

AGENDA

Board of Directors Metro Valley Study Session

February 15, 2024

*****Start Time: 9:30 AM*****

Location

San Bernardino County Transportation Authority
First Floor Lobby Board Room
1170 W. 3rd Street, San Bernardino, CA 92410

Board of Directors

Valley Representatives

Study Session Chair

Joe Baca, Jr., Supervisor
Fifth District

Study Session Vice-Chair

Eunice Ulloa, Mayor
City of Chino

Ray Marquez, Council Member
City of Chino Hills

Frank Navarro, Mayor
City of Colton

Acquanetta Warren, Mayor
City of Fontana

Daniel Ramos, Mayor Pro Tem
City of Adelanto

Art Bishop, Council Member
Town of Apple Valley

Carmen Hernandez, Council Member
City of Barstow

Sylvia Rodriguez-Robles, Council Member
City of Grand Terrace

Larry McCallon, Mayor Pro Tem
City of Highland

Bhavin Jindal, Council Member
City of Loma Linda

John Dutrey, Mayor
City of Montclair

Alan Wapner, Council Member
City of Ontario

L. Dennis Michael, Mayor
City of Rancho Cucamonga

Mountain/Desert Representatives

Rick Herrick, Council Member
City of Big Bear Lake

Rebekah Swanson, Mayor Pro Tem
City of Hesperia

Janet Jernigan, Mayor
City of Needles

County Board of Supervisors

Paul Cook, *First District*

Curt Hagman, *Fourth District*

Jesse Armendarez, *Second District*

Paul Barich, Mayor Pro Tem
City of Redlands

Deborah Robertson, Mayor
City of Rialto

Helen Tran, Mayor
City of San Bernardino

Rudy Zuniga, Council Member
City of Upland

Bobby Duncan, Council Member
City of Yucaipa

Joel Klink, Mayor Pro Tem
City of Twentynine Palms

Debra Jones, Council Member
City of Victorville

Rick Denison, Council Member
Town of Yucca Valley

Dawn Rowe, *Third District*

Ex-Officio Member – Catalino Pining, Caltrans

Ray Wolfe, Executive Director

Julianna Tillquist, General Counsel

**San Bernardino County Transportation Authority
San Bernardino Council of Governments**

AGENDA

Board of Directors Metro Valley Study Session

February 15, 2024

9:30 AM

Location

**First Floor Lobby Board Room
1170 W. 3rd Street, San Bernardino, CA 92410**

Items listed on the agenda are intended to give notice to members of the public of a general description of matters to be discussed or acted upon. The posting of the recommended actions does not indicate what action will be taken. The Board may take any action that it deems to be appropriate on the agenda item and is not limited in any way by the notice of the recommended action.

To obtain additional information on any items, please contact the staff person listed under each item. You are encouraged to obtain any clarifying information prior to the meeting to allow the Board to move expeditiously in its deliberations. Additional ***“Meeting Procedures”*** and agenda explanations are attached to the end of this agenda.

CALL TO ORDER

(Meeting Chaired by Joe Baca Jr.)

- i. Pledge of Allegiance
- ii. Attendance
- iii. Announcements
- iv. Agenda Notices/Modifications - Natalie Lopez

Public Comment

Brief Comments from the General Public

Note: Public Comment on items listed on this agenda will be allowed only during this committee meeting. No public comment will be allowed on committee items placed on the Consent Agenda at the Board of Directors meeting. If an item has substantially changed after consideration during the committee meeting, the item will be placed on Discussion for Board and public comment will be allowed.

Possible Conflict of Interest Issues

Note agenda item contractors, subcontractors and agents which may require member abstentions due to conflict of interest and financial interests. Board Member abstentions shall be stated under this item for recordation on the appropriate item.

1. Information Relative to Possible Conflict of Interest

Note agenda items and contractors/subcontractors, which may require member abstentions due to possible conflicts of interest.

This item is prepared for review by Board of Directors and Committee Members.

INFORMATIONAL ITEMS

Items listed are receive and file items and are expected to be routine and non-controversial. Unlike the Consent Calendar, items listed as Informational Items do not require a vote.

2. Project Delivery Contract Change Orders to On-Going Contracts

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Receive and file Change Order Report.

Presenter: Kristi Harris

This item is not scheduled for review by any other policy committee or technical advisory committee.

DISCUSSION ITEMS

Discussion - Administrative Matters

3. Budget Overview of the Proposed Budget for Fiscal Year 2024/2025

Pg. 16

Receive a general overview of the proposed Fiscal Year 2024/2025 Budget.

Presenter: Hilda Flores

A companion item is also scheduled for review by the Mountain/Desert Policy Committee on February 16, 2024.

Discussion - Project Delivery

4. Major Projects Status Report through December 2023

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Receive the Major Projects Status Report for the period through December 2023.

Presenter: Kristi Harris

This item is not scheduled for review by any other policy committee or technical advisory committee.

Discussion - Toll Operations

5. Interstate 10 Corridor Freight and Express Lanes Project - Contract 1 - Program Budget and Funding Plan Update, Amendment No. 5 to Agreement No. 17-1001736, Sole Source Amendment No. 2 to Contract 23-1002956, and Amendment No. 5 to Contract 16-1001530

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That the following be reviewed and recommended for final approval by the Board of Directors, acting as the San Bernardino County Transportation Authority (SBCTA), at a regularly scheduled Board meeting:

A. Approve Interstate 10 Corridor Freight and Express Lanes Project - Contract 1 Program Budget and Funding Updates shown within Table 1 as of February 2024, increasing the project budget by \$13,533,671, from \$948,909,091 to \$962,442,762.

B. Allocate \$8,085,961 in federal formula Surface Transportation Block Grant Program (STP) funds for a new total of \$168,193,023 and \$3,491,530 in Measure I Freeway Program funds for a new total of \$92,491,530 for the project.

Agenda Item 5 (Cont.)

C. Approve Amendment No. 5 to Cooperative Agreement No. 17-1001736 with California Department of Transportation (Caltrans) for the Design-Build and Right-of-Way phases, increasing the STP funding by \$8,085,961 and decreasing the Measure I funding by \$6,602,155 for a new cooperative agreement total of \$872,735,746; and authorize the Executive Director, or his designee, to execute the amendment upon approval as to form by SBCTA General Counsel.

D. Approve **Sole Source** Amendment No 2. to **Sole Source** Contract No. 23-1002956 with Theodora Oringher, P.C., for representation regarding contractor claims and litigation, increasing the contract amount by \$14,085,743, for a new not-to-exceed contract amount of \$16,785,743, to be funded with Measure I Valley Freeway Program funds and authorize the Executive Director, or his designee, to execute the amendment upon approval as to form by SBCTA General Counsel.

E. Approve an increase for contingency to Contract No. 17-1001617 with TransCore LP in the amount of \$3,000,000 for a new not-to-exceed amount of \$43,821,607 in contract value, option and contingency.

F. Approve Amendment No. 5 to Contract No. 16-1001530 with HNTB Corporation, for Project and Construction Management (PCM) services for the Interstate 10 Corridor Freight and Express Lanes Project - Contract 1, increasing the contract amount by \$3,000,000, for a new not-to-exceed contract amount of \$77,020,890.78, extend the contract term through December 31, 2026, and authorize the Executive Director, or his designee, to execute the amendment upon approval as to form by SBCTA General Counsel and upon receipt of valid insurance certificates and Caltrans' approval of Exhibit 10-C Consultant Contract Reviewer Checklist.

Presenter: Timothy Byrne

This item is not scheduled for review by any other policy committee or technical advisory committee. SBCTA General Counsel and Risk Manager have reviewed this item and the draft amendments.

Comments from Board Members

Brief Comments from Board Members

ADJOURNMENT

Additional Information

Attendance
Acronym List
Mission Statement

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**The next Board of Directors Metro Valley Study Session is scheduled for
March 14, 2024.**

Meeting Procedures and Rules of Conduct

Meeting Procedures - The Ralph M. Brown Act is the state law which guarantees the public's right to attend and participate in meetings of local legislative bodies. These rules have been adopted by the Board of Directors in accordance with the Brown Act, Government Code 54950 et seq., and shall apply at all meetings of the Board of Directors and Policy Committees.

Accessibility & Language Assistance - The meeting facility is accessible to persons with disabilities. If assistive listening devices, other auxiliary aids or language assistance services are needed in order to participate in the public meeting, requests should be made through the Clerk of the Board at least three (3) business days prior to the Board meeting. The Clerk can be reached by phone at (909) 884-8276 or via email at clerkoftheboard@gosbcta.com and office is located at 1170 W. 3rd Street, 2nd Floor, San Bernardino, CA.

Accesibilidad y asistencia en otros idiomas - Las instalaciones para las reuniones son accesibles para las personas con discapacidades. Si se necesitan dispositivos de escucha asistida, otras ayudas auxiliares o servicios de asistencia en otros idiomas para participar en la reunión pública, las solicitudes deben ser presentados a la Secretaria de la Junta al no menos de tres (3) días de apertura antes de la reunión de la Junta. La Secretaria esta disponible por teléfono al (909) 884-8276 o por correo electrónico a clerkoftheboard@gosbcta.com y la oficina se encuentra en 1170 W. 3rd Street, 2nd Floor, San Bernardino, CA.

Agendas – All agendas are posted at www.gosbcta.com/board/meetings-agendas/ at least 72 hours in advance of the meeting. Staff reports related to agenda items may be reviewed online at that web address. Agendas are also posted at 1170 W. 3rd Street, 1st Floor, San Bernardino at least 72 hours in advance of the meeting.

