



DATE: December 7, 2023
TO: Governing Board
FROM: Joaquin T. Siques, Executive Director
SUBJECT: Amendment #2 to Funding Agreement with Metro for Project Development Activities

RECOMMENDATION:

It is recommended that the Governing Board:

1. Find this action is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061 (b) (3), the Common Sense exemption that CEQA only applies to projects that may have an effect on the environment; and
2. Authorize the Executive Director to execute Amendment #2 to the Funding Agreement with Metro to program up to \$95,000 of Measure M funding for project development activities.

BACKGROUND:

On April 27, 2018 the AVCJPA entered into a funding agreement with Metro that provides for project development activities to be spent and reimbursed using up to 0.5% of Measure M Multi-Year Subregional Program (MSP) funds. The agreement programmed funding over several years from FY18-FY22 totaling \$173,618. Funds are to lapse on June 30, 2024 with a remaining balance of \$18,950 available for the JPA to spend on consultant services to assist with project development activities in FY24.

The AVCJPA can request an extension to the current funding agreement to receive additional Measure M funding for project development activities. To receive the funding, the AVCJPA must notify Metro in writing and a representation that the Executive Director has approval from the Governing Board to execute amendment #2 to the Funding Agreement.

Metro has calculated the unexecuted balance of available MSP funds for project development activities to be \$190,122 (see attachment). The funds would be available to spend once amendment #2 to the funding agreement is executed with Metro. If the funds are not used for project development activities, they can be re-allocated for the AVCJPA to use directly towards projects in the subregion.

Funds for the project development activities are critical to the JPA as there is not full-time staff available to complete that work on behalf of each member agency. If approved to amend the funding agreement with Metro, AVCJPA staff is prepared to recommend a contract extension with Cambridge Systematics to continue use of their consultant services for the project development activities.

ENVIRONMENTAL ANALYSIS:

The proposed amendment to the funding agreement with Metro is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061 (b) (3), the Common Sense exemption. The project development activities are covered by the common sense exemption that CEQA only applies to programs or projects that have a potential for causing a significant effect on the environment.

FISCAL IMPACT:

The recommended action is to amend the existing funding agreement with Metro to program up to \$95,000 of the available \$190,122 in Measure M funding for MSP and SEP project development activities. The work would be done by a consultant with those expenses paid directly by the AVCJPA. The AVCJPA is then eligible to request reimbursement of those expenses up to \$95,000 through the funding agreement with Metro.

Staff anticipates programming the consultant work every other year as Metro is releasing Measure M funding allocations in two-year cycles. The most recent MSP project list submitted and approved by Metro in 2023 utilized \$25,750 in consultant expenses. The recommendation to request \$95,000 for project development activities is estimated to cover three cycles of project submittals if projects are submitted and approved by Metro every other year (2025, 2027, and 2029). During this time, the AVCJPA retains the right to request use of any unexecuted balance of project development funds by amending the funding agreement with Metro.

Attachment – Measure M 5-Year Cashflow Forecast from Metro

Measure M Multi-Year Subregional Programs 5-Year Cashflows (October 2023)

