



BOARD OF SUPERVISORS AGENDA ITEM REPORT **CONTRACTS / AWARDS / GRANTS**

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: 11/5/19

* = Mandatory, information must be provided

or Procurement Director Award ☐

***Contractor/Vendor Name/Grantor (DBA):**

Regional Transportation Authority (RTA)

***Project Title/Description:**

Design and Construction of Improvements to Sunset Road - Silverbell to I-10 to River Road (RTA-8)

***Purpose:**

Intergovernmental Agreement with Regional Transportation Authority for the planning, design and construction of improvements to Sunset Road: Silverbell to I-10 to River Road. The first phase of the project from Silverbell Road to I-10 was constructed in 2017. This amendment makes adjustments to reflect the actual contributions to Phase I of the Project (Exhibit A-4) and transfers the balance of the RTA funding from Phase I to Phase II (Exhibit A-5). This amendment also retroactively extends the termination date to June 30, 2022 to complete the Design Concept Report (DCR) and the Environmental Assessment (EA) for Phase II. Additionally, this amendment shows a decrease in the total amount so that only RTA funds are included in the total. Previous amendments included internal funding sources that should not have been considered revenue. The original contract can be found under CMS 141937. Search contract number 141937 in OnBase. The new contract number is CTN 20*054.

***Procurement Method:**

This IGA is a non-Procurement contract and not subject to Procurement rules.

***Program Goals/Predicted Outcomes:**

By retroactively extending the termination date of the contract, the DCR and EA phase of the project can be completed for the portion of the project between I-10 and River Road with RTA funding.

***Public Benefit:**

The completion of the DCR and the EA will allow the project to proceed to final design and construction.

***Metrics Available to Measure Performance:**

Standard engineering design performance measures (scope, budget and schedule, quality/stakeholder reviews, etc.)

***Retroactive:**

Yes. The agreement needs to be retroactively extended before any additional RTA reimbursements are made. After the first phase of the project ended in FY18, the DCR and EA phase of the project was deferred to match the programming of the RTA funding of the project. If the amendment is not approved retroactively, a new agreement will have to be initiated with RTA in order for reimbursements made to Pima County.

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Contract / Award Information

Document Type: _____ Department Code: _____ Contract Number (i.e.,15-123): _____

Effective Date: _____ Termination Date: _____ Prior Contract Number (Synergen/CMS): _____

☐ Expense Amount: \$* _____ ☐ Revenue Amount: \$ _____***Funding Source(s) required:**Funding from General Fund? ☐ Yes ☐ No If Yes \$ _____ % _____Contract is fully or partially funded with Federal Funds? ☐ Yes ☐ No**If Yes, is the Contract to a vendor or subrecipient?** _____Were insurance or indemnity clauses modified? ☐ Yes ☐ No*If Yes, attach Risk's approval.*Vendor is using a Social Security Number? ☐ Yes ☐ No*If Yes, attach the required form per Administrative Procedure 22-73.***Amendment / Revised Award Information**Document Type: CTN Department Code: TR Contract Number (i.e.,15-123): 20*054Amendment No.: 3 AMS Version No.: 1Effective Date: 6/30/2018 New Termination Date: 6/30/2022Prior Contract No. (Synergen/CMS): 141937 - 0509 mg☐ Expense or ☒ Revenue ☐ Increase ☒ Decrease ^{mg} Amount This Amendment: \$ -4,100,000Is there revenue included? ☒ Yes ☐ No If Yes \$ -4,100,000***Funding Source(s) required:**Funding from General Fund? ☐ Yes ☒ No If Yes \$ _____ % _____**Grant/Amendment Information** (for grants acceptance and awards) ☐ Award ☐ Amendment

Document Type: _____ Department Code: _____ Grant Number (i.e.,15-123): _____

Effective Date: _____ Termination Date: _____ Amendment Number: _____

☐ Match Amount: \$ _____ ☐ Revenue Amount: \$ _____***All Funding Source(s) required:*****Match funding from General Fund?** ☐ Yes ☐ No If Yes \$ _____ % _____***Match funding from other sources?** ☐ Yes ☐ No If Yes \$ _____ % _____***Funding Source:** _____***If Federal funds are received, is funding coming directly from the Federal government or passed through other organization(s)?** _____Contact: Stephen Wilson (Please return completed contracts to Michelle Guardado, 724-2663)Department: Transportation Telephone: 724-5912Department Director Signature/Date: Anast. Alvarez 10/15/19Deputy County Administrator Signature/Date: [Signature] 10/16/19County Administrator Signature/Date: [Signature] 10/16/2019