Agenda Actions – Items listed on both the “Consent Calendar” and “Discussion” contain recommended actions. The Board of Directors will generally consider items in the order listed on the agenda. However, items may be considered in any order. New agenda items can be added and action taken as provided in the Ralph M. Brown Act Government Code Sec. 54954.2(b).

Closed Session Agenda Items – Consideration of closed session items excludes members of the public. These items include issues related to personnel, pending litigation, labor negotiations and real estate negotiations. Prior to each closed session, the President of the Board or Committee Chair (“President”) will announce the subject matter of the closed session. If reportable action is taken in closed session, the President shall report the action to the public at the conclusion of the closed session.

Public Testimony on an Item – Members of the public are afforded an opportunity to speak on any listed item, except Board agenda items that were previously considered at a Policy Committee meeting where there was an opportunity for public comment. Individuals in attendance at SBCTA who desire to speak on an item may complete and turn in a "Request to Speak" form, specifying each item an individual wishes to speak on. Individuals may also indicate their desire to speak on an agenda item when the President asks for public comment. When recognized by the President, speakers should be prepared to step forward and announce their name for the record. In the interest of facilitating the business of the Board, speakers are limited to three (3) minutes on each item. Additionally, a twelve (12) minute limitation is established for the total amount of time any one individual may address the Board at any one meeting. The President or a majority of the Board may establish a different time limit as appropriate, and parties to agenda items shall not be subject to the time limitations. Any individual who wishes to share written information with the Board may provide copies to

the Clerk of the Board for distribution. Information provided as public testimony is not read into the record by the Clerk. Consent Calendar items can be pulled at Board member request and will be brought up individually at the specified time in the agenda. Any consent item that is pulled for discussion shall be treated as a discussion item, allowing further public comment on those items.

Public Comment –An opportunity is also provided for members of the public to speak on any subject within the Board’s jurisdiction. Matters raised under “Public Comment” will not be acted upon at that meeting. See, “Public Testimony on an Item,” above.

Disruptive or Prohibited Conduct – If any meeting of the Board is willfully disrupted by a person or by a group of persons so as to render the orderly conduct of the meeting impossible, the President may recess the meeting or order the person, group or groups of person willfully disrupting the meeting to leave the meeting or to be removed from the meeting. Disruptive or prohibited conduct includes without limitation addressing the Board without first being recognized, not addressing the subject before the Board, repetitiously addressing the same subject, failing to relinquish the podium when requested to do so, bringing into the meeting any type of object that could be used as a weapon, including without limitation sticks affixed to signs, or otherwise preventing the Board from conducting its meeting in an orderly manner.

Your cooperation is appreciated!

**General Practices for Conducting Meetings
of
Board of Directors and Policy Committees**

Attendance.

- The President of the Board or Chair of a Policy Committee (Chair) has the option of taking attendance by Roll Call. If attendance is taken by Roll Call, the Clerk of the Board will call out by jurisdiction or supervisorial district. The Member or Alternate will respond by stating his/her name.
- A Member/Alternate who arrives after attendance is taken shall announce his/her name prior to voting on any item.
- A Member/Alternate who wishes to leave the meeting after attendance is taken but before remaining items are voted on shall announce his/her name and that he/she is leaving the meeting.

Basic Agenda Item Discussion.

- The Chair announces the agenda item number and states the subject.
- The Chair calls upon the appropriate staff member or Board Member to report on the item.
- The Chair asks members of the Board/Committee if they have any questions or comments on the item. General discussion ensues.
- The Chair calls for public comment based on “Request to Speak” forms which may be submitted.
- Following public comment, the Chair announces that public comment is closed and asks if there is any further discussion by members of the Board/Committee.
- The Chair calls for a motion from members of the Board/Committee. Upon a motion, the Chair announces the name of the member who makes the motion. Motions require a second by a member of the Board/Committee. Upon a second, the Chair announces the name of the Member who made the second, and the vote is taken.
- The “aye” votes in favor of the motion shall be made collectively. Any Member who wishes to oppose or abstain from voting on the motion shall individually and orally state the Member’s “nay” vote or abstention. Members present who do not individually and orally state their “nay” vote or abstention shall be deemed, and reported to the public, to have voted “aye” on the motion.
- Votes at teleconferenced meetings shall be by roll call, pursuant to the Brown Act, or, at any meeting, upon the demand of five official representatives present or at the discretion of the presiding officer.

The Vote as specified in the SBCTA Administrative Code and SANBAG Bylaws.

- Each Member of the Board of Directors shall have one vote. In the absence of the official representative, the Alternate shall be entitled to vote. (Note that Alternates may vote only at meetings of the Board of Directors, Metro Valley Study Session and Mountain/Desert Policy Committee.)

Amendment or Substitute Motion.

- Occasionally a Board Member offers a substitute motion before the vote on a previous motion. In instances where there is a motion and a second, the Chair shall ask the maker of the original motion if he or she would like to amend the motion to include the substitution or withdraw the motion on the floor. If the maker of the original motion does not want to amend or withdraw, the substitute motion is voted upon first, and if it fails, then the original motion is considered.
- Occasionally, a motion dies for lack of a second.

Call for the Question.

- At times, a Member of the Board/Committee may “Call for the Question.”
- Upon a “Call for the Question,” the Chair may order that the debate stop or may allow for limited further comment to provide clarity on the proceedings.
- Alternatively, and at the Chair’s discretion, the Chair may call for a vote of the Board/Committee to determine whether or not debate is stopped.
- The Chair re-states the motion before the Board/Committee and calls for the vote on the item.

The Chair.

- At all times, meetings are conducted in accordance with the Chair’s direction.
- These general practices provide guidelines for orderly conduct.
- From time to time, circumstances may require deviation from general practice (but not from the Brown Act or agency policy).
- Deviation from general practice is at the discretion of the Chair.

Courtesy and Decorum.

- These general practices provide for business of the Board/Committee to be conducted efficiently, fairly and with full participation.
- It is the responsibility of the Chair and Members to maintain common courtesy and decorum.

Adopted By SANBAG Board of Directors January 2008

Revised March 2014

Revised May 4, 2016

Revised June 7, 2023

Minute Action

AGENDA ITEM: 1

Date: February 15, 2024

Subject:

Information Relative to Possible Conflict of Interest

Recommendation:

Note agenda items and contractors/subcontractors, which may require member abstentions due to possible conflicts of interest.

Background:

In accordance with California Government Code 84308, members of the Board may not participate in any action concerning a contract where they have received a campaign contribution of more than \$250 in the prior twelve months from an entity or individual, except for the initial award of a competitively bid public works contract. This agenda contains recommendations for action relative to the following contractors:

Item No.	Contract No.	Principals & Agents	Subcontractors
5-C	17-1001736-05	California Department of Transportation	None
5-D	23-1002956-02	Theodora Oringher, P.C. <i>Brian Headman</i>	None
5-E	17-1001617	TransCore, LP <i>Tracy Marks, P.E., President</i>	TJKM Transportation
5-F	16-1001530-05	HNTB, Inc. <i>Kevin Haboian</i>	Advanced Civil Technologies, Inc. Environmental Science Associates GCAP Services, Inc. HDR Engineering, Inc. Leighton Consulting, Inc. Overland, Pacific & Cutler, Inc. Psomas Safework, Inc. Syrusa Engineering, Inc.

Financial Impact:

This item has no direct impact on the budget.

Reviewed By:

This item is prepared for review by Board of Directors and Committee Members.

Responsible Staff:

Kristi Harris, Director of Project Delivery

Entity: San Bernardino Council of Governments, San Bernardino County Transportation Authority

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Approved
Board of Directors Metro Valley Study Session
Date: February 15, 2024

Witnessed By:

San Bernardino Council of Governments
San Bernardino County Transportation Authority

Minute Action

AGENDA ITEM: 2

Date: February 15, 2024

Subject:

Project Delivery Contract Change Orders to On-Going Contracts

Recommendation:

Receive and file Change Order Report.

Background:

San Bernardino County Transportation Authority (SBCTA) Department of Project Delivery has 12 on-going construction contracts, of which five have had Construction Change Orders (CCO) approved since the last reporting to the Board of Directors Metro Valley Study Session on December 14, 2023. The CCOs are listed below:

A. Contract No. 19-1002181 with Granite Construction Company, for the Archibald Avenue Improvement Project at State Route (SR) 60: There are no newly executed CCOs since last report.

B. Contract No. 19-1002078 with Guy F. Atkinson Construction, LLC, for the SR 210 Lane Addition, Base Line Interchange and Pavement Rehabilitation Project:

- 1) CCO 100: Grind existing concrete pavement, adjustment of bid item price. (-\$166,250)

C. Contract No. 19-1002196 with Security Paving Company, Inc., for the SR 60 Central Avenue Interchange Project: There are no newly executed CCOs since last report.

D. Contract No. 19-1002026 with Diversified Landscape Company, for the Interstate 215 (I-215) Segments 1, 2 and 3 Establish Existing Planting Project: There are no newly executed CCOs since last report.

E. Contract No. 17-1001599 with Lane-Security Paving Joint Venture, for the Interstate 10 (I-10) Corridor Contract 1 Design Build Contract:

- 1) CCO 115.1: Additional work to secure right-of-way. (\$94,830)
- 2) CCO 116.1: Repair portion of slope paving and gutters at retaining walls 1524 and 1525. (\$131,318)
- 3) CCO 117: Additional driveway thickness to accommodate utility access. (\$11,914)
- 4) CCO 118: Additional work for the abandoned drainage facility in segment 3 median. (\$13,720)
- 5) CCO 119: Additional work due to illegal dumping. (\$2,230)
- 6) CCO 120: Addition of three 55-hour closures in segments 2 and 3. (\$0)
- 7) CCO 125: Remediation efforts post City of Upland flooding. (\$2,351)

Entity: San Bernardino County Transportation Authority

F. Contract 23-1002869 with SEMA Construction Inc., for I-10 Eastbound Truck Climbing Lane: There are no newly executed CCOs since last report.