In Year of Expenditure Dollars

Program	Sub-region	Ground-breaking Start Date	Unallocated Balance [a]	FY 2023 FY 2024	FY 2024 FY 2025	FY 2025 FY 2026	FY 2026 FY 2027	FY 2027 FY 2028	2023 New Total Plus Unallocated Balance	Project Development Funding Maximum [b]	Project Development Funding Unexecuted Balance
Modal Connectivity Program and Complete Streets Proj.	av	FY 2018	\$ 1,874,773				\$ 2,492,693	\$ 7,672,508	\$ 12,039,974	\$ 151,213	\$ 74,822
Transit Projects	av	FY 2018	\$ 1,500,890				\$ 3,172,630	\$ 9,765,356	\$ 14,438,876	\$ 192,460	\$ 95,233
Subregional Equity Program	av	FY 2018	\$ -	\$ 802,676	\$ 802,676	\$ 802,676	\$ 802,676	\$ 802,676	\$ 4,013,378	\$ 20,067	\$ 20,067
Active Transportation Projects	av	FY 2033							\$ -	\$ -	\$ -
Arroyo Verdugo Projects to be Determined	av	FY 2048									
Goods Movement Projects	av	FY 2048									
Highway Efficiency, Noise Mitigation and Arterial Proj.	av	FY 2048									
Arroyo Verdugo Subregion Total									\$ 30,492,228	\$ 363,740	\$ 190,122
Active Transportation, 1st/Last Mile, & Mobility Hubs	cc	FY 2018	\$ 4,652,182					\$ 8,166,284	\$ 12,818,466	\$ 160,945	\$ 160,945
Subregional Equity Program [d]	cc	FY 2018	\$ -	\$ 1,964,883	\$ 1,964,883	\$ 1,964,883	\$ 1,964,883	\$ 1,964,883	\$ 9,824,415	\$ 49,122	\$ 49,122
Los Angeles Safe Routes to School Initiative	cc	FY 2033									
BRT and 1st/Last Mile Solutions e.g. DASH	cc	FY 2048									
Freeway Interchange and Operational Improvements	cc	FY 2048									
LA Streetscape Enhancements & Great Streets Prog.	cc	FY 2048									
Public Transit State of Good Repair Program	cc	FY 2048									
Traffic Congestion Relief-Signal Synchronization	cc	FY 2048									
Central City Area Subregion Total									\$ 22,642,881	\$ 210,067	\$ 210,067
Active Transportation Program	gc	FY 2018									
I-605 Corridor 'Hot Spot' Interchange Improvements [c]	gc	FY 2018	\$ 57,055,809			\$ 14,915,370	\$ 15,301,678	\$ 47,098,566	\$ 134,371,423	\$ 748,579	\$ 388,579
Subregional Equity Program	gc	FY 2018	\$ -	\$ 2,040,134	\$ 2,040,134	\$ 2,040,134	\$ 2,040,134	\$ 2,040,134	\$ 10,200,669	\$ 51,003	\$ 51,003
Gateway Cities Subregion Total									\$ 134,371,423	\$ 748,579	\$ 388,579
Active Transportation, Transit, and Tech. Program	lvm	FY 2018	\$ -				\$ 2,632,547	\$ 2,700,993	\$ 5,333,540	\$ 132,687	\$ 13,590
Highway Efficiency Program	lvm	FY 2018	\$ 37,083,054				\$ 10,941,523	\$ 11,226,002	\$ 59,250,579	\$ 551,480	\$ 55,556
Subregional Equity Program	lvm	FY 2018	\$ -	\$ 142,140	\$ 142,140	\$ 142,140	\$ 142,140	\$ 142,140	\$ 710,702	\$ 3,554	\$ 3,554
Modal Connectivity Program	lvm	FY 2048									
Traffic Congestion Relief and Improvement Program	lvm	FY 2048									
Las Virgenes Malibu Subregion Total									\$ 65,294,821	\$ 687,721	\$ 72,700
Active Transportation Program	nc	FY 2018	\$ 2,278,619					\$ 10,027,437	\$ 12,306,056	\$ 197,625	\$ 197,625
Transit Program [b],[c]	nc	FY 2018	\$ 6,056,450					\$ 22,333,836	\$ 28,390,286	\$ 440,165	\$ 440,165
Subregional Equity Program	nc	FY 2018	\$ -					\$ 961,538	\$ 961,538	\$ 24,038	\$ 24,038
Multimodal Connectivity Program	nc	FY 2033									
Arterial Program	nc	FY 2048									
Goods Movement Program	nc	FY 2048									
Highway Efficiency Program	nc	FY 2048									

