



City Council Staff Report

DATE: June 7, 2017

CONSENT CALENDAR

SUBJECT: APPROVE AMENDMENTS TO COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS (CVAG) REIMBURSEMENT AGREEMENTS FOR INCREASED FUNDING COMMITMENTS AND ESTABLISH TIME TRIGGERS ASSOCIATED WITH VARIOUS PHASES OF CITY PROJECTS

FROM: David H. Ready, City Manager

BY: Engineering Services Department

SUMMARY

Approval of Amendments associated with Reimbursement Agreements between the City of Palm Springs and Coachella Valley Association of Governments (CVAG), allows for an increase in funding to the Preliminary Engineering (PE) phase, includes funding commitments for the remaining phases (Right of Way and Construction) and establishes associated time triggers necessary to facilitate completion of associated city projects.

RECOMMENDATION:

- 1) Approve Amendment No. 1 to Agreement No. 6530, a Reimbursement Agreement with the Coachella Valley Association of Governments, increasing funding to the Preliminary Engineering (PE) phase, includes funding commitments for the remaining phases (Right of Way and Construction) and establish associated time triggers for the South Palm Canyon Drive Bridge Replacement over Tahquitz Creek, City Project No. 12-02, federal-aid Project No. BRLS 5282(042);
- 2) Approve Amendment No. 1 to Agreement No. 6531, a Reimbursement Agreement with the Coachella Valley Association of Governments, increasing funding to the Preliminary Engineering (PE) phase, includes funding commitments for the remaining phases (Right of Way and Construction) and establish associated time triggers for the East Palm Canyon Drive Bridge Rehabilitation over Palm Canyon Wash, City Project No. 12-04, federal-aid Project No. BRLS 5282(041);
- 3) Authorize the City Manager to execute all necessary documents.

ITEM NO. 1.P.

STAFF ANALYSIS:

The Engineering Services Department has pursued and obtained federal funding from the state of California Department of Transportation (“Caltrans”) through its Highway Bridge Program (HBP) to design and construct bridges within the City of Palm Springs that are also included in the adopted CVAG Transportation Project Prioritization Study (“TPPS”). As a result that success, Caltrans committed to funding 88.53% of the entire eligible project cost, leaving the local match and project costs not funded by the HBP program to be split between CVAG and the City of Palm Springs at a 75%/25% ratio. Caltrans typically programs the entire project costs for all phases, committing funds for the entire project into the HBP program. Likewise, the City is requesting that CVAG do the same for its local share match with two amendments to the reimbursement agreements to coincide with Caltrans’ HBP program as identified below:

On March 17, 2017 staff sent a letter to CVAG requesting Amendment No. 1 to Reimbursement Agreement A6530 with the City, to increase costs for the PE phase, to include funding commitments for the remaining phases (Right of Way and Construction) and to establish associated time triggers for the South Palm Canyon Bridge Replacement Project over Tahquitz Creek. On April 24, 2017 the CVAG Executive Committee approved Amendment No. 1 to the CVAG Reimbursement Agreement for the project as summarized in the Table 1 from CVAG’s staff report and included as Attachment 1.

***South Palm Canyon Bridge Replacement over Tahquitz Creek
City Project No. 12-02, federal-aid Project No. BRLS 5282(042)***

Funding/Schedule Summary (Amendment No. 1 to Agreement No. 6530)

Year	Phase	HBP Funding	Local Funding	Totals
2013/2014	Prelim. Engin. (PE)	\$ 1,117,248	\$ 144,752	\$ 1,262,000
2019/2020	Right of Way (RW)	\$ 743,652	\$ 96,348	\$ 840,000
2021/2022	Construction (CON)	\$ 6,257,300	\$ 810,700	\$ 7,068,000
	Totals	\$ 8,118,200	\$1,051,800	\$ 9,170,000

Table 1

CVAG Share: 75% of \$1,051,800 = \$788,850

The increased project funding request from the City was approved by Caltrans for the following reasons.

- a. Enhance traffic control for the project by providing for temporary and permanent traffic signal improvements to reduce anticipated congestion during construction;
- b. Provide additional funding for architectural treatment as recommended by the Palm Springs Public Arts Commission;

- c. Provide increased construction costs to widen the bridge to accommodate wider shoulders and lane widths for bicycles; and
- d. Provide for additional funds to lengthen the bridge to achieve channel width dimensions as required by the Riverside County Flood Control.

On March 17, 2017 staff sent a letter to CVAG requesting Amendment No. 1 to Reimbursement Agreement A6531 with the City, to increase costs for the PE phase, to include funding commitments for the remaining phases (Right of Way and Construction) and to establish associated time triggers for the East Palm Canyon Bridge Widening over Palm Canyon Wash. On April 24, 2017 the CVAG Executive Committee approved Amendment No. 1 to the CVAG Reimbursement Agreement for the project as summarized in the Table 2 from CVAG's staff report and included as Attachment 2. It was requested by the City that CVAG fund costs not funded by the HBP program.

***East Palm Canyon Bridge Widening over Palm Canyon Wash
City Project No. 12-04, federal-aid Project No. BRLS 5282 (041)***

Funding/Schedule Summary (Amendment No. 1 to Agreement No. A6531)

Year	Phase	HBP Funds	Local Match	Non-HBP	Total
2013/14	Prelim Eng (PE)	\$1,149,119	\$148,881	\$45,000	\$1,343,000
2019/20	Right-of-Way	\$442,650	\$57,350	\$95,000	\$595,000
2021/22	Construction	\$6,431,350	\$833,250	\$300,000	\$7,564,600
	Total	\$8,023,119	\$1,039,481	\$440,000	\$9,502,600

Table 2

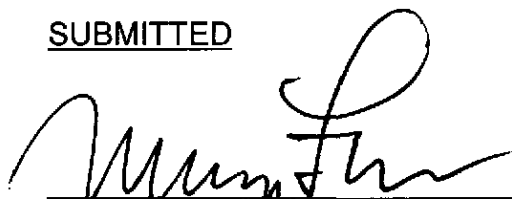
CVAG Share: 75% of (\$1,039,481 + \$440,000) = \$1,109,611

As the project developed, the Engineering Services Department expanded the Project scope to include retrofitting the existing pedestrian/bicycle bridge, continue sidewalks easterly on the south side of the bridge, and improve an existing undeveloped Sunline bus stop that currently pulls onto a soft graveled shoulder, all of which are elements of CVAG's Active Transportation Plan (ATP). These improvements were not funded by the HBP program but are eligible for CVAG's regional funding.

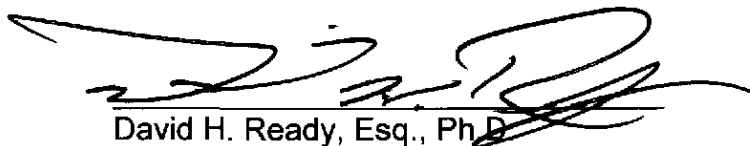
FISCAL IMPACT:

The federal Highway Bridge Program (HBP) grant pays 88.53% of all eligible costs, leaving the 11.47% match and all other non-HBP funded costs to be funded locally. In accordance with CVAG policy, 75% of those costs not funded by HBP are to be funded with Regional Measure A funds. The City will fund the remaining 25% with local Measure A funds.