G. Contract 16-1001461 with Pulice Construction, Inc., for the Monte Vista Avenue Grade Separation Project: There are no newly executed CCOs since last report.

H. Contract No. 18-1001966 with Traylor-Granite Joint Venture, for the Mount Vernon Avenue Viaduct Project Design Build: There are no newly executed CCOs since last report.

I. Contract No. 20-1002290 with SEMA Construction, Inc., for the I-10 University Street Interchange Improvements Project: There are no newly executed CCOs since last report.

J. Contract No. 21-1002620 with Ortiz Enterprises, Inc., for the I-10 Alabama Street Interchange Improvements Project:

- 1) CCO 3.1: Electrical utility modifications. (\$3,420)
- 2) CCO 12.1: Hydro-seed and hydro-mulch for erosion protection. (\$6,840)
- 3) CCO 13.1 Increase of roadway excavation quantity. (\$233,000)
- 4) CCO 14.1 Construction required to obtain relief of maintenance from California Department of Transportation, including chain link fencing and concrete work at drainage system. (\$41,040)
- 5) CCO 16: Repair of irrigation systems. (\$25,000)

K. Contract No. 22-1002784 with Security Paving Company, Inc., for the I-10 Cedar Avenue Improvement Project:

- 1) CCO 2.1: Maintain roadway and provide traffic control. (\$70,000)
- 2) CCO 25: Installation of additional waterline hangers. (\$68,984.77)
- 3) CCO 26: Catch beam elevation revisions. (\$20,000)

L. Contract No. 22-1002780 with Skanska USA Civil West California District, Inc., for the North 1st Avenue Bridge Over BNSF Project:

- 1) CCO 15: False-work lighting. (\$83,790)
- 2) CCO 17: Forklift rental. (\$27,184.48)

Financial Impact:

This item imposes no financial impact, as all CCOs are within previously approved contingency amounts under: Task No. 0830 Interchange Projects and Task No. 0820 Freeway Projects, Sub-Task No. 0887 SR 210 Lane Addition, Sub-Task No. 0897 I-10 Cedar Avenue Improvement Project, Sub-Task No. 0823 I-10 Corridor Contract 1, Sub-Task No. 0895 I-10 Alabama Street, and Sub-Task No. 0813 North 1st Avenue Bridge over BNSF.

Board of Directors Metro Valley Study Session Agenda Item

February 15, 2024

Page 3

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Kristi Harris, Director of Project Delivery

Project Delivery Contracts Executed Change Orders		
Number	Description	Amount
Archibald Avenue Improvement Project at SR 60 (19-1002181)		
	CCO Total	\$1,723,232.91
	Approved Contingency	\$2,122,333.00
	Remaining Contingency	\$399,100.09
SR 210 Lane Addition, Base Line Interchange and Pavement Rehabilitation (19-1002078)		
Number	Description	Amount
100	Grind existing concrete pavement, adjustment of bid item price.	(\$166,250.00)
	CCO Total	\$27,201,373.10
	Approved Contingency	\$34,927,790.07
	Remaining Contingency	\$7,726,416.97
SR 60 Central Avenue Improvements (19-1002196)		
Number	Description	Amount
	CCO Total	\$1,407,424.91
	Approved Contingency	\$2,912,039.00
	Remaining Contingency	\$1,504,614.09
I-215 Segments 1, 2 & 3 Establish Existing Planting (19-1002026)		
Number	Description	Amount
	CCO Total	\$20,000.00
	Approved Contingency	\$1,451,300.00
	Remaining Contingency	\$1,431,300.00
I-10 Corridor Contract 1 (17-1001599)		
Number	Description	Amount
115.1	Additional work to secure right-of-way.	\$94,830.00
116.1	Repair portion of slope paving and gutters at retaining walls 1524 and 1525.	\$131,318.00
117	Additional driveway thickness to accommodate utility access.	\$11,914.00
118	Additional work for the abandoned drainage facility in segment 3 median.	\$13,720.00
119	Additional work due to illegal dumping.	\$2,230.00
120	Addition of 3 55-hour closures in segments 2 and 3.	\$0.00
125	Remediation efforts post City of Upland flooding.	\$2,351.00
	CCO Total	\$24,811,016.08
	Approved Contingency	\$51,369,000.00
	Remaining Contingency	\$26,557,983.92
I-10 Eastbound Truck Climbing Lane (23-1002869)		
Number	Description	Amount
	CCO Total	\$0.00
	Approved Contingency	\$3,731,253.00
	Remaining Contingency	\$3,731,253.00

Attachment: MVSS CCO Log Project Delivery Projects (10193 : Project Delivery Contract Change Orders to On-Going Contracts)

Project Delivery Contracts Executed Change Orders		
Number	Description	Amount
Monte Vista Avenue Grade Separation (16-1001461)		
Number	Description	Amount
	CCO Total	\$869,302.95
	Approved Contingency	\$2,498,958.60
	Remaining Contingency	\$1,629,655.65
Mount Vernon Avenue Viaduct (18-1001966)		
Number	Description	Amount
	CCO Total	\$5,011,396.71
	Approved Contingency	\$17,230,000.00
	Remaining Contingency	\$12,218,603.29
I-10 University Street Interchange Improvements (20-1002290)		
Number	Description	Amount
	CCO Total	\$1,287,988.96
	Approved Contingency	\$1,500,590.00
	Remaining Contingency	\$212,601.04
I-10 Alabama Street Interchange Improvements (21-1002620)		
Number	Description	Amount
3.1	Electrical utility modifications.	\$3,420.00
12.1	Hydro-seed and hydro-mulch for erosion protection.	\$6,840.00
13.1	Increase of roadway excavation quantity.	\$233,000.00
14.1	Construction required to obtain relief of maintenance from Caltrans, including chain link fencing and concrete work at drainage system.	\$41,040.00
16	Repair of irrigation systems.	\$25,000.00
	CCO Total	\$963,501.62
	Approved Contingency	\$1,338,886.33
	Remaining Contingency	\$375,384.71
I-10 Cedar Avenue Improvement (22-1002784)		
Number	Description	Amount
2.1	Maintain roadway and provide traffic control.	\$70,000.00
25	Installation of additional waterline hangers.	\$68,984.77
26	Catch beam elevation revisions.	\$20,000.00
	CCO Total	\$1,190,919.03
	Approved Contingency	\$8,098,400.00
	Remaining Contingency	\$6,907,480.97
North 1st Avenue Bridge Over BNSF (22-1002780)		
Number	Description	Amount
15	False-work lighting.	\$83,790.00
17	Forklift rental.	\$27,184.48
	CCO Total	\$708,288.36
	Approved Contingency	\$3,561,922.00
	Remaining Contingency	\$2,853,633.64

Attachment: MVSS CCO Log Project Delivery Projects (10193 : Project Delivery Contract Change Orders to On-Going Contracts)

Minute Action

AGENDA ITEM: 3

Date: *February 15, 2024*

Subject:

Budget Overview of the Proposed Budget for Fiscal Year 2024/2025

Recommendation:

Receive a general overview of the proposed Fiscal Year 2024/2025 Budget.

Background:

The budget overview presentation provides general information for each major program for the Valley and Mountain/Desert areas.

This presentation provides a general overview of the current year's goals and objectives and a preliminary list of proposed goals and objectives for the Fiscal Year 2024/2025 Budget for the Valley and Mountain/Desert areas. The overview entails the following programs:

1. General Government
2. Council of Governments
3. Environment & Energy Conservation
4. Commuter and Motorist Assistance
5. Regional and Subregional Planning
6. Fund Administration
7. Transit and Passenger Rail
8. Major Projects
9. Toll Operations
10. Debt Service

Estimated revenues and detailed budgetary information for the various tasks in the proposed Fiscal Year 2024/2025 Budget will be provided at the March 2024 General Policy Committee, Transit Committee, Board of Directors Metro Valley Study Session, and Mountain/Desert Policy Committee.

Financial Impact:

The budget overview has no financial impact on the Fiscal Year 2023/2024 Budget, but is a component of the Fiscal Year 2024/2025 Budget.

Reviewed By:

A companion item is also scheduled for review by the Mountain/Desert Policy Committee on February 16, 2024.

