

REQUEST FOR COUNCIL ACTION CITY OF SAN DIEGO	CERTIFICATE NUMBER (FOR COMPTROLLER'S USE ONLY) 3000006561
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TO: CITY COUNCIL	FROM (ORIGINATING DEPARTMENT): Transportation&Storm Water Dept	DATE: 10/23/2013
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SUBJECT: Deappropriation of the Fourth Avenue and Quince Street AND Fourth Avenue/Fifth Avenue and Nutmeg Street Projects from the 2014 CIP Budget

PRIMARY CONTACT (NAME, PHONE): Hasan Yousef,619-533-3012	SECONDARY CONTACT (NAME, PHONE): Julio Fuentes, 619-533-3092
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COMPLETE FOR ACCOUNTING PURPOSES

FUND	600002	400169	400169	600002	400169
FUNCTIONAL AREA	OTHR-00000000-TR	OTHR-00000000-TR	OTHR-00000000-TR	OTHR-00000000-TR	OTHR-00000000-TR
COST CENTER	2113120013	2113120013	2113120013	2113120013	2113120013
GENERAL LEDGER ACCT	512117	512117	512117	512117	512117
WBS OR INTERNAL ORDER	S11055	S11056	S11056	S11056	S11055
CAPITAL PROJECT No.	S11055	S11056	S11056	S11056	S11055
AMOUNT	\$140,860.68	\$30,000.00	\$148,753.66	\$507,041.24	\$15,869.71

FUND					
FUNCTIONAL AREA					
COST CENTER					
GENERAL LEDGER ACCT					
WBS OR INTERNAL ORDER					
CAPITAL PROJECT No.					
AMOUNT	0.00	0.00	0.00	0.00	0.00

COST SUMMARY (IF APPLICABLE):

ROUTING AND APPROVALS

CONTRIBUTORS/REVIEWERS:	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
Liaison Office	Comptroller	ORIG DEPT.	Sturdevan, Kip
Environmental Analysis		CFO	
Equal Opportunity Contracting		DEPUTY CHIEF	
Financial Management		COO	
Grants Administration		CITY ATTORNEY	Kohut, Ryan
		COUNCIL PRESIDENTS OFFICE	

PREPARATION OF: RESOLUTIONS ORDINANCE(S) AGREEMENT(S) DEED(S)

1. Authorizing the Chief Financial Officer to reduce the Fiscal Year 2014 Capital Improvement Program budget by de-appropriating an amount not to exceed \$647,901.92 in Fund 600002, Other, Grant 1000310-2010, of which \$140,860.68 is from CIP S-11055, Fourth Avenue and Quince Street, and \$507,041.24 is from CIP S-11056, Fourth Avenue/Fifth Avenue & Nutmeg Street, for the purpose of cancelling and closing the projects; and

2. Authorizing the Chief Financial Officer to transfer appropriations of \$30,000 from CIP S-11056, Fourth Avenue/Fifth Avenue & Nutmeg Street, to CIP S-11054, Park Boulevard and Essex Street within Fund 400169, TransNet, for project completion; and
3. Authorizing the Chief Financial Officer to reduce the Fiscal Year 2014 Capital Improvement Program budget by de-appropriating and returning to fund balance an amount not to exceed \$164,623.37 in Fund 400169, TransNet, of which \$15,869.71 is in CIP S-11055, Fourth Avenue and Quince Street, and \$148,753.66 is in CIP S-11056, Fourth Avenue/Fifth Avenue & Nutmeg Street, for the purpose of cancelling and closing the projects.
4. Determining that the activity is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment.

STAFF RECOMMENDATIONS:
Approve the requested actions.

SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION)

COUNCIL DISTRICT(S):	2
COMMUNITY AREA(S):	Uptown
ENVIRONMENTAL IMPACT:	This activity is a Project as defined in CEQA Guidelines Section 15378(a)(1). The activity is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment.
CITY CLERK INSTRUCTIONS:	Please provide a resolution copy to Sabrina Carnell, at MS609

**COUNCIL ACTION
EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO**

DATE: 10/23/2013

ORIGINATING DEPARTMENT: Transportation&Storm Water Dept

SUBJECT: Deappropriation of the Fourth Avenue and Quince Street AND Fourth Avenue/Fifth Avenue and Nutmeg Street Projects from the 2014 CIP Budget

COUNCIL DISTRICT(S): 2

CONTACT/PHONE NUMBER: Hasan Yousef/619-533-3012

DESCRIPTIVE SUMMARY OF ITEM:

This action authorizes the cancellation of both Fourth Avenue and Quince Street, and Fourth Avenue/Fifth Avenue & Nutmeg Street projects funded by SANDAG's Smart Growth Incentive Program (SGIP). The projects will be incorporated into SANDAG's Uptown Regional Corridor project. In addition, this action increases the budget for Park Boulevard and Essex Street project.

