

ALL ITEMS FOR CONSIDERATION BY THE CITY COUNCIL AND GOVERNING BODY OF THE SUCCESSOR AGENCY TO THE COMMERCE COMMUNITY DEVELOPMENT COMMISSION ARE AVAILABLE FOR PUBLIC VIEWING IN THE OFFICE OF THE CITY CLERK/SECRETARY AND THE CENTRAL LIBRARY

Agendas and other writings that will be distributed to the Councilmembers/ Board Members in connection with a matter subject to discussion or consideration at this meeting and that are not exempt from disclosure under the Public Records Act, Government Code Sections 6253.5, 6254, 6254.3, 6254.7, 6254.15, 6254.16, or 6254.22, are available for inspection following the posting of this agenda in the City Clerk/Secretary's Office, at Commerce City Hall, 2535 Commerce Way, Commerce, California, and the Central Library, 5655 Jillson Street, Commerce, California, or at the time of the meeting at the location indicated below.

**AGENDA FOR THE
CONCURRENT ADJOURNED REGULAR MEETINGS OF
THE CITY COUNCIL OF THE CITY OF COMMERCE AND
THE GOVERNING BODY OF THE SUCCESSOR AGENCY TO
THE COMMERCE COMMUNITY DEVELOPMENT COMMISSION
(HEREINAFTER "SUCCESSOR AGENCY")**

**COUNCIL CHAMBERS
5655 JILLSON STREET, COMMERCE, CALIFORNIA**

TUESDAY, MARCH 26, 2013 – 5:00 P.M.

CALL TO ORDER

Mayor/Chairperson Leon

ROLL CALL

City Clerk/Secretary Olivieri

PUBLIC COMMENT

Citizens wishing to address the City Council and Successor Agency on any item on the agenda or on any matter not on the agenda may do so at this time. However, State law (Government Code Section 54950 et seq.) prohibits the City Council/Successor Agency from acting upon any item not contained on the agenda posted 72 hours before a regular meeting and 24 hours before a special meeting. Upon request, the City Council/Successor Agency may, in their discretion, allow citizen participation on a specific item on the agenda at the time the item is considered by the City Council/Successor Agency. Request to address City Council/Successor Agency cards are provided by the City Clerk/Secretary. If you wish to address the City Council/Successor Agency at this time, please complete a speaker's card and give it to the City Clerk/Secretary prior to commencement of the City Council/ Successor Agency meetings. Please use the microphone provided, clearly stating your name and address for the official record and courteously limiting your remarks to five (5) minutes so others may have the opportunity to speak as well.

To increase the effectiveness of the Public Comment Period, the following rules shall be followed:

No person shall make any remarks which result in disrupting, disturbing or otherwise impeding the meeting.

RECESS TO CLOSED SESSION

1. Pursuant to Government Code §54956.8, the **Successor Agency** will confer with its real property negotiators, Jorge Rifá, Alex Hamilton and John Yonai, with respect to real estate negotiations with:
 - A. Ray and Bob Malhotra, of Commerce Hyundai, including proposed price and other terms, concerning former Commerce Community Development Commission-owned real property located at 5440 and 5540 Telegraph Road, Commerce, California.
2. Pursuant to Government Code §54956.8, the **City Council** will confer with its real property negotiators, Jorge Rifá, Alex Hamilton and John Yonai, with respect to real estate negotiations concerning:
 - A. City-owned real property, including proposed price and other terms relating thereto, comprised of 6329 and 6355 Washington Boulevard, Commerce, California, commonly referred to as the Stahl Trust property;
3. Pursuant to Government Code §54956.9(a),

The **City Council** will confer with its legal counsel, and take the appropriate action, with respect to the pending matter In Re Arbitration of AFSCME (Miley) v. City of Commerce.
4. Pursuant to Government Code §54956.9(b),
 - A. The **City Council** will confer with its legal counsel, and take the appropriate action, with respect to significant exposure to litigation in one potential case.
 - B. The **Successor Agency** will confer with its legal counsel, and take the appropriate action, with respect to significant exposure to litigation in two potential cases.
5. Pursuant to Government Code §54957.6,
 - A. The **City Council** will confer with its labor negotiator, Jorge Rifá, with respect to labor negotiations pertaining to the Memoranda of Understanding between the City and the City of Commerce Employees Association on behalf of the mid-management and non-management full-time employees and part-time employees.

CITY COUNCIL/SUCCESSOR AGENCY REPORTS

CONSENT CALENDAR

Items under the Consent Calendar are considered to be routine and may be enacted by one motion. Each item has backup information included with the agenda, and should any Councilmember or Board Member desire to consider any item separately he/she should so indicate to the Mayor/Chairperson. If the item is desired to be discussed separately, it should be the first item under Scheduled Matters.

6. Approval of Minutes

The **City Council** and **Successor Agency** will consider for approval, respectively, the minutes of the Concurrent Adjourned Regular Meetings of Tuesday, February 19, 2013, held at 5:00 p.m. and Concurrent Regular Meetings of Tuesday, February 19, 2013, held at 6:30 p.m.

7. Request to Co-Sponsor East Yard Communities for Environmental Justice's Green Business Benefits Workshop

At the request of Mayor Leon, the **City Council** will consider for approval the co-sponsorship of East Yard Communities for Environmental Justice's Green Business Benefits Workshop, tentatively scheduled for Thursday, April 18, 2013, in Commerce. EYCEJ is also requesting that the Mayor or a Councilmember provide the welcoming comments and that City staff provide the City logo to EYCEJ for incorporation into the promotional flyer, attend the workshop to provide handout materials and assistance to attendees, assist with publicity for the event and provide information regarding the City's PACE program to EYCEJ for inclusion in its "*Guide to Green: A Directory of Financial and Technical Assistance Programs for Businesses in the City of Commerce*".

8. A Resolution of the City Council of the City of Commerce, California, Accepting the Work Performed by All American Asphalt of Corona, California, Under the City of Commerce Standard Contract for Cash Contract No. 1201 – Rosini/Rosewood Neighborhood Street Rehabilitation Project (Phase II)

The **City Council** will consider for approval and adoption a proposed Resolution accepting the work performed by All American Asphalt, of Corona, California, under the City of Commerce Standard Contract for Cash Contract No. 1201 – Rosini/Rosewood Neighborhood Street Rehabilitation Project (Phase II).

9. A Resolution of the City Council of the City of Commerce, California, Approving the Second Amendment to the May 5, 2009 Services Agreement Between the City of Commerce and Onward Engineering, Inc.

