**Administration and Projects Committee STAFF REPORT**

**Meeting Date:** June 4, 2015

<table>
<thead>
<tr>
<th>Subject</th>
<th>I-680/State Route 4 (SR4) Interchange Improvements (Project 1117/6001) – Authorization to Execute Amendment No. 1 to Cooperative Agreement No. 90.14.28 with the California Department of Transportation (Caltrans) for Right-of-Way (ROW) Acquisition Support, Utility Coordination and ROW Acquisition</th>
</tr>
</thead>
<tbody>
<tr>
<td>Summary of Issues</td>
<td>As part of the I-680/SR4 Interchange Improvements Phase 3 project, SR4 is proposed to be widened in the median to accommodate additional eastbound (EB) and westbound (WB) lanes. The project originally included widening the existing bridge structures. However, the bridge at Grayson Creek will now be replaced, instead of widened. The replacement requires that several utilities be relocated that previously would have remained in place, increasing the capital and support budgets from the original Cooperative Agreement estimates.</td>
</tr>
<tr>
<td>Recommendations</td>
<td>Staff seeks authorization for the Chair to execute Amendment No. 1 to Cooperative Agreement No. 90.14.28 with Caltrans in the amount of $6,463,000 for a new total agreement value of $6,963,000, and authorize the Executive Director to make non-substantive changes as needed.</td>
</tr>
<tr>
<td>Financial Implications</td>
<td>Adequate funds are programmed in the 2013 Measure J Strategic Plan under Project 6001 and in the 2011 Measure C Strategic Plan under Project 1117, which would allow the design, ROW and utility phases to be completed. However, the construction phase is not fully funded. The Authority is seeking additional funding from State Highway Operation and Protection Program (SHOPP) funds to cover the Grayson Creek Bridge replacement and other deferred facility maintenance costs along SR4.</td>
</tr>
<tr>
<td>Options</td>
<td>The Authority could elect not to approve this Amendment to the Cooperative Agreement; however, this may delay the project delivery schedule.</td>
</tr>
</tbody>
</table>
Background

The I-680/SR4 Interchange Improvements Phase 3 project would widen SR4 in the median to provide a third lane in the EB and WB directions from Morello Avenue to just east of SR242. The project is in the final design phase.

The project originally included widening the existing bridge structures. However, due to the age and condition of the Grayson Creek Bridge, it will now be replaced instead of widened. The replacement requires that several utilities be relocated that previously would have remained in place, increasing the capital and support budgets from the original Cooperative Agreement estimates. The anticipated ROW certification date is September 15, 2016.

The ROW support work will include development of appraisal maps, plats and deeds, as well as the ROW Record Maps, documentation of the Record of Survey, and the Director’s Deed for utility easements. The affected utilities include Phillips 66, Kinder Morgan, Contra Costa Water District, PG&E (both gas and electric), AT&T, Central Contra Costa Sanitary District and East Bay Municipal Utilities District.

Staff requests authorization for the Chair to execute Amendment No. 1 to Cooperative Agreement No. 90.14.28 with Caltrans in the amount of $6,963,000. The proposed amendment would increase the support budget from $200,000 to $613,000, to provide services related to right of way acquisition and utility coordination and increase the capital budget from $300,000 to a total of $6,350,000 to provide funds for utility relocation.
May 15, 2015

Ms. Susan Miller  
Director, Projects  
Contra Costa Transportation Authority  
2999 Oak Road, Suite 100  
Walnut Creek, CA 94597  

Dear Ms. Miller:  

The Department of Transportation (Caltrans) has enjoyed our partnership with the Contra Costa Transportation Authority (CCTA) on the Interstate 680/State Route 4 Interchange – Phase 3 project pursuant to Coop Agreement #4-2545. Caltrans is seeking a scope amendment for additional local funding as a result of the cost increases for the right of way acquisition and utilities work.  

The right of way capital was originally estimated to be $300,000 and the right of way support cost was estimated to be $200,000 based on Coop Agreement #4-2545 dated September 25, 2014. Due to the project scope change in replacing the Grayson Creek Bridge in lieu of widening, the right of way capital and support costs have increased. The new right of way capital cost is currently estimated to be $6,350,000 primarily due to the required utility relocations. The new right of way support is estimated to be $613,000. Please refer to the attached Amendment to No. 1 to Cooperative Agreement and Funding Summary No.2.  

Caltrans is fully committed to supporting CCTA and to providing our continued services. We look forward to working with you to complete the right of way activities for the project. Please contact me at (510) 286-5568 if you have any questions.  