STAFF RECOMMENDATION:

Approve the requested actions.

EXECUTIVE SUMMARY OF ITEM BACKGROUND

On May 22, 2009, the San Diego Association of Governments (SANDAG) awarded the City of San Diego grant funds from the FY2009-FY2010 Smart Growth Incentive Program for the purpose of enhancing mobility and safety for pedestrians, bicycles, and access to transit at Fourth Avenue and Quince Street, Fourth Avenue/Fifth Avenue & Nutmeg Street, and Park Boulevard & Essex Street.

Over the past several months, the City postponed implementation of the Fourth Avenue and Quince Street and Fourth Avenue/Fifth Avenue & Nutmeg Street projects at the request of SANDAG. The project implementation postponement was requested in order to discuss design considerations associated with SANDAG's Uptown Regional Corridor project, which envisions a protected bikeway and enhanced pedestrian and traffic calming improvements along Fourth and Fifth Avenues.

On April 15, 2013, City staff met with SANDAG and agreed that the best option would be to transfer the management, design, and completion of the Fourth Avenue and Quince Street and Fourth Avenue/Fifth Avenue & Nutmeg Street projects to SANDAG for consolidated implementation with the Uptown Regional Corridor Project and the Regional Bicycle Plan Early Action Program. The attached letter (Attachment A) confirms the City's agreement to transfer both projects to SANDAG and to authorize the re-programming of approximately \$500,000 of unspent grant funds associated to these projects. Since the submittal of this letter, the City received approximately \$160,000 from claims reimbursement, therefore bringing the total amount of funds to be reprogrammed to approximately \$647,902. Both projects are scheduled to be de-appropriated, cancelled, and closed.

On July 19, 2013, SANDAG's Transportation Committee approved to the reprogramming of the unspent Smart Growth Incentive Program funds (Attachment B). Recent review of Park Boulevard & Essex Street project budget indicated that additional funding in the amount of

\$30,000 is needed to complete the project. This funding will be reprogrammed from the cancelled project at Fourth Avenue/Fifth Avenue & Nutmeg Street.

FISCAL CONSIDERATIONS

This action will authorize the de-appropriation of remaining grant funds not to exceed an amount of \$647,901.92 and TransNet funds in an amount not exceed \$164,623.37 from CIP S-11055, Fourth Avenue and Quince Street and CIP S-11056, Fourth Avenue/Fifth Avenue & Nutmeg Street. In addition, this action will authorize the transfer of funds from S-11056, Fourth Avenue/Fifth Avenue & Nutmeg Street to CIP S-11054, Park Boulevard and Essex Street within Fund 400169, TransNet. This transfer of TransNet Extension funding will be included in a future amendment to the Regional Transportation Improvement Plan (RTIP).

EQUAL OPPORTUNITY CONTRACTING INFORMATION (IF APPLICABLE):

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

Resolution #R-304633 dated February 12, 2009 authorized the city to apply for five grant applications. Resolution #R-306488 dated December 14, 2010 authorized to accept, appropriate, and expend the funds.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS

Community planning groups have expressed their support for these projects.

KEY STAKEHOLDERS AND PROJECTED IMPACTS

Vehicles drivers, pedestrians, bicycle users and transit riders who live and work in the vicinity of the projects as well as visitors to these locations.