Responsible Staff:

Hilda Flores, Chief Financial Officer

Entity: San Bernardino Council of Governments, San Bernardino County Transportation Authority

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Approved
Board of Directors Metro Valley Study Session
Date: February 15, 2024

Witnessed By:

San Bernardino Council of Governments
San Bernardino County Transportation Authority

Metro Valley Study Session

Fiscal Year 2024/2025

Budget Overview



cta

San Bernardino County
Transportation Authority

cog

San Bernardino
Council of Governments

General Government

Board of Directors / Executive Administration
General Counsel
Financial Management
Management Services / Human Resources
Legislative and Public Affairs



Board / Executive Administration

- Maintain project delivery focus
- Nurture external relationships
- Finalize and implement procedures for records retention/destruction in accordance with policy
- Transition to new Agenda Management Software



3

General Counsel

- Monitor Federal and State legislation related to Express Lanes tolling and operations
- Assist with establishment of Regional Housing Trust Joint Powers Authority
- Continue supporting staff in effecting Brightline West transactions
- Review and update procurement templates



4

Financial Management

- Continuously update and comply with Government Finance Officers Association requirements for:
 - Annual Comprehensive Financial Report for excellence in financial reporting
 - Annual Budget Document
- Update Debt Management, Investment, and Procurement Policies
- Process draws and reporting on the Transportation Infrastructure Finance & Innovation Act loan
- Complete Request for Proposals for new Enterprise Resource Planning System
- Host Business to Business event



5

Management Services / HR

- Provide IT support for the agency to maintain our hybrid remote/on site work arrangements
- Perform recruitments necessary to keep agency fully staffed
- Office 365 Implementation
- Workstation rotation program phase 2 of 2
- Capital improvement upgrades to the Depot
 - SBCTA elevator modernization
 - HVAC upgrade phase 2 of 3
 - Interior and exterior maintenance and repairs



6

Legislative & Public Affairs

- Represent the interests of SBCTA and SBCOG as new policy, regulatory, and/or funding proposals are considered
- Establish, develop and maintain relationships with our state and federal representatives and staff
- Expand communications opportunities and grow SBCTA's media (traditional and social) presence
- Continue to build awareness of SBCTA programs and services and enhance SBCTA image
- Continue Measure I education campaign



7

Council of Governments

- Expansion of SBCOG & update work plan
- Development of a Housing Trust – JPA & Admin. Plan
- “Smart County” Master Plan – complete Plan and follow up on Early Action Plan action items
- Continue I-REN implementation with CVAG and WRCOG, guided by Exec. Committee
- Substantial REAP 2.0 awards – State budget cuts?
- Provide grants training and assistance
- Complete Equity Framework



8

Environment & Energy Conservation

- Monitor air quality regulation implications for our region
- Work with SCAG and air districts on multiple fronts: clean trucks (SB 671), funding of zero-emission buses, sustainable communities implementation



9

Commuter & Motorist Assistance

- Maintain 99% customer satisfaction rating with Freeway Service Patrol
- Refresh approach to Call Box Program, including potential for mobile call boxes
- Continue consolidation of SoCal Regional 511 service with LA, Orange, Riverside and Ventura Counties



10

Regional & Subregional Planning

Regional level

- RTP/SCS –
 - Begin next cycle (expect 2024 RTP/SCS approval in April 2024)
- Work with State/Regional agencies on critical projects
 - Regional coordination on response to state and federal legislation and guidelines
 - Regional freight strategy and zero-emission truck initiative
 - VMT mitigation bank and complete streets projects (pending REAP 2.0 funding)
- Ongoing input to state/federal/regional regulations and guidelines (e.g. SB 1 Cycle 4, CalSTA/Caltrans implementation of CAPTI, Strategic Investment Strategy, etc.)



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Regional & Subregional Planning

County level

- Finish Long Range Multimodal Transportation Plan with local agencies and transit partners
- Assist local agencies with Active Transportation Program grants
- Submit SB 1 Cycle 4 grant applications and federal transportation grants
- Transportation modeling and GIS support agency-wide
- Continue sustainability initiatives: Clean Trucks Program, GHG Reduction Plan EIR, development of SB 743 VMT Mitigation Bank
- Work with CHP/Caltrans/locals on Cajon Pass/SR-247/62 emergency bypass
- Initiate update of Measure I Strategic Plan



12

Fund Administration

- Finalize the 2024 Update to the 10-Year Delivery Plan for adoption in September 2024
- Support Transportation Investment Plan Ad Hoc Committee for potential 2026 Measure I Renewal ballot measure
- Monitor grant awards and revenue trends and develop alternative funding plans for priority projects if necessary
- Participate in development of Long Range Multimodal Transportation Plan
- Support update of the Measure I Strategic Plan



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Fund Administration

New Revenue for Valley Projects

- Measure I Local Streets – \$41.2M (-1.6%)
- Measure I Arterials – \$37.1M (+8.6%)¹
- Local Transportation Fund – \$116.3M (-5.8%)²
- State Transit Assistance Fund – \$22.2M (-2.5%)²
- Low Carbon Transit Operations Program – \$4.5M estimate (+15.9%)³
- SB 1 State of Good Repair – \$2.7M (+3.6%)¹
- SB 125 Transit Operator Formula Funds – \$63.2M (new)⁴

¹ Includes unapportioned/unallocated carryover funds

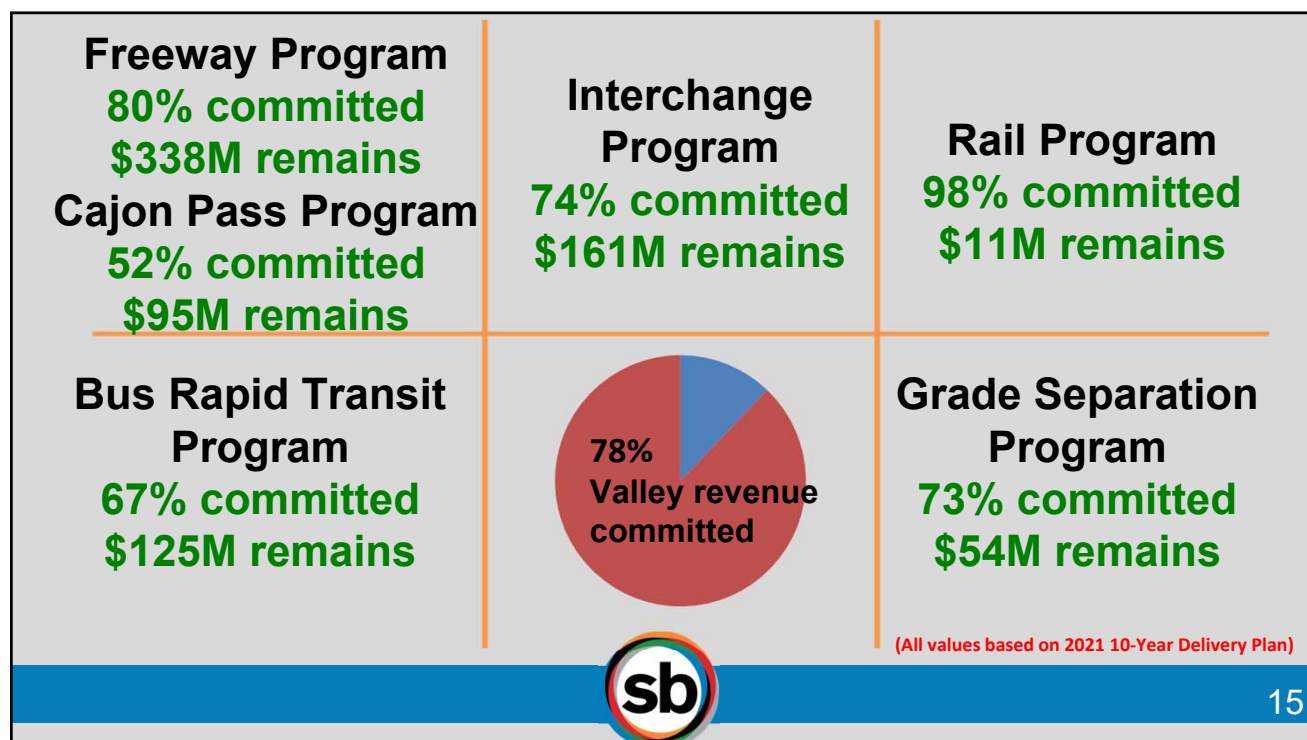
² Lower than previous year due to less unapportioned/unallocated carryover funds

³ Estimate from Cap and Trade credit auctions

⁴ Based on Fiscal Year 2023/2024 appropriations




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Transit & Rail

- Complete Environmental clearance for the Tunnel to ONT & seek grant funds
- Continue construction of the West Valley Connector
- Continue construction of AMF infrastructure
- Complete Testing of ZEMU and begin revenue service
- Complete Coop Agreement with SCRRA to initiate a final design for Rancho Double Track Project
- Continued coordination with Rancho Cucamonga & Brightline West
- Support the Rancho Cucamonga siding SCORE project with right-of-way issues during construction
- Continued support of Metrolink & SB County Transit Operators
- Continue to manage IE Commuter rideshare program
- Manage SBCTA owned rail right-of-way

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Transit & Rail

Project Name	Current Phase	Total Cost (in millions)	Operational/ Complete
Gold Line to Montclair*	DB Procurement/On-hold for Funding	\$80-?	TBD
West Valley Connector (Phase 1)	Construction	\$320	2026
DMU to ZEMU	Testing/ Construction	\$60	2024
Double Track—CP Lilac to Sycamore**	SCRRA Coop Agreement/Design	\$84	2029
Tunnel to ONT***	Procurement/Environmental	\$539	2030/TBD

*Funding gap for Montclair extension & no NEPA approval.

