	\$ _____	\$ <u>802,250</u>

TOTAL PROJECT COSTS

\$ 802,250

*Right of way and construction support are for Caltrans implemented projects only

PRELIMINARY ITEM ESTIMATE - CONSTRUCTION CONTRACT ITEMS

Item	Description	Unit	Quantity	Unit Price	Amount
1	MOBILIZATION	LS	1	\$ 20,000.00	\$ 20,000.00
2	MAINTAINING TRAFFIC	LS	1	\$ 70,000.00	\$ 70,000.00
3	ADJUST FRAMES AND COVERS TO GRADE	EA	10	\$ 550.00	\$ 5,500.00
4	MINOR GRADING WORK	LS	1	\$ 10,000.00	\$ 10,000.00
5	COLD PLANE ASPHALT CONCRETE PAVEMENT	SY	10,000	\$ 4.00	\$ 40,000.00
7	ASPHALT CONCRETE	TONS	1700	\$ 150.00	\$255,000.00
8	CONCRETE CURB MEDIANS	LF	2000	\$ 120.00	\$240,000.00
9	ROADSIDE SIGNS	EA	25	\$ 250.00	\$ 6,250.00
10	DELINEATORS	EA	110	\$ 50.00	\$ 5,500.00

				\$100,000.00	\$100,000.00
11	STRIPING	LS	1		

CONTINGENCY (6.64%)	\$50,000
TOTAL CONSTRUCTION CONTRACT ITEMS	\$802,250

MAINTENANCE (The enhancement must be maintained in a functional and operational manner as its intended purpose for the expected life cycle for the type of project. If it is not maintained in such a manner, reimbursement of all or a portion of the enhancement funds may be required).

Who will maintain? City of Brisbane

What is the source of maintenance funds? General Fund, County Measure A Funds, and Gas Tax Funds

If project is within Caltrans right of way, must be signed by Deputy District Director, Maintenance

DDD Maintenance: _____ Date: _____

PART THREE: INFORMATION AND ASSURANCES

Please note the application must be signed by the TE project sponsor below for the project to be considered for funding. The information below is provided to notify all project sponsors of the criteria that shall be used in the selection of eligible TE projects.

For TE projects proposed for funding from American Recovery and Reinvestment Act of 2009

Assembly Bill X3-20 added Sections 2420-2423 to the Streets and Highways Code which requires that transportation projects proposed for transportation enhancement activities using federal funds provided specifically by the American Recovery and Reinvestment Act of 2009 be programmed and allocated based on the following priorities:

- (1) In programming and allocating these funds, the department and the metropolitan planning organizations, county transportation commissions, and regional transportation agencies shall give priority to the sponsors of eligible projects that partner with, or commit to employ the services of, a Community Conservation Corps or the California Conservation Corps to construct or undertake the project, provided those projects meet the requirements of the American Recovery and Reinvestment Act of 2009.
- (2) After all eligible projects have been selected pursuant to paragraph (1), the department and the metropolitan planning organizations, county transportation commissions, and regional transportation agencies shall next give priority to projects that provide facilities for pedestrians and bicyclists, provided those projects meet the requirements of the American Recovery and Reinvestment Act of 2009.
- (3) After all eligible projects have been selected pursuant to paragraph (2), the department and the metropolitan planning organizations, county transportation commissions, and regional transportation agencies may fund any project eligible in accordance with paragraph (35) of subdivision (a) of Section 101 of Title 23 of the United States Code.

For projects proposed for funding with all federal TE funds

Senate Bill 286 (Chapter 373, Statutes of 2008) added Sections 2370-2374 to the Streets and Highways Code which requires the selection of all TE projects to be based on projects which partner with, or commit to employ the services of a Community Conservation Corps or the California Conservation Corps. The department, in consultation with Community Conservation Corps, the California Conservation Corps, the commission, regional transportation planning agencies, county transportation commissions or authorities, and congestion management agencies, developed the following criteria that give priority in the selection of TE projects. The information below is provided to project sponsors to assist them in understanding how projects will be selected. Regional transportation planning agencies, county transportation commissions or authorities, and congestion management agencies, when selecting candidates for transportation enhancement projects, shall utilize the selection criteria below.

The RTPAs are required to use the following criteria in prioritizing and selecting TE projects for programming in the Regional Transportation Improvement Programs (RTIP):

- (1) TE eligible projects whose sponsor is partnering with, or has agreed to employ the services of a Community Conservation Corps or the California Conservation Corps (collectively referred to as corps), shall be selected first for funding (the scope of the work performed by the corps will be identified in page 6 of the TE application);
- (2) After all TE eligible projects described in paragraph (1) have been selected for funding; the remaining eligible TE projects may be selected.

TE Project candidates that meet the following specific categories are exempt from the above selection criteria and may compete on an equal basis with all project candidates in category (1) above:

- (a) Projects that have been selected and programmed in a RTIP prior to June 25, 2009.
- (b) Projects for which no corps will partner with the sponsor or agree to provide services. A project sponsor can request this exemption only by certifying on the TE Application, with the concurrence of the California Conservation Corps and the California Association of Local Conservation Corps, which the sponsor notified both organizations about the available project, but that no corps in the state was prepared to serve as a partner or provide services.