Sturdevan, Kip

Originating Department

Deputy Chief/Chief Operating Officer



THE CITY OF SAN DIEGO

Attachment A

June 12, 2013

Coleen Clementson
Principal Regional Planner
San Diego Association of Governments
401 B Street, Suite 800
San Diego, CA 92104

SUBJECT: City of San Diego 4th & 5th Avenues/Nutmeg and 4th Avenue/Quince Pedestrian Crossing & Traffic Calming Projects and SANDAG Uptown Regional Bike Corridor Project

Dear Ms. Clementson:

On May 22, 2009, the San Diego Association of Governments (SANDAG) Board of Directors awarded FY 2009 – FY 2010 Smart Growth Incentive Program grant to the City of San Diego for the 4th & 5th Avenues/Nutmeg and 4th Avenue/Quince Pedestrian Crossing & Traffic Calming projects. Grant agreements for both projects were executed on July 23, 2010. Currently, both projects are at 95% design and scheduled for completion by September, 2013. Over the past several months, we postponed implementation of these two projects at the request of SANDAG to discuss design considerations associated with the Uptown Regional Corridor project, which envisions a protected bikeway and enhanced pedestrian and traffic calming improvements along 4th and 5th Avenues. To implement this regional bikeway project, SANDAG informed us that the bulb-outs we have planned adjacent to the following intersections, as currently designed, would likely be impacted:

- 4th and Nutmeg
- 4th and Quince
- 5th and Nutmeg

On April 15, 2013, our staff met with SANDAG's staff to discuss the best way to coordinate these projects. After discussing several options, we agreed that the best option would be to transfer the management, design, and completion of the 4th & 5th Avenues/Nutmeg and 4th Avenue/Quince Pedestrian Crossing & Traffic Calming Projects to SANDAG for consolidated implementation with the Uptown Regional Corridor Project and the Regional Bicycle Plan Early

Transportation and Storm Water Department

1010 Second Avenue, Suite 800 • San Diego, CA 92101

Telephone (619) 533-3126 Fax (619) 533-3131



Page 2

4th & 5th Avenues/Nutmeg and 4th Avenue/Quince projects

June 12, 2013

Action Program. This letter is to confirm our agreement to transfer the completion of the above projects to SANDAG and to authorize the re-programming of approximately \$500,000 of unspent grant funds associated with these projects.

We look forward to the implementation of bicycle, pedestrian, and traffic calming improvements along 4th and 5th Avenues and are happy to provide collaborative support as the Uptown Regional Project and Regional Bicycle Plan Early Action Program progress.

Sincerely,



Hasan Yousef
Deputy Director

cc: Garth K. Sturdevan, Director, Transportation & Storm Water Department
Linda Marabian, Deputy Director, Transportation & Storm Water Department
Marnell Gibson, Deputy Director, Public Works Department
Sabrina Carnell, Grant Administrator, Transportation & Storm Water Department



401 B Street, Suite 800
San Diego, CA 92101-4231
(619) 699-1900
Fax (619) 699-1905
www.sandag.org

October 28, 2013

File Number 3300100

Mr. Mark Giandoni
City of San Diego
Public Works Department
Associate Engineer, Civil
600 B Street, Suite 800
San Diego, CA 92101

MEMBER AGENCIES

- Cities of
- Carlsbad
- Chula Vista
- Coronado
- Del Mar
- El Cajon
- Encinitas
- Escondido
- Imperial Beach
- La Mesa
- Lemon Grove
- National City
- Oceanside
- Poway
- San Diego
- San Marcos
- Santee
- Solana Beach
- Vista
- and
- County of San Diego

ADVISORY MEMBERS

- Imperial County
- California Department of Transportation
- Metropolitan Transit System
- North County Transit District
- United States Department of Defense
- San Diego Unified Port District
- San Diego County Water Authority
- Southern California Tribal Chairmen's Association
- Mexico

Dear Mr. Giandoni:

Thank you for your assistance on Agreement Nos. 5001358 (Fourth and Fifth Avenues/Nutmeg Pedestrian Crossing and Traffic Calming) and 5001355 (Fourth Avenue/Quince Pedestrian Crossing and Traffic Calming) awarded through the FY 2009 – FY 2010 *TransNet* Smart Growth Incentive Program. Per the Transportation Committee's decision made on July 19, 2013, the San Diego Association of Governments (SANDAG) will assume the design, management, and completion of the proposed improvements within these areas as a part of the Uptown Regional Bicycle Corridor project. The City of San Diego's work on these grant projects is now complete. SANDAG will use unspent grant funds to carry forth the proposed improvements.

Both agreements require that the City of San Diego maintain all records pertaining to these projects for three years and that all required insurance policies remain in place for at least another 12 months. Please contact Suchi Mukherjee at (619) 699-7315 or suchitra.mukherjee@sandag.org if you have any questions concerning the process of closing out this contract.

SANDAG appreciates the City of San Diego's contributions to smart growth and active transportation within the region. We look forward to one day celebrating in partnership the completion of an outstanding bicycle and pedestrian facility along this urban corridor.