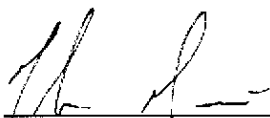
SUBMITTED



Marcus L. Fuller, MPA, P.E., P.L.S.
Assistant City Manager



David H. Ready, Esq., Ph.D.
City Manager



Thomas Garcia, P.E.
City Engineer

Attachment:

1. CVAG Staff Report – South Palm Canyon Bridge
2. CVAG Staff Report – East Palm Canyon Bridge
3. Amendments

Attachment 1

ITEM 7E

**Coachella Valley Association of Governments
Executive Committee
April 24, 2017**



Staff Report

Subject: Consider Amendment No. 1 to the Reimbursement Agreement with the City of Palm Springs to provide regional funding through all phases of the South Palm Canyon Drive Bridge Replacement Project Over Tahquitz Creek

Contact: Eric Cowle, Transportation Program Manager (ecowle@cvag.org)

Recommendation: Approve Amendment No. 1 to the Reimbursement Agreement with the City of Palm Springs providing a not-to-exceed total amount of \$788,850 as 75% of local eligible costs to fund all phases of the South Palm Canyon Drive Bridge Replacement Project Over Tahquitz Creek.

Transportation Committee: CONCURS (Meeting of April 3rd)

Technical Advisory Committee: CONCURS (Meeting of April 10th)

Background: In January of 2014, The Executive Committee approved a Reimbursement Agreement in the amount of \$76,476 with the City of Palm Springs to provide 75% of the local share of costs for environmental approval and final design (Preliminary Engineering) for the South Palm Canyon Drive Bridge Replacement Project over Tahquitz Creek.

The City of Palm Springs had successfully obtained Federal Highway Bridge Program (HBP) funding to cover 88.53% of the costs for the environmental and design phases of the project. CVAG's 75% portion of the local share was capped at \$76,476.

As the Project developed, the scope expanded to include additional elements necessary to meet current design standards. The additional scope and costs were approved by Caltrans. The CVAG regional share of the match necessary to complete the Preliminary Engineering phase will increase from \$76,476 to \$108,564, an increase of \$32,088.

Having now obtained Federal HBP funding to cover 88.53% of the costs for Right-of-Way and Construction, the City of Palm Springs is now requesting that CVAG provide regional funds for 75% of the local match for the Right-of-Way and Construction phases of the Project. The total CVAG share of this Project would increase to \$788,850, including the previously obligated \$76,476 as indicated in the table below:

Funding Schedule Summary

Year	Phase	HBP Funds	Local Match	Total
2013/14	Prelim Eng (PE)	\$1,117,248	\$144,752	\$1,262,000
2019/20	Right-of-Way	\$743,652	\$96,348	\$840,000
2021/22	Construction	\$6,257,300	\$810,700	\$7,068,000
	Total	\$8,118,200	\$1,051,800	\$9,170,000

CVAG: 75% of \$1,051,800 = \$788,850

Fiscal Impact: Regional Transportation Funds are available to cover CVAG's share of \$788,850 within the identified schedule.

Contract Finalization: Minor changes/revisions may be made for clarification purposes by CVAG's Executive Director and Legal Counsel prior to execution.

Attachments:

City of Palm Springs Request Letter

**AMENDMENT NUMBER ONE
TO THE REIMBURSEMENT AGREEMENT
BY AND BETWEEN THE CITY OF PALM SPRINGS AND CVAG
SOUTH PALM CANYON DRIVE BRIDGE REPLACEMENT PROJECT
OVER TAHQUITZ CREEK**

THIS AMENDMENT NUMBER ONE, effective this 24th day of April, 2017, by and between the City of Palm Springs (lead Agency) and the Coachella Valley Association of Governments, a California joint powers agency, (CVAG), and is made with reference to the following background and circumstances:

In January, 2014, the Executive Committee agreed to provide funding assistance to complete environmental approval and final design (Preliminary Engineering) for the South Palm Canyon Drive Bridge Replacement Project over Tahquitz Creek. At the time, the staff report identified the opportunity to take advantage of highly leveraged federal Highway Bridge Development (HBP) funding. The HBP grant provided 88.53% of the project costs for the Preliminary Engineering Phase.

The City of Palm Springs is now requesting a commitment from CVAG to provide funding for additional phases of the Vista Chino Drive Bridge Project, including construction.

This Amendment Number One shall:

- 1) Establish that the Highway Bridge Program proceeds acquired by the City of Palm Springs will fund the Major Portion of Costs for the South Palm Canyon Drive Bridge Project, and;**
- 2) Provide CVAG Regional Funds for 75% of the Unfunded Local Portion of Qualified Project Costs, as described, and Not-to-Exceed \$788,850, and;**
- 3) Provide that any “Additional Qualified Funds” which the City of Palm Springs should acquire for this Project be First Applied “Off the Top” to reduce remaining Total Project Costs, and;**
- 4) Extending the “Time Triggers” for Right-of-Way and Construction to coincide with the revised schedule, as described, and;**
- 5) Provide that CVAG does not agree to advance the Proposed Schedule for the Construction Phase of the Project, and may delay funds for the proposed construction Phase of the Project should CVAG’s Cash Flow require such an action at that time, and;**
- 6) Authorize the Executive Director, in consultation with CVAG General Counsel, to resolve any Minor Inconsistencies in approving this Amendment Number One.**

All other provisions in the existing Reimbursement Agreement for the South Palm Canyon Drive Bridge Replacement Project shall remain in full force and effect.

(Funding Schedule Summary on following page)

Revised Funding Schedule Summary

Year	Phase	HBP Funding	Local Funding	Totals
2013/2014	Prelim. Engin. (PE)	\$ 1,117,248	\$ 144,752	\$ 1,262,000
2019/2020	Right of Way (RW)	\$ 743,652	\$ 96,348	\$ 840,000
2021/2022	Construction (CON)	\$ 6,257,300	\$ 810,700	\$ 7,068,000
	Totals	\$ 8,118,200	\$1,051,800	\$ 9,170,000

CVAG Share: 75% of \$1,051,800 = Total Not-to-Exceed \$788,850

Time Trigger for Completion of Right-of-Way June 31, 2020

Time Trigger for Beginning Construction June 31, 2022

(Signatures on following page)

COACHELLA VALLEY ASSOCIATION of GOVERNMENTS

The parties hereto have caused this Amendment Number Two to be executed by their duly authorized representatives on the above-referenced date.

