



Staff Report

TO: City Council

FROM: Jeff Hart, Director of Public Works

DATE: September 1, 2020

SUBJECT: **Memorandum of Understanding with the Western Riverside Council of Governments for Monetary Contributions From Developer for the Pennsylvania Widening Project**

Background and Analysis:

On March 20, 2018, the City of Beaumont entered into an Improvement and Credit/Reimbursement Agreement for the Transportation Uniform Mitigation Fee Program (TUMF) with Pardee Homes (Developer) for construction of the Pennsylvania Widening Project (Project). The amount of the credits associated with the agreement were in an amount not to exceed \$3,018,000.

Under the terms of the agreement the Developer shall construct the improvements associated with the Project. Estimated construction costs for the Project have escalated beyond the maximum value of the agreement, requiring additional funding to construct the improvements. To more efficiently construct and manage the project, staff is proposing to take over as the project lead and manage all aspects.

In order for the City to administer the project and receive funds directly from the developer, a memorandum of understanding (MOU) with the Western Riverside Council of Governments (WRCOG) is required in accordance with the TUMF Administrative Plan. The MOU is to account for the credit and provide an explanation of why the improvement is being funded with the monetary contribution and cannot be constructed by the developer.

Previous Projects List

This is a project that was included on the FY 2017 capital projects list for \$4,018,000. The additional \$1 million is coming from other City funds that have already been earmarked for this project. Project design is underway and City staff has scheduled the award of contract by January 2021.

Fiscal Impact:

The cost to prepare this staff report is estimated to be \$500.

Recommended Action:

Authorize the Mayor to execute a Memorandum of Understanding with the Western Riverside Council of Governments for Monetary Contributions from Developer for the Pennsylvania Widening Project.

Attachments:

- A. MOU – Credit Agreement Penn