



Agenda Item No: 4.e
Meeting Date: June 20, 2023

SAN RAFAEL CITY COUNCIL AGENDA REPORT

Department: Public Works

Prepared by: Joanna Kwok, Senior Engineer
April Miller, Public Works Director

City Manager Approval: 

TOPIC: FY 2023-24 ROAD MAINTENANCE AND REHABILITATION ACCOUNT (RMRA) PROJECTS, FUNDED BY SENATE BILL 1

SUBJECT: RESOLUTION ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2023-24 FUNDED BY SENATE BILL 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

RECOMMENDATION:
Adopt a resolution adopting a list of projects for Fiscal Year (FY) 2023-24 funded by Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017, and appropriating funding for listed projects.

BACKGROUND:
On April 28, 2017, Governor Jerry Brown signed SB 1, the Road Repair and Accountability Act, to address the need for additional funding for transportation and infrastructure in California. SB 1 increased per gallon fuel excise taxes, diesel fuel sales taxes and vehicle registration fees, and provided for inflationary adjustments to the tax rates in future years.

SB 1 requires cities and counties to submit a list of projects proposed to be funded by the Road Maintenance and Rehabilitation Account (RMRA) to the California Transportation Commission (CTC) prior to receiving RMRA funds. The proposed projects were included in the City’s adopted budget for FY 2023-24. The approval of this City Council resolution is required to meet the deadline to submit the list of eligible projects for Fiscal Year 2023-24 to CTC by July 1, 2023.

Cities and counties are also required to submit an annual report of project completion to the CTC in order to receive RMRA funds. The report must include the following information for all projects for which RMRA funds were expended: description, location, funds expended, completion date, and estimated useful life of the project.

Since 2018, the City of San Rafael has received about \$1 million of RMRA funds annually. This revenue is factored into the City’s capital project planning and allocated towards eligible projects in the Capital Improvement Program (CIP). Based on state guidelines, RMRA local streets and roads funds may be allocated for projects related to road maintenance and rehabilitation; safety projects; traffic control

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devices and “Complete Street” components, which include pedestrian and bicycle safety projects; transit facilities; and drainage and stormwater capture projects in conjunction with any allowable projects. RMRA funds may also be used to satisfy a match requirement for projects eligible for state or federal funds.

ANALYSIS:

The City has used RMRA funds for several road projects in the past several years including Lincoln Ave Curb Ramps, Smith Ranch Road Resurfacing, Merrydale Promenade, and Francisco Blvd East Resurfacing. More recently, the City spent approximately \$1.5 million of RMRA funds on the Third Street Rehabilitation project in FY 2022-23. Remaining funds from prior years are rolled over to the following fiscal year and reallocated to eligible projects as defined by the state guidelines.

Based on rollover funding, the beginning year balance for FY 2023-24 is approximately \$1.8 million. Additionally, staff anticipate the City will receive **\$1,490,290** in new RMRA funding in FY 2023-24, for a total of approximately \$3.3 million in RMRA funding for FY 2023-24. These funds are being proposed to be utilized for the following projects:

- Center St Rehabilitation
- Lincoln Ave Rehabilitation
- Fourth St/Second St at Miracle Mile & W Crescent
- B St Culvert Replacement

See Attachment 1 for descriptions and details for the proposed FY 2023-24 RMRA projects list.

FISCAL IMPACT:

RMRA revenues will be deposited into the Gas Tax Fund (Fund 206), and projects will be expended from Fund 206. Expenditure details for all RMRA projects will be submitted to the state on an annual basis per the Road Repair and Accountability Act guidelines.

Furthermore, there is a Maintenance of Effort (MOE) requirement associated with receiving RMRA funding. Pursuant to Streets and Highways Code Section 2036, a city or county must annually expend from its general fund for street, road, and highway purposes an amount not less than the annual average of its expenditures from its general fund during fiscal years 2009–10, 2010–11, and 2011–12. If a city or county fails to meet the MOE in a fiscal year, they can make it up in the following fiscal year.

The following are the City’s general fund expenditures in street and road repair for the three fiscal years, and the 3-year average used to determine MOE requirement:

	FY 2009-10	FY 2010-11	FY 2011-12	AVERAGE
Annual Street and Road Expenditures	\$3,286,015	\$2,131,621	\$3,516,476	\$2,978,037

These expenditures are based on the numbers reported to the State Controller’s Office in the annual streets and roads report. The City has satisfied the MOE requirement for RMRA funds as streets and roads expenditures are currently higher than the FY 2009-10 to FY 2011-12 average. The FY 2023-24 general fund budget for the Streets Maintenance Division (personnel and non-personnel) is \$3,034,726.