Sincerely,

SUSAN BALDWIN
Senior Regional Planner

SBA/SMU/ais

Attachment: 1. July 19, 2013, Joint Meeting of the Regional Planning and Transportation Committees

JOINT MEETING OF THE REGIONAL PLANNING AND TRANSPORTATION COMMITTEES

July 19, 2013

AGENDA ITEM NO. **2**

Action Requested: **APPROVE**

TransNet SMART GROWTH INCENTIVE PROGRAM AND ACTIVE
TRANSPORTATION GRANT PROGRAM: STATUS UPDATE
AND PROPOSED GRANT AMENDMENTS

File Numbers 3300100, 3300300

Introduction

This report provides an update through March 31, 2013, on projects funded by two grant programs included in the *TransNet* Extension Ordinance and Expenditure Plan: (1) the Smart Growth Incentive Program (SGIP), and (2) the Active Transportation Grant Program (ATGP). This report also provides information regarding ongoing oversight efforts and three proposed grant amendments, including one no-cost, time-only schedule extension for the ATGP and two budget amendments for the SGIP.

Discussion

The *TransNet* Extension Ordinance provides 2 percent of the annual *TransNet* revenues for both the SGIP and ATGP. In addition, the ATGP receives 2 percent of the annual Transportation Development Act (TDA) revenues. This report includes an update on the progress of both grant programs through March 31, 2013 (Attachments 1, 2, and 3), and information regarding ongoing oversight efforts and the current funding cycles for both programs.

Smart Growth Incentive Program

The SGIP was established through the *TransNet* Extension Ordinance "to provide funding for a broad array of transportation-related infrastructure improvements that will assist local agencies in better integrating transportation and land use."

In May 2009, SANDAG awarded \$9.4 million in funding to 14 projects (six planning grants and eight capital grants) for the first two-year cycle of the *TransNet* SGIP. Of the 13 projects that went forward, 6 have been completed and the remaining projects are scheduled to be completed by the end of FY 2014 (June 2014) with the exception of two SGIP projects as described below.

Recommendation

The Transportation Committee is asked to:

1. approve a no-cost, time-only extension to the Active Transportation Grant Program project for the City of National City's Bicycle Parking Enhancements project; and
2. approve amendments to the FY 2014 Program Budget to reprogram unspent SGIP funds of:
 - approximately \$100,000 for the City of San Diego 4th Avenue/Quince Pedestrian Crossing and Traffic Calming project to SANDAG CIP No. 1223022; and
 - approximately \$461,000, for the City of San Diego 4th & 5th Avenues/ Nutmeg Pedestrian Crossing & Traffic Calming project to SANDAG CIP No. 1223022.

In June 2013, SANDAG awarded \$9.6 million in funding to 13 projects (seven planning grants and six capital grants) for the second cycle of the *TransNet* SGIP. Progress on these projects will be included in future reports.

Proposed Smart Growth Incentive Program Amendments

The City of San Diego is requesting to transfer the responsibility for completion of the 4th Avenue/Quince and 4th and 5th Avenues/Nutmeg Pedestrian Crossing & Traffic Calming projects to SANDAG for implementation through the Regional Bicycle Plan Early Action Program (Attachment 4). Due to the planned regional bicycle and pedestrian improvements in the area, staff from the City of San Diego and SANDAG propose transferring the management, design, and completion of these projects for consolidation with the Uptown Regional Bicycle Corridor project, which is currently being managed by SANDAG. To assume these activities, SANDAG staff requests that the Transportation Committee (1) reprogram the unspent funds of approximately \$100,000 from the original grant of \$231,000 for the 4th Avenue/Quince project and (2) reprogram the unspent funds of approximately \$461,000 from the original grant of \$577,000 for the 4th and 5th Avenues/Nutmeg project to SANDAG Capital Improvement Program (CIP) Project No. 1223022, Bicycle Facilities: Old Town to San Diego, in the FY 2014 Program Budget (Attachment 5). The ITOC reviewed the proposed amendments at its July 10, 2013, meeting.

Active Transportation Grant Program

The *TransNet* Extension Ordinance specifies that ATGP funds be used "for bikeway facilities and connectivity improvements, pedestrian and walkable community projects, bicycle and pedestrian safety projects and programs, and traffic calming projects."