The **City Council** will consider for approval and adoption a proposed Resolution approving the Second Amendment to the May 5, 2009, Services Agreement between the City of Commerce and Onward Engineering, Inc. relating to the Rosini/Rosewood Neighborhood Street Rehabilitation Project (Phase II)

10. A Resolution of the City Council of the City of Commerce, California, Accepting the Work Performed by N/S Corporation of Inglewood, California, Under the Standard Contract for Cash Contract No. 1108 – Replacement of Bus Wash System Project (FTA Project # CA-90-Y847)

The **City Council** will consider for approval and adoption a proposed Resolution accepting the work performed by N/S Corporation, of Inglewood, California, under the City of Commerce Standard Contract for Cash Contract No. 1108 – Replacement of Bus Wash System Project (FTA Project # CA-90-Y847).

11. A Resolution of the City Council of the City of Commerce, California, Approving the Second Amendment to the Services Agreement between the City of Commerce and Kimley-Horn and Associates, Inc.

The **City Council** will consider for approval and adoption a proposed Resolution approving the Second Amendment to the Services Agreement between the City of Commerce and Kimley-Horn and Associates for monitoring, operation and support of the City's Traffic Signal Control Program (KITS – Kimley-Horn Integrated Transportation System).

SCHEDULED MATTERS

12. Design Presentation – Washington Boulevard Widening and Reconstruction Project

The **City Council** will consider for receipt and filing a presentation on the Washington Boulevard Widening and Reconstruction Project and provide appropriate direction as deemed necessary with respect to the project final design.

ADJOURNMENT

Adjourn to Tuesday, April 2, 2013, at 5:00 p.m. in the City Council Chambers.

**LARGE PRINTS OF THIS AGENDA ARE AVAILABLE UPON REQUEST
FROM THE CITY CLERK'S OFFICE, MONDAY-FRIDAY,
8:00 A.M. - 6:00 P.M.**



AGENDA REPORT

MEETING DATE: 03/26/2013

TO: HONORABLE CITY COUNCIL

FROM: CITY ADMINISTRATOR

SUBJECT: REQUEST TO CO-SPONSOR EAST YARD COMMUNITIES FOR ENVIRONMENTAL JUSTICE'S GREEN BUSINESS BENEFITS WORKSHOP

RECOMMENDATION:

At the request of Mayor Leon, the City Council will consider for approval the co-sponsorship of East Yard Communities for Environmental Justice's Green Business Benefits Workshop tentatively scheduled for Thursday, April 18th, in Commerce.

MOTION:

City Council discretion.

BACKGROUND/ANALYSIS:

East Yard Communities for Environmental Justice (EYCEJ) is organizing a Green Business Benefits Workshop in the City of Commerce, and would like to invite the City to co-sponsor the event. There is no cost associated with co-sponsoring the event. Should the City consider co-sponsoring the event, East Yard would simply make the following requests:

- Partner with EYCEJ and the Industrial Council on the Guide to Green and corresponding Green Business Benefits Workshop.
- Mayor or Councilmember to provide welcoming comments at the Green Business Benefits Workshop.
- Send the City of Commerce logo to EYCEJ staff for incorporation into the Green Business Benefits promotional flyer. EYCEJ staff will not use the City of Commerce logo for any other purposes and City Staff will review the promotional flyer before it is made available for distribution to the public.
- Send appropriate City staff to provide hand-out materials, and be prepared to assist workshop participants with their specific questions and needs for referral.
- Provide assistance with publicity to businesses and groups who would benefit from this educational event.
- Send information about the City's PACE program to EYCEJ staff for incorporation into the Guide to Green: A Directory of Financial and Technical Assistance Programs for Businesses in the City of Commerce.

FISCAL IMPACT:

There is no fiscal impact associated with this agenda item report.

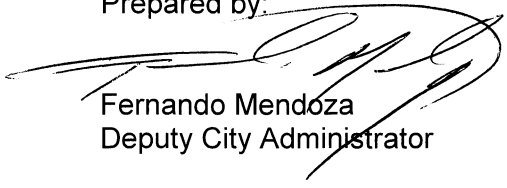
RELATIONSHIP TO 2012 STRATEGIC GOALS:

This agenda report before Council has no relation to a specific strategic objective; however, it is applicable to the following strategic goal: *Develop a tangible environmental mitigation plan.*

Respectfully submitted:

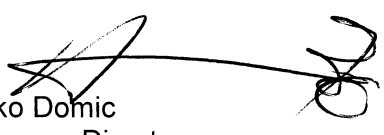

Jorge Rifa
City Administrator

Prepared by:



Fernando Mendoza
Deputy City Administrator

Fiscal impact reviewed by:



Vilko Domic
Finance Director

Approved as to form:



Eduardo Olivo
City Attorney



Fighting for Life

East Yard Communities for Environmental Justice - 2317 Atlantic Blvd. Commerce, CA. 90040

March 12, 2013

Mayor Lilia R. Leon
Members of the City Council
2535 Commerce Way
Commerce, CA 90040

Re: Request for Co-Sponsorship of Green Business Benefits Workshop

Dear Mayor Leon and Members of the City Council,

We are organizing a Green Business Benefits Workshop in the City of Commerce, and would like to invite the City to cosponsor. The tentative date is **Thursday, April 18th from 11:30am to 2pm.**

The goal is to help local businesses access valuable financial and technical assistance programs to improve their businesses and operate more safely. We aim to promote the workshop to a diverse range of small and medium-sized local area enterprises, business owners, and operators.

As a co-sponsor, we would ask to include the City's logo on our promotional materials, and that City staff publicize the workshop to businesses and groups who would benefit from this educational event. There is no cost involved. We will serve a light meal, and will make available copies of the joint publication between EYCEJ and the Liberty Hill Foundation, the Guide to Green: A Directory of Financial and Technical Assistance Programs for Businesses in the City of Commerce.

We will also extend invitations to a number of agencies including The Industrial Council, SCAQMD, DTSC, EPA, SoCal Gas, SBA and others.

As a co-sponsor, we ask that you send the appropriate staff to provide appropriate hand-out materials, and be prepared to assist workshop participants with their specific questions and needs for referral.

This will be an excellent opportunity to highlight the City's new PACE Program, both in the Guide to Green which will be made available in an online and booklet format to local businesses, and at the Green Business Benefits Workshop.

P.323-263-2113 F.323-263-2114 - WWW.eycej.org



EYCEJ will be responsible for organizing the panel presentations, logistics and outreach. We sincerely hope that we can include the City in this important community service, and please feel free to contact me with any questions.