**Funding for priority section CP Lilac to Sycamore Ave (Rialto Station) only.

***Funding gap.



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- Freeways/Highways



- Arterial Projects



Major Projects

- Interchanges



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Freeway Mainline

	Project Name	Current Phase	Total Cost (in millions)	Open to Public
1	I-10 Eastbound Truck Climbing Lane	Construction	\$39	2025
2	I-15 Corridor Express Lanes (Contract 1)	ROW / Construction	\$401	2026
3	I-10 Corridor Express Lanes (Contract 1)	Design / ROW / Construction	\$949	2024
4	I-10 Corridor Express Lanes (Contract 2)	Design / ROW	\$819	2028
5	US-395 Phase 2 Widening Project	Design / ROW	\$69	2028



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Interchanges

	Project Name	Current Phase	Total Cost (in millions)	Open to Public
1	I-10 / Mount Vernon	Design / ROW	\$80	2026
2	I-215 / University Parkway	Design / ROW	\$23	2025
3	SR 210 / Waterman Interchange	Design / ROW	\$9	2025
4	I-10 / Cedar	Construction	\$113	2025
5	I-10 / Wildwood Canyon	Planning / Environmental	\$115	2030



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Arterial

	Project Name	Current Phase	Total Cost (in millions)	Open to Public
1	Mount Vernon Avenue Viaduct	ROW / Construction	\$245	2026
2	North First Ave Bridge Over BNSF	Construction	\$71	2024
3	Metrolink ATP Phase 2	Construction	\$11	2025



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Toll Operations

- Collect toll revenue
- Manage I-10 Express Lanes operations
 - Customer service
 - California Highway Patrol enforcement
 - Caltrans maintenance
 - Freeway Service Patrol
- Manage the I-10 and I-15 Joint Sub-Committee agenda
 - Seek direction on toll program and tolling policy
 - Present Express Lanes operational statistics



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Debt Service

Long-term and Short-term Financing

- Freeway Program
- Interchange Program
- Arterial Projects
- Metrolink-Rail Program
- Express Bus/Rapid Transit Program
- Victor Valley Major Local Highway Program



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Metro Valley Study Session

Fiscal Year **2024/2025**

Budget Overview



cta

San Bernardino County
Transportation Authority

cog

San Bernardino
Council of Governments

Minute Action

AGENDA ITEM: 4

Date: February 15, 2024

Subject:

Major Projects Status Report through December 2023

Recommendation:

Receive the Major Projects Status Report for the period through December 2023.

Background:

The Major Projects Status Report for the period through December 2023, is a high-level summary of relevant project information. This information is presented to provide schedules, cost, funding, and work descriptions for current active projects being managed by the Project Delivery group. San Bernardino County Transportation Authority (SBCTA) staff would also like to highlight the following activities for this period:

1. State Route (SR) 210 / Waterman Avenue Interchange Project:

The proposed project will include widening the eastbound on-ramp from one to two lanes and converting one northbound and one southbound through lanes to become left turn lanes. The California Department of Transportation (Caltrans) will be doing a separate project to provide improvements to the westbound off-ramp. Both phased projects will improve local circulation on Waterman Avenue and improve freeway access for the area. The SBCTA Board of Directors (Board), at its July 2022 meeting, awarded a design contract to prepare the final design and perform environmental studies, as well as design support for construction. The environmental document was approved and a notice of exception was approved in July 2023. The Project 100% Plans, Specifications, and Estimates (PS&E) package was submitted to Caltrans for final review in November 2023, and SBCTA's design consultants are now updating the plans in response to comments received. The Project is scheduled to be Ready-to-List (RTL) in spring of 2024. Construction is anticipated to begin in late 2024 and is anticipated to take approximately eight months to complete. A Public Outreach program is in place and will be maintained during the construction phases.

2. Interstate 10 (I-10) Mount Vernon Avenue Interchange Improvement Project:

The I-10 Mount Vernon Avenue Interchange Improvement Project (Project), in the County of San Bernardino, is ranked No. 19 on the priority list under the Measure I 2010-2040 Freeway Interchange Program. Mount Vernon Avenue is a north – south arterial in the City of Colton, and connects to I-10 via a split tight diamond configuration in the westbound direction and hook ramps in the eastbound direction. The Project will replace the Mount Vernon Avenue overcrossing over I-10, which will also accommodate the future I-10 corridor widening. The Project Approval & Environmental Document (PA/ED) was achieved on April 19, 2022. The Project 65% PS&E milestone was completed in July 2022, the 95% PS&E was submitted to Caltrans on March 13, 2023, and the 100% PS&E package is anticipated to be submitted in May 2024 with final approval in July 2024. Staff finalized appraisals and submitted Just Compensation packages for the right-of-way (ROW) acquisitions in May 2023. Staff are in final negotiations with property owners and anticipate ROW certification in May 2024. The Project is scheduled to be RTL in summer of 2024. Construction is anticipated to begin in late 2024 and is

anticipated to take approximately two years to complete. A Public Outreach program is in place and will be maintained during the ROW and construction phases.

3. US 395 Phase 2 Widening Project:

US 395 is widely recognized as a critical linkage for goods movement, supporting the economies of multiple inland counties, and an important agricultural route to and from the Central Valley. The first segment (US 395 Phase 1 Widening) between SR 18 and Chamberlaine Way was completed and opened for beneficial use in 2020. This “gap closure”, (US 395 Phase 2 Widening Project) between Interstate 15 (I-15) and SR 18 is the second of the three-phase project. Phase 3 between Chamberlaine Way and Desert Flower Road will be undertaken in the future as funding becomes available.

The Project will widen US 395 from two lanes to four lanes, with a continuous median, between I-15 and SR 18 (Palmdale Road), a distance of approximately seven miles. It will be a collaborative effort by SBCTA and Caltrans to close a critical gap on the US 395 in the Victor Valley area. A design firm has been selected and a contract was awarded at the July 6, 2022 Board meeting. A Cooperative Agreement between SBCTA and Caltrans was executed on September 8, 2023, making SBCTA the lead agency for design and ROW efforts with Caltrans providing oversight services at no cost to SBCTA. A ROW services firm has been selected and a contract was awarded at the May 3, 2023 Board meeting. A construction management services contract is anticipated to be advertised in April 2024.

The Geometric Approval Drawings are currently under final review by Caltrans and the 65% PS&E package is in progress and is anticipated to be completed in February 2024. The ROW Requirement Maps are being developed and will be submitted to Caltrans in February 2024. The remaining design work and ROW will take approximately one year to complete. The project is scheduled to be RTL in the spring of 2025. Construction is anticipated to begin in summer 2025 and is anticipated to take approximately two and one half years to complete. A Public Outreach program is in place and will be maintained during the ROW and construction phases.

Financial Impact:

This item has no financial impact on the adopted Budget for Fiscal Year 2023/2024.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Kristi Harris, Director of Project Delivery

Approved
Board of Directors Metro Valley Study Session
Date: February 15, 2024

Witnessed By:

Minute Action

AGENDA ITEM: 5

Date: February 15, 2024

Subject:

Interstate 10 Corridor Freight and Express Lanes Project - Contract 1 - Program Budget and Funding Plan Update, Amendment No. 5 to Agreement No. 17-1001736, Sole Source Amendment No. 2 to Contract 23-1002956, and Amendment No. 5 to Contract 16-1001530

Recommendation:

That the following be reviewed and recommended for final approval by the Board of Directors, acting as the San Bernardino County Transportation Authority (SBCTA), at a regularly scheduled Board meeting:

A. Approve Interstate 10 Corridor Freight and Express Lanes Project - Contract 1 Program Budget and Funding Updates shown within Table 1 as of February 2024, increasing the project budget by \$13,533,671, from \$948,909,091 to \$962,442,762.

B. Allocate \$8,085,961 in federal formula Surface Transportation Block Grant Program (STP) funds for a new total of \$168,193,023 and \$3,491,530 in Measure I Freeway Program funds for a new total of \$92,491,530 for the project.

C. Approve Amendment No. 5 to Cooperative Agreement No. 17-1001736 with California Department of Transportation (Caltrans) for the Design-Build and Right-of-Way phases, increasing the STP funding by \$8,085,961 and decreasing the Measure I funding by \$6,602,155 for a new cooperative agreement total of \$872,735,746; and authorize the Executive Director, or his designee, to execute the amendment upon approval as to form by SBCTA General Counsel.

D. Approve **Sole Source** Amendment No 2. to **Sole Source** Contract No. 23-1002956 with Theodora Oringer, P.C., for representation regarding contractor claims and litigation, increasing the contract amount by \$14,085,743, for a new not-to-exceed contract amount of \$16,785,743, to be funded with Measure I Valley Freeway Program funds and authorize the Executive Director, or his designee, to execute the amendment upon approval as to form by SBCTA General Counsel.

E. Approve an increase for contingency to Contract No. 17-1001617 with TransCore LP in the amount of \$3,000,000 for a new not-to-exceed amount of \$43,821,607 in contract value, option and contingency.

F. Approve Amendment No. 5 to Contract No. 16-1001530 with HNTB Corporation, for Project and Construction Management (PCM) services for the Interstate 10 Corridor Freight and Express Lanes Project - Contract 1, increasing the contract amount by \$3,000,000, for a new not-to-exceed contract amount of \$77,020,890.78, extend the contract term through December 31, 2026, and authorize the Executive Director, or his designee, to execute the amendment upon approval as to form by SBCTA General Counsel and upon receipt of valid insurance certificates and Caltrans' approval of Exhibit 10-C Consultant Contract Reviewer Checklist.

Entity: San Bernardino County Transportation Authority

Background:

The Interstate 10 (I-10) Corridor Freight and Express Lanes Project - Contract 1 (Project); San Bernardino County Transportation Authority's (SBCTA) first Design-Build (DB) Express Lanes project, managed by a combination of in-house staff, consultants, and California Department of Transportation (Caltrans) team members, is currently under construction and requires a significant support team to fully manage. Due to the magnitude and financing of the Project, financial reporting is required to both the Federal Highway Administration (FHWA) and the US Department of Transportation (USDOT). FHWA has designated the Project as a Major Project, as the Project has an alternative delivery method employed. As such, SBCTA is required to annually update the Project's financial plan for issuance to FHWA for review and approval. In addition, monthly reporting to USDOT is required as part of the Transportation Infrastructure Finance and Innovation Act (TIFIA) loan.

To fully update and reconcile the Project costs required for the successful completion of the Project, staff recommends that the SBCTA Board of Directors (Board) review and authorize necessary contractual changes and financial adjustments discussed herein.

