



Executive Director's
Report to the
Board of Harbor Commissioners

DATE: JUNE 26, 2018

FROM: ENGINEERING

SUBJECT: RESOLUTION NO. _____ AMENDMENT NO. 1 TO FUNDING AGREEMENT BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY FOR THE SAN PEDRO WATERFRONT HARBOR BOULEVARD/SAMPSON WAY / 7TH STREET RECONFIGURATION PROJECT

SUMMARY:

Staff requests that the Board of Harbor Commissioners (Board) approve Amendment No. 1 (Amendment) to Funding Agreement No. 920000000F9119 (Funding Agreement) between the City of Los Angeles Harbor Department (Harbor Department) and the Los Angeles County Metropolitan Transportation Authority (LACMTA) for the Harbor Boulevard/Sampson Way/7th Street Reconfiguration Project (Project).

On July 21, 2016, the Board approved the Funding Agreement which Proposition C funds were granted to the Harbor Department for the Harbor Boulevard/Sampson Way/7th Street Reconfiguration Project in the amount of \$4,951,400.

Under the LACMTA Federal Transportation Earmark Exchange Program, the LACMTA is awarding the Harbor Department an additional \$3,675,079 in Proposition C 25% funding for use on the Project. These funds will be programmed to supplement funding for Call for Projects F9119.

If approved by the Board, this Amendment will grant the additional monies and update the Funding Agreement to include new provisions required by LACMTA as part of the agency's standard terms.

The Harbor Department is responsible for providing the initial funding for the Project and seeking reimbursement from the proposed LACMTA grants of up to \$4,951,400 for the first grant and up to \$3,675,079 for this new grant. The total funding by LACMTA of all available grant and programmed funds for this Project is \$8,626,479. The Harbor Department's construction cost share for the Project is estimated at \$2,579,521 of the estimated construction project cost of \$11,206,000. After factoring pre-construction costs of \$4,459,000 incurred by the Harbor Department, the Harbor Department's all-in cost share for the Project is estimated to be \$7,038,521 out of a total project cost of \$15,665,000.

DATE: JUNE 26, 2018

PAGE 2 OF 5

SUBJECT: AMENDMENT NO. 1 TO FUNDING AGREEMENT BETWEEN LACMTA AND CITY OF LOS ANGELES

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners (Board):

1. Find that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(i) of the Los Angeles City CEQA Guidelines as determined by the Director of Environmental Management;
2. Approve the Amendment No. 1 to the Los Angeles County Metropolitan Transportation Authority (LACMTA) Funding Agreement No. 920000000F9119 for the Harbor Boulevard/Sampson Way/7th Street Reconfiguration Project between LACMTA and the Harbor Department;
3. Authorize the Executive Director and the Board Secretary to execute and attest to said Amendment No. 1 of the Agreement for the Funding Agreement of Project F9119 Harbor Boulevard/Sampson Way/7th Street Reconfiguration Project;
4. Authorize the Executive Director to execute and the Board Secretary to attest to future amendments to this Agreement to account for revised project schedules and project costs for and on behalf of the Board in accordance with City of Los Angeles Administrative Code 10.1.1; subject to the approval of the City Attorney as to form and legality; and
5. Adopt Resolution No. _____.

DISCUSSION:

Project Description: The Project reconfigured the intersection at the junction of Harbor Boulevard, Sampson Way and 7th Street to accommodate the realignment of Harbor Boulevard. The Project improves motorized and non-motorized mobility and access to and from the following major regional destinations: community of San Pedro, downtown San Pedro, the Catalina Ferry/Freight facility, World Cruise Center, Battleship USS Iowa Museum, Ports O' Call Village, AltaSea facility, and Cabrillo Beach/Marina.

Work includes a retaining wall, street work, grading, paving, lighting, restriping and new signalized intersection. The Project also includes intersection consolidation, which in turn decreases vehicular conflicts with pedestrians and bicyclists. The proposed improvements include:

- Creating an enhanced three-way intersection at Harbor Boulevard & Sampson Way;
- Synchronizing and incorporating new signals into City of Los Angeles Department of Transportation (LADOT) Advanced Traffic Control System (ATSAC/ATCS);
- Widening of sidewalks;

DATE: JULY 17, 2018

PAGE 3 OF 5

SUBJECT: AMENDMENT NO. 1 TO FUNDING AGREEMENT BETWEEN LACMTA AND CITY OF LOS ANGELES

- Concrete crosswalks; and
- Class II bike lanes

Construction of the Project was substantially completed June 2018.

LACMTA Grant Funding: The LACMTA Call for Projects is a competitive grant program that provides funding to projects that address transportation issues in the Los Angeles region. The Harbor Department submitted the Project for consideration under the Regional Surface Transportation Improvement (RSTI) category in January 2015. On September 24, 2015, the LACMTA awarded Proposition C grant funding for the Project under the RSTI category of the 2015 Call for Projects in the amount of \$4,951,400.