In conclusion, on behalf of East Yard Communities For Environmental Justice, I would like to make the following requests:

- Partner with EYCEJ and the Industrial Council on the Guide to Green and corresponding Green Business Benefits Workshop.
- Mayor or Councilmember to provide welcoming comments at the Green Business Benefits Workshop.
- Send the City of Commerce logo to EYCEJ staff for incorporation into the Green Business Benefits promotional flyer. EYCEJ staff will not use the City of Commerce logo for any other purposes, and City Staff will review the promotional flyer before it is made available for distribution to the public.
- Send appropriate City staff to provide hand-out materials, and be prepared to assist workshop participants with their specific questions and needs for referral.
- Provide assistance with publicity to businesses and groups who would benefit from this educational event.
- Send information about the City's PACE program to EYCEJ staff for incorporation into the Guide to Green: A Directory of Financial and Technical Assistance Programs for Businesses in the City of Commerce.

I appreciate the opportunity to participate in this exciting effort and am available at anytime as a resource to the City.

Sincerely,



Angelo Logan



AGENDA REPORT

MEETING DATE: March 26, 2013

TO: HONORABLE CITY COUNCIL

FROM: CITY ADMINISTRATOR

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, ACCEPTING THE WORK PERFORMED BY ALL AMERICAN ASPHALT OF CORONA, CALIFORNIA, UNDER THE CITY OF COMMERCE STANDARD CONTRACT FOR CASH CONTRACT NO. 1201 – ROSINI/ROSEWOOD NEIGHBORHOOD STREET REHABILITATION PROJECT (PHASE II)

RECOMMENDATION:

Approve the resolution accepting the work performed by All American Asphalt under the Standard Contract for Cash Contract No. 1201 – Rosini/Rosewood Neighborhood Street Rehabilitation Project and assign the number next in order.

MOTION:

Move to approve the recommendation.

BACKGROUND:

On June 19, 2012, as part of the Fiscal Year 2012/13 Capital Improvement Program Budget, the City Council allocated \$2,000,000 for the design and rehabilitation of streets in the Rosini and Rosewood Neighborhood Areas.

On July 17, 2012, the City Council approved the Project Plans and Specifications and authorized staff to advertise for sealed bids.

On August 30, 2012, at 3:00 pm, in accordance with the Notice Inviting Sealed Bids, the City Clerk received 4 proposals.

On October 2, 2012, the City Council awarded a Standard Contract to All American Asphalt of Corona, California, in the amount of \$1,249,000 and established a project contingency of 20% or \$249,000.

ANALYSIS:

All American Asphalt has completed the work in conformance with the project plans and specifications and contract documents as of February 15, 2013.

The contractor provided all labor, materials, equipment, tools and incidentals necessary for the improvements, which included the reconstruction (with cement-treated base) of Harbor Street, Commerce Way, Jillson Street and Wilma Avenue, cold-milling and paving of Strong Avenue and various other repairs in the project areas.

At this point, the City Council can accept the project as satisfactory and complete. Upon acceptance of the project, staff will file the "Notice of Completion" with the County Recorder's Office for the project. Thirty-five (35) days after the recordation of the Notice of Completion by the County Recorder's Office, the City will release the Labor and Materials Bond, if requested by the bonding company, and make final payment of the 5% retention being withheld from the payment to Contractor, if no Stop Notices are filed within the 35-day period.

FISCAL IMPACT:

This activity can be carried out at this time without additional impact on the current operating budget, as funding for this activity has been approved and included in the FY 2012/13 Capital Improvement Project Budget. As part of CIP budget, the City Council approved a project funding level of \$2,000,000 for design and construction. The table below shows the initial budget, contract allocations, actual expenditures and final project savings.

PROJECT SERVICES	BUDGET	CONTRACT ALLOCATIONS	ACTUAL EXPENDITURES
ENGINEERING/INSPECTION/CONSTRUCTION MANAGEMENT	\$137,950.00	\$137,950.00	\$185,950.00
CONSTRUCTION	\$1,700,000.00	\$1,249,000.00	\$1,368,575.98
CONTINGENCY (20%)	\$162,050.00	\$249,000.00	-0-
SMITHWAY STREET REPAIRS	-0-	\$60,550.00	\$60,550.00
ADDITIONAL PROJECT RELATED EXPENSES	-0-	-0-	\$21,823.00
TOTAL	\$2,000,000.00	\$1,685,500.00	\$1,636,898.98
SAVINGS	-0-	\$303,500.00	\$363,101.02


Although as indicated in the above table, a portion of the project contingency was used to cover additional engineering, construction management and inspection services, additional street work due to unforeseen conditions, Saturday work, and security services for City vehicles while work on Jillson Street was being performed, etc., the overall project cost was within the allocated budget, resulting in a total savings of \$363,101.02. Staff will return to City Council with alternatives for the use of these savings, especially with respect to the City's infrastructure and FY 2012/13 CIP Budget.

At this time, staff is recommending City Council approval of the proposed Resolution, all change orders and expenditures and acceptance of the work performed by All American Asphalt, as they were all necessary to complete the project.

RELATIONSHIP TO 2012 STRATEGIC GOALS:

The issue before the Council is applicable to the following Council's strategic goal: "Improve and maintain infrastructure and beautify our community" as identified in the 2012 Strategic Plan.

Prepared and recommended by:


 Danilo Batson
 Assistant Director of Public Services

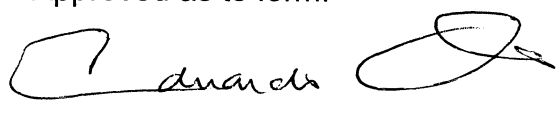
Respectfully submitted,


 Jorge Rifa
 City Administrator

Fiscal Impact Reviewed by:


 Vilko Domic
 Director of Finance

Approved as to form:


 Eduardo Olivo
 City Attorney

File: 2013 City Council Agenda Reports
 C. C. No. 1201 –Rosini/Rosewood Neighborhood Street Rehabilitation Project (Phase II) – Agenda Reports

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, ACCEPTING THE WORK PERFORMED BY ALL AMERICAN ASPHALT OF CORONA, CALIFORNIA, UNDER THE CITY OF COMMERCE STANDARD CONTRACT FOR CASH CONTRACT NO. 1201 – ROSINI/ROSEWOOD NEIGHBORHOOD STREET REHABILITATION PROJECT (PHASE II)

WHEREAS, on June 19, 2012, as part of the Fiscal Year 2012/13 Capital Improvement Program Budget, the City Council allocated \$2,000,000 for design and rehabilitation of streets in the Rosini and Rosewood Neighborhood Areas; and

WHEREAS, on July 2012, the City of Council approved the Project Plans and Specifications and Notice Inviting Sealed Bids for the aforementioned project; and

WHEREAS, on October 2, 2012, the City Council awarded a Standard Contract to All American Asphalt of Corona, California, in the amount of \$1,249,000 and established a project contingency of 20% or \$249,000; and

WHEREAS, the work has been completed and performed in accordance with the Project Plans and Specifications as of February 15, 2013.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMMERCE DOES HEREBY RESOLVE, DECLARE AND DETERMINE AS FOLLOWS:

Section 1. The work performed by All American Asphalt of Corona, California, under the City of Commerce Standard Contract for Cash Contract No. 1201 – Rosini/Rosewood Neighborhood Street Rehabilitation Project (Phase II) is accepted as being satisfactory and complete.