ATTEST:

AGENCY:

CITY OF PALM SPRINGS

By: _____
City Manager

By: _____
Mayor

CVAG

By: _____
Tom Kirk
Executive Director

By: _____
Dana Reed
CVAG Chair



City of Palm Springs

Engineering Services Department
3200 East Tahquitz Canyon Way • Palm Springs, California 92262
Tel: (760) 323-8253 • Fax: (760) 322-8360 • Web: www.palmspringsca.gov

March 17, 2017

Martin Magana
Director of Transportation
Coachella Valley Association of Governments (CVAG)
73-710 Fred Waring Drive, Suite 200
Palm Desert, CA 92260

Re: Request for Amendment No. 1 to the Reimbursement Agreement (A6530) with CVAG to Increase the Regional Funding Share for the Preliminary Engineering Phase and to Establish Funding Commitments with Associated Time Triggers for the remaining phases of the South Palm Canyon Drive Bridge Replacement, City Project No. 12-02, Federal Project No. BRLS 5282 (042) ("the Project")

Dear Mr. Magana:

The City of Palm Springs (City) requests an Amendment to the current AGENCY REIMBURSEMENT AGREEMENT BY AND BETWEEN CVAG AND THE CITY OF PALM SPRINGS, Agreement No. A6530, to increase the regional funding share for the Preliminary Engineering (PE) phase and to include funding commitments with associated time triggers for the remaining phases of the Project. The City's current agreement includes a funding commitment from CVAG only for the PE phase. Since execution of the agreement, the City has programmed additional funds through the Highway Bridge Program (HBP), a federal program administered by the California Department of Transportation (Caltrans). The HBP will fund 88.53% of the project costs, whereas, the City is responsible for the remaining 11.47% local match. Because the Project is located on a CVAG regional arterial and is listed on the Transportation Project Prioritization Study (TPPS), it is eligible for regional funding from CVAG. Therefore, the City is requesting that CVAG fund 75% of the local match coinciding with the HBP funding commitments as shown on the following Funding Schedule Summary.

Funding Schedule Summary

Year	Phase	HBP Funds	Local Match	Total
2013/2014	Prelim. Engineering (PE)	\$1,117,248	\$144,752	\$1,262,000
2019/2020	Right of Way (R/W)	\$743,652	\$96,348	\$840,000
2021/2022	Construction (CON)	\$6,257,300	\$810,700	\$7,068,000
	Total	\$8,118,200	\$1,051,800	\$9,170,000

MR. MARTIN MAGANA
March 17, 2017
Page 2

The City of Palm Springs applied for Highway Bridge Program (HBP) funds to replace the South Palm Canyon Bridge over the Tahquitz Creek Channel. In 2012, \$889,000 was programmed for the PE phase of the project. The PE phase, as defined by Caltrans, includes the environmental approval and final design phases. They are also known as the Project Approval and Environmental Document (PA&ED) phase and the Plans, Specifications and Estimates (PS&E) phase, respectively.

The reimbursement agreement between CVAG and the City was for the regional share of the local match for the PE phase. At the time, the cost of the PE phase was \$889,000. The HBP Program funded \$787,032 (88.53%) and the City was responsible for the remaining \$101,968 (11.47%) local match. Per the agreement, CVAG's regional share of the Project cost was 75% of the local match or \$76,476.

As the project developed, the scope expanded adding enhanced architectural treatments, traffic signal upgrades, and other roadway improvements that were not initially identified, but were necessary to meet current design standards. The additional scope and increased costs were approved by Caltrans and is reflected in the Funding Schedule Summary table used to calculate the increased reimbursement ratio for the various phases.

The PE phase was increased to an estimated cost of \$1,262,000 with the local match of \$144,752 (11.47%). CVAG's regional share of the local match would be \$108,564 (75%).

The RW phase is estimated at \$840,000 of which \$96,348 (11.47%) is the required City local match. CVAG's regional share of the local match would be \$72,261 (75%).

The CON phase of the Project is estimated at \$7,068,000 of which \$810,700 is the required City local match. CVAG's share of the local match would be \$608,025 (75%).

The City is requesting from CVAG, as part of Amendment No. 1, a funding commitment of 75% of the local match for all phases of the Project in the amount of \$788,850 under its policy of funding eligible projects to member jurisdictions.

If you have any questions or need additional information please contact me at (760) 323-8253 ext. 8744 or via e-mail at Savat.Khamphou@palmsspringsca.gov.

Sincerely,


Savat Khamphou, P.E.
Senior Civil Engineer

Attachments:

1. HBP Backup List
2. Improvement Plan

2014/15-2019/20 Highway Bridge Program

See the appropriate FTIP/FSTIP for current funding commitments. This listing provides the backup project information to support the lump sum amounts programmed in the FTIP.

