

**AMENDMENT No.1 TO MEASURE R FUNDING AGREEMENT
BETWEEN CITY OF CITY OF LONG BEACH AND THE LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY**

36165

This Amendment No. 1 to the Funding Agreement (this "Amendment"), is dated as of August 25, 2021, by and between the City of Long Beach ("Grantee") and the Los Angeles County Metropolitan Transportation Authority ("LACMTA").

RECITALS:

A. Grantee and LACMTA entered into that certain Funding Agreement No. 920000000MR306.60, dated February 26, 2020, (the "Existing FA"), which Existing FA provides for the Shoreline Drive Realignment Project (the "Project");

B. WHEREAS, the Grantee desires to increase the Project's budget of Measure R by \$1,900,000 from \$2,800,000 to \$4,700,000. This amount is within the Board authorized budget increase for the Project, the total new Project budget is \$4,700,000 which was approved by the LACMTA Board on July 22, 2021;

C. WHEREAS, the Funds are currently programmed for the Project as follows \$520,000 in Measure R Funds in FY 2019-20, \$2,280,000 in Measure R Funds in FY 2020-21 and \$1,900,000 in Measure R Funds in FY 2021-22. The total designated amount for the Project is \$4,700,000; and

D. Grantee and LACMTA desire to amend the Existing FA as provided herein.

AGREEMENT:

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereby agree as follows:

1. Part I, Paragraph 2.2 of the Existing FA is hereby amended by deleting it in its entirety and replacing it with the following: "To the extent the Measure R funds are available, LACMTA shall make to GRANTEE a grant of the Measure R funds in the amount of \$4,700,000 (the "Funds") for the Project. LACMTA Board of Directors actions on June 27, 2019 and July 22, 2021 granted the Measure R Funds for the Project. The Funds are currently programmed Fiscal Years: \$520,000 in FY 2019-20; \$2,280,000 in FY 2020-21; and \$1,900,000 in FY 2021-22."

2. Part II, Paragraph 6.1 of the Existing FA is hereby amended by deleting it in its entirety and replacing it with the following:

3. Part II, Section 9.1 (vii) of the Existing FA is hereby amended by deleting it in its entirety and replacing it with the following: "(vii) All Funds programmed for FY2019-20 are subject to lapse by June 30, 2022. All Funds programmed for FY2020-21 are subject to lapse by June 30, 2023. All Funds programmed for FY2021-22 are subject to lapse by June 30, 2024."

4. Attachment A of the Existing FA is hereby replaced by Attachment A-1, attached.

5. Attachment B1 of the Existing FA is hereby replaced by Attachment B1-1, attached.

6. Attachment C of the Existing FA is hereby replaced by Attachment C-1, attached.

7. Except as expressly amended hereby, the Existing FA remains in full force and effect as originally executed. All rights and obligations of the parties under the Existing FA that are not expressly amended by this Amendment shall remain unchanged.

FTIP #: LA0G830
Subregion ID: I-710 Early Action Projects (Gateway
Cities)

Project# 306.60
Amendment No. 1
Funding Agreement # 92000000MR306.60

IN WITNESS WHEREOF, the parties have caused this Amendment No.1 to the FA to be executed
by their duly authorized representatives as of the dates indicated below:

LACMTA:

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

By: _____ Date: _____
Stephanie N. Wiggins
Chief Executive Officer

APPROVED AS TO FORM:

RODRIGO A. CASTRO-SILVA
County Counsel

By: _____ Date: 11/2/2021
Deputy

GRANTEE:

CITY OF LONG BEACH

By: _____ Date: 11/16/2021
Tom Modica
City Manager

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

APPROVED AS TO FORM:

By: _____ Date: 11-9-21
Charles Parkin
City Attorney

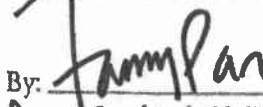
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LACMTA:

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

By: 
for Stephanie N. Wiggins
Chief Executive Officer

Date: 11/23/2021

APPROVED AS TO FORM:

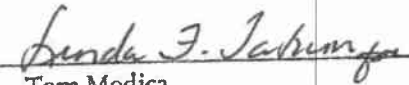
RODRIGO A. CASTRO-SILVA
County Counsel

By: 
Deputy

Date: 11/2/2021

GRANTEE:


CITY OF LONG BEACH

By: 
Tom Modica
City Manager

Date: 11/16/2021

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

APPROVED AS TO FORM:

By:  Deputy
Charles Parkin
City Attorney

Date: 11-9-21

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By: _____ Date: _____
Stephanie N. Wiggins
Chief Executive Officer

APPROVED AS TO FORM:

RODRIGO A. CASTRO-SILVA
County Counsel

By: _____ Date: 11/2/2021

Deputy

GRANTEE:

CITY OF LONG BEACH

By: _____ Date: _____
Tom Modica
City Manager

APPROVED AS TO FORM:

By: _____ Date: _____
Charles Parkin
City Attorney

ATTACHMENT A-1 - PROJECT FUNDING
 Measure R Program - Funding Agreement Projects - FA# 920000000MR306.60

Project Title: Shoreline Drive Realignment Project#: MR306.60

PROGRAMMED BUDGET - SOURCES OF FUNDS

SOURCES OF FUNDS	Prior Years	FY2017-18	FY 2018-19	FY2019-20	FY2020-21	FY2021-22	Total Budget	% of Budget
LACMTA PROGRAMMED FUNDING								
MEASURE R FUNDS				\$ 520,000	\$ 2,280,000	\$ 1,900,000	\$ 4,700,000	
LACMTA PROGRAMMED FUNDS BY YEAR SUBTOTAL	\$ -	\$ -	\$ -	\$ 520,000	\$ 2,280,000	\$ 1,900,000	\$ 4,700,000	100%
OTHER SOURCES OF FUNDING:								
LOCAL:							\$ -	0%
STATE:							\$ -	0%
FEDERAL:							\$ -	0%
PRIVATE OR OTHER:							\$ -	0%
OTHER FUNDING SUBTOTAL	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%
TOTAL PROJECT FUNDS	\$ -	\$ -	\$ -	\$ 520,000	\$ 2,280,000	\$ 1,900,000	\$ 4,700,000	100%

ATTACHMENT B1-1- EXPENDITURE PLAN COST & CASH FLOW BUDGET

Measure R Program - Funding Agreement Projects - FA# 92000000MR306.60

Project Title: Shoreline Drive Realignment Project#: MR306.60

PROGRAMMED SOURCES OF FUNDS

SOURCES OF FUNDS	FY 2020-21 Qtr 1	FY 2020-21 Qtr 2	FY 2020-21 Qtr 3	FY 2020-21 Qtr 4	FY 2021-22 Qtr 1	FY 2021-22 Qtr 2	FY 2021-22 Qtr 3	FY 2021-22 Qtr 4	TOTAL BUDGET
LACMTA PROGRAMMED FUNDS:									
MEASURE R FUNDS:									
PS&E	\$90,000	\$10,000	\$335,000	\$1,000,000	\$500,000	\$600,000	\$700,000	\$700,000	\$3,935,000
Total MEASURE R	\$90,000	\$10,000	\$335,000	\$1,000,000	\$500,000	\$600,000	\$700,000	\$700,000	\$3,935,000
SUM PROG LACMTA FUNDS:	\$90,000	\$10,000	\$335,000	\$1,000,000	\$500,000	\$600,000	\$700,000	\$700,000	\$3,935,000
PROJECT FUNDING FY20-21 and FY21-22	\$90,000	\$10,000	\$335,000	\$1,000,000	\$500,000	\$600,000	\$700,000	\$700,000	\$3,935,000
SOURCES OF FUNDS	FY 2022-23 Qtr 1	FY 2022-23 Qtr 2	FY 2022-23 Qtr 3	FY 2022-23 Qtr 4	FY 2023-24 Qtr 1	FY 2023-24 Qtr 2	FY 2023-24 Qtr 3	FY 2023-24 Qtr 4	TOTAL BUDGET
LACMTA PROGRAMMED FUNDS:									
MEASURE R FUNDS:									
PS&E	\$600,000	\$165,000							\$765,000
Total MEASURE R	\$600,000	\$165,000	\$0	\$0	\$0	\$0	\$0	\$0	\$765,000
SUM PROG LACMTA FUNDS:	\$600,000	\$165,000	\$0	\$0	\$0	\$0	\$0	\$0	\$765,000
PROJECT FUNDING FY22-23 and FY23-24	\$600,000	\$165,000	\$0	\$0	\$0	\$0	\$0	\$0	\$765,000
SUMMARY OF ALL FUNDS									
PS&E	\$690,000	\$175,000	\$335,000	\$1,000,000	\$500,000	\$600,000	\$700,000	\$700,000	\$4,700,000
TOTAL MILESTONES	\$690,000	\$175,000	\$335,000	\$1,000,000	\$500,000	\$600,000	\$700,000	\$700,000	\$4,700,000
SUM PROG LACMTA FUNDS	\$690,000	\$175,000	\$335,000	\$1,000,000	\$500,000	\$600,000	\$700,000	\$700,000	\$4,700,000
TOTAL PROJECT FUNDING	\$690,000	\$175,000	\$335,000	\$1,000,000	\$500,000	\$600,000	\$700,000	\$700,000	\$4,700,000