Section 2. Approve all change orders and expenditures necessary to complete the project.

Section 3. City staff is authorized to file the “Notice of Completion” with the Los Angeles County Registrar Recorder/County Clerk’s Office and, thirty-five days thereafter, to release the Labor and Materials Bond if requested by the bonding company for the subject contract and make final payment of the 5% retention to contractor.

PASSED, APPROVED and ADOPTED this ____ day of _____, 2013.

Lilia R. Leon, Mayor

ATTEST:

Linda Kay Olivieri, MMC
City Clerk



AGENDA REPORT

MEETING DATE: March 26, 2013

TO: HONORABLE CITY COUNCIL

FROM: CITY ADMINISTRATOR

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, APPROVING THE SECOND AMENDMENT TO THE MAY 5, 2009 SERVICES AGREEMENT BETWEEN THE CITY OF COMMERCE AND ONWARD ENGINEERING

RECOMMENDATION:

Approve a Resolution approving the Second Amendment to the May 5, 2009 Services Agreement between the City of Commerce and Onward Engineering for design, inspection and construction management services as related to the Rosini/Rosewood Neighborhood Street Rehabilitation Project (Phase II), and assign the number next in order.

MOTION:

Move to approve recommendation.

BACKGROUND:

On May 5, 2009, the City Council approved a Services Agreement with Onward Engineering for Engineering and Construction Management Services for the Rosini and Rosewood Neighborhood Project Areas I and II (the "Agreement"). On August 11, 2009, the City Council approved the Services Agreement Renewal Letter to retain Onward Engineering to assist the Community Development Department with initiating the Bristow Park Neighborhood Street Rehabilitation Project.

On April 5, 2011, the City Council approved a second renewal letter with Onward Engineering for engineering and construction management services. The City decided to wait until Labelle-Marvin had completed their pavement failure study before completing the Plans & Specifications for Bristow Park Neighborhood Street Rehabilitation Project.

On November 1, 2011, the City Council approved the First Amendment to the Services Agreement with Onward Engineering for the design, inspection and construction management services as related to the Rosini/Rosewood Neighborhood Street Rehabilitation Project (Phase II), increasing the agreement by \$137,950. These additional services were necessary in order to properly and adequately design and ensure that corrective action was taken as recommended by the geotechnical and traffic index reports, performed by Labelle-Marvin and Kunzman Associates.

ANALYSIS:

While conducting the repairs required under Cash Contract 1201 – Rosini/Rosewood Neighborhood Street Rehabilitation Project, several unforeseen conditions were encountered and required additional design, testing, inspection and construction oversight services not included in the original proposal from Onward Engineering. These services are incorporated into the Second Amendment and are hereby made part of the total compensation required under the Services Agreement.

The project (Cash Contract No. 1201) is now completed and staff is recommending the use of \$48,000 from the project contingency to cover these costs.

FISCAL IMPACT:

The Rosini/Rosewood Neighborhood Street Rehabilitation Project is now completed. As part of a separate City Council Agenda Report for March 26, 2013, staff is recommending acceptance of the work completed by All American Asphalt, as well as the use of \$48,000 from the project contingency to cover the costs as follows:

PROJECT SERVICES	BUDGET	CONTRACT ALLOCATIONS	ACTUAL EXPENDITURES
ENGINEERING/INSPECTION/CONST. MANAGEMENT	\$137,950.00	\$137,950.00	\$185,950.00
CONSTRUCTION	\$1,700,000.00	\$1,249,000.00	\$1,368,575.98
CONTINGENCY (20%)	\$162,050.00	\$249,000.00	-0-
SMITHWAY STREET REPAIRS	-0-	\$60,550.00	\$60,550.00
ADDITIONAL PROJECT RELATED EXPENSES	-0-	-0-	\$21,823.00
TOTAL	\$2,000,000.00	\$1,685,500.00	\$1,636,898.98
SAVINGS	-0-	\$303,500.00	\$363,101.02

The project budget has sufficient funds to proceed with the Second Amendment and complete all payments and compensation for services provided by Onward Engineering for this community street rehabilitation project. Therefore, at this time, staff is recommending that the City Council approve the proposed Resolution, the Second Amendment, all Change Orders and expenditures necessary to complete the project.


RELATIONSHIP TO 2012 STRATEGIC GOALS:

The issue before the Council is applicable to the following Council's strategic goal: "Improve and maintain infrastructure and beautify our community" as identified in the 2012 Strategic Plan.

Respectfully submitted,

 Jorge Rifa
 City Administrator

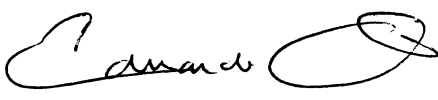
Prepared and recommended by:


 Danilo Batson
 Assistant Director of Public Services

Fiscal impact reviewed by:


 Vilko Domic
 Director of Finance

Approved as to form:


 Eduardo Olivo
 City Attorney

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE,
CALIFORNIA, APPROVING THE SECOND AMENDMENT TO THE MAY 5, 2009
SERVICES AGREEMENT BETWEEN THE CITY OF COMMERCE AND ONWARD
ENGINEERING

WHEREAS, on May 5, 2009, the City Council awarded a Services Agreement to Onward Engineering for design, engineering and construction management services for Rosini and Rosewood Neighborhood Project Areas I and II in the City of Commerce; and

WHEREAS, on August 11, 2009, the City Council approved the Services Agreement Renewal Letter to retain Onward Engineering to assist the Community Development Department with initiating the Bristow Park Neighborhood Street Rehabilitation Project; and

WHEREAS, on April 5, 2011, the City Council approved the second Services Agreement Renewal Letter to retain Onward Engineering to continue to assist with the Bristow Park Neighborhood Street Rehabilitation Project; and

WHEREAS, on November 1, 2011, the City Council agreed on the First Amendment to the Agreement; and

WHEREAS, on June 19, 2012, as part of the Fiscal Year 2012/13 Capital Improvement Program Budget, the City Council allocated \$2,000,000 for design and rehabilitation of streets in the Rosini and Rosewood Neighborhood Areas; and

WHEREAS, on July 2012, the City of Council approved the Project Plans and Specifications, as prepared by Onward Engineering, and the Notice Inviting Sealed Bids for Rosini/Rosewood Neighborhood Street Rehabilitation Project; and

WHEREAS, on October 2, 2012, the City Council awarded a Standard Contract to All American Asphalt of Corona, California, in the amount of \$1,249,000 and established a project contingency of 20% or \$249,000; and

WHEREAS, the work has been completed and performed in accordance with the Project Plans and Specifications as of February 15, 2013; and

WHEREAS, in the process of completing the construction work, additional services were required from Onward Engineering for design, inspection and construction management services for which Onward Engineering is due compensation.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMMERCE DOES HEREBY RESOLVE, DECLARE AND DETERMINE AS FOLLOWS:

Section 1. The City Council hereby approves the Second Amendment to the Services Agreement between the City of Commerce and Onward Engineering. The Mayor is hereby authorized and directed to execute the Second Amendment for and on behalf of the City of Commerce.