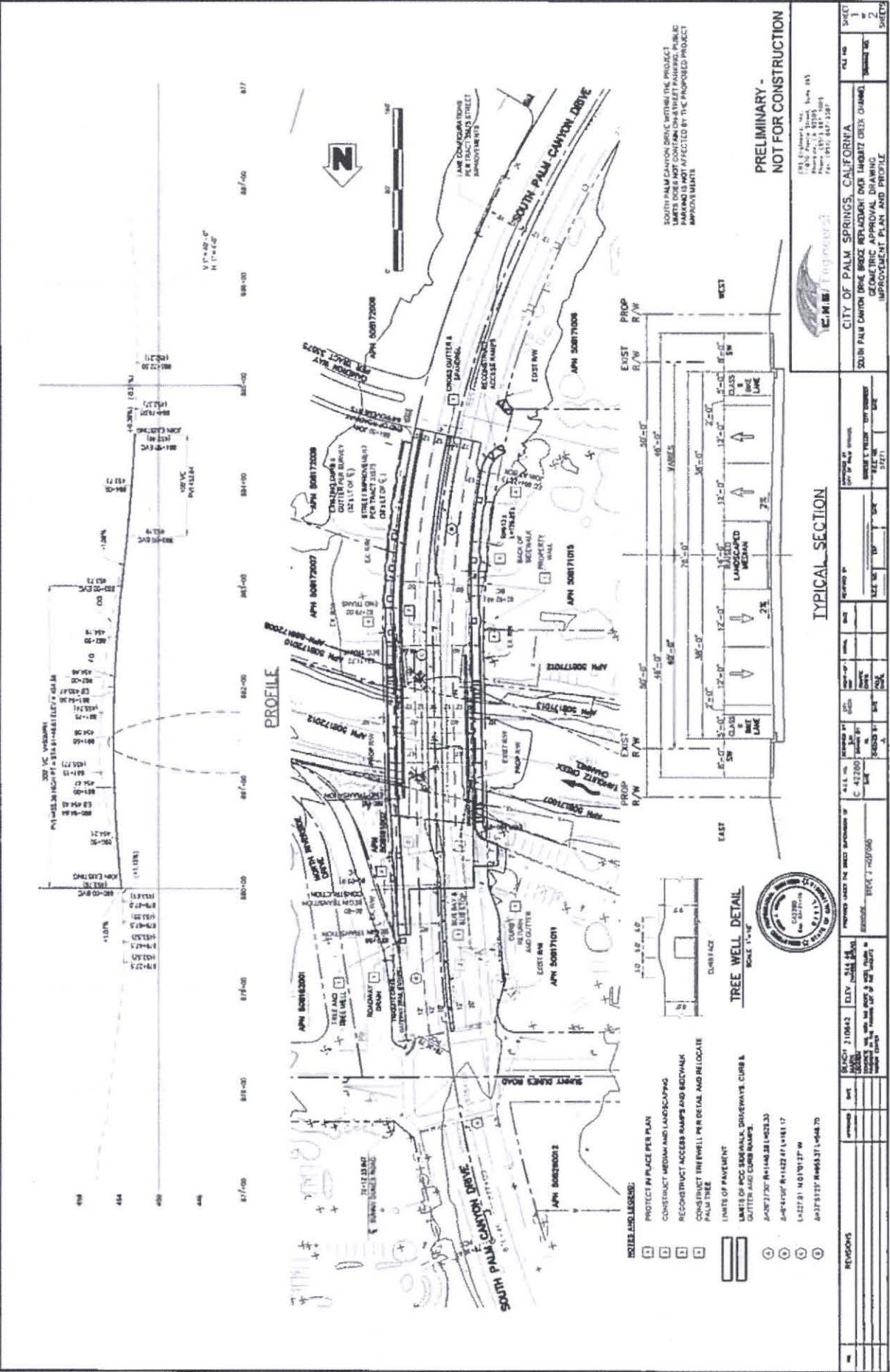
District: 08 County: Riverside

Responsible Agency HBP-ID Project Description

Palm Springs 3974 BRIDGE NO. 56C0408, S PALM CANYON DR. OVER TAHQUITZ CREEK CHANNEL, 0.4 MI. S/O RAMON ROAD. Replace 4 lane bridge with new 4 lane bridge.

Project #:
5282(042)

Phase Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
PE	889,000			373,000					1,262,000
R/W							840,000		840,000
CON								7,068,000	7,068,000
Total	889,000			373,000			840,000	7,068,000	9,170,000
Fund Source Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
Fed \$	787,032			330,217			743,652	6,257,300	8,118,201
Local Match	101,968			42,783			96,348	810,700	1,051,799
LSSRP Bond									
Local AC									
Total	889,000			373,000			840,000	7,068,000	9,170,000
PE Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
Fed \$	787,032			330,217					1,117,249
Local Match	101,968			42,783					144,751
LSSRP Bond									
Local AC									
Total	889,000			373,000					1,262,000
R/W Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
Fed \$							743,652		743,652
Local Match							96,348		96,348
LSSRP Bond									
Local AC									
Total							840,000		840,000
CON Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
Fed \$								6,257,300	6,257,300
Local Match								810,700	810,700
LSSRP Bond									
Local AC									
Total								7,068,000	7,068,000



SOUTH PALM CANYON DRIVE WITHIN THE PROJECT PARKING IS NOT AFFECTED BY THE PROPOSED PROJECT IMPROVEMENTS

PRELIMINARY - NOT FOR CONSTRUCTION

City of Palm Springs, California
 South Palm Canyon Drive Bridge Replacement Over Harbor Creek Channel
 Geometric Approval Drawing
 Improvement Plan and Profile



TYPICAL SECTION

TREE WELL DETAIL
 SCALE 1" = 1'-0"

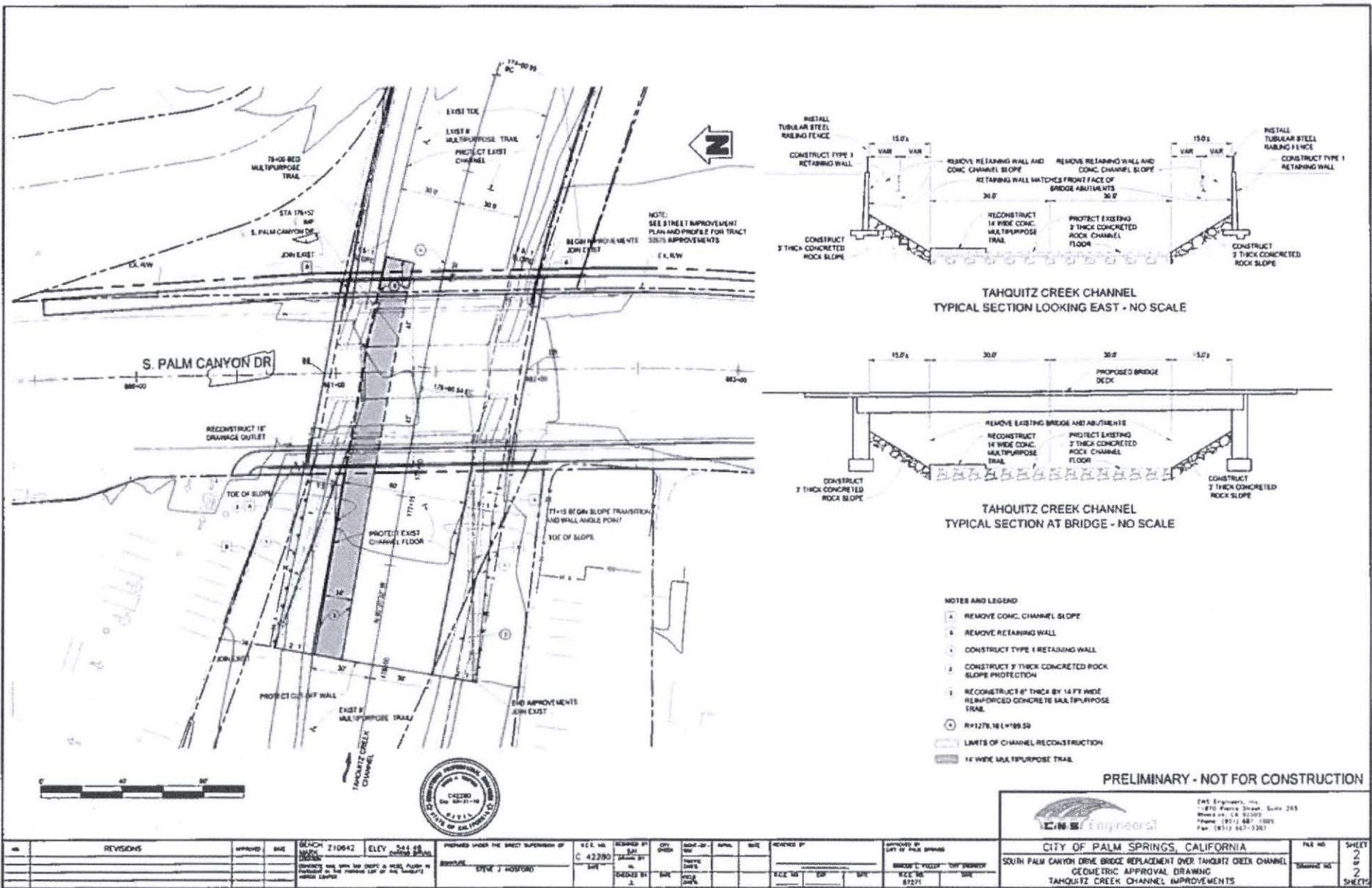
- PROPOSED IMPROVEMENTS:**
- 1 PROTECT IN PLACE PER PLAN
 - 2 CONSTRUCT MEDIAN AND LANDSCAPING
 - 3 RECONSTRUCT ACCESS RAMPS AND SIDEWALK
 - 4 CONSTRUCT TREE WELLS PER DETAIL AND RELOCATE PALM TREES