In January 2023, the Board approved a budget increase in the amount of \$14,012,063, for a revised programmed amount of \$943.1 million, to account for additional Caltrans and Project Construction Management (PCM) support provided by HNTB Corporation due to delays in Project construction. At that time, the time extension anticipated for construction was nine months.

In March 2023, the Board approved a budget increase in the amount of \$5.8 million, for a revised programmed amount of \$948.9 million, to account for additional Program Management, Public Outreach and Project Development support as well as Transportation Corridor Agencies (TCA) startup costs. Also in March 2023, the Board approved a sole source agreement (Contract No. 23-1002956) with Theodora Oringer, P.C. (TO) with a not-to-exceed amount of \$650,000 for legal representation related to contractor claims and litigation. To prepare appropriately for mediation for Project related claims by the contractor, this agreement was amended in July 2023 to increase the contract amount by \$2,050,000 for a revised contract total of \$2,700,000. This increase was funded by a like decrease in the right-of-way budget, resulting in no impact on the total programmed amount of \$948.9 million.

This item is intended to provide a current project overview and cost update and an explanation of recommended budget refinements. Collectively, these recommended Board actions will result in a budget increase of \$13,533,671 to the current programmed amount of \$948.9 million. This represents an increase of approximately 1.4% from the current programmed amount to a new total programmed amount of \$962.4 million as shown in Table 1.

Project construction is approximately 92% complete. Currently the Project is estimated to be complete and the express lanes open to revenue service in May/June 2024. Staff has reviewed the current Project budget and is proposing several funding updates as discussed herein.

Board of Directors Metro Valley Study Session Agenda Item

February 15, 2024

Page 3

Table 1- Funding Plan Update (February 2024)

	Original Budget	January 2023 Update	March/July 2023 Update	March 2024 Update	Budget Increase/ (Decrease)
Program Management	\$15,625,530	\$12,625,530	\$14,325,530	\$14,465,530	\$140,000
Prelim Eng. and Environmental	\$8,828,472	\$8,828,472	\$8,828,472	\$8,828,472	\$0
Project Development	\$8,607,500	\$7,857,500	\$11,007,500	\$25,022,796	\$14,015,296
Project Construction Management	\$51,994,950	\$76,311,934	\$76,311,934	\$79,311,934	\$3,000,000
Project Construction Management Contingency	\$1,005,050	\$3,000,129	\$3,000,129	\$3,000,129	\$0
Caltrans Support (PE)	\$1,400,000	\$400,000	\$400,000	\$350,000	(\$50,000)
Caltrans Support (Right-of-Way/DB Construction)	\$17,900,000	\$21,000,000	\$23,000,000	\$23,000,000	\$0
Design Build Contract	\$672,900,000	\$675,945,146	\$685,678,938	\$710,635,368	\$24,956,430 CCOs to date
Design Build Contingency/ Supplemental Work	\$73,265,930	\$48,820,784	\$39,086,992	\$14,130,562	(\$24,956,430) CCOs to date
Toll Service Provider w/ Contingency (Capital Only)	\$20,405,596	\$20,405,596	\$20,405,596	\$21,972,971	\$1,567,375
Toll Collection System w/Contingency	\$0	\$0	\$1,000,000	\$1,000,000	\$0
Right of Way	\$46,000,000	\$56,500,000	\$54,300,000	\$53,300,000	(\$1,000,000)
Landscape Maintenance	\$4,200,000	\$4,200,000	\$4,200,000	\$4,200,000	\$0
Financial Costs	\$6,964,000	\$7,214,000	\$7,364,000	\$3,225,000	(\$4,139,000)
Total	\$929,097,028	\$943,109,091	\$948,909,091	\$962,442,762	\$13,533,671

Project Construction Management (PCM)

In December 2016, the Board approved Contract No. 16-1001530 with HNTB Corporation to provide PCM services for the Project. HNTB Corporation began providing the services via a Board-approved purchase order (PO) in December 2016. A total of \$2,291,043.22 was expended under that PO. HNTB Corporation started to provide the services under the Board-approved contract once SBCTA received approval from Caltrans. These services included development of the draft and final Design Build (DB) Request for Qualifications and Request for Proposals, participation in contract negotiations, and provision of PCM services through the completion of construction. The PCM contract was amended in May 2017 to include State-required compliance terms and amended again in January 2018 to include additional support and funding required to manage the additional State Highway Operations and Protection Program (SHOPP) improvements added to the Project, increasing the contract amount to \$48 million. The contract was amended for a third time in January 2021 to increase the contract value to \$57.3 million and to increase the original \$5 million contingency to \$8 million. As a result, the revised PCM budget was \$65,300,000. The PCM contract was amended most recently in January 2023 to account for the DB Contractor forecast delay in completing project construction. The contract value was increased by \$11,012,063 to \$76,311,934 and an additional \$3 million in contingency was approved for an overall PCM budget of \$79,312,063.

Amendment No. 5 accounts for additional PCM funding in a not-to-exceed amount of \$3 million to support legal activities that are anticipated to extend beyond Project completion and other related PCM support work. Amendment No. 5 also extends the PCM contract term through December 31, 2026. This increase would increase the PCM contract value, including the amount funded through the PO, by \$3 million to \$79,311,934 and the overall PCM budget to \$82,312,063.

Public Outreach

This update provides additional funding for SBCTA outreach efforts, which is a critical aspect of successful project delivery and messaging to the community. The Costin Public Outreach Group, a separate consultant team providing this effort for the Project, consistently provides timely and accurate project information to more than 250,000 daily commuters, hundreds of thousands of local residents, and numerous businesses along the 10-mile corridor. The information, provided on a regular basis using various tools, shares details of the construction project to the communities and general public, so that they may be well informed while traveling throughout the western portion of the county. The team also routinely addresses unanticipated construction impacts and sometimes engages as first line customer management staff, easing concerns over field conditions or changes throughout the Project. The additional \$140,000 will allow this team to perform outreach efforts and related services during construction closeout and completion of punch list items.

Project Development

Project mediation was held in October 2023 and was unsuccessful in resolving a significant contractor claim. As litigation in this matter will continue, TO provided a cost proposal to provide litigation support throughout the remainder of the project. An additional estimated

budget of \$14,085,743 is recommended to support litigation of contractor claims and continued claim support. This legal budget estimate is predicated on various assumptions regarding the anticipated direction and duration of litigation of project matters. If actual project activities require an adjustment of the legal support budget, a revised budget request will be brought before the Board at that time for consideration. This increase to the legal budget is offset by minor savings in other areas of Project Development, resulting in an overall increase of \$14,015,296 to the Project Development budget.

Amendment No. 2 to sole source Contract No. 23-1002956 with TO increases the contract by \$14,085,743 for a revised not-to-exceed amount of \$16,785,743 for legal representation related to contractor claims and litigation.

Toll Service Provider

In June 2018, the Board approved Contract No. 17-1001617 with TransCore LP, as the Toll Service Provider (TSP) for I-10 Express Lanes Contract 1 in the amount of \$27,839,626. The contract includes \$18,550,595 in capital cost and \$9,289,031 in Operations and Maintenance costs for five years upon revenue commencement. Additionally, the Board approved a contingency of \$1,855,000 for the capital cost as part of the TSP budget. In October 2022, the Board approved Amendment No. 1 to Contract No. 17-1001617 increasing the not-to-exceed amount by \$10,115,481 to \$37,955,108 for exercising I-15 Express Lanes Contract 1 TSP Option (Option) with a contingency amount of \$1,011,500 as shown in Table 2. By exercising the Option, TransCore LP will provide design, development, and implementation of the toll collection system and Operations and Maintenance of the I-15 Express Lanes Contract 1 system for five years after revenue service commencement. TransCore LP Operations and Maintenance cost is funded with toll revenue once Express Lanes revenue commencement begins.

Table 2- Toll Service Provider (TransCore) Contract Summary

TransCore LP Toll Service Provider (TSP)	I-10 Contract 1 Original Budget	I-10 Contract 1 March 2024 Update	Increase/ Decrease	I-15 Contract 1 Option
Capital	\$18,550,595	\$18,550,595	\$0	\$7,962,088
Capital Contingency	\$1,855,000	\$3,422,375	\$1,567,375	\$796,200
Operations & Maintenance	\$9,289,031	\$9,289,031	\$0	\$2,153,393
Operations & Maintenance Contingency	\$0	\$1,432,625	\$1,432,625	\$215,300
Total without Contingency	\$27,839,626	\$27,839,626	\$0	\$10,115,481
Total	\$29,694,626	\$32,694,626	\$3,000,000	\$11,126,981

As a result of the construction delay, TransCore LP has experienced additional costs to retain key staff on the project and for performing inspection of DB Contractor work. SBCTA maintains that the increased cost as a result of the delay is the responsibility of the DB contractor, and SBCTA will work through the litigation process to recoup the amount of this delay change order to the San Bernardino County Transportation Authority

TransCore LP contract from the DB Contractor. Staff is requesting a \$3 million increase in contingency to address a change order from TransCore LP as a result of the construction delay. Considering the remaining Board-approved contingency of \$1,432,625, this results in an increase of \$1,567,375 to the Project budget.

Right-of-Way (ROW) Acquisition

Upon review of the current status of ROW acquisition activities completed to date, staff has identified remaining budgets that may be shifted and utilized for other project work. With most of the ROW activities completed, staff recommends that \$1 million of this remaining budget be shifted and used for other activities as shown in Table 1 herein.

