

MEMORANDUM

DEPARTMENT OF PUBLIC WORKS
County of Placer

TO: BOARD OF SUPERVISORS

DATE: December 9, 2014

FROM: KEN GREHM / PETER KRAATZ

SUBJECT: **FUNDING AGREEMENT FOR SR 89/FANNY BRIDGE COMMUNITY
REVITALIZATION PROJECT**

ACTION REQUESTED / RECOMMENDATION

1. Adopt a Resolution to approve a funding agreement, with County Counsel and Risk Management's review and approval, and authorize the Director of Public Works to make payments to the Tahoe Transportation District for tasks satisfactorily completed on the SR 89/Fanny Bridge Community Revitalization Project (Fanny Bridge Project) for a total of \$40,000.
2. Authorize the Director of Public Works to prepare a subsequent funding agreement, with County Counsel and Risk Management's review and approval, and make payments to the Tahoe Transportation District for future Environmental Review tasks on the Fanny Bridge Project for a total of \$150,000.
3. The net County cost equates to the total funding authorization request of \$190,000.

BACKGROUND / SUMMARY

The Tahoe Transportation District (TTD), created by Article IX of the Tahoe Regional Planning Agency (TRPA) Compact, has been managing certain transportation projects in the Lake Tahoe Basin. These projects focus on both motorized and non-motorized travel. In Placer County, improvement to SR 89, Fanny Bridge and the adjacent trail network and its connectivity represents a high priority transportation project of the TTD and ultimately, if constructed, a benefit to the residents and visitors of Placer County. Through this effort, TTD was successful in garnering federal funding totaling over \$20 million to plan, design, and construct the Fanny Bridge Project. Like many federally funded projects, local match funding is a requirement; and Placer County agreed to pursue a significant portion of the local funding to help leverage the federal funding for the project.

In December 2013, your Board approved the Federal Lands Access Program (FLAP) – Project Memorandum of Agreement that recognizes projects to be funded by FLAP. This agreement indicates local match funding will come from Placer County in the amount of \$3,290,000 for the Fanny Bridge Project. This funding stems from previous allocation approvals from the North Lake Tahoe Resort Association totaling \$1,490,000 and from the Countywide Traffic Mitigation Fee Program – Tahoe Resorts District totaling \$1,800,000.

During 2014, significant progress has been made on the project including various technical studies and preparation of an administrative draft environmental document. As a result of this progress, TTD has requested that Placer County prepare a funding agreement for the County's local funding contribution. The County will agree to make project payments as follows contingent upon satisfactory completion of the following milestone tasks:

<u>Amount</u>	<u>Milestone Task</u>	<u>Anticipated Completion</u>
\$40,000	Admin. Draft Environmental Document	September 2014 – complete
\$150,000	Approved Final Environmental Document	March 2015
\$3,100,000	Major Construction Elements	2017-2018

For each milestone task affiliated with the project, Public Works will prepare a scope of work and funding payment agreement to be executed by both Public Works and TTD. The first payment agreement is attached representing \$40,000 will be initiated for payment to TTD contingent upon Board approval. The second payment agreement will be prepared once the final environmental document is approved by all agencies and the project can proceed with detailed design and preparation for construction. Once the construction bid package is prepared, anticipated for some time in 2016, the Department will return to your Board to request authorization for payment of local funding for the construction elements of the project.

ENVIRONMENTAL

For the Fanny Bridge project, the TTD has issued a Notice of Preparation and is currently preparing an environmental document for public review that meets applicable state, federal, and TRPA environmental requirements. As a responsible agency to this project, Placer County will prepare to take action relative to requirements of the California Environmental Quality Act once the final environmental document is presented for comment.

FISCAL IMPACT

The total estimated cost for the project is \$28,060,000 to be funded by federal, state, and local funding sources. Placer County's contribution to the project totals \$3,290,000 to be paid over time based on satisfactory completion of milestone tasks beginning now through approximately the end of 2018. The Department will budget these payment amounts in our appropriate fiscal year budgets and request future Board approvals for the local funding committed to project construction (\$3,100,000).

