



DATE: June 28, 2018

TO: Transportation Authority of Marin Board of Commissioners

FROM: Dianne Steinhauser, Executive Director
David Chan, Programming Manager

SUBJECT: Program and Allocate Measure A Interest Funds to San Rafael’s Multi-Use Path; Program and Allocate Measure A Interest Funds to the Bellam Blvd Approach; and Program Measure A Interest Funds to North South Greenway Projects (Action), Agenda Item 11a

RECOMMENDATION

Recommend that the TAM Board authorize:

- 1) programming and allocation of Measure A interest funds in the amount of \$525,000 in redirected funds and \$238,000 in new funds to San Rafael’s Multi-Use Path along Francisco Blvd. West for the required construction contingency. Funds are programmed and allocated on the condition that San Rafael uses non-Measure A funds first used to fund contingency expenditures before expending Measure A interest funds. All unused Measure A interest funds will be de-obligated and returned to TAM,
- 2) programming and allocation of \$687,000 in Measure A Interest funds to the Bellam Boulevard Approach Project,
- 3) programming of \$1,000,000 in Measure A Interest funds to the North South Greenway Project, and
- 4) amendments to the 2018 Measure A SPU and FY 18/19 TAM Budget in accordance to these actions.

On June 11, 2018, the Finance and Policy Executive Committee reviewed this item and passed a motion of support to program Measure A Interest funds in the amounts of \$763,000 to San Rafael’s Multi-Use Path, \$600,000 to the Bellam Boulevard Approach Project, and \$1,000,000 to the North South Greenway Project.

However, since the Finance and Policy Executive Committee, staff has ascertained the shortfall for the Bellam Boulevard Approach Project to be \$687,000 instead of \$600,000 as presented to the Finance and Policy Executive Committee on June 11, 2018. Staff is requesting the TAM Board program and allocate \$687,000 to the Bellam Boulevard Approach Project. A separate memo listed as Item 6g (“Approaches to the Richmond San Rafael Bridge”) on the June 2018 TAM Board Agenda explains the costs and funding for this project.

The Finance and Policy Executive Committee also referred to the TAM Board a request to consider programming the remaining Measure A Interest funds of approximately \$1.1 million to Marin Transit for “Yellow School Bus Service.” This item will be discussed and considered separately as Item 11b on the June 2018 TAM Board agenda.

BACKGROUND

According to Measure A requirements, all interest income generated by these Measure A proceeds will be used for the transportation purposes described in the Measure A Expenditure Plan as authorized by the TAM Board.

Since inception, the TAM Board has programmed approximately \$4.1 million of these interest funds to various projects out of approximately \$6.69 million available. Several commitments have recurred year after year. These ongoing commitments include Golden Gate Transit's Ferry Shuttle Service, and Bike Path Maintenance, and insurance covering the Central Marin Ferry Connection structure over Sir Francis Drake Boulevard. Other commitments have been one-time only, such as funds for both Caltrans and SMART covering costs incurred on the Highway 101 Gap Closure Project. The one-time costs have typically been urgent in nature, and TAM has utilized the interest account for these emergency needs. Note TAM has no pool of funds for emergency project needs such as exists in cities, towns, and the county.

Staff is proposing the TAM Board add to the list of needs two projects likely to need additional funds in order to proceed: Measure A interest funds for the Northern Segment of the North South Greenway in Larkspur, and the Bellam Boulevard Approach to the Richmond San Rafael Bridge.

Highway 101 Gap Closure Project

In November 2006, the TAM Board programmed \$225,000 in Measure A interest funds to the Highway 101 Gap Closure Project to close a funding gap in the project in order for the project to proceed to construction. Subsequently in December 2009, the TAM Board programmed \$300,000 in Measure A interest to the Highway 101 Gap Closure Project to address SMART costs associated with the relocation of SMART's alignment on the Puerto Suello Hill segment of the Highway 101 Gap Closure Project.

The Highway 101 Gap Closure Project has been completed and opened for public use. Both Caltrans and SMART have completed all billing and cost recovery. Staff has confirmed with all affected parties that the remaining funds are no longer needed. As a result, the Measure A interest funds in the amount of \$525,000 are available to be deprogrammed then reprogrammed for other project(s).