Sincerely,  

[Signature]

LAURIE LAU  
Regional Project Manager  
Project Management East  

Enclosure  

"Provide a safe, sustainable, integrated and efficient transportation system to enhance California’s economy and livability"
AMENDMENT NO. 1 TO COOPERATIVE AGREEMENT

FUNDING SUMMARY No. 2

This Amendment No. 1 to Agreement (AMENDMENT), entered into, and effective on, ___________________________ 2015, is between the State of California, acting through its Department of Transportation, referred to as CALTRANS, and

Contra Costa Transportation Authority, a public entity, referred to hereinafter as CCTA.

RECITALS

1. CALTRANS and CCTA, collectively referred to as PARTNERS, entered into Agreement 04-2545 (AGREEMENT) on September 25, 2014, defining the terms and conditions for cooperating on the R/W phase of a highway improvement project (PROJECT) in Contra Costa County. This PROJECT consists of widening the median of State Route 4 (SR 4) in both directions to provide a third lane from east of Milano Way/Glacier Drive to east of SR 242 in Phase 3 of the I-680/SR 4 interchange.

2. PARTNERS seek to enter into AMENDMENT to increase local funding for R/W Support from $200,000 to $613,000 and RW Capital from $300,000 to $6,350,000 due to a change in PROJECT scope. Grayson Creek Bridge will be replaced instead of widened.

3. The Project Report was approved on February 9, 2009 and was consistent with the Negative Declaration / Initial Study and Final Environmental Assessment dated November 26, 2008. A Supplemental Project Report is being prepared to address the change in scope and is expected to be approved by November, 2015 along with the reevaluation of the environmental document.

IT IS THEREFORE MUTUALLY AGREED:

4. PARTNERS hereby amend AGREEMENT by replacing FUNDING SUMMARY No. 1 in its entirety with FUNDING SUMMARY No. 2.

5. All other terms and conditions of AGREEMENT shall remain in full force and effect.

6. This AMENDMENT is deemed to be included in, and made a part of, AGREEMENT.
SIGNATURES

PARTNERS declare that:

1. Each PARTNER is an authorized legal entity under California state law.
2. Each PARTNER has the authority to enter into AMENDMENT.
3. The people signing AMENDMENT have the authority to do so on behalf of their public agencies.

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

Helena (Lenka) Culik-Caro
Deputy District Director, Design

Certified as to funds:

Interim District Budget Manager

CONTRA COSTA TRANSPORTATION AUTHORITY

Julie K. Pierce
Chair

Attest:

Randell H. Iwasaki
Executive Director

Approved as to form and procedure:

Malathy Subramanian
CCTA Counsel
### FUNDING TABLE

<table>
<thead>
<tr>
<th>Funding Source</th>
<th>FUNDING PARTNER</th>
<th>Fund Type</th>
<th>R/W SUPPORT</th>
<th>R/W CAPITAL</th>
<th>Totals</th>
</tr>
</thead>
<tbody>
<tr>
<td>Local</td>
<td>CCTA</td>
<td>Local</td>
<td>$613,000</td>
<td>$6,350,000</td>
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### SPENDING SUMMARY

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Invoicing and Payment

1. PARTNERS will invoice for funds where the SPENDING SUMMARY shows that one PARTNER provides funds for use by another PARTNER. PARTNERS will pay invoices within thirty (30) calendar days of receipt of invoice.

2. If CCTA has received Electronic Funds Transfer (EFT) certification from CALTRANS then CCTA will use the EFT mechanism and follow all EFT procedures to pay all invoices issued from CALTRANS. CCTA will pay all invoices via EFT within five (5) days of receipt of invoice.

3. When CALTRANS is to be reimbursed from state or federal funds that are provided by CCTA and CALTRANS administers those funds, then CALTRANS will draw from those funds without invoicing CCTA.

4. When a PARTNER is reimbursed for actual costs from funds administered by another PARTNER, invoices will be submitted each month for the prior month's expenditures.

Right of Way Support (R/W SUPPORT)

5. CALTRANS will invoice CCTA for a $40,000 initial deposit after execution of this AGREEMENT and thirty (30) working days prior to the commencement of R/W SUPPORT expenditures. This deposit represents two (2) months’ estimated costs. Thereafter, CALTRANS will invoice and CCTA will reimburse for actual costs.

Right of Way Capital (R/W CAPITAL)

6. CALTRANS will invoice CCTA for a $30,000 initial deposit after execution of this AGREEMENT and thirty (30) working days prior to the commencement of R/W CAPITAL expenditures. This deposit represents one (1) months’ estimated costs. Thereafter, CALTRANS will invoice and CCTA will reimburse for the accepted offer price of parcels.