Attachments:

- Resolution – Project Funding Agreement Authorization
- Project Statement of Work
- Project Funding Agreement

**Before the Board of Supervisors
County of Placer, State of California**

**IN THE MATTER OF: A RESOLUTION
APPROVING FUNDING AGREEMENTS WITH
THE TAHOE TRANSPORTATION DISTRICT
FOR THE FANNY BRIDGE COMMUNITY
REVITALIZATION PROJECT AND AUTHORIZE
THE DIRECTOR OF PUBLIC WORKS TO
MAKE PAYMENTS IN CONFORMANCE WITH
AGREEMENT REQUIREMENTS**

Resol. No. _____

The following Resolution was duly passed by the Board of Supervisors of the County of Placer

at a regular meeting held on _____ by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Chair, Board of Supervisors

Attest:
Clerk of said Board

WHEREAS, the Placer County Board of Supervisors recognizes the Fanny Bridge Community Revitalization Project as an important project in the Lake Tahoe Basin of Placer County; and

WHEREAS, the Tahoe Transportation District has been awarded a Federal Lands Access Program (FLAP) grant in an amount of \$20,540,000 for the project; and

WHEREAS, the Placer County Board of Supervisors must provide a local match of \$3,290,000 for the project; and

WHEREAS, the proposed funding originates from County transient occupancy tax money and traffic mitigation fee money previously approved for allocation to the project (December 10, 2013 Board action); and

WHEREAS, approval of payments for additional local funding committed to the project (\$3,100,000) for construction will require separate and future Board action and approval.

BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Placer, State of California,

- 1. Approves and authorizes the Director of Public Works to prepare and implement payment authorizations to the Tahoe Transportation District to fulfill the County's local funding share for the Fanny Bridge Project contingent upon successful completion of project tasks as determined by the Department of Public Works.**

- 2. Approves and authorizes the Director of Public Works to execute, with County Counsel and Risk Management's review and approval, Tahoe Transportation District Funding Agreements for the Fanny Bridge Project for successful task completion, associated with environmental review, up to a maximum amount of \$190,000 with the first one to be executed totaling \$40,000.**

Statement of Work SR 89/Fanny Bridge Project

Reimbursable Agreement No.
between Placer County and Tahoe Transportation District

December 9th, 2014

- I. **Introduction:** Placer County will provide matching funding towards planning, development of final construction plans, specifications, and cost estimate (PS&E) and construction to the Tahoe Transportation District (TTD) for the CA FLAP SR 89(1) Truckee River Bridge project. This agreement will fund for the planning and construction of the SR 89/Fanny Bridge Project, which is 1 of 3 components of the overall CA FLAP SR 89(1) Truckee River Bridge Project. Placer County shall be referred to as the Requesting Agency and the TTD shall be referred to as the Servicing Agency.

- II. **Location:** SR 89 at Fanny Bridge, Placer County, Nevada.

- III. **Work Required:** The project will consist of construction of realigned and added paved shared use path, construction of a new bridge, retrofitting of existing Fanny Bridge, horizontal & vertical geometric curve design, drainage improvements, new asphalt & base placement, and right-of-way support, preceded by a multi-agency approved environmental document.

This agreement covers completion of the administrative draft multi-agency environmental document for the project.

- IV. **Non-Federal Share of Costs:** Central Federal Lands Access Program funding will be used for finalizing preliminary engineering, construction contract, and construction engineering for the CA FLAP SR 89(1) Truckee River Bridge Project, of which the SR 89/Fanny Bridge Project is 1 of 3 components of the overall project. The overall local match required for the CA FLAP SR 89(1) project is 21.5%, of which the funds provided by Placer County in this agreement contribute towards.

Specifically, this agreement will provide funding to support completion of the administrative draft multi-agency environmental document for a total of \$40,000. This agreement is subject to modification in the future to add additional funds in the estimated amount of \$3,250,00 to support completion of the final approved multi-agency environmental document and project construction.

CA FLAP SR 89(1) Truckee River Bridge Project – SR 89/Fanny Bridge

The Requesting Agency is not required to reimburse the Servicing Agency for any costs incurred by the Servicing Agency prior to the date of this Agreement.

- V. Period of Performance: All work associated with this agreement will be completed no later than January 1, 2015.
- VI. Technical Representative: TTD Point of Contact for this Agreement is Mr. Alfred Knotts, Transportation Projects Manager. Mr. Knotts can be contacted at 775-589-5503 or aknotts@tahoetransportation.org

The Placer County Point of Contact for this Agreement is Mr. Peter Kraatz. Mr. Kraatz can be contacted at 530-581-6230 and pkraatz@placer.ca.gov.

VII. Roles and Responsibilities

A. TTD will:

- 1) Prepare will manage project and successful completion of draft environmental multi-agency environmental document; and
- 2) Coordinate with Placer County to modify this agreement to add additional funds to complete the environmental document and construction.