Through the LACMTA Federal Transportation Earmark Exchange Program, the Harbor Department requested and was granted additional grant funding in Proposition C 25% funds for use on the Project in the amount of \$3,675,079.

Key information related to the Harbor Boulevard/Sampson Way/7th Street Reconfiguration project is as follows:

Funding Source	Funding Type	Amount	Funding as a % of Total Estimated Construction Project Cost
• 2015 Call For Projects – Proposition C	Grant	\$4,951,400	44.2%
• LACMTA Federal Transp. Earmark Exchange – Proposition C	Grant	\$3,675,079	32.8%
• Harbor Department	Cost Share	\$2,579,521	23.0%
Total Estimated Construction Cost		\$11,206,000	100.0%

Summary of Key Terms in the Amendment:

The Amendment includes the following key modifications:

1. Additional Funding – The total funding by LACMTA includes an additional amount of \$3,675,079.
2. Milestones - The Project must be completed in accordance with milestones and schedules set forth in the Funding Agreement. Funds which are unused are subject to lapse on June 30, 2020.

DATE: JULY 17, 2018

PAGE 4 OF 5

SUBJECT: AMENDMENT NO. 1 TO FUNDING AGREEMENT BETWEEN LACMTA AND CITY OF LOS ANGELES

3. Recovery Plan – In the event milestones are unmet, the Harbor Department is required to develop and submit a written recovery plan in order for the Project to meet the completion date. Staff does not anticipate any challenges as the Project was substantially completed June of 2018.
4. Attachments – Attachments to the Funding Agreement have been replaced with updated attachments reflecting the new grant monies.

The Harbor Department must execute the Amendment to the Agreement between the Harbor Department and the LACMTA to receive the funding for the Project in accordance with the terms of the Proposition C grant. This Project is included in the Harbor Department's current Capital Improvement Program. This Project is an integral component to the Harbor Department's LA Waterfront development program.

ENVIRONMENTAL ASSESSMENT:

The proposed action is approval of Amendment No. 1 of the Agreement with LACMTA for grant funding awarded for the Project. The proposed action is limited to approval of an Agreement to accept funding. The underlying project was assessed in the San Pedro Waterfront Final Environmental Impact Statement/Final Environmental Impact Report which was certified by the Board on September 29, 2009. Subsequent design changes were assessed in the San Pedro Waterfront Project, Harbor Boulevard/7th Street/Sampson Way Intersection Improvements EIR Addendum dated June 22, 2015, which is posted on the Harbor Department website. Therefore, as an activity for which the underlying project has previously been evaluated for environmental significance and processed according to the requirements of CEQA, the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of CEQA in accordance with Article II Section 2(i) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

Acceptance of the proposed Amendment No. 1 to the Agreement memorializes the framework for the transfer of LACMTA Federal Transportation Earmark Exchange Program grant funds from LACMTA to the Harbor Department. The grant is on a reimbursement basis, which requires the Harbor Department to budget and subsequently expend the funds for the Project. The total Project construction cost is estimated at \$11,206,000 of which \$8,626,479 is reimbursable under the grant discussed herein, leaving an estimated construction project cost to the Harbor Department of approximately \$2,579,521. As the Project was substantially completed in June 2018, \$1,368,248 was budgeted in FY 2019 within Division No. 1000, Project No. 2509400 to close out remaining construction work associated with this project. Proposition C grant funds would reimburse the Harbor Department for construction related costs incurred, up to \$8,626,479. Summing the Harbor

DATE: JULY 17, 2018

PAGE 5 OF 5

SUBJECT: AMENDMENT NO. 1 TO FUNDING AGREEMENT BETWEEN LACMTA AND CITY OF LOS ANGELES

Department's construction cost share obligation of \$2,579,521 and the Harbor Department's estimated pre-construction costs incurred of \$4,459,000 results in total costs to the Harbor Department of \$7,038,521 related to the project.

CITY ATTORNEY:

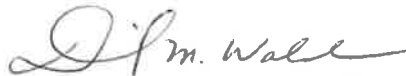
The Office of the City Attorney has reviewed and approved the Agreement as to form and legality.

TRANSMITTALS:

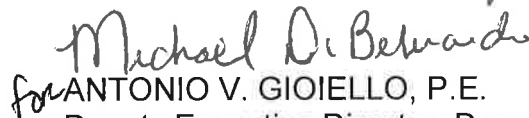
1. Amendment No. 1 to Agreement between the Harbor Department and the LACMTA for the Harbor Boulevard/Sampson Way/7th Street Reconfiguration Project

FIS Approval: MB

CA Approval: gml



DAVID M. WALSH, P.E.
Chief Harbor Engineer


for ANTONIO V. GIOIELLO, P.E.

Deputy Executive Director, Development

APPROVED:

 for

EUGENE D. SEROKA
Executive Director

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LL:sc

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