ATTACHMENT C-1 SCOPE OF WORK

PROJECT TITLE:

Shoreline Drive Realignment Project

PROJECT DESCRIPTION:

The Project will reconstruct southbound Shoreline Drive to accommodate both southbound and northbound Shoreline Drive traffic, which will allow Cesar E. Chavez Park to be much more user friendly and create opportunities for additional park amenities and features; modify the intersection of Shoreline Drive at Golden Shores; convert 6th Street, 7th Street, Broadway Street and 3rd Street from one-way traffic to two-way traffic; provide pedestrian and bicycle facilities between Downtown Long Beach and the Los Angeles River Trail; provide and modify drainage facilities; relocate utilities; coordinate Metro Blue Line at-grade crossing; obtaining permits.

PROJECT LOCATION:

The Shoreline Drive Realignment Project is the early action and first phase of the Shoemaker Bridge Replacement Project and is located at in the southwestern portion of the City of Long Beach, realigning and connecting streets as shown on Figure 1 - Location Map provided at the end of this attachment. The Shoemaker Bridge is located on Route 710, Postmile LA 6.0.

PROJECT LIMITS:

The north-south project limits are from 7th Street to the terminus of Golden Shore. The east-west project limits are from Atlantic Avenue to the Los Angeles River Trail on the easterly levee of the Los Angeles River. Shoreline Drive. These limits provide the logical termini to facilitate the first phase construction of the Shoemaker Bridge Replacement Project and also accommodate planned improvements within the City.

NEXUS TO HIGHWAY OPERATION, DEFINITION/PROJECT PURPOSE:

The purpose of the proposed project is to:

- Provide a structure and highway facility that meet current safety, structural, and geometric standards;
- Provide a facility compatible with planned freeway improvements and downtown development projects;
- Improves connectivity from downtown area to surrounding communities and adjacent recreational use areas; and
- Improve safety and operations for all modes of transportation.

PROJECT BACKGROUND:

The California Transportation Commission (CTC) passed a resolution, dated February 23, 2000, to adopt local road extensions of I-710 into the state highway system upon the local owner satisfactorily meeting conditions acceptable to the State. One of the local road extensions is identified as the Phase 2 conveyance, which consists of the "6th Street off-ramp from and the 7th Street on-ramp to Shoemaker Bridge and Shoemaker Bridge itself." Consequently, a right of way contract was executed on July 25, 2000 between the State Department of Transportation (Caltrans) and the City of Long Beach, which identifies the conditions to be carried out by the City prior to conveyance to Caltrans.

Pertinent contract terms include:

The "structure" (ramps) must be placed in an "acceptable and safe condition" and be "completely repainted prior to acceptance by Caltrans." The ramps consist of "existing constructed roadways, structures and facilities comprising the Shoemaker Street structure, as it crosses the Los Angeles River, ties into Route 710/Harbor Scenic Drive and connects to the 9th and 10th Street over crossings."