- LIMITS OF PAVEMENT**
- 1 LINES OF PCC SIDEWALK, DRIVEWAYS, CURBS & GUTTERS AND CURB RAMPS.
 - 2 60077307' R-1140.381+023.33
 - 3 60074007' R-1142.271+181.17
 - 4 602781' 14070737' W
 - 5 60373137' 14083371+048.70

NO.	DATE	BY	REVISIONS

PROJECT: 210842	DIV: 314	DATE: 08/14/14	SCALE: AS SHOWN
PROJECT NO: 210842	DIVISION: 314	DATE: 08/14/14	SCALE: AS SHOWN
PROJECT NO: 210842	DIVISION: 314	DATE: 08/14/14	SCALE: AS SHOWN
PROJECT NO: 210842	DIVISION: 314	DATE: 08/14/14	SCALE: AS SHOWN

ALL NO.	DATE	BY	REVISIONS
C 42200	08/14/14		



Attachment 2

ITEM 7D

**Coachella Valley Association of Governments
Executive Committee
April 24, 2017**



Staff Report

Subject: Consider Amendment No. 1 to the Reimbursement Agreement with the City of Palm Springs to provide regional funding through all phases of the East Palm Canyon Drive Bridge Rehabilitation Project Over Palm Canyon Wash

Contact: Eric Cowle, Transportation Program Manager (ecowle@cvag.org)

Recommendation: Approve Amendment No. 1 to the Reimbursement Agreement with the City of Palm Springs providing a not-to-exceed total of \$1,109,611 as 75% of local eligible costs to fund all phases through Construction for the East Palm Canyon Drive Bridge Rehabilitation Project Over Palm Canyon Wash.

Transportation Committee: CONCURS (Meeting of April 3rd)

Technical Advisory Committee (TAC): CONCURS (Meeting of April 10th)

Background: In January of 2014, The Executive Committee approved a Reimbursement Agreement with the City of Palm Springs to provide 75% of the local share of costs for environmental approval and final design (Preliminary Engineering) for the East Palm Canyon Drive Bridge Rehabilitation Project Over the Palm Canyon Wash.

The City of Palm Springs had successfully obtained Federal Highway Bridge Program (HBP) funding to cover 88.53% of the costs for the environmental and design phases of the project. CVAG's 75% portion of the local share was capped at \$76,563.

The Preliminary Engineering phase was increased to an estimated cost of \$1,298,000, with a 11.47% local match of \$148,881. The CVAG regional share of the match necessary to complete the Preliminary Engineering phase will increase from \$76,563 to \$111,661, an increase of \$35,098.

Having now obtained Federal HBP funding to cover 88.53% of the costs for Right-of-Way and Construction, the City of Palm Springs is now requesting that CVAG provide regional funds for 75% of the local match for those phases of the Project. HBP Non-participating costs total \$440,000. The City requests that CVAG provide 75% of these costs as well. The total CVAG share of this Project would increase to \$1,109,611, including the previously obligated \$76,563 as indicated in the table below:

Funding Schedule Summary

Year	Phase	HBP Funds	Local Match	Non-HBP	Total
2013/14	Prelim Eng (PE)	\$1,149,119	\$148,881	\$45,000	\$1,343,000
2019/20	Right-of-Way	\$442,650	\$57,350	\$95,000	\$595,000
2021/22	Construction	\$6,431,350	\$833,250	\$300,000	\$7,564,600
	Total	\$8,023,119	\$1,039,481	\$440,000	\$9,502,600

CVAG: 75% of (\$1,039,481 + \$440,000) = \$1,109,611

Fiscal Impact: Regional Transportation Funds are available to cover CVAG's share of \$1,109,611 within the identified schedule.

Contract Finalization: Minor changes/revisions may be made for clarification purposes by CVAG's Executive Director and Legal Counsel prior to execution.

Attachments:

City of Palm Springs Request Letter

**AMENDMENT NUMBER ONE
TO THE REIMBURSEMENT AGREEMENT
BY AND BETWEEN THE CITY OF PALM SPRINGS AND CVAG
EAST PALM CANYON DRIVE BRIDGE REHABILITATION PROJECT
OVER PALM CANYON WASH**

THIS AMENDMENT NUMBER ONE, effective this 24th day of April, 2017, by and between the City of Palm Springs (lead Agency) and the Coachella Valley Association of Governments, a California joint powers agency, (CVAG), and is made with reference to the following background and circumstances:

In January, 2014, the Executive Committee agreed to provide funding assistance to complete environmental approval and final design (Preliminary Engineering) for the East Palm Canyon Drive Bridge Rehabilitation Project over Palm Canyon Wash. At the time, the staff report identified the opportunity to take advantage of highly leveraged federal Highway Bridge Development (HBP) funding. The HBP grant provided 88.53% of the project costs for the Preliminary Engineering Phase.

The City of Palm Springs is now requesting a commitment from CVAG to provide funding for additional phases of the East Palm Canyon Drive Bridge Rehabilitation Project, including construction.

This Amendment Number One shall:

- 1) Establish that the Highway Bridge Program proceeds acquired by the City of Palm Springs will fund the Major Portion of Costs for the East Palm Canyon Drive Bridge Project, and;**
- 2) Provide CVAG Regional Funds for 75% of the Unfunded Local Portion of Qualified Project Costs, as well as 75% of Project costs not eligible for HBP funding, as described, and Not-to-Exceed \$1,109,611, and;**
- 3) Provide that any "Additional Qualified Funds" which the City of Palm Springs should acquire for this Project be First Applied "Off the Top" to reduce remaining Total Project Costs, and;**
- 4) Extending the "Time Triggers" for Right-of-Way and Construction to coincide with the revised schedule, as described, and;**
- 5) Provide that CVAG does not agree to advance the Proposed Schedule for the Construction Phase of the Project, and may delay funds for the proposed construction Phase of the Project should CVAG's Cash Flow require such an action at that time, and;**
- 6) Authorize the Executive Director, in consultation with CVAG General Counsel, to resolve any Minor Inconsistencies in approving this Amendment Number One.**

All other provisions in the existing Reimbursement Agreement for the East Palm Canyon Drive Bridge Project shall remain in full force and effect.

Revised Funding Schedule Summary

Year	Phase	HBP Funding	Local Funding	Non-HBP	Totals
2013/2014	Prelim. Engin. (PE)	\$ 1,149,119	\$ 148,881	\$ 45,000	\$ 1,343,000
2019/2020	Right of Way (RW)	\$ 442,650	\$ 57,350	\$ 95,000	\$ 595,000
2021/2022	Construction (CON)	\$ 6,431,350	\$ 833,250	\$300,000	\$ 7,564,600
	Totals	\$ 8,023,119	\$1,039,481	\$440,000	\$ 9,502,600

CVAG Share: 75% of (\$1,039,481 + \$440,000) = Total Not-to-Exceed \$1,109,611

Time Trigger for Completion of Right-of-Way June 31, 2020

Time Trigger for Beginning Construction June 31, 2022

(Signatures on following page)

COACHELLA VALLEY ASSOCIATION of GOVERNMENTS

The parties hereto have caused this Amendment Number Two to be executed by their duly authorized representatives on the above-referenced date.