In June 2009, SANDAG awarded \$7.8 million in TDA and *TransNet* funding to 30 projects (12 planning, parking, and education program grants; and 18 capital grants) for the first cycle of this program under the *TransNet* Extension. Of the 30 projects, 23 have been completed and 5 remaining projects are scheduled to be completed by the end of FY 2014 (June 2014). One project from this cycle was terminated, and another was transferred to SANDAG for completion through the Regional Bicycle Plan Early Action Program.

In September 2012, SANDAG awarded \$8.8 million in TDA and *TransNet* funding to 25 projects (14 planning, parking, and education program grants; and 11 capital grants) for the second cycle of this program under the *TransNet* Extension. This report provides the first quarterly status update for these projects. All grant agreements for this cycle have been executed. Currently, scheduled completion dates range between this summer through FY 2016 (June 2016).

Of these two cycles, one ATGP project is requesting a schedule extension.

Proposed Active Transportation Grant Program Amendment

The City of National City is requesting a no-cost, time-only schedule extension for the Bicycle Parking Enhancements project from September 31, 2013, to September 31, 2014 (Attachment 6). The 12-month extension would allow the grantee to pursue an opportunity to more actively engage the local community in the design and installation process for the bicycle racks by partnering with a local non-profit organization and Sweetwater High School students to custom design and fabricate the racks being funded through the grant. The ITOC approved the requested schedule amendment at its July 10, 2013, meeting.

Grant Monitoring & Oversight

Staff reviews quarterly reports to ensure that grantees are making timely progress with respect to the key milestones identified in Board Policy No. 035: Competitive Grant Program Procedures (Attachment 7) governing the timely use of grant funds, and their respective grant agreements. The "Watch List" column in Attachments 1 to 3 is used to identify those grantees in danger of missing their scheduled milestone dates who have not yet worked with staff to take corrective action. Delays in tasks leading up to either the award of a contract or project completion may place grantees on the watch list.

In addition, staff reviews project deliverables for consistency with the agreed-upon scope of work. Quarterly status updates are presented to the ITOC and the Transportation and Regional Planning Committees on a regular basis.

Next Steps

If approved by the Transportation Committee, staff will process amendments to the grant agreements accordingly. The next status update on the SGIP and ATGP will be provided in fall 2013.

CHARLES "MUGGS" STOLL

Director of Land Use and Transportation Planning

- Attachments:
1. Status of FY 2009–FY 2010 *TransNet* SGIP Projects
 2. Status of FY 2009–FY 2010 *TransNet/TDA* ATGP Projects
 3. Status of FY 2011–FY 2012 *TransNet/TDA* ATGP Projects
 4. City of San Diego Request to Transfer Completion for 4th & 5th Avenues/
Nutmeg and 4th Avenue/Quince Pedestrian Crossing
& Traffic Calming
 5. Proposed FY 2014 Budget Amendment for CIP 1223022, Bicycle Facilities:
Old Town to San Diego
 6. City of National City Schedule Extension Request for Bicycle Parking Enhancements
 7. Board Policy No. 035: Competitive Grant Program Procedures

Key Staff Contact: Suchi Mukherjee, (619) 699-7315, suchitra.mukherjee@sandag.org

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000006561
 DEPT. NO. 2116

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$842,525.29 Fund: 600002/400169

Purpose: To authorize the transfer of funds not to exceed \$30,000 from CIP S11056, Fourth Ave/Fifth Ave & Nutmeg to CIP S11054 Park Blvd and Essex St, and the de-appropriation of CIP S11055 Fourth Ave and Quince Street and S11056 Fourth/Fifth Ave & Nutmeg to return to fund balance.

Date: December 2, 2013 By: James Long *James Long*
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
001	S11055	600002	1000310-2010	512117	OTHR-00000000-TR	2116		S-11055.07.02	\$140,860.68
002	S11055	400169	-	512117	OTHR-00000000-TR	2116		S-11056.07.01	\$30,000.00
003	S11056	400169	-	512117	OTHR-00000000-TR	2116		S-11056.07.01	\$148,753.66
004	S11056	600002	1000310-2010	512117	OTHR-00000000-TR	2116		S-11056.07.02	\$507,041.24
005	S11055	400169	-	512117	OTHR-00000000-TR	2116		S-11055.07.01	\$15,869.71
TOTAL AMOUNT									\$842,525.29

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: _____

Vendor: _____

Purpose: _____

Date: _____ By: _____
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Internal Order	WBS Element	Original Amount
TOTAL AMOUNT									