PASSED, APPROVED and ADOPTED this ____ day of _____, 2013.

Lilia R. Leon, Mayor

ATTEST:

Linda Kay Olivieri, MMC
City Clerk

SECOND AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN
THE CITY OF COMMERCE AND ONWARD ENGINEERING

This Second Amendment is made and entered into as of the _____ day of _____, 2013, ("Effective Date") by and between the CITY OF COMMERCE, a Municipal Corporation (the "CITY") and ONWARD ENGINEERING ("CONTRACTOR").

WITNESSETH

This Second Amendment is made with reference to the following facts:

- A. On May 5, 2009, the CITY and CONTRACTOR entered into a Services Agreement for Engineering and Construction Management Services for Rosini and Rosewood Neighborhood Project Areas I and II in the City of Commerce, California (the "Agreement").
- B. On August 11, 2009, the CITY approved the Services Agreement Renewal Letter to retain Onward Engineering to assist the Community Development Department with initiating the Bristow Park Neighborhood Rehabilitation Project.
- C. On April 5, 2011, the CITY approved the second Services Agreement Renewal Letter to retain Onward Engineering to continue to assist with the Bristow Park Neighborhood Rehabilitation Project.
- D. On November 1, 2011, the CITY and CONTRACTOR agreed on the First Amendment to the Agreement.
- D. CITY and CONTRACTOR need to modify the Scope of Services and Compensation set forth in the First Amendment in order to address certain changed conditions.

NOW, THEREFORE, in consideration of mutual promises, conditions and covenants herein contained, the parties hereto agree that the Agreement will be amended as follows:

- 1. EXHIBIT "A-1"
The Exhibit A included on the First Amendment shall be supplemented by Exhibit A-1, which sets for additional Scope of Services and Fees. The new Exhibit "A-1" is attached hereto and incorporated herein by reference.
- 2. All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have each executed or caused to be executed, this First Amendment on the dates set forth below.

CITY OF COMMERCE

Dated: _____

By: _____
Lilia R. Leon, Mayor

ATTEST:

APPROVED AS TO FORM:

Linda Kay Olivieri, MMC
City Clerk

Eduardo Olivo
City Attorney

ONWARD ENGINEERING

Dated: _____

By: _____
Majdi Ataya, President

EXHIBIT A-1

SCOPE OF SERVICES

(FOR ROSINI AND ROSEWOOD NEIGHBORHOOD REHABILITATION PROJECT)

The additional scope of services for the Rosini/Rosewood Neighborhood Rehabilitation Project shall include all work items required to modify the previously prepared plans in order to include additional geotechnical, survey, plan and profile and specification data and also includes the construction management and inspection work that will be required during the construction phase.

The work items are:

SERVICES	FEES
ADD Jillson Avenue Pavement Evaluation and Design (by Twining Geotechnical)	\$10,500
ADD Services, as listed below, due to changes in pavement treatment/reconstruction on Jillson Street (Eastern to Commerce Way), on Strong Avenue and Wilma Avenue (Harbor to Fitzgerald) to grind and overlay due to additional pavement deterioration and delays due to unforeseen conditions	\$37,500
• Geotechnical Engineering and Testing	\$15,000
• Senior Construction Manager (120 hours x \$85)	\$10,200
• Senior Inspector (80 hours x \$75 + 40 OT hours x 112.5)	\$10,500
• Project Management (20 hours x \$90)	\$ 1,800
	<hr/>
TOTAL FEES	\$48,000



AGENDA REPORT

MEETING DATE: March 26, 2013

TO: HONORABLE CITY COUNCIL

FROM: CITY ADMINISTRATOR

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, ACCEPTING THE WORK PERFORMED BY N/S CORPORATION OF INGLEWOOD, CALIFORNIA, UNDER THE CITY OF COMMERCE STANDARD CONTRACT FOR CASH CONTRACT NO. 1108 - REPLACEMENT OF BUS WASH SYSTEM PROJECT (FTA PROJECT # CA-90-Y847)

RECOMMENDATION:

Approve the resolution accepting the work performed by N/S Corporation under the Standard Contract for Cash Contract No. 1108 - Replacement of Bus Wash System Project (FTA Project # CA-90-Y847) and assign the number next in order.

MOTION:

Move to approve the recommendation.

BACKGROUND:

On June 19, 2012, as part of the Fiscal Year 2012/13 Capital Improvement Program Budget, the City Council appropriated \$317,467 for the replacement and upgrade of the existing Bus Wash System at the Transportation Services Center, for the existing bus wash system had exceeded its useful life and required numerous expensive repairs.

On August 21, 2012, the City Council approved the Request for Proposal (RFP) for Replacement Bus Wash System Project and authorized staff to issue a Notice Inviting Bids/Proposals.

On September 21, 2012, the City Clerk received 3 proposals.

On October 16, 2012, the City Council entered into an agreement with N/S Corporation, in the amount of \$310,467.49 and established a project contingency of \$6,999.51.

ANALYSIS:

N/S Corporation has completed the work in conformance with the project Request for Proposals, plans and contract documents as of March 6, 2013.

The contractor provided all labor, materials, equipment, tools and incidentals necessary for the improvements, which included the removal of the old system and installation of the new system, electrical work, painting, plumbing, staff training, etc.

At this point, the City Council can accept the project as satisfactory and complete. Upon acceptance of the project, staff will file the "Notice of Completion" with the County Recorder's Office for the project. Thirty-five (35) days after the recordation of the Notice of Completion by the County Recorder's Office, the City will release the Labor and Materials Bond, if requested by the bonding company, and make final payment of the 5% retention being withheld from the payment to Contractor, if no Stop Notices are filed within the 35-day period.