Operational control and ownership of the 9th Street and 10th Street overcrossings, including the roadway, structure, and other facilities, will remain with the City.

The Shoemaker Bridge connects Route 710 from the west to downtown Long Beach to the east and functions as a very important local and regional gateway to the City of Long Beach from the west and the north via Route 710.

The Shoemaker Bridge Replacement Project Study Area (Study Area) lies between the Port of Long Beach and downtown Long Beach. This Study Area is included in the study area of the I-710 Corridor Project Environmental Impact Report/ Environmental Impact Statement (EIR/EIS), which extends from Ocean Boulevard in Long Beach to Route 60 in East Los Angeles.

The Study Area contains a mix of uses. The area south of Broadway and west of the Los Angeles River is characterized by commercial development typical of a downtown area. The area north of the Broadway contains residential development with Cesar E. Chavez Park, Cesar E. Chavez Elementary School, and industrial development adjacent to the Los Angeles River. Cesar E. Chavez Park is located south of Shoemaker Bridge and is currently separated from open space areas along the Los Angeles River by West Shoreline Drive.

Advancing the final design of Shoreline Realignment will minimize construction footprint of the future Shoemaker Bridge construction; allows for consideration of other funding opportunities and provides immediate, tangible benefits to the community.

PROJECT BUDGET:

COMPONENT	AMOUNT
PA/ED	0
PS and E	4,700,000
R/W Support	0
R/W Capital	0
Construction Support	0
<u>Construction Capital</u>	<u>0</u>
Total Budget	\$ 4,700,000

SCOPE:

Project elements include but not limited to:

DESIGN:

I. Final Design – Plans, Specifications and Estimates

Tasks to be performed include, but are not limited to, the following:

- A. Conduct field visits of the project area to identify design issues. Record existing site conditions in photographs and/or video.
- B. Read, review and understand all aspects and goals of the Lead Agency's General Plan Circulation Element and other plans.
- C. Coordinate improvements with adjacent projects and stakeholders.
- D. Further develop geometric alternative.
- E. Provide mapping and survey of the project area, establishing horizontal and vertical control for the project.
- F. Investigate, identify, and coordinate with all utilities in the project area for documentation for the final design of the Project.
- G. Pothole utilities identified to be in conflict with the proposed improvements.
- H. Prepare utility conflict matrix.
- I. Conduct geotechnical investigations and hazardous materials investigation.
- J. Identify street pavement structural sections for project area.
- K. Identify all drainage/BMP structure improvements, based upon hydrology, hydraulic calculations and water quality issues. Structural BMPs shall be incorporated into the street design for stormwater quality improvements prior to entering natural waterways.
- L. Conduct Active Transportation Study.
- M. Prepare Drainage/Hydrology Report.
- N. Prepare SWPPP.
- O. Prepare traffic study.
- P. Prepare Special Wall Type Selection.
- Q. Prepare plans for the required improvements. At a minimum, the plan set shall include Title Sheet, Site Plan, General Construction Notes, Horizontal Control, Typical Sections and Details, Plan and Profile, Drainage/BMP Structure(s) Details, Pump Station Relocation Plans, Utility Relocation Plans, Stage Construction and Traffic Handling, Traffic Striping/Signage/Signal Plans, Street Lighting/Electrical, Bridge and Retaining Wall Plans, Profiles and Details, Parking Structures Retrofit Plan and Details, and Median/Landscaping Plans.
- R. Prepare Transportation Management Plan.
- S. Prepare engineer's construction cost estimate based on itemized quantity take-off from the contract documents.
- T. Prepare construction specifications.
- U. Prepare fact sheets for non-standard design features.

- V. Submittal of construction documents shall be delivered at 30% (geometry and estimate only), 65%, 95% and 100%. When project is complete, the Consultant shall provide electronic working files for all plan sheets, specifications and estimates.
- W. Assist the City for the Community Information Workshop.
- X. Prepare right-of-way needs map.
- Y. Permitting.
- Z. Prepare necessary certifications for certifying Ready to List.
- AA. Advertise, Bid and Construction Support Services.