B. Placer County will:

- 1) Attend meetings and field reviews;
- 2) Review the technical studies and draft environmental documents within a 2 week period or as requested and provide project development support;
- 3) Track all Placer County expenditures related to this project after the Project Agreement is signed to count towards the FLAP local match;
- 4) Provide funding as referenced in this and other documents following the point in time when Placer County concludes the project tasks to be funded are satisfactorily complete; and
- 5) Coordinate with TTD to modify this agreement to provide additional funds to complete the environmental document and construction.

VIII. Financial Administration:

A. **Total Agreement Amount:** Not to exceed **\$40,000.00**

B. **Reimbursable Payment:**

The Servicing Agency will invoice the Requesting Agency on a monthly basis as costs are incurred. The Servicing Agency is limited to recovery of actual costs incurred, as reflected in the invoice provided by the Servicing Agency.

CA FLAP SR 89(1) Truckee River Bridge Project – SR 89/Fanny Bridge

The Servicing Agency shall not incur costs which result in funds exceeding the maximum cost stated in this Agreement without authorization by the Requesting Agency in the form of written modification to this agreement.

Upon receipt of the invoice of costs incurred and authorized, the Requesting Agency will issue payment via one of the methods listed below.

C. Method of Billing: TTD shall bill Placer County in accordance with the payment terms and schedule as agreed upon in the RA.

Payment shall be submitted referencing the RA No.

Mail Check payment to the following address for processing:

MAILING ADDRESS:

Alfred Knotts
Tahoe Transportation District
Transportation Projects Manager
P.O. Box 499
Zephyr Cove, NV 89448

MAKE CHECK PAYABLE TO:

Tahoe Transportation District

IX. Modifications:

Any modifications to the Agreement must be made in writing and agreed to by both parties. Such modifications are not binding unless they are in writing and signed by personnel authorized to bind each of the agencies.

X. Agreement Completion:

When the Requesting Agency has accepted all deliverables, the Servicing

CA FLAP SR 89(1) Truckee River Bridge Project – SR 89/Fanny Bridge

Agency will provide a written project evaluation and final accounting of project costs to the Requesting Agency contact.

XI. Termination:

This agreement will terminate upon the date specified in Section V or upon 30 calendar day prior written notification to the other party. If this agreement is terminated by the Requesting Agency its liability shall extend only to pay for its share of the actual and reasonable costs of the items/services rendered and the costs of any non-cancelable obligations incurred in accordance with the terms of this agreement prior to the effective date of termination. If this agreement is terminated by the Servicing Agency its liability shall extend only to the release of its work products and related materials to the Requesting Agency by the effective date of termination.

**Tahoe Transportation District
Placer County
FUNDING AGREEMENT**

PARTIES TO THE AGREEMENT

Placer County Department of Public Works PO Box 336 7717 North Lake Blvd (SR 28) Kings Beach, CA 96143	Organization to be Reimbursed Tahoe Transportation District P.O. Box 499 Zephyr Cove, NV 89448
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DUNS Number: 785269440 TIN: 94-6000527	DUNS Number XXXXXXXXXX
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POINTS OF CONTACT FOR THE AGREEMENT

Reimbursing Organization Finance Point of Contact Name: Ken Grehm Address: 3091 County Center Drive, Suite 220 Auburn, CA 95603 Phone: 530-745-7588 E-mail: KGrehm@placer.ca.gov	Organization to be Reimbursed Finance Point of Contact Name: Carl Hasty Address: P.O. Box 499 Zephyr Cove, NV 89448 Phone: (775) 589-5501 E-mail: chasty@trpa.org
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Reimbursing Organization Program Point of Contact Name: Peter Kraatz Address: 7717 North Lake Blv Kings Beach, CA 96143 Phone: 530-581-6230 E-mail: PKraatz@placer.ca.gov	Organization to be Reimbursed Program Point of Contact Name: Alfred Knotts Address: P.O. Box 499 Zephyr Cove, NV 89448 Phone: (775) 589-5503 E-mail: aknotts@trpa.org
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PERIOD OF PERFORMANCE From: see date of signature below To: December 31, 2014	LEGAL AUTHORITY Placer County Board of Supervisors Resolution No. *
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TOTAL AGREEMENT AMOUNT TOTAL AGREEMENT AMOUNT: \$40,000	PAYMENT TERMS AND SCHEDULE Mailed Check
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DESCRIPTION OF SUPPLIES, SERVICES, AND DELIVERABLES

See attached SOW

AUTHORIZED APPROVALS

For Reimbursing Organization		For Organization to be Reimbursed	
Signature	Date	Signature	Date
Title		Title	

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