FISCAL IMPACT:

This activity can be carried out at this time without additional impact on the current operating budget, as funding for this activity has been approved and included in the FY 2012/13 Capital Improvement Project Budget. As part of CIP budget, the City Council approved a project funding level of \$317,467 for this project, as shown below:

FTA Grant CA-90-Y847	\$227,200
TDA Capital Reserves	\$ 33,467
PTMISEA (Prop 1B)	\$ 56,800
TOTAL	\$317,467

Actual expenditures to complete all required work was \$305,681.89, leaving a savings of \$4,785.60 (or \$11,785.11 with the contingency).

At this time, staff is recommending City Council approval of the proposed Resolution, all Change Orders and expenditures and acceptance of the work performed by N/S Corporation, as they were all necessary to complete the project.


RELATIONSHIP TO 2012 STRATEGIC GOALS:

The issue before the Council is applicable to the following Council's strategic goal: *"Improve and maintain infrastructure and beautify our community"* as identified in the 2012 Strategic Plan.

Recommended by:


Claude McFerguson
Director of Transportation

Respectfully submitted,


Jorge Rifa
City Administrator


Prepared and recommended by:


Danilo Batson
Assistant Director of Public Services

Fiscal impact reviewed by:,


Vilko Domic
Director of Finance

Approved as to form:


Eduardo Olivo
City Attorney

File: 2013 City Council Agenda Reports
Cash Contract No. 1108 –Replacement Bus Wash System Project - Agenda Reports

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE,
CALIFORNIA, ACCEPTING THE WORK PERFORMED BY N/S CORPORATION OF
INGLEWOOD, CALIFORNIA, UNDER THE STANDARD CONTRACT FOR CASH
CONTRACT NO. 1108 - REPLACEMENT OF BUS WASH SYSTEM PROJECT
(FTA PROJECT # CA-90-Y847)

WHEREAS, on June 19, 2010, as part of the Fiscal Year 2012/13 Capital Improvement Project Budget, the City Council appropriated \$317,467 for the replacement and upgrade of the existing bus wash system at the Transportation Services Center; and

WHEREAS, on August 21, 2012, the City Council approved a Request for Proposals (RFP) for Replacement of Bus Wash System Project; and

WHEREAS, on October 16, 2012, the City Council entered into an agreement with N/S Corporation, in the amount of \$310,467.49 and established a project contingency of \$6,999.51; and

WHEREAS, the work has been completed and performed in accordance with the Request for Proposal, plans and contract documents as of March 6, 2013.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMMERCE DOES HEREBY RESOLVE, DECLARE AND DETERMINE AS FOLLOWS:

Section 1. The work performed by N/S Corporation under the City of Commerce Standard Contract for Cash Contract No. 1108 (FTA CA-90-Y847) for the Replacement of Bus Wash System Project is accepted as being satisfactory and complete.

Section 2. Approve all Change Orders and expenditures necessary to complete the project.

Section 3. City staff is authorized to file the "Notice of Completion" with the Los Angeles County Registrar Recorder/County Clerk's Office and, thirty-five days thereafter, to release the Labor and Materials Bond if requested by the bonding company for the subject contract and make final payment of the 5% retention to contractor.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2013.

Lilia R. Leon, Mayor

ATTEST:

Linda Kay Olivieri, MMC
City Clerk



AGENDA REPORT

MEETING DATE: March 26, 2013

TO: HONORABLE CITY COUNCIL

FROM: CITY ADMINISTRATOR

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, APPROVING THE SECOND AMENDMENT TO THE SERVICES AGREEMENT BETWEEN THE CITY OF COMMERCE AND KIMLEY-HORN AND ASSOCIATES, INC.

RECOMMENDATION:

The City Council will consider approval of a resolution approving the Second Amendment to the Services Agreement between the City of Commerce and Kimley-Horn and Associates for monitoring, operation and support of the City's Traffic Signal Control Program (KITS – Kimley-Horn Integrated Transportation System) and assign the number next in order.

MOTION:

Move to approve recommendation.

BACKGROUND:

At its meeting of September 4, 2007, the City Council approved an Agreement between the City and the Los Angeles County regarding a cooperative project to have the City procure a Traffic Signal Control System Software which conforms with the project goals of the Gateway Cities Regional Traffic Signal Forum's Intelligent Transportation System.

On December 2008, the City received from the County \$249,000.00 as part of the agreement towards the cost of the project by utilizing the Los Angeles County Metropolitan Transportation Authority Funds and other County funds. According to the agreement, if the system selected by the City exceeded \$249,000, the City would need to cover the additional cost.

On March 19, 2009, as part of the FY 2008-09 Capital Improvement Project Budget, the City Council appropriated \$329,000 for this project.

On May 5, 2009, the City entered into a services agreement with Kimley-Horn and Associates, Inc., of Arizona for the procurement, installation and support services necessary to implement the requested software. The Agreement was for \$279,000 with a project contingency of \$41,850.

As part of their proposal, Kimley-Horn also offered the City a two-year system operation support (or Advanced Transportation Management System Operation). The cost of the initial year (or \$54,000) was included in their based proposal, the second year was offered for \$41,000. On April 1, 2012, the first year of support ended.

On April 3, 2012, the City Council approved the First Amendment to the Services Agreement in order to continue system monitoring and operation of the City's traffic control system through the new field communication network and Kimley-Horn Integrated Transportation System (KITS).

ANALYSIS:

Kimley-Horn completed the installation of KITS (or Kimley-Horn Integrated Transportation System) per the Agreement. They have integrated and network 40 of the 48 signalized intersections in the City (the 8 remaining require additional coordination with LA County and Siemens-Republic ITS, and the one on Garfield/Randolph will be upgraded in a future LA County project), allowing for remote monitoring and operation, collection of traffic data/pattern, failure notification, etc.

Kimley-Horn is offering a team of traffic engineers that will work closely with the City's software to provide integrated expertise and timely support through a secure, remote connection from their offices in Woodland Hills and Orange.

Additionally, Kimley-Horn will coordinate with Siemens-Republic ITS (the City's signal maintenance contractor) when KITS detects failures in the field. Written reports will be provided to the City on any issues that occur, including resolution activities.

Due to the lack of internal traffic engineering staff in the City, it is recommended that the City contract with Kimley-Horn for these services and continue to keep internal staff cost low.

Approval of the Second Amendment is respectfully recommended.

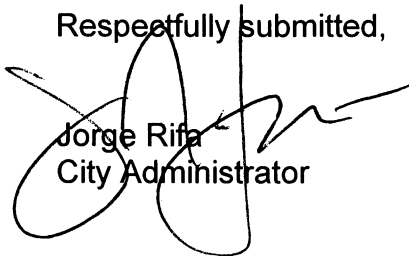
FISCAL IMPACT:

This activity can be carried out at this time without additional impact on the current operating budget. The account number that the funds are available in is: 40-5170-57010-10344 – Traffic Signal Control System. The estimated annual cost for these services is \$41,000.