ATTEST:

AGENCY:

CITY OF PALM SPRINGS

By: _____
City Manager

By: _____
Mayor

CVAG

By: _____
Tom Kirk
Executive Director

By: _____
Dana Reed
CVAG Chair



City of Palm Springs

Engineering Services Department

3200 East Tahquitz Canyon Way • Palm Springs, California 92262
Tel: (760) 323-8253 • Fax: (760) 322-8360 • Web: www.palmspringsca.gov

March 21, 2017

Martin Magana
Director of Transportation
Coachella Valley Association of Governments (CVAG)
73-710 Fred Waring Drive, Suite 200
Palm Desert, CA 92260

Re: Request for Amendment No. 1 to the Reimbursement Agreement (A6531) with CVAG to Increase the Regional Funding Share for the Preliminary Engineering Phase and to Establish Funding Commitments with Associated Time Triggers for the remaining phases of the East Palm Canyon Drive Bridge Widening, City Project No. 12-04, Federal Project No. BRLS 5282 (041) ("the Project")

Dear Mr. Magana:

The City of Palm Springs (City) requests an Amendment to the current AGENCY REIMBURSEMENT AGREEMENT BY AND BETWEEN CVAG AND THE CITY OF PALM SPRINGS, Agreement No. A6531, to increase the regional funding share for the Preliminary Engineering (PE) phase and to include funding commitments with associated time triggers for the remaining phases of the Project. The City's current agreement includes a funding commitment from CVAG only for the PE phase. Since execution of the agreement, the City has programmed additional funds through the Highway Bridge Program (HBP), a federal program administered by the California Department of Transportation (Caltrans). The HBP will fund 88.53% of the project costs, whereas, the City is responsible for the remaining 11.47% local match. Because the Project is located on a CVAG regional arterial and is listed in the Transportation Project Prioritization Study (TPPS), it is eligible for regional funding from CVAG. Therefore, the City is requesting that CVAG fund 75% of the local match coinciding with the HBP funding commitments as shown on the attached HBP Backup List.

Ancillary infrastructure necessary to complete the project include retrofitting the existing pedestrian/bicycle bridge, continuing sidewalks easterly on the south side of the bridge, and improving an existing Sunline undeveloped bus stop that currently pulls onto a soft graveled shoulder. These transitional infrastructure components are beyond the HBP eligible funding limits and not eligible for HBP funding. Therefore, the City is requesting 75% CVAG regional funding for these additional Non-HBP Project costs provided on the attached Dokken Cost Estimate.

HBP costs, the local match, and Non-HBP costs in the respective Project phases are shown in the Funding Schedule Summary below:

Funding Schedule Summary

Year	Phase	HBP Funds	Local Match	Non-HBP	Total
2013/2014	Prelim. Engineering (PE)	\$1,149,119	\$148,881	\$45,000	\$1,343,000
2019/2020	Right of Way (R/W)	\$442,650	\$57,350	\$95,000	\$595,000
2021/2022	Construction (CON)	\$6,431,350	\$833,250	\$300,000	\$7,564,600
	Total	\$8,023,119	\$1,039,481	\$440,000	\$9,502,600

The City of Palm Springs applied for Highway Bridge Program (HBP) funds to rehabilitate East Palm Canyon Bridge over the Palm Canyon Wash. In 2013, \$890,000 was programmed for the PE phase of the project. The PE phase, as defined by Caltrans, includes the environmental approval and final design phases. The project phases are also known as the Project Approval and Environmental Document (PA&ED) phase and the Plans, Specifications and Estimates (PS&E) phase, respectively.

The agreement between CVAG and the City of Palm Springs included a reimbursement agreement for the regional share of the local match of the Preliminary Engineering phase. At the time, the cost of the PE phase was \$890,000. The HBP Program funded \$787,917 (88.53%) and the City was responsible for the remaining \$102,083 (11.47%) local match. Per the agreement, CVAG's regional share of the Project cost was 75% of the local match or \$76,562. Overall costs for the project have been updated and approved by Caltrans per the HBP List attached. The Local Match and the Non-HBP portions of the project are reflected in the Funding Schedule Summary table upon which CVAG's re-imbursible portion is calculated.

The Preliminary Engineering phase was increased to an estimated cost of \$1,298,000 with the local match of \$148,881 (11.47%). CVAG's regional share of the local match has been increased to \$111,661 (75%).

The Right of Way phase is estimated at \$500,000 of which \$57,350 (11.47%) is the local match. CVAG's regional share of the local match would be \$43,012 (75%).

The Construction phase of the Project is estimated at \$7,264,600 of which \$833,250 is the local match. CVAG's share of the local match would be \$624,937 (75%).

As part of Amendment No. 1, the City is requesting a funding commitment for all phases of the Project that is eligible for HBP funding in the amount of \$779,611, and for Non-HBP eligible funding in the amount of \$330,000, for a total amount of \$1,109,611 which represents 75% of CVAG's regional share.

MR. MARTIN MAGANA
March 21, 2017
Page 3

If you have any questions or need additional information please contact me at (760) 323-8253 ext. 8744 or via e-mail at Savat.Khamphou@palmspringsca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Savat Khamphou', written in a cursive style.

Savat Khamphou, P.E.
Senior Civil Engineer

Attachments:

1. HBP Backup List
2. Dokken Cost Estimate
3. Eligibility Map

2014/15-2019/20 Highway Bridge Program

See the appropriate FTIP/FSTIP for current funding commitments. This listing provides the backup project information to support the lump sum amounts programmed in the FTIP.

District: 08 County: Riverside

Responsible Agency HBP-ID Project Description

Palm Springs 3979 BRIDGE NO. 56C0409, E PALM CANYON DR OVER PALM CANYON WASH, 0.5 MI. E/O FARREL DRIVE. Bridge rehabilitation project. Widen existing 4 lane bridge to add shoulders and sidewalk (no added capacity).

Project #:
5282(041)

Phase Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
PE	890,000			408,000					1,298,000
R/W							500,000		500,000
CON								7,264,600	7,264,600
Total	890,000			408,000			500,000	7,264,600	9,062,600

Fund Source Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
Fed \$	787,917			361,202			442,650	6,431,350	8,023,120
Local Match	102,083			46,798			57,350	833,250	1,039,480
LSSRP Bond									
Local AC									
Total	890,000			408,000			500,000	7,264,600	9,062,600

PE Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
Fed \$	787,917			361,202					1,149,119
Local Match	102,083			46,798					148,881
LSSRP Bond									
Local AC									
Total	890,000			408,000					1,298,000

R/W Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
Fed \$							442,650		442,650
Local Match							57,350		57,350
LSSRP Bond									
Local AC									
Total							500,000		500,000

CON Summary:	Prior	14/15	15/16	16/17	17/18	18/19	19/20	Beyond	Total
Fed \$								6,431,350	6,431,350
Local Match								833,250	833,250
LSSRP Bond									
Local AC									
Total								7,264,600	7,264,600



MEMORANDUM

Company: City of Palm Springs

Attention: Savat Khamphou

From: Matthew W. Salveson, PE, PhD

Subject: East Palm Canyon Drive Project – Estimated Project Costs

Date: March 16, 2017

BACKGROUND

The East Palm Canyon Drive bridge rehabilitation project is currently progressing through the final stages of the environmental documentation process under both CEQA and NEPA. Final design has also commenced. The project will include components that are federally participating under the Highway Bridge Program (HBP) and components that are not eligible for federal dollars.

