

March 18, 2008

Marin County Board of Supervisors
3501 Civic Center Drive
San Rafael, CA 94903

SUBJECT: Second Amendment to Cooperative Agreement Between the County of Marin and the Transportation Authority of Marin; Cooperative Funding Agreement No. A-FY05/06-008(FA) for the Cal Park Tunnel Rehabilitation and Multiuse Pathway Project; and, Execution of Funding Agreement No. 06MAR01 with the Transportation Authority of Marin for Receipt of Transportation Fund for Clean Air (TFCA) funds.

Dear Board Members:

RECOMMENDATION: 1) Authorize the President to execute the attached Cooperative Funding Agreement No. A-FY05/06-008(FA) with the Transportation Authority of Marin; 2) Authorize the Director of Public Works or his designee to sign the attached Funding Agreement No. 06MAR01 with the Transportation Authority of Marin for TFCA funds in the amount of \$536,252; and 3) Authorize the Auditor Controller to increase appropriations as detailed under the fiscal impact discussion below.

SUMMARY: On June 6, 2006, your Board approved the first amendment to the cooperative funding agreement with TAM to fund a portion of the preparation of the plans and specifications for the Cal Park Hill Tunnel Rehabilitation and Multiuse Pathway Project. The preparation of the plans and specifications is now complete and staff is taking steps to complete the funding allocations for the construction of the project. This second amendment will allocate \$1 million from the TAM Regional Measure 2 funds.

Additional funding is provided by the Cooperative Funding Agreement between SMART and the County, which was executed by your Board on December 18, 2007, allocating \$7.8 million to this project.

MTC is scheduled to finalize these allocations to TAM and SMART at the March 26, 2008, Commission meeting.

Funding Agreement No. 06MAR01 between TAM and the County allocates funds from the Transportation Fund for Clean Air Program. These funds are administered by TAM and the attached agreement allocates \$536,232 to the Cal Park Tunnel Rehabilitation and Multiuse Pathway Project to construct a Class I bicycle path within the project limits.

In addition to the above funds, an allocation request has been submitted to the Department of Transportation to secure all the federal grants, including the California Transportation Commission allocations in the total amount of \$6.5 million.

In April 2008, staff will bring forward a package requesting the Board authorize solicitation of bids for Phase A.

FISCAL IMPACT: With these final allocations, sufficient funds are available for the construction of the tunnel rehabilitation and the multiuse pathway within the tunnel (Phase A) based on the Engineers estimate. Actual costs are never known until bids are opened.

Fund	Fund Center	Commitment Item	Expenditures Amount	Revenue Amount
10000	4100993002	5220400 (Construction)	\$14,036,232	
10000	4100993002	5210100 (Professional Services)	\$1,700,000	
10000	4100993002	5530262 (Intra-fund Exp/Eng S&B)	\$100,000	
10000	4100993002	4550755 (Federal –Grant Revenue)		\$6,500,000
10000	4100993002	4570120 (Local Grant Revenue)		\$9,336,232

REVIEWED BY: ☒ Auditor Controller ☐ N/A
 ☒ County Counsel ☐ N/A
 ☐ Human Resources ☐ N/A

Respectfully submitted,

David M. Bernardi
Senior Civil Engineer

Attachments: Second Amendment to Funding Agreement No. A-FY05/06-008(FA)
Funding Agreement No. 06MAR01

FMBB Doc. # 100004808

c: Bill Whitney, TAM
Heidi Davaloo