RELATIONSHIP TO 2012 STRATEGIC GOALS:

The issue before the Council is applicable to the following Council's strategic goal: *"Improve and maintain infrastructure and beautify our community"* as identified in the 2012 Strategic Plan.

Respectfully submitted,



Jorge Rifa
City Administrator

Prepared and recommended by:



Danilo Batson
Assistant Director of Public Services

Fiscal impact reviewed by:



Vilko Domic
Director of Finance

Approved as to form:



Eduardo Olivo
City Attorney

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE
CALIFORNIA, APPROVING THE SECOND AMENDMENT TO THE SERVICES
AGREEMENT BETWEEN THE CITY OF COMMERCE AND KIMLEY-HORN AND
ASSOCIATES, INC.

WHEREAS, on May 5, 2009, the City of Commerce and Kimley-Horn and Associates, Inc., entered into a Services Agreement for the procurement, installation and support services associated with the upgrade of the City's Traffic Signal Control System (the Agreement); and

WHEREAS, on April 3, 2012, the City Council approved the First Amendment to the Services Agreement between the City of Commerce and Kimley-Horn and Associates, Inc.; and

WHEREAS, nearly all signalized intersections have been upgraded, operational and can be remotely monitored; and

WHEREAS, Kimley-Horn is qualified to perform system monitoring and operate the City's new traffic control system through the new field communication network;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMMERCE DOES HEREBY RESOLVE, DECLARE AND DETERMINE AS FOLLOWS:

Section 1. The City Council hereby approves the Second Amendment to the Services Agreement between the City of Commerce and Kimley-Horn and Associates, Inc. The Mayor is hereby authorized and directed to execute the Second Amendment for and on behalf of the City of Commerce.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2013.

Lilia R. Leon, Mayor

ATTEST:

Linda Kay Olivieri, MMC
City Clerk

SECOND AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF COMMERCE AND KIMLEY-HORN AND ASSOCIATES, INC.

This Second Amendment is made and entered into as of the ____ day of _____ 2013, ("Effective Date") by and between the CITY OF COMMERCE, a Municipal Corporation (the "CITY") and KIMLEY-HORN AND ASSOCIATES, INC., ("CONTRACTOR").

WITNESSETH

This Second Amendment is made with reference to the following facts:

- A. On May 5, 2009, the CITY and CONTRACTOR entered into a Services Agreement for Procurement, Installation and Support Services associated with the upgrade of the City's Traffic Signal Control System (the "Agreement").
- B. Kimley-Horn has completed the installation of KITS (Kimley-Horn Integrated Transportation System) and is nearly complete with upgrading all signalized intersections in the City.
- C. On April 1, 2012, Kimley-Horn completed the first year of system operation support, included in their based proposal.
- D. On April 3, 2012, the City Council approved the First Amendment to the Services Agreement with Kimley-Horn.

CITY and CONTRACTOR need to modify the Scope of Services and Compensation set forth in the Agreement in order to address certain changed conditions.

NOW, THEREFORE, in consideration of mutual promises, conditions and covenants herein contained, the parties hereto agree that the Agreement will be amended as follows:

- 1. EXHIBIT "A" – The existing Exhibit A shall be replaced with the revised Exhibit "A", which sets for the new Scope of Services and Fees. The new Exhibit "A" is attached hereto and incorporated herein by reference.
- 2. All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have each executed or caused to be executed, this First Amendment on the dates set forth below.

CITY OF COMMERCE

Dated: _____

By: _____
Lilia R. Leon, Mayor

ATTEST:

APPROVED AS TO FORM:

Linda Kay Olivieri, MMC
City Clerk

Eduardo Olivo
City Attorney

KIMLEY-HORN AND ASSOCIATES, INC.

Dated: _____

By: _____
Petrus S. Pretorius
Sr. Vice President

**EXHIBIT A
SCOPE OF SERVICES**

SERVICES

City of Commerce Advanced Transportation Management System (ATMS) Operations

Key Services	One-Time Configuration	Monthly Labor	Cost
<input type="checkbox"/> Intersection configuration <input type="checkbox"/> Import of existing controller timing <input type="checkbox"/> GIS map configuration <input type="checkbox"/> On-call support <input type="checkbox"/> Remote access configuration <input type="checkbox"/> Monthly written status reports <input type="checkbox"/> Configuration of up to 100 existing field detection devices <input type="checkbox"/> Archiving historical volume and occupancy levels <input type="checkbox"/> Configuration of MOE for 10 most congested intersections <input type="checkbox"/> Monthly monitoring of detection operation <input type="checkbox"/> Monthly communication reports <input type="checkbox"/> Monthly analysis of MOE data	100 hrs	30 hrs	\$54,000: first year \$41,000: subsequent years

This will include the data entry into KITS of your intersection configuration and controller timing. This service package will cover on-call support to coordinate with your maintenance contractor (Siemens-Republic ITS) as issues are identified that required field support. We will work with your IT group to maintain continual remote access into the system. Our staff will frequently remotely log-in and access the system to confirm proper system operation. When communication issues are identified, our staff will coordinate with Los Angeles County and Systems Integrated to coordinate a solution.

In addition to all of the services listed above, we will configure up to 100 existing detectors, archive historical volume and occupancy levels, and analyze the detector functionality once a month. We will configure MOE (measure of effectiveness) for your ten most congested intersections and analyze the data once a month. The field communication statistics will be analyzed once a month for problems. The results of the all the analysis will be presented in a monthly report. We estimate approximately 100 hours of one-time configuration and 30 labor hours per month.

FEE COSTS

We estimate approximately 100 hours of one-time configuration and 30 labor hours per month. Cost: \$54,000 first year, \$41,000 for subsequent years.

SCHEDULE OF PERFORMANCE

The City elected for the operational package that ran from 3/1/11 – 4/1/12 for \$54,000. The City has elected to renew the operational service contract that will run from 4/1/13 – 4/1/13 for \$41,000.



AGENDA REPORT

MEETING DATE: March 26, 2013

TO: HONORABLE CITY COUNCIL

FROM: CITY ADMINISTRATOR

SUBJECT: DESIGN PRESENTATION – WASHINGTON BOULEVARD WIDENING AND RECONSTRUCTION PROJECT

RECOMMENDATION:

The City Council will consider receipt and file of a presentation on the Washington Boulevard Widening and Reconstruction Project, and take appropriate action as deemed necessary with respect to the project final design.