II. Project Management and Preparation of Periodic Updated Schedule, Deliverables and Meetings

Tasks to be performed include, but are not limited to, the following:

- A. Prepare and provide a Project Management Plan to define the approach to completing tasks, lines of communication, and facilitate consistency in deliverables.
- B. Prepare a Quality Plan and implement quality assurance and control procedures.
- C. Meet regularly to accomplish Project tasks as outlined. Meetings expected between the Consultant, City, and Stakeholders and shall not be limited to: Project Kick-off Meeting, bi-weekly City meetings, monthly PDT meetings, agency and stakeholder focused technical meetings.
- D. Provide periodic schedule updates on deliverables and meetings as changes to original schedule occur or as needed based on the needs of the project.
- E. Manage and track cost control, schedule management.

MILESTONES: The implementation schedule for this project will be as follows.

	START DATE	COMPLETION DATE
Final Design		
30% Geometric Design	Mar-20	Aug-20
65% Geometric Design	Aug 20	Oct 21
95% Geometric Design	Nov-21	May-22
100% Geometric Design	June-22	Sept-22
Advertise/Bid/Award	Oct-22	Dec-22

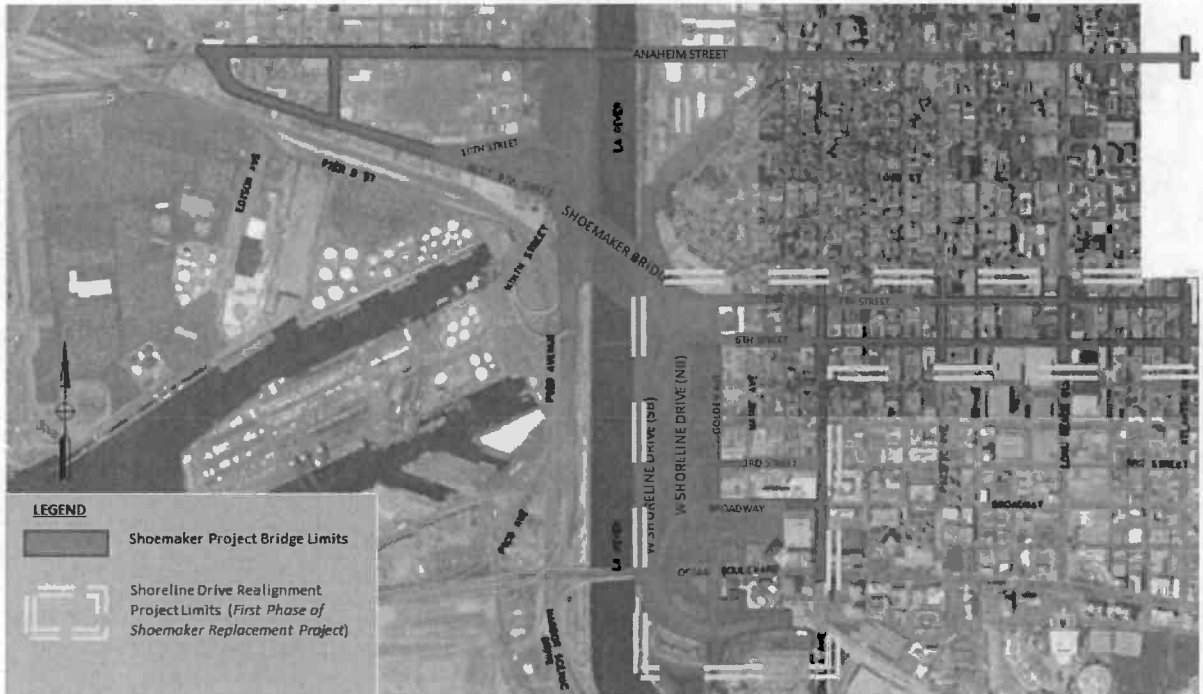


Figure 1 – Location Map