(Required for Board Agenda/Addendum Items)

Pima County Department of Transportation

Project: Design and Construction of Improvements to Sunset Road – Silverbell to I-10 to River Road (RTA-8)

Parties: Pima County and Regional Transportation Authority

Contract No.: CTN-TR 20*054 (Prior Contract Number CTN-TR-CMS141937)

Contract Amendment No.: 03

Orig. Contract Term: 05/19/2009 - 12/31/2011	Orig. Amount:	\$350,000.00
Termination Date Prior Amendment: 06/30/2018	Prior Amendments:	\$10,800,000.00
Termination Date This Amendment: 06/30/2022	This Amendment Amount	(\$ 4,100,000.00)
	Revised Total Amount:	\$ 7,050,000.00

INTERGOVERNMENTAL AGREEMENT AMENDMENT NUMBER 3

1. Background and Purpose.

- 1.1 Pima County ("County") previously entered into an Intergovernmental Agreement ("IGA") with the Regional Transportation Authority ("RTA"), IGA Number 01-04-R-141937-0509 (CTN-TR-CMS141937), for design and construction of improvements to Sunset Road from Silverbell Road to I-10 to River Road in Pima County; and
- 1.2 The IGA and Amendment Number 1 provided local funding for project planning, design and development activities (which includes right-of-way, utility coordination/relocation, and environmental and cultural clearances), and Amendment 1 modified the termination date of the IGA; and
- 1.3 Amendment Number 2 provided RTA funding for construction, amended Section 2, titled "Project", modified the termination date and added Exhibit A-3.
- 1.4 Since the termination date of the IGA, the parties have continued to act under the terms and conditions as if they are in full force and effect, and now wish to retroactively extend the termination date.
- 1.5 The balance of RTA funding remaining from Phase I of the project, Sunset Road: Silverbell to Interstate 10 (Transportation Improvement Plan TIP ID 35.05 See Exhibit A-4) will be made available to begin design of Phase II of the project, Sunset Road: Interstate 10 to River Road (Transportation Improvement Plan TIP ID 10.18 See Exhibit A-5).

- 1.6 Amount this amendment decreased because local funding was removed from the agreement total. The revised total amount includes RTA funding contributions only.

2. New and Amended Terms.

- 2.1 Make the following funding adjustments to reflect the actual contributions to Phase I of the project, Sunset Road: Silverbell to Interstate 10 (Transportation Improvement Plan TIP ID 35.05 See Exhibit A-4).
- Reduce RTA to actual amount contributed, \$5,521,054
 - Reduce Regional HURF 12.6% to actual amount contributed, \$4,707,155
 - Reduce Pima County Impact Fees to actual amount contributed, \$2,651,715
 - Remove Pima County Local HURF of \$1,100,000 as shown in Amendment 1
- 2.2 Transfer the balance of RTA funding from Phase I, \$1,592,845 to Phase II of the project, Sunset Road: Interstate 10 to River Road (Transportation Improvement Plan TIP ID 10.18. See Exhibit A-5)
- 2.3 Modify termination date of the IGA to 6/30/2022.
- 2.4 Add Exhibit A-4 and Exhibit A-5 attached to this amendment. Exhibit A-4 replaces Exhibits A, A-2 and A-3. All references to Exhibit A are deemed to refer collectively to Exhibits A-4 and A-5.

This Amendment may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. The signature pages from one or more counterpart may be removed from such counterpart and attached to a single instrument.

The effective date of this Amendment is retroactive to June 30, 2018.

All other provisions of the Contract not specifically changed by this Amendment remain in effect and are binding upon the parties.

In Witness Whereof, Pima County has caused this Agreement to be executed by the Chair of the Pima County Board of Supervisors, and the Authority has caused this Agreement to be executed by its Chair of the Board.

REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY

Board Chair

Date

PIMA COUNTY

Chairman, Board of Supervisors

Date


ATTEST:

Clerk of the Board

Date

The foregoing Agreement between Pima County and the Authority has been approved as to content and is hereby recommended by the undersigned.

Mr. Farhad Moghimi, Executive Director



Ana M. Olivares, P.E., Director

ATTORNEY CERTIFICATION

The foregoing Agreement by and between the Regional Transportation Authority of Pima County and Pima County has been reviewed pursuant to A.R.S. Section 11-952 by the undersigned who have determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to those parties to the Agreement.

