



CITY COUNCIL AGENDA STATEMENT



April 16, 2019

File ID: 19-0056

TITLE

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2019-20 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 (RMRA)

RECOMMENDED ACTION

Council adopts the resolution.

SUMMARY

Pursuant to the Streets and Highways Code (SHC) Section 2034(a)(1), prior to receiving an apportionment of RMRA funds from the State Controller in a fiscal year, a city must submit to the Commission a list of projects proposed to be funded with these funds. Staff is requesting that the City Council approve the City's RMRA Project List for Fiscal Year 2019-20.

ENVIRONMENTAL REVIEW

Environmental Notice

The Project qualifies for a Class 1 Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act State Guidelines.

Environmental Determination

The Director of Development Services has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project qualifies for a Class 1 Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the State CEQA Guidelines. Thus, no further environmental review is required.

BOARD/COMMISSION/COMMITTEE RECOMMENDATION

Not applicable.

DISCUSSION

The Road Repair and Accountability Act of 2017 (SB1) established the Road Maintenance and Rehabilitation Account (RMRA) which provided new funds to cities and counties throughout California to use for street maintenance and rehabilitation. SB1 increased per gallon fuel excise taxes, diesel fuel sales taxes and vehicle registration taxes, stabilized the fuel tax rates and provided for inflationary adjustments to rates in future years.

Required Annual Authorization

The RMRA local streets and roads allocations are intended to be focused on improving the overall condition of the municipality's pavement condition. Once a municipality reaches an average Pavement Condition Index (PCI) of 80, other transportation related projects could be proposed.

Specific reporting requirements are required to receive RMRA funding specifically, "prior to receiving RMRA funds in a fiscal year, a city or county must submit to the California Transportation Commission (CTC) a project list pursuant to an adopted budget. The list must include for each project: description, location, schedule and useful life." The list along with a Council resolution of approval is due to the CTC by May 1, 2019.

The proposed project list for FY2019-20 (Attachment 1) includes 95 street segments consisting of poor condition arterial and collector streets with PCI ratings between 22 and 50 (rehabilitation strategies) as well as good condition residential streets with PCI ratings between 73 and 77 (preventative maintenance strategies). The City of Chula Vista's PCI is currently 74. The overall PCI is projected to increase as this and other paving projects associated with Measure P and Transnet funding are completed.

The RMRA estimate for FY2019-20 is \$4,427,612 which will be programmed with the upcoming adoption of the City's FY2019-20 CIP Program.

The RMRA also requires that cities and counties submit an annual report of project completion for projects funded by the RMRA. The annual report will provide details on the projects completed to date and any updates to the original listing.

The previously proposed and adopted FY2018-19 STM0395 and STM0396 projects are currently in construction and design phases respectively.

Maintenance of Effort [Streets and Highways Code Sec. 2036]

The RMRA contains local agency maintenance of effort (MOE) requirement that applies to funds allocated through the RMRA. Similar to the existing requirements for the Gas Tax and TransNet, the MOE requirement ensures that these new funds do not supplant existing levels of city and county discretionary revenue spending on streets and roads. For RMRA, cities and counties must maintain discretionary fund spending for street, road, and highway purposes at no less than the average of 2009-10, 2010-11, and 2011-12 fiscal years, excluding one-time funds. The RMRA MOE for Chula Vista is \$4,515,412 (Attachment 2). The City anticipates meeting the MOE requirement for FY2019-20.

The State Controller may perform audits to ensure compliance with these MOE rules. If the State Controller determines that a city or county has not met its' MOE, the agency will be required to reimburse the state for the funds it received during that fiscal year, although the agency may expend during that fiscal year and the following fiscal year a total amount that is sufficient to comply. Any funds withheld or returned as a result of a failure to comply will be reapportioned to the other counties and cities whose expenditures are in compliance.

Due to this requirement, the City established a separate account for RMRA funds within the Gas Tax Account.

DECISION-MAKER CONFLICT

Staff has reviewed the property holdings of the City Council members and has found that **Mayor Salas and Council Member McCann** have property holdings within 500 feet of the boundaries of the property which is the subject of this action. However, the decision solely concerns repairs, replacement or maintenance of existing streets, water, sewer, storm drainage or similar facilities, and the member's property will not be affected disproportionately to other properties receiving the same services. Consequently, pursuant to California Code of Regulations Title 2, sections 18700 and 18702.2(d) (1)), this item does not present a real property-related conflict of interest under the Political Reform Act (Cal. Gov't Code § 87100, et seq.).

Staff is not independently aware and has not been informed by any City Council member, of any other fact that may constitute a basis for a decision-maker conflict of interest in this matter.

LINK TO STRATEGIC GOALS

The City's Strategic Plan has five major goals: Operational Excellence, Economic Vitality, Healthy Community, Strong and Secure Neighborhoods and a Connected Community. The goal of the RMRA Major Pavement Rehabilitation project is to support the Strong and Secure Neighborhood strategy identified in the City's Strategic Plan. The maintenance and rehabilitation of public infrastructure is a key City function in providing a safe and efficient roadway system for residents, businesses and visitors alike.

CURRENT-YEAR FISCAL IMPACT

The RMRA allocations are distributed monthly beginning on January 1, 2019. Funding of \$4,427,612 will be programmed as part of the FY2019-20 CIP Program.

ONGOING FISCAL IMPACT

Upon completion of the project, the improvements will require only routine City street maintenance. Since the improvements are anticipated to increase the life of the streets included, there should be a positive long-term fiscal impact.

ATTACHMENTS

1. RMRA Project List for Fiscal Year 2019-20
2. Local Streets and Roads – Projected Revenues
3. RMRA MOE FY10, 11, 12

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