The department, regional transportation planning agencies, county transportation commissions or authorities, or congestion management agencies shall be authorized to enter into cooperative agreements, grant agreements, or procurement contracts with Community Conservation Corps pursuant to the simplified contract requirements authorized by Section 18.36(j) of Title 49 of the Code of Federal Regulations in order to enable community conservation corps to utilize transportation enhancement project funds.

Section 2370(a) of the Streets and Highways Code is specific as to which organizations can be considered as a Community Conservation Corps or the California Conservation Corps. "Community Conservation Corps" shall have the same meaning as defined in Section 14507.5 of the Public Resources Code. Information regarding these organizations is available on the internet at:

<http://www.conserv.ca.gov/dor/grants/Pages/ccc.aspx>
<http://www.ccc.ca.gov/PARTNER/PARTNERS.HTM>
www.calcc.org

For the RTPA: Conservation Corps Partner Contact use only:

☐ A corps can participate on the following items of work: _____

Name of corps: _____ and the contact for the corps is: _____
 _____ (Phone number) _____ (Name)

☒ This project is exempt under category (b) above. This exemption allows the project to compete on an equal basis with all other project candidates in the region. Concurred in by:

Mark Rathswohl [Signature] 3/25/10
 California Conservation Corps contact (Print Name) (Signature) Date

Scott Dosick [Signature] March 24, 2010
 California Association of Local Conservation Corps contact (Print Name) (Signature) Date

RTPA Conservation Corps Partner Contacts For Transportation Enhancement Projects

AGENCY	CCC Contact Title and Name	Phone Number	Email Address
California Conservation Corps	Chief of Field Operations Mark Rathswohl	916-341-3139	Mark_Rathswohl@ccc.ca.gov
California Association of Local Conservation Corps (representing the Community Conservation Corps)	Association Manager Scott Dosick	916-285-8743	manager@calcc.org

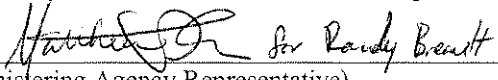
Project Implementing Agency possesses legal authority to nominate this transportation enhancement and to finance, acquire, and construct the proposed project; and by formal action (e.g., a resolution) the Implementing Agency's governing body authorizes the nomination of the transportation enhancement, including all understanding and assurances contained therein, and authorizes the person identified as the official representative of the Implementing Agency to act in connection with the nomination and to provide such additional information as may be required.

Project Implementing Agency will maintain and operate the property acquired, developed, rehabilitated, or restored for the life of the resultant facility (ies) or activity. With the approval of the California Department of Transportation, the Implementing Agency or its successors in interest in the property may transfer the responsibility to maintain and operate the property.

Project Implementing Agency will give the California Department of Transportation's representative access to and the right to examine all records, books, papers, or documents related to the transportation enhancement activity.

Project Implementing Agency will comply where applicable with provisions of the California Environmental Quality Act, the National Environmental Policy Act, the Americans with Disabilities Act, the Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation, CTC Guidelines, FHWA Transportation Enhancement Guidance and any other federal, state, and/or local laws, rules and/or regulations.

If TE funds or projects are used for other than the intended enhancement purposes as defined by federal or state regulations or guidelines, the implementing agency may be required to remit all state and federal enhancement funds back to the state. I certify that the information contained in this transportation enhancement activity application, including required attachments, is accurate and that I have read and understand the important information and agree to the assurances on this form.

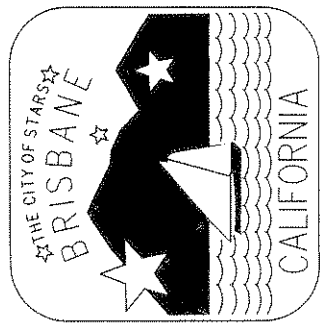
Signed  for Randy Breault Date 3/24/10
(TEA Administering Agency Representative)

Printed (Name and Title) Randy Breault, Director of Public Works/City Engineer

Administering Agency City of Brisbane

For State Projects:

Upon receiving an eligibility determination, a Project Nomination Sheet must be submitted to the District for programming.



BAYSHORE CORRIDOR NORTH-SOUTH BIKEWAY PROJECT

Project Limits

Notes:

1. The Bikelane project limits extend from the southern City limits with City of South San Francisco on Bayshore Blvd, to the northern City limit with Daly City at Geneva Ave.
2. Phase I (completed) starts from the Southern City Limits and ended at Valley Dr. Phase II (proposed) will start at Valley Dr and end at the Northern City Limits
3. Shoulder stripe shall be replaced with a 6" stripe, bike lane pavement markers, and bike line signs. Bayshore Blvd will have to be restriped completely to accommodate the new 7' shoulder with rumble strip.

Legend

— Bayshore Corridor Bikeway

Area Map

March 2010

Sheet 1