Regional Transportation Authority of Pima County:

Thomas Benavidez, Attorney for the Authority

Date

Pima County:



Deputy County Attorney

9/26/19

Date

Regional Transportation Authority of Pima County

Exhibit: A -4 Item: 1 RTA Resolution 2019-021

- 1 . TIP Project Number: 35.05 RTA Ballot: 08 RTA Project ID: 08__
- 2 . Sponsor: Pima County
- 3 . RTA Plan Element: I Roadway Improvements
- 4 . RTA Plan Sub-Element (If Applicable): N/A
- 5 . Project Name: Sunset Rd: Silverbell Rd to I-10
- 6 . Work Phase Covered by the Exhibit:

Planning/Design:	
Right of Way:	\$ -
Construction:	\$ (1,528,946)
Operations:	\$ -
Total:	\$ (1,528,946)

7 . Project Manager Information (person responsible for Status Reports):

Name:
Mailing Address
City, ST Zipcode
Telephone Number:
Email Address:

Jason Bahe		
Tucson	AZ	
520.724.6522		
Jason.Bahe@pima.gov		

8 . Authorized Representative(s) (will sign & submit pay requests):

Name:
Mailing Address
City, ST Zipcode
Telephone Number:
Email Address:

Jason Bahe		
Tucson	AZ	
520.724.6522		
Jason.Bahe@pima.gov		

Name:
Mailing Address
City, ST Zipcode
Telephone Number:
Email Address:

	AZ	

9 . Narrative Description of Project Scope, including improvements to be made and project intent (discuss how project will address problematic areas):

Close-out Sunset Rd: Silverbell Rd to I-10 and transfer balance to Sunstet Rd: I-10 to River Rd.

10 . Total maximum amount of Authority funding allowed for the Project or Project Component, under this Exhibit:

\$ (1,528,946)

11 . Total maximum Authorized RTA funding for

\$ 5,521,054

Regional Transportation Authority of Pima County

Exhibit: **A**-4 Item: **1** RTA Resolution 2019-021

the Project, or Project component to-date, including this exhibit. (If this is an amendment to an existing contract, please give the requested amended total.

12 . Project Budget by Funding Source,

Total Project Funding Expected by Phase.

Study (DCR/Wildlife Linkages/Value Analysis)=

Planning/Design =

Right of Way =

Construction =

Operations (Transit) =

Total =

RTA	Non-RTA	Total
\$ 368,240	\$ -	\$ 368,240
	\$ 2,962,155	\$ 2,962,155
	\$ -	\$ -
\$ 5,152,814	\$ 6,905,746	\$ 12,058,560
\$ -	\$ -	\$ -
\$ 5,521,054	\$ 9,867,901	\$ 15,388,956

13 . Project Budget by Funding Source

This Exhibit:

Study (DCR/Wildlife Linkage/Value Analysis)=

Planning/Design =

Right of Way =

Construction =

Operations (Transit) =

Total =

RTA	Non-RTA	Total
\$ -	\$ -	\$ -
	\$ -	\$ -
\$ -	\$ -	\$ -
\$ (1,528,946)	\$ -	\$ (1,528,946)
\$ -	\$ -	\$ -
\$ (1,528,946)	\$ -	\$ (1,528,946)

14 . Funding Sources:

RTA

STP

12.6% Funds

2.6% Funds

Pima County Impact Fees

Tucson Impact Fees

Pima County HURF

Total Funding Sources:

Project Resources as outlined in the Ballot	Resources Committed (Includes this request)	Remaining Resource Budget
\$ 5,521,054	\$ 5,521,054	\$ -
\$ -	\$ -	\$ -
\$ -	\$ 4,707,155	
\$ -	\$ -	\$ -
\$ -	\$ 2,651,715	
\$ -	\$ 2,500,000	
\$ -	\$ -	\$ -
	\$ 15,379,925	

15 . Estimated completion date of work funded by this IGA:

Duration of work covered by this funding request:

8/31/18

16 . Cash Flow Request:

Resolution# CYMNT

2019-021 201910

FYMNTH Requested

202004 -\$1,528,946

Actual

\$1,528,946

Balance of Authorized

\$0.00

Regional Transportation Authority of Pima County

Exhibit: A -5 Item: 1 RTA Resolution 2019-021

- 1 . TIP Project Number: 10.18 RTA Ballot: 08 RTA Project ID: 08_b
- 2 . Sponsor: Pima County
- 3 . RTA Plan Element: I Roadway Improvements
- 4 . RTA Plan Sub-Element (If Applicable): N/A
- 5 . Project Name: Sunset: I-10 to River
- 6 . Work Phase Covered by the Exhibit:

Planning/Design:	\$ 1,528,946
Right of Way:	\$ -
Construction:	\$ -
Operations:	\$ -
Total:	\$ 1,528,946

7 . Project Manager Information (person responsible for Status Reports):

Name:
Mailing Address
City, ST Zipcode
Telephone Number:
Email Address:

Steve Wilson		
201 N. Stone Ave 4th Flr		
Tucson	AZ	85701
520.724.6410		
steve.wilson@pima.gov		

8 . Authorized Representative(s) (will sign & submit pay requests):

Name:
Mailing Address
City, ST Zipcode
Telephone Number:
Email Address:

Steve Wilson		
201 N. Stone Ave 4th Flr		
Tucson	AZ	85701
520.724.6410		
steve.wilson@pima.gov		

Name:
Mailing Address
City, ST Zipcode
Telephone Number:
Email Address:

	AZ	

9 . Narrative Description of Project Scope, including improvements to be made and project intent (discuss how project will address problematic areas):

Sunset Roadway: I-10 to River DCR and Environmental Assessment study of roadway extension.

10 . Total maximum amount of Authority funding allowed for the Project or Project Component, under this Exhibit:

\$ 1,528,946

11 . Total maximum Authorized RTA funding for the

\$ 1,528,946

Regional Transportation Authority of Pima County

Exhibit: **A** -5 Item: **1** RTA Resolution 2019-021

Project, or Project component to-date, including this exhibit. (If this is an amendment to an existing contract, please give the requested amended total.

12 . Project Budget by Funding Source,

Total Project Funding Expected by Phase.

Study (DCR/Wildlife Linkages/Value Analysis)=

Planning/Design =

Right of Way =

Construction =

Operations (Transit) =

Total =

RTA	Non-RTA	Total
\$ -	\$ -	\$ -
\$ 1,528,946	\$ -	\$ 1,528,946
	\$ -	\$ -
	\$ -	\$ -
\$ -	\$ -	\$ -
\$ 1,528,946	\$ -	\$ 1,528,946

13 . Project Budget by Funding Source,

This Exhibit:

Study (DCR/Wildlife Linkage/Value Analysis)=

Planning/Design =

Right of Way =

Construction =

Operations (Transit) =

Total =

RTA	Non-RTA	Total
\$ -	\$ -	\$ -
\$ 1,528,946	\$ -	\$ 1,528,946
\$ -	\$ -	\$ -
	\$ -	\$ -
\$ -	\$ -	\$ -
\$ 1,528,946	\$ -	\$ 1,528,946

14 . Funding Sources:

RTA

STP

12.6% Funds

2.6% Funds

Impact Fees

Bond Funds

General Fund

Fare Box Revenue

FHWA Funds

HURF

Total Funding Sources:

Project Resources as outlined in the Ballot	Resources Committed (Includes this request)	Remaining Resource Budget
\$ 1,528,946	\$ 1,528,946	\$ -
\$ -	\$ -	\$ -
\$ -	\$ -	\$ -
\$ -	\$ -	\$ -
\$ -	\$ -	\$ -
\$ -	\$ -	\$ -
\$ -	\$ -	\$ -
\$ -	\$ -	\$ -
\$ -	\$ -	\$ -
	\$ -	
\$ 1,528,946	\$ 1,528,946	\$ -

15 . Estimated completion date of work funded by this IGA:

Duration of work covered by this funding request:

Regional Transportation Authority of Pima County

Exhibit: **A** -5 Item: **1** RTA Resolution 2019-021

16 . Cash Flow Request:

Resolution#	CYMNTH	FYMNTH	Requested	Actual	Balance of Authorized	
2019-021	201910	202004	\$1,528,946.00	\$0.00	\$1,528,946	\$0.00
	201911	202005				\$0.00
	201912	202006				\$0.00
	202001	202007				\$0.00
	202002	202008				\$0.00
	202003	202009				\$0.00
	202004	202010				\$0.00
	202005	202011				\$0.00
	202006	202012				\$0.00