This memorandum summarizes the overall project costs based on our current estimate of construction costs, right of way impacts, environmental mitigation and / or avoidance costs, and engineering costs. Costs are

COST ESTIMATES

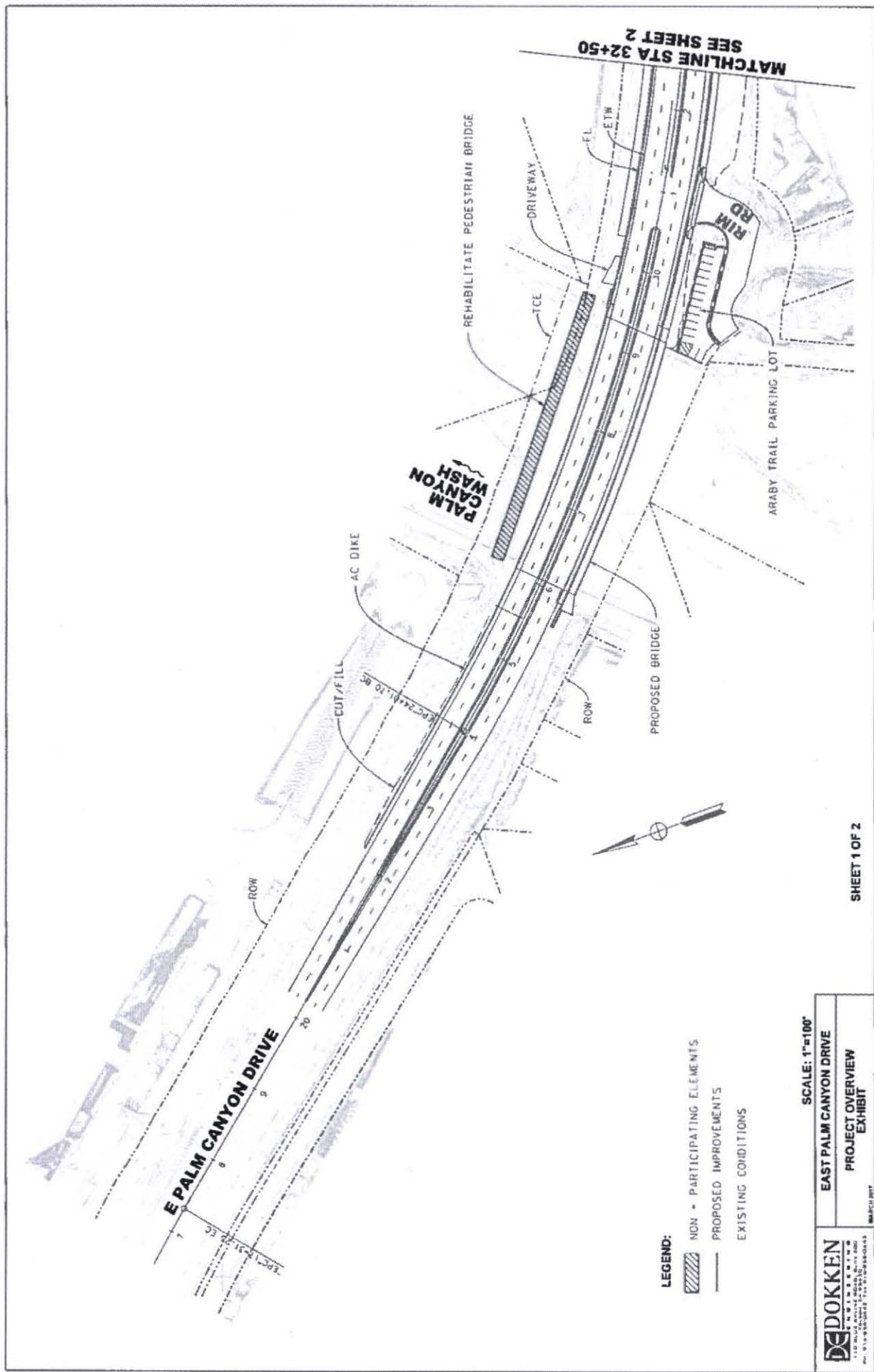
Federally Participating Costs

Project Element	Estimated Cost
Right of Way – TCE’s and potential utility relocations	\$200,000
Right of Way – Environmental Mitigations	\$300,000
Construction – Bridge and Roadway Improvements (Includes 25% Contingencies)	\$7,264,600
Preliminary Engineering – Consultant & Local Agency Staff	\$1,298,000
Total:	\$9,062,600



Non-Federally Participating Costs

Project Element	Estimated Cost
Construction – Pedestrian Bridge Rehabilitation	\$150,000
Construction – Approach Sidewalks, Curb and Gutter, Bus Pullout	\$150,000
Preliminary Engineering (Consultant and Local Agency Staff)	\$45,000
Right of Way (Temporary Construction Easement, Utility Relocations, Fee Takes)	\$95,000
<i>Total (Less Local Agency Preliminary Engineering):</i>	\$440,000





MATCHLINE STA 32+50
SEE SHEET 1

SIDEWALK

ROW

E PALM CANYON DRIVE

TPC" 40+199.01 EC

TPC" 40+16.61 BC

CUT/FILL

FL BOW

RETAINING WALL

ROW

BUS PULLOUT




TCE

(E) UTILITIES
TO BE RELOCATED

TCE

SIDEWALK

LEGEND:

-  NON - PARTICIPATING ELEMENTS
-  PROPOSED IMPROVEMENTS
-  EXISTING CONDITIONS

SCALE: 1"=100'



EAST PALM CANYON DRIVE

PROJECT OVERVIEW
EXHIBIT

MARCH 2017

SHEET 2 OF 2

Attachment 3

COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS

73-710 Fred Waring Dr., Suite 200, Palm Desert, CA 92260 · (760) 346-1127 · www.cvag.org



April 26, 2017

~~Kathie Hart
City of Palm Springs
3200 East Tahquitz Canyon Way
Palm Springs, CA 92262~~

*To Vonda
to prepare
for routing*

Re: Amendment Number One – East Palm Canyon Drive Bridge Rehabilitation Project over Palm Canyon Wash & Amendment Number One – South Palm Canyon Drive Bridge Replacement Project over Tahquitz Creek

Enclosed please find two originals of each Amendment between the Coachella Valley Association of Governments (CVAG) and The City of Palm Springs.

Please sign all contracts, then return them to me at:

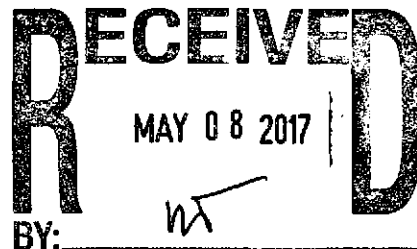
Coachella Valley Association of Governments
73-710 Fred Waring Drive, Suite 200
Palm Desert, CA 92260.

If you have any questions, or need further information regarding this agreement, please contact the acquisition manager, Eric Cowle.