Financial Costs

The current Financial Costs budget includes the \$4,139,000 necessary for the initial deposit to the operations and maintenance reserve. The Board approved a budget amendment on September 4, 2023, to fund the initial deposit to the operations and maintenance reserve, currently estimated at \$5,104,000, with Measure I investment from future toll revenue. Therefore, this cost can be removed from the Project budget.

Caltrans Support Cost

Because the Preliminary Engineering (PE) phase is complete, staff recommends removing \$50,000 of Measure I Freeway Program funds remaining in the Caltrans PE Support budget to be used in other areas of the Project budget.

Caltrans Cooperative Agreement Amendment

To complete the amendment and implement the Funding Plan Updates shown within Table 1, amendments and certain fund programming allocations are necessary at this time. Amendment No. 5 to Cooperative Agreement No. 17-1001736 is needed with Caltrans to update the funding table to increase the federal formula Surface Transportation Block Grant Program (STP) funds and to decrease the Measure I Freeway Program funds in order to accommodate these cost increases. Staff has analyzed the current STP programming capacity and has determined that an additional \$8.1 million can be programmed for this Project without impacting other planned STP-funded projects. Because many of the cost increases described above are not federally eligible, staff will remove local funds as needed from contingency and backfill with the increased STP funds to minimize the burden on Measure I.

Financial Impact:

The Project is included in the adopted Budget for Fiscal Year 2023/2024 and funded with various State, Federal, Local and Measure I Freeway and Interchange funds in Program 40, Project Delivery.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee. SBCTA General Counsel and Risk Manager have reviewed this item and the draft amendments.

Responsible Staff:

Timothy Byrne, Director of Express Lanes

San Bernardino County Transportation Authority

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General Contract Information

Contract No: 17-1001736 Amendment No.: 5

Contract Class: Receivable Department: Toll Operations

Customer ID: 00450 Customer Name: Caltrans

Description: I-10 Corridor Design Build (DB) Cooperative Agreement

List Any Accounts Payable Related Contract Nos.: c08112 16-1001530 17-1001590 17-1001668 PSA 6053-130

Dollar Amount							
Original Contract		\$	100,033,440.00	Original Contingency		\$	-
Prior Amendments		\$	186,439,560.00	Prior Amendments		\$	-
Prior Contingency Released		\$	-	Prior Contingency Released (-)		\$	-
Current Amendment		\$	-	Current Amendment		\$	-
Total/Revised Contract Value		\$	286,473,000.00	Total Contingency Value		\$	-
	Total Dollar Authority (Contract Value and Contingency)					\$	286,473,000.00

Contract Authorization

Board of Directors Date: 03/06/2024 Committee Item #

Contract Management (Internal Purposes Only)

Federal/State Funding Agreement N/A

Accounts Receivable

Total Contract Funding: \$ 286,473,000.00 Funding Agreement No: DA08-1645.17-1001736

Beginning POP Date: 06/28/2017 Ending POP Date: N/A Final Billing Date: N/A

Expiration Date: 12/31/2039 Fund Admin: N/A

Sub-						Sub-					
Fund	Prog	Task	Task	Revenue	Total Contract Funding:	Fund	Prog	Task	Task	Revenue	Total Contract Funding:
GL: 2550	40	0820	0823	42205006	109,542,000.00	GL:					-
GL: 2550	40	0820	0823	42205009	8,213,000.00	GL:					-
GL: 2704	40	0820	0823	42217705	64,000,000.00	GL:					-
GL: 2704	40	0820	0823	42217705	53,831,000.00	GL:					-
GL: 2701	40	0820	0823	42217702	6,169,000.00	GL:					-
GL: 2520	40	0820	0823	42202014	39,745,000.00	GL:					-
GL: 2580	40	0820	0823	42208010	4,973,000.00	GL:					-
GL:					-	GL:					-
GL:					-	GL:					-

Chad Costello

Project Manager (Print Name)

Tim Byrne

Task Manager (Print Name)

Additional Notes: Amendment 5 updates the STP changes in funding tables. No changes to TCEP/ STIP/SHOPP/TCIF/LPP shown above.

Attachment: CSS 17-1001736-05 (10216 : I-10 Corridor Freight & Express Lanes Project Contract 1- Update and Amendments)

Agreement 08-1645 A-5

EA 0C251

Project ID 0816000076

07-LA-I 0-44.9/48.3

08-SBD-10-0.0/13.2

SBCTA Agreement 17-1001736-05

**AMENDMENT NO. 5 TO AGREEMENT 08-1645
FOR DESIGN-BUILD OF THE INTERSTATE 10
CORRIDOR CONTRACT 1 EXPRESS LANES PROJECT**

This Amendment No. 5 (AMENDMENT) to Agreement 08-1645 (AGREEMENT), effective on _____, is between the State of California, acting through its Department of Transportation, referred to as CALTRANS, and:

San Bernardino County Transportation Authority, a public entity, referred to hereinafter as SBCTA.

RECITALS

1. CALTRANS and SBCTA, collectively referred to as PARTIES, entered into an AGREEMENT on July 28, 2017, defining the terms and conditions of PROJECT to include two express lanes in each direction, including the EXPRESS LANES TOLL FACILITY and related improvements on the Interstate 10 corridor from 0.4 miles west of the White Avenue overcrossing to 0.2 miles west of the Cherry Avenue overcrossing.
2. The PARTIES entered into Amendment No. 1 to AGREEMENT 08-1645, on March 16, 2018, to identify BETTERMENTS as State rehabilitation work defined within EA 1H321 and also EA 1F550 within the PROJECT identified herein.
3. The PARTIES entered into Amendment No. 2 to AGREEMENT 08-1645, on June 26, 2018, to modify and update the PROJECT Funding and Spending Summaries and include SB-1 language into the coop.
4. The PARTIES entered into Amendment No. 3 to AGREEMENT 08-1645, on July 12, 2021, to modify and update the PROJECT Funding and Spending Summaries.
5. The PARTIES entered into Amendment No. 4 to AGREEMENT 08-1645, on July 17, 2023, to modify and update the PROJECT Funding and Spending Summaries.
6. The PARTIES now seek to update the funding for this AGREEMENT, replacing FUNDING SUMMARY No. 04, with FUNDING SUMMARY No. 05.

Agreement 08-1645 A-5
EA 0C251
Project ID 0816000076
07-LA-10-44.9/48.3
08-SBD-10-0.0/13.2
SBCTA Agreement 17-1001736-05

IT IS THEREFORE MUTUALLY AGREED:

1. A revised FUNDING SUMMARY NO 5 is attached and made part of the AGREEMENT. Any reference to the FUNDING SUMMARY in the AGREEMENT is deemed to refer to the revised FUNDING SUMMARY NO 5 attached herein.
2. All other terms and conditions of the AGREEMENT shall remain in full force and effect.
3. This AMENDMENT is deemed to be included and made a part of the AGREEMENT.

SIGNATURES ON NEXT PAGE

Agreement 08-1645 A-5

EA 0C251

Project ID 0816000076

07-LA- I 0-44.9/48.3

08-SBD-10-0.0/13.2

SBCTA Agreement 17-1001736-05

SIGNATURES

PARTIES are empowered by the law to enter into this AMENDMENT and have delegated to the undersigned the authority to execute this AMENDMENT on behalf of the respective agencies and covenants to have followed all the necessary legal requirements to validly execute this AMENDMENT.

This AMENDMENT may be executed and delivered in counterparts, and by each PARTY in a separate counterpart, each of which when so executed and delivered shall constitute an original and all of which taken together shall constitute one and the same instrument.

The PARTIES acknowledge that executed copies of this AMENDMENT may be exchanged by facsimile or email, and that such copies shall be deemed to be effective as originals.

**STATE OF CALIFORNIA
DEPARTMENT OF
TRANSPORTATION**

**SAN BERNARDINO COUNTY
TRANSPORTATION AUTHORITY**

By: _____

District Director

By: _____

Raymond W. Wolfe
Executive Director

Date: _____

Date: _____

APPROVED AS TO FORM

By: _____

District Budget Manager

By: _____

Juanda L. Daniel
Assistant General Counsel

Attachment: 17-1001736-05 (10216 : I-10 Corridor Freight & Express Lanes Project Contract 1- Update and Amendments)

FUNDING SUMMARY NO. 05

Fund Type	Agency	ROW Support	ROW Capital	Construction Support	Construction Capital	Total
Local	SBCTA	\$3,947,050	\$18,990,623	\$353,518	\$75,233,141	\$98,524,332
TIFIA	SBCTA				\$225,000,000	\$225,000,000
CMAQ	SBCTA	\$3,861,450	\$30,200,550		\$86,804,000	\$120,866,000
STP	SBCTA			\$65,672,947	\$76,199,467	\$141,872,414
STIP	SBCTA				\$39,745,000	\$39,745,000
TCIF	SBCTA				\$4,973,000	\$4,973,000
LPP-Formula	SBCTA				\$6,169,000	\$6,169,000
TCEP Regional	SBCTA				\$53,831,000	\$53,831,000
TCEP State	CALTRANS				\$64,000,000	\$64,000,000
SHOPP 1	CALTRANS			\$11,000,000	\$98,542,000	\$109,542,000
SHOPP 2	CALTRANS				\$8,213,000	\$8,213,000
Totals		\$7,808,500	\$49,191,173	\$77,026,465	\$738,709,608	\$872,735,746