OPTIONS:

The City Council has the following options to consider on this matter:

1. Adopt the resolution adopting a list of projects for FY 2023-24 funded by SB 1.
2. Do not adopt the resolution and direct staff to revise the list of RMRA-funded projects.

3. Do not adopt the resolution and provide direction to staff.

RECOMMENDED ACTION:

Adopt a resolution adopting a list of projects for Fiscal Year (FY) 2023-24 funded by Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017, and appropriating funding for listed projects.

ATTACHMENTS:

1. Resolution adopting a list of projects for FY 2023-24 funded by SB 1
2. Estimated RMRA funding for San Rafael (California City Finance)

RESOLUTION NO.

RESOLUTION OF THE SAN RAFAEL CITY COUNCIL ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2023-24 FUNDED BY SENATE BILL 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

WHEREAS, Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017 (Chapter 5, Statutes of 2017) was passed by the Legislature and Signed into law by the Governor in April 2017 to address the significant multi-modal transportation funding shortfalls statewide; and

WHEREAS, SB 1 includes accountability and transparency provisions that will ensure the residents of San Rafael are aware of the projects proposed for funding in our community and which projects have been completed each fiscal year; and

WHEREAS, the City must adopt by resolution a list of projects proposed to receive fiscal year funding from the Road Maintenance and Rehabilitation Account (RMRA), created by SB 1, which must include a description and the location of each proposed project, a proposed schedule for the project's completion, and the estimated useful life of the improvement; and

WHEREAS, the City will receive an estimated \$1,490,290 in RMRA funding in Fiscal Year 2023-24 from SB 1; and

WHEREAS, this is the seventh year in which the City is receiving SB 1 funding and will enable the City to continue essential road maintenance and rehabilitation projects, safety improvements, repairing and replacing aging bridges, and increasing access and mobility options for the traveling public that would not have otherwise been possible without SB 1; and

WHEREAS, the City used the Project Rating System from its Capital Improvement Program to develop the SB 1 project list to ensure revenues are being used on priority projects for transportation investment; and

WHEREAS, modernizing the local street and road system provides well-paying construction jobs and boosts local economies; and

WHEREAS, the local street and road system is also critical for interconnectivity, multimodal needs, and commerce; and

WHEREAS, police, fire, and emergency medical services all need safe reliable roads to react quickly to emergency calls and a few minutes of delay can be a matter of life and death; and

WHEREAS, maintaining and preserving the local street and road system in good condition will reduce drive times and traffic congestion, improve bicycle safety, and make the pedestrian experience safer and more appealing, which leads to reduce vehicle emissions helping the State achieve its air quality and greenhouse gas emissions reductions goals; and

WHEREAS, the SB 1 project list and overall investment in our local streets and roads infrastructure with a focus on basic maintenance and safety, investing in complete streets infrastructure, and using cutting-edge technology, materials and practices, will have significant positive co-benefits statewide;

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of San Rafael, State of California, does hereby resolve as follows:

1. The foregoing recitals are true and correct.
2. This action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15378(b)(5), in that adopting a Resolution approving a list of possible transportation projects does not meet CEQA's definition of a "project," because the action does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment and if a "project," is exempt under the "common sense" exception (14 Cal. Code Regs. § 15061(b)(3)) because it can be seen with certainty that there is no possibility that this action may have a significant effect on the environment.
3. The City Council hereby adopts the following list of projects to be funded in-part or solely with Fiscal Year 2023-24 Road Maintenance and Rehabilitation Account revenues:

Center St Rehabilitation

- Project Description: Center Street located in the Sun Valley neighborhood, which is an older street with a concrete road below, requires resurfacing. The project will include installation of wheelchair ramps and improvements to the storm drain system prior to repaving the roadway.
- Project Location: Center Street from K Street to H Street

- Estimated Project Schedule: Construction anticipated for Spring 2024
- Estimated Project Useful Life: 20 years

Lincoln Ave Rehabilitation

- Project Description: This project includes pavement resurfacing and 35 ADA compliant curb ramps with bulbouts along Lincoln Avenue where non-compliant ramps exist. In addition, additional streetlights, curb extensions and four rectangular rapid flashing beacons (RRFBs) will be placed at non-signalized pedestrian crossings across Lincoln Avenue at Wilson Court, Grand Avenue, Pacheco Street and Paloma Avenue.
- Project Location: Lincoln Avenue from Mission Avenue to Prospect Drive
- Estimated Project Schedule: Design/planning anticipated for Spring 2024
- Estimated Project Useful Life: 20 years