Measure M Multi-Year Subregional Programs 5-Year Cashflows (October 2023)											
In Year of Expenditure Dollars											
Program	Sub-region	Ground-breaking Start Date	Unallocated Balance [a]	FY 2023 FY 2024	FY 2024 FY 2025	FY 2025 FY 2026	FY 2026 FY 2027	FY 2027 FY 2028	2023 New Total Plus Unallocated Balance	Project Development Funding Maximum [b]	Project Development Funding Unexecuted Balance
North County Subregion Total									\$ 41,657,880	\$ 661,828	\$ 661,828
South Bay Highway Operational Improvements [b],[c]	sb	FY 2018	\$ 40,606,940					\$ 41,780,986	\$ 82,387,926	\$ 374,290	\$ -
Transportation System and Mobility Impr. Prog. 2057	sb	FY 2018	\$ -					\$ 13,293,950	\$ 13,293,950	\$ 262,003	\$ -
Transportation System and Mobility Impr. Prog. 2032	sb	FY 2018	\$ 44,990,727					\$ 24,773,170	\$ 69,763,897	\$ 1,216,988	\$ 363,447
Subregional Equity Program [e]	sb	FY 2018	\$ -	\$ 1,086,957	\$ 1,086,957	\$ 1,086,957	\$ 1,086,957	\$ 1,086,957	\$ 5,434,783	\$ 27,174	\$ 27,174
South Bay Subregion Total									\$ 165,445,773	\$ 1,853,280	\$ 363,447
Active Transportation Prog. (Including Greenway Proj.)	sg	FY 2018	\$ 1,787,654					\$ 8,774,007	\$ 10,561,661	\$ 172,922	\$ 100,263
Bus System Improvement Program	sg	FY 2018	\$ -					\$ 2,089,049	\$ 2,089,049	\$ 41,172	\$ 38,672
First/Last Mile and Complete Streets	sg	FY 2018	\$ -					\$ 7,520,577	\$ 7,520,577	\$ 148,219	\$ 61,742
Highway Demand Based Prog. (HOV Ext. & Connect.)	sg	FY 2018	\$ -					\$ 8,774,007	\$ 8,774,007	\$ 172,922	\$ 146,422
Subregional Equity Program [f]	sg	FY 2018	\$ -	\$ 1,663,880	\$ 1,663,880	\$ 1,663,880	\$ 1,663,880	\$ 1,663,880	\$ 8,319,398	\$ 41,597	\$ 41,597
Goods Movement (Improvements & RR Xing Elim.)	sg	FY 2048									
Highway Efficiency Program	sg	FY 2048									
ITS-Technology Program (Advanced Signal Tech.)	sg	FY 2048									
San Gabriel Valley Subregion Total									\$ 37,264,693	\$ 576,831	\$ 388,695
Active Transportation 1st/Last Mile Connections Prog.	w	FY 2018	\$ 11,080,402					\$ 13,711,760	\$ 24,792,162	\$ 270,237	\$ 175,248
Subregional Equity Program [g]	w	FY 2018	\$ -	\$ 1,337,793	\$ 1,337,793	\$ 1,337,793	\$ 1,337,793	\$ 1,337,793	\$ 6,688,963	\$ 33,445	\$ 33,445
Westside Subregion Total									\$ 24,792,162	\$ 270,237	\$ 175,248

Notes:

- [a] - Includes amounts needed for project development funding.
 - [b] - Project development funding (0.5%) amount based on Measure M funding only.
 - [c] - Includes Measure M funds. Metro and subregions will utilize other eligible fund types per the Measure M Expenditure Plan where possible.
 - [d] - SEP does not include funding for Crenshaw/LAX Transit Project, Westside Purple Line Extension Section 1 Project, or Eastside Light Rail Access (Pedestrian) Project.
 - [e] - SEP does not include funding for Crenshaw/LAX Transit Project.
 - [f] - SEP does not include funding for Gold Line to Pomona Project (FY26 - FY28).
 - [g] - SEP does not include funding for Westside Purple Line Extension Section 1 Project.
- Forecasts assume inflation.