Sincerely,

Cynthia Rhoton
Accounting Assistant

Enclosures



**AMENDMENT NUMBER ONE
TO THE REIMBURSEMENT AGREEMENT
BY AND BETWEEN THE CITY OF PALM SPRINGS AND CVAG
EAST PALM CANYON DRIVE BRIDGE REHABILITATION PROJECT
OVER PALM CANYON WASH**

THIS AMENDMENT NUMBER ONE, effective this 24th day of April, 2017, by and between the City of Palm Springs (lead Agency) and the Coachella Valley Association of Governments, a California joint powers agency, (CVAG), and is made with reference to the following background and circumstances:

In January, 2014, the Executive Committee agreed to provide funding assistance to complete environmental approval and final design (Preliminary Engineering) for the East Palm Canyon Drive Bridge Rehabilitation Project over Palm Canyon Wash. At the time, the staff report identified the opportunity to take advantage of highly leveraged federal Highway Bridge Program (HBP) funding. The HBP grant provided 88.53% of the project costs for the Preliminary Engineering Phase.

The City of Palm Springs is now requesting a commitment from CVAG to provide funding for additional phases of the East Palm Canyon Drive Bridge Rehabilitation Project, including construction.

This Amendment Number One shall:

- 1) Establish that the Highway Bridge Program proceeds acquired by the City of Palm Springs will fund the Major Portion of Costs for the East Palm Canyon Drive Bridge Project, and;**
- 2) Provide CVAG Regional Funds for 75% of the Unfunded Local Portion of Qualified Project Costs, as well as 75% of Project costs not eligible for HBP funding, as described, and Not-to-Exceed \$1,109,611, and;**
- 3) Provide that any "Additional Qualified Funds" which the City of Palm Springs should acquire for this Project be First Applied "Off the Top" to reduce remaining Total Project Costs, and;**
- 4) Extending the "Time Triggers" for Right-of-Way and Construction to coincide with the revised schedule, as described, and;**
- 5) Provide that CVAG does not agree to advance the Proposed Schedule for the Construction Phase of the Project, and may delay funds for the proposed construction Phase of the Project should CVAG's Cash Flow require such an action at that time, and;**
- 6) Authorize the Executive Director, in consultation with CVAG General Counsel, to resolve any Minor Inconsistencies in approving this Amendment Number One.**

All other provisions in the existing Reimbursement Agreement for the East Palm Canyon Drive Bridge Project shall remain in full force and effect.

Revised Funding Schedule Summary

Year	Phase	HBP Funding	Local Funding	Non-HBP	Totals
2013/2014	Prelim. Engin. (PE)	\$ 1,149,119	\$ 148,881	\$ 45,000	\$ 1,343,000
2019/2020	Right of Way (RW)	\$ 442,650	\$ 57,350	\$ 95,000	\$ 595,000
2021/2022	Construction (CON)	\$ 6,431,350	\$ 833,250	\$300,000	\$ 7,564,600
	Totals	\$ 8,023,119	\$1,039,481	\$440,000	\$ 9,502,600

CVAG Share: 75% of (\$1,039,481 + \$440,000) = Total Not-to-Exceed \$1,109,611

Time Trigger for Completion of Right-of-Way June 31, 2020

Time Trigger for Beginning Construction June 31, 2022

(Signatures on following page)

COACHELLA VALLEY ASSOCIATION of GOVERNMENTS

The parties hereto have caused this Amendment Number One to be executed by their duly authorized representatives on the above-referenced date.

ATTEST:

AGENCY:

CITY OF PALM SPRINGS

By: _____
City Manager

By: _____
Mayor

CVAG

By: _____
Tom Kirk
Executive Director

By: _____
Dana Reed
CVAG Chair

**AMENDMENT NUMBER ONE
TO THE REIMBURSEMENT AGREEMENT
BY AND BETWEEN THE CITY OF PALM SPRINGS AND CVAG
SOUTH PALM CANYON DRIVE BRIDGE REPLACEMENT PROJECT
OVER TAHQUITZ CREEK**

THIS AMENDMENT NUMBER ONE, effective this 24th day of April, 2017, by and between the City of Palm Springs (lead Agency) and the Coachella Valley Association of Governments, a California joint powers agency, (CVAG), and is made with reference to the following background and circumstances:

In January, 2014, the Executive Committee agreed to provide funding assistance to complete environmental approval and final design (Preliminary Engineering) for the South Palm Canyon Drive Bridge Replacement Project over Tahquitz Creek. At the time, the staff report identified the opportunity to take advantage of highly leveraged federal Highway Bridge Program (HBP) funding. The HBP grant provided 88.53% of the project costs for the Preliminary Engineering Phase.

The City of Palm Springs is now requesting a commitment from CVAG to provide funding for additional phases of the South Palm Canyon Drive Bridge Replacement Project, including construction.

This Amendment Number One shall:

- 1) Establish that the Highway Bridge Program proceeds acquired by the City of Palm Springs will fund the Major Portion of Costs for the South Palm Canyon Drive Bridge Project, and;**
- 2) Provide CVAG Regional Funds for 75% of the Unfunded Local Portion of Qualified Project Costs, as described, and Not-to-Exceed \$788,850, and;**
- 3) Provide that any "Additional Qualified Funds" which the City of Palm Springs should acquire for this Project be First Applied "Off the Top" to reduce remaining Total Project Costs, and;**
- 4) Extending the "Time Triggers" for Right-of-Way and Construction to coincide with the revised schedule, as described, and;**
- 5) Provide that CVAG does not agree to advance the Proposed Schedule for the Construction Phase of the Project, and may delay funds for the proposed construction Phase of the Project should CVAG's Cash Flow require such an action at that time, and;**
- 6) Authorize the Executive Director, in consultation with CVAG General Counsel, to resolve any Minor Inconsistencies in approving this Amendment Number One.**

All other provisions in the existing Reimbursement Agreement for the South Palm Canyon Drive Bridge Replacement Project shall remain in full force and effect.

(Funding Schedule Summary on following page)

Revised Funding Schedule Summary

Year	Phase	HBP Funding	Local Funding	Totals
2013/2014	Prelim. Engin. (PE)	\$ 1,117,248	\$ 144,752	\$ 1,262,000
2019/2020	Right of Way (RW)	\$ 743,652	\$ 96,348	\$ 840,000
2021/2022	Construction (CON)	\$ 6,257,300	\$ 810,700	\$ 7,068,000
	Totals	\$ 8,118,200	\$1,051,800	\$ 9,170,000

CVAG Share: 75% of \$1,051,800 = Total Not-to-Exceed \$788,850

Time Trigger for Completion of Right-of-Way June 31, 2020

Time Trigger for Beginning Construction June 31, 2022

(Signatures on following page)

COACHELLA VALLEY ASSOCIATION of GOVERNMENTS

The parties hereto have caused this Amendment Number One to be executed by their duly authorized representatives on the above-referenced date.

ATTEST:

AGENCY:

CITY OF PALM SPRINGS

By: _____
City Manager

By: _____
Mayor

CVAG

By: _____
Tom Kirk
Executive Director

By: _____
Dana Reed
CVAG Chair