DISCUSSION

San Rafael is in the process of constructing a Multi-Use Path (MUP) in the vicinity of Francisco Blvd. West adjacent to the SMART rail right-of-way. TAM had previously allocated funds to San Rafael for the MUP in the amounts of \$502,000 in Local Partnership Program (LPP), and \$250,000 in local TAM funds, as well as facilitated \$2.95 million in Regional Measure 2 funds being transferred from MTC. , Along with funds from Marin County and San Rafael, the project has \$5.3 million in available funds.

Approximately \$700,000 has been used to complete the environmental and design phases leaving \$4.6 million available for construction. San Rafael and SMART have been cooperatively working together to incorporate the MUP into the SMART construction contract that is extending rail operations to Larkspur. SMART's contractor has agreed to complete the work and has recently provided a construction bid in the amount of \$4.55 million. SMART, based on FTA requirements, has imposed a 20% contingency on the project, which amounts to \$910,000. The approximate final costs can be shown in the below table. The available funds cover the construction bid, but there is a shortfall of funding for the 20% contingency of approximately \$912,000.

Note that the project needs to be phased to stay within available funding. Originally, the project extended between 2nd Street and Andersen Drive. However, the segment that must be built concurrent with the SMART project goes from Andersen Drive to Rice Drive. The remaining section can be built at a later date; however a sidewalk will be built adjacent to Francisco Blvd East connecting Rice Drive with Second Street so that a usable transportation facility is provided with the current project.

	Current Available Funds		\$5,300,000
Previously Expended		\$700,000	
Construction Bid		\$4,551,000	
20% Contingency		\$912,000	
	Total Costs		\$6,163,000
	Current Shortfall		(\$863,000)
	San Rafael Contribution		\$100,000
	Proposed Measure A Interest Funds from Deprogrammed Projects		\$525,000
	Proposed Measure A Interest Funds		\$238,000
	New Shortfall if Measure A Interest Funds are Approved		\$0

San Rafael will be contributing \$100,000 to cover some of the costs and are requesting assistance from TAM to defray the shortfall primarily to cover the costs for the 20% contingency.

Staff is proposing to re-program \$525,000 in Measure A interest funds that were previously programmed to the Highway 101 Gap Closure Project. The Highway 101 Gap Closure Project has been completed and the remaining programmed Measure A interest funds were not needed. Staff is proposing to deprogram the funds from the Highway 101 Gap Closure Project and programming the same amount to the San Rafael MUP in FY 18/19.

In addition, staff is proposing another \$238,000 in new Measure A interest funds to close the shortfall.

Furthermore, staff is recommending imposing a condition on the programming of these Measure A funds that San Rafael agrees to use all non-Measure A interest funds before using any Measure A interest funds on contingency expenditures. Any unused Measure A interest funds from contingency will be returned to TAM.

EXECUTVE COMMITTEE

On June 11, 2018, the Finance and Policy Executive Committee reviewed this item and passed a motion of support for the recommendation as presented by staff. The Finance and Policy Executive Committee also expressed support to program Measure A Interest funds in the amounts of \$600,000 and \$1,000,000 for the Bellam Blvd Approach Project and the North South Greenway Project, respectively, to defray anticipated shortfalls for both projects. The commitments of Measure A Interest funds for these three projects have been reflected in the 2018 Measure A Strategic Plan Update (SPU).

A request for allocation of Measure A Interest funds for the Bellam Blvd. Approach Project is discussed separately in Item 6g (“Approaches to the Richmond San Rafael Bridge”) on the June 2018 TAM Board Agenda. A request for allocation for the North South Greenway Project will be presented to the TAM Board at a future date when actual funds are needed.

Lastly, the Finance and Policy Executive Committee referred to the TAM Board consideration of programming the remaining Measure A Interest funds of approximately \$1.1 million to Marin Transit for

“Yellow School Bus Service.” This item will be discussed separately as item 11b on the June 2018 TAM Board agenda.

FISCAL IMPACTS

If approved by the TAM Board, the Measure A 2018 Strategic Plan Update and TAM’s FY 18/19 Budget will be revised to include $\$525,000 + \$238,000 = \$763,000$ in Measure A interest funds for the San Rafael’s MUP and $\$687,000$ in Measure A interest funds for the Bellam project in FY 18/19.

NEXT STEP

If approved by the TAM Board, a funding agreement for $\$763,000$ in Measure A interest funds will be issued to San Rafael for the Multi-Use Path from 2nd to Andersen. Regarding the funds allocated to the Bellam project, a contract amendment with consultants BKF will be entered into, and an inter-agency agreement with the County of Marin for Construction Management and construction advertisement, award and approval.