MOTION:

Move to approve recommendation.

BACKGROUND:

On July 29, 2005, as part of a special appropriation from Congresswoman Lucille Roybal-Allard, the City of Commerce received \$2,400,000 for the Washington Boulevard Widening and Reconstruction Project under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU).

On January 25, 2007, the City of Commerce submitted an application with the Los Angeles County Metropolitan Transportation Authority (LACMTA) for their 2007 Call for Projects. The application requested \$17.8 million of the estimated \$32,000,000 required to perform all the improvements associated with widening and reconstructing Washington Boulevard.

On September 27, 2007, the LACMTA Board of Directors approved a one-time grant funds in the amount of \$13,362,000.00 for Washington Boulevard. The project boundaries are Washington Boulevard from westerly City limits (with Vernon) to the I-5 Freeway.

On February 19, 2008, the City Council approved the execution of the Memorandum of Understanding (MOU) between the City of Commerce and the LACMTA for the Project.

On July 1, 2008, the City Council approved the execution of the Trade Corridors Improvement Fund (TCFI) Project Baseline Agreement between the City of Commerce and the California Department of Transportation, which secured \$5.8 million from the State of California to complete this project.

On May 4, 2010, the City Council approved the Environmental Impact Report (EIR) for the Project.

On October 18, 2011, the City Council approved the execution of Program Supplement Agreement No. N011 to the Administering Agency-State Agreement between the City of Commerce and the State of California Department of Transportation (or Caltrans) for this project.

On January 3, 2012, the City Council received a report and update on the Project. As stated in the report, on November 23, 2011, staff submitted a Pre-Award Letter to Caltrans for review and approval, as required prior to the award of any professional services agreement over \$1,000,000.

On May 3, 2012, the City received a letter dated April 30, 2012 from Caltrans waiving the pre-award audit at this time and authorizing the City to proceed with a professional services

agreement for engineering and design services for the proposed project. The Caltrans letter provided that the total amount under the proposed agreement shall not exceed \$1,442,679 and that if the City and Consultant agree to increase or modify the terms of the agreement, a properly executed amendment will be required.

On June 19, 2012, the City Council awarded a Professional Services Agreement to RBF Consulting for design and engineering services for this project, in the amount of \$1,442,679.

On December 4, 2012, the City Council approved the First Amendment to the Services Agreement with RBF Consulting for the aforementioned project.

ANALYSIS:

The proposed project seeks to widen and reconstruct Washington Boulevard from the I-5 Freeway (on the east) to 350 feet west of Indiana Street (Commerce City Limit). The project will add an additional lane in each direction, reconstruct the roadway in concrete, increase turning radius, install landscape medians, improve the railroad crossing (west of Commerce Way), upgrade traffic signals/street lighting, improve storm drain systems, install new curb & gutters, repair damaged sidewalks, install ADA-compliant ramps at intersections, and install new trees and directional signage.

For the past several months, RBF Consulting staff has been working on the preliminary design phase of the project. On September 20, 2012, they completed the Geometric Approval Drawing (GAD) and Construction Analysis Report and submitted to City staff.

On December 4, 2012, the City Council approved the First Amendment to the Services Agreement with RBF Consulting for the Washington Boulevard Widening and Reconstruction Project. The First Amendment added various services in order to complete the preparation of final plans, specifications and estimates (PS&E).

FISCAL IMPACT:

At this time, this activity can be carried out without additional impact on the current operating budget. The approved budget and funding sources for this project are as follows:

WASHINGTON BLVD RECONSTRUCTION PROJECT	
Preliminary Design & Scope of Work (MTA Prop C 25%)	\$77,000
Preliminary Design & Scope of Work (City Match 35% - 2007 Bonds Funds)	\$46,000
Design Specification 60% RDA	\$180,000
City Match 40% - 2004 Bond Funds	\$120,000
Construction Management 50% RDA	\$200,000
City Match 50% - 2004 Bond Funds	\$200,000
Construction (Phase I) Prop C 25% (MTA Funds)	\$13,285,000
Construction Fed. Highway Funds (SAFETEA-LU HPP 3085)	\$2,220,000
SAFETEA-LU Match	\$220,000
California Transportation Commission (CTC Grant)	\$5,800,000
California Transportation Commission (City ROW Match)	\$3,198,000
Construction (Phase I) City Remaining Match (35%) - \$3 million (General Fund Reserves; \$3,453,460 RDA)	\$6,454,000
	\$32,000,000

The proposed professional services agreement will be funded as follows:

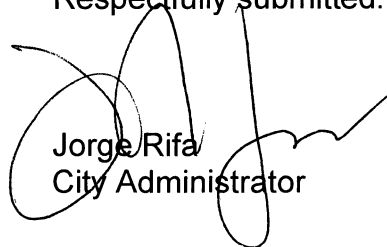
	Original Agreement	1 st Amendment	New Totals
Federal Funds (SAFETEA-LU)	\$1,154,143.00	\$86,912.00	\$1,241,055.00
Local (City Match)	\$288,536.00	\$21,728.00	\$310,264.00
TOTAL	\$1,442,679.00	\$108,640.00	\$1,551,319.00

The Commerce Community Development Commission had approved the payment of redevelopment funds as part of the local match for the Project. Pursuant to AB X1 26, the Department of Finance (DOF) determined that the Commission's local match for the Project was not an "enforceable obligation." Successor Agency staff requested a meet-and-confer with the DOF in connection with that determination and is currently awaiting the DOF's determination. Due to existing contractual obligations with LACMTA and Caltrans, in order not to jeopardize any other funding, staff recommends that the City continue with the engineering and design of the project. Currently, City staff, the MTA, the Gateway COG and The Dardanelle Group are exploring other potential sources of funds (such as funding allocation by the I-710 Early Action Program), if the DOF determines that the redevelopment fund contributions to the Project is not an "enforceable obligation" under AB X1 26.

RELATIONSHIP TO 2012 STRATEGIC GOALS:


The issue before the Council is applicable to the following Council's strategic goal: *"Improve and maintain infrastructure and beautify our community"* as identified in the 2012 Strategic Plan.

Respectfully submitted:



Jorge Rifa
City Administrator

Recommended and prepared by:



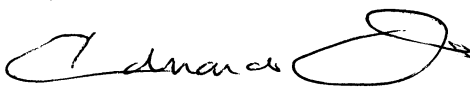
Danilo Batson
Assistant Director of Public Services

Fiscal impact reviewed by:



Vilko Domic
Director of Finance

Approve as to form:



Eduardo Olivo
City Attorney

File: 2013 City Council Agenda Reports
Washington Blvd. Widening and Reconstruction Project (Design Presentation) – Agenda Reports File