Fourth St/Second St at Miracle Mile & W Crescent

- Project Description: The intersection improvements at Fourth Street and Second Street and Miracle Mile are a key final connection for west Marin and the two-way cycle track that will be constructed as part of the Third Street Rehabilitation project. This project will improve pedestrian, bicycle, and motor vehicle access through the intersection. The upgrades include a new traffic signal at this intersection and West Crescent.
- Project Location: Fourth St/Second St and Fourth St/West Crescent Dr
- Estimated Project Schedule: Construction anticipated for Spring 2024
- Estimated Project Useful Life: 30 years

B St Culvert Replacement

- Project Description: Feeding into the upper reaches of San Rafael Creek is a reinforced concrete box culvert conveying water away from the Gerstle Park neighborhood. A small portion of the ceiling of the culvert requires rehabilitation to provide better structural stability of the system. This project will replace a section of the culvert as well as repair B Street.
- Project Location: B Street from Bayview Street to Albert Park Lane
- Estimated Project Schedule: Construction anticipated for Summer 2023
- Estimated Project Useful Life: 50 years

I, **LINDSAY LARA**, Clerk of the City of San Rafael, hereby certify that the foregoing Resolution was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of San Rafael, held on Tuesday, the 20th day of June 2023, by the following vote, to wit:

AYES: Councilmembers:
NOES: Councilmembers:
ABSENT: Councilmembers:

Lindsay Lara, City Clerk

Local Streets and Roads - Projected FY2023-24 Revenues

Based on State Dept of Finance statewide revenue projections

Estimated May 2023

	Highway Users Tax Acct (HUTA) ⁽¹⁾ Streets & Highways Code					TOTAL HUTA	Road Mntnc Rehab Acct	TOTAL
	Sec2103 ⁽⁵⁾	Sec2105 ⁽³⁾	Sec2106 ⁽³⁾	Sec2107 ⁽³⁾	Sec2107.5 ⁽⁴⁾			
MADERA COUNTY								
CHOWCHILLA	178,741	121,046	47,661	145,188	4,000	496,636	467,524	964,160
MADERA	609,973	413,083	151,067	495,472	7,500	1,677,095	1,595,479	3,272,575
MARIN COUNTY								
BELVEDERE	19,668	13,319	13,107	15,976	1,000	63,069	51,444	114,513
CORTE MADERA	94,447	63,961	44,690	76,718	3,000	282,816	247,041	529,857
FAIRFAX	70,314	47,618	34,497	57,115	2,000	211,544	183,918	395,462
LARKSPUR	121,100	82,011	55,947	98,368	3,000	360,424	316,755	677,180
MILL VALLEY	130,818	88,592	60,051	106,261	3,000	388,722	342,174	730,896
NOVATO	492,292	333,387	212,720	399,881	7,500	1,445,781	1,287,666	2,733,447
ROSS	21,632	14,649	13,936	17,571	1,000	68,788	56,581	125,369
SAN ANSELMO	118,358	80,153	54,788	96,140	3,000	352,440	309,583	662,022
SAN RAFAEL	569,758	385,848	245,438	462,806	7,500	1,671,350	1,490,290	3,161,641
SAUSALITO	65,905	44,631	32,635	53,533	2,000	198,704	172,383	371,087
TIBURON	84,553	57,261	40,511	68,681	2,000	253,006	221,162	474,167
MARIPOSA COUNTY								
MENDOCINO COUNTY								
FORT BRAGG	66,266	44,876	32,933	53,827	2,000	199,902	173,328	373,230
POINT ARENA	4,261	2,886	6,609	3,462	1,000	18,218	11,147	29,365
UKIAH	153,820	104,169	70,104	124,946	4,000	457,040	402,341	859,381
WILLITS	45,829	31,036	24,257	37,226	2,000	140,349	119,874	260,222
MERCED COUNTY								
ATWATER	294,143	199,198	93,354	238,928	6,000	831,623	769,377	1,601,000
DOS PALOS	53,676	36,350	20,960	43,600	2,000	156,586	140,398	296,984
GUSTINE	56,307	38,132	21,752	45,737	2,000	163,928	147,280	311,207
LIVINGSTON	133,495	90,405	44,990	108,436	4,000	381,326	349,177	730,503
LOS BANOS	432,066	292,602	134,877	350,961	6,000	1,216,506	1,130,136	2,346,642
MERCED	825,039	558,728	253,184	670,166	7,500	2,314,617	2,158,015	4,472,633
MODOC COUNTY								
ALTURAS	25,254	17,102	15,564	21,994	1,000	80,915	66,055	146,970
MONO COUNTY								
MAMMOTH LAKES	68,230	46,206	62,896	1,907,440	2,000	2,086,772	178,466	2,265,237