SPENDING SUMMARY

Fund Type	ROW Support		ROW Capital		Construction Support		Construction Capital		TOTAL
	Caltrans	SBCTA	Caltrans	SBCTA	Caltrans	SBCTA	Caltrans	SBCTA	
TSP									
Local						\$0		\$0	\$0
STP						\$2,091,551		\$20,482,612	\$22,574,163
Subtotal						\$2,091,551		\$20,482,612	\$22,574,163
Design-Build									
Local		\$3,947,050		\$18,990,623		\$353,518	\$500,000	\$74,733,141	\$98,524,332
TIFIA								\$225,000,000	\$225,000,000
CMAQ		\$3,861,450		\$30,200,550				\$86,804,000	\$120,866,000
STP					\$23,000,000	\$42,014,021		\$54,284,230	\$119,298,251
STIP								\$39,745,000	\$39,745,000
TCIF								\$4,973,000	\$4,973,000
LPP-Formula								\$6,169,000	\$6,169,000
TCEP Regional								\$53,831,000	\$53,831,000
TCEP State								\$64,000,000	\$64,000,000
Subtotal		\$7,808,500		\$49,191,173	\$23,000,000	\$42,367,539	\$500,000	\$609,539,371	\$732,406,583
Design-Build (SHOPP)									
SHOPP 1						\$11,000,000		\$98,542,000	\$109,542,000
SHOPP 2								\$8,213,000	\$8,213,000
Subtotal						\$11,000,000		\$106,755,000	\$117,755,000
Total Design-Build		\$7,808,500		\$49,191,173	\$23,000,000	\$53,367,539	\$500,000	\$716,294,371	\$850,161,583
Grand Total	\$ -	\$7,808,500		\$49,191,173	\$23,000,000	\$55,459,090	\$500,000	\$736,776,983	\$872,735,746

*Note: These SHOPP funds will be paid as a reimbursable State financial contribution and SBCTA will invoice CALTRANS in accordance with the funding table. Construction support for SBCTA and the Design Builder will be allocated under construction capital.

Notwithstanding SECTION III, or any other provision of the agreement, the PARTIES, or either of them, may change the funding sources allocations and/or identified funding sources set above without amendment to the Agreement.

Contract No.: 23-1002956 Amendment No.: 2

Contract Class: Payable Department: General Counsel

Vendor No.: 03887 Vendor Name: Theodora Oringher, P.C.

Description: I-10 Contract 1 Claims and Litigation Legal Support

List Any Related Contract Nos.:

Dollar Amount							
Original Contract		\$	650,000.00	Original Contingency		\$	-
Prior Amendments		\$	2,050,000.00	Prior Amendments		\$	-
Prior Contingency Released		\$	-	Prior Contingency Released (-)		\$	-
Current Amendment		\$	14,085,743.00	Current Amendment		\$	-
Total/Revised Contract Value		\$	16,785,743.00	Total Contingency Value		\$	-
	Total Dollar Authority (Contract Value and Contingency)					\$	16,785,743.00

Board of Directors	Date: 03/06/2024	Committee	Item #
Contract Management (Internal Purposes Only)			

Other Contracts		Sole Source?	Yes	Administrative Budget Adjustment
Local	Professional Services (Non-A&E)			N/A

[illegible]

Tim Byrne

Task Manager (Print Name)

Additional Notes:

AMENDMENT NO. 2 TO CONTRACT NO. 23-1002956

FOR

LITIGATION

(THEODORA ORINGHER, P.C.)

This AMENDMENT No. 2 to Contract No. 23-1002956 is made by and between the San Bernardino County Transportation Authority (“SBCTA”) and Theodora Oringher, P.C. (“ATTORNEY”). SBCTA and ATTORNEY are each a “Party” and collectively the “Parties” herein.

RECITALS:

- A. On March 1, 2023, the SBCTA Board of Directors approved Contract No. 23-1002956 (“Contract”) to engage the services of ATTORNEY to provide legal services related to I-10 Corridor Construction Contract 1 Contractor claims and litigation.
- B. On July 5, 2023, The SBCTA Board of Directors approved Amendment 1 to increase the not-to-exceed amount by \$2,050,000, for a revised total of \$2,700,000.
- C. SBCTA has an ongoing need for the legal services described in Exhibit A to the Contract; and
- D. Parties desire to amend the Contract to increase the not-to-exceed amount by \$14,085,743, for a revised total of \$16,785,743, to allow ATTORNEY to complete work within a revised project budget.

NOW, THEREFORE, the Parties agree as follows:

1. Section 3.1 is revised in its entirety to read as follows:

“The total Not-To-Exceed Amount is Sixteen Million Seven Hundred Eighty Five Thousand Seven Hundred Forty Three Dollars (\$16,785,743) for Work to be provided under this Contract. SBCTA shall compensate ATTORNEY for Work performed pursuant to the rates set forth in Exhibit B, “Attorneys’ Fees and Charges”. The hourly rates identified in Exhibit B shall remain fixed for the term of this Contract and include ATTORNEY’s direct labor costs, indirect costs, and profit subject to 3.2 below. All costs and expenses shall be reimbursed for the amounts identified in Exhibit B. SBCTA will not reimburse for any expenses not shown in Exhibit B. Due to the uncertainties and variability of litigation strategies by opposing counsel, ATTORNEY does not agree that it can complete the litigation within the Not-To-Exceed Amount. However, if the total cost of the litigation approaches the Not-To-Exceed figure, ATTORNEY will notify SBCTA so that SBCTA and ATTORNEY can prepare a written amendment to this Agreement increasing the Not-To-Exceed Amount.”

2. The Recitals set forth above are incorporated herein by this reference.
3. Except as amended by this Amendment No. 2, all other provisions of the Contract, including all previous amendments, shall remain in full force and effect.
4. This Amendment No. 2 is effective on the date executed by SBCTA.

IN WITNESS WHEREOF, the Parties hereto have executed this Amendment No. 2 below.

THEODORA ORINGHER P.C.

**SAN BERNARDINO COUNTY
TRANSPORTATION AUTHORITY**

By:

Brian J. Headman
Senior Attorney

By:

Raymond W. Wolfe
Executive Director

Date:

Date:

APPROVED AS TO FORM:

By:

Juanda L. Daniel
Assistant General Counsel

Date:

Contract No.: 17-1001617 Amendment No.: 1

Contract Class: Payable Department: Toll Operations

Vendor No.: 03421 Vendor Name: transcore LP

Description: I-15 Express Lanes/ I-10 Express Toll Service Provider Contract

List Any Related Contract Nos.:

Dollar Amount							
Original Contract		\$	37,955,107.00	Original Contingency		\$	1,855,000.00
Prior Amendments		\$	-	Prior Amendments		\$	1,011,500.00
Prior Contingency Released		\$	422,375.00	Prior Contingency Released (-)		\$	(422,375.00)
Current Amendment				Current Amendment		\$	3,000,000.00
Total/Revised Contract Value		\$	38,377,482.00	Total Contingency Value		\$	5,444,125.00
	Total Dollar Authority (Contract Value and Contingency)					\$	43,821,607.00

Board of Directors	Date: 03/06/2024	Committee	Item #
Contract Management (Internal Purposes Only)			

Board of Directors	Date:	03/06/2024	Committee	Item #
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Capital Project Contracts	Sole Source?	N/A	No Budget Adjustment
Federal/State/Local	Services		Monthly

Capital Project Contracts	Sole Source?	N/A	No Budget Adjustment
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Federal/State/Local	Services	Monthly
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[illegible]

Estimated Start Date: 09/20/2022 Expiration Date: 06/30/2031 Revised Expiration Date:

NHS: N/A QMP/QAP: N/A Prevailing Wage: N/A

Total Contract Funding: Total Contingency:

[illegible]

Tim Byrne

Task Manager (Print Name)

Additional Notes: Amount dedicated to Option Toll Services Project Supplement for I-15 Contract 1 is \$10,115,481.10 with contingency of \$1,011,500.00 Balance is for I-10 Contract 1. \$7,962,087 capital and \$2,153,393 O&M 5 years. O&M is funded with Toll revenue

General Contract Information

Contract No: 16-1001530 Amendment No.: 5

Contract Class: Payable Department: Toll Operations

Vendor No.: 01022 Vendor Name: HNTB Corporation

Description: I-10 Corridor Project and Construction Management (PCM) Consultant Services

List Any Related Contract Nos.: C08112 17-1001590, 17-1001736

Dollar Amount							
Original Contract		\$	40,000,000.00	Original Contingency		\$	5,000,000.00
Prior Amendments		\$	26,021,019.78	Prior Amendments		\$	6,000,000.00
Prior Contingency Released		\$	7,999,871.00	Prior Contingency Released (-)		\$	(7,999,871.00)
Current Amendment		\$	3,000,000.00	Current Amendment		\$	-
Total/Revised Contract Value		\$	77,020,890.78	Total Contingency Value		\$	3,000,129.00
	Total Dollar Authority (Contract Value and Contingency)					\$	80,021,019.78

Contract Authorization

Board of Directors Date: 03/06/2024 Committee Item #

Contract Management (Internal Purposes Only)

Other Contracts Sole Source? No No Budget Adjustment

Federal/Local Professional Services (Non-A&E) N/A

Accounts Payable

Estimated Start Date: 12/07/2016 Expiration Date: 12/31/2023 Revised Expiration Date: 12/31/2026

NHS: yes QMP/QAP: N/A Prevailing Wage: Yes

								Total Contract Funding:	Total Contingency:
Sub-									
Fund	Prog	Task	Task	Object	Revenue	PA Level	Revenue Code Name	\$	\$
GL	2010	40	0820	0823	52005	42101018	STP DB	54,150,718.00	3,000,129.00
GL	2010	40	0820	0823	52005	42101020	STP TSP	3,584,975.00	-
GL	2550	40	0820	0823	52005	42205006	SHOPP	11,000,000.00	-
GL	2020	40	0820	0823	52005	42102027	CMAQ	3,861,450.00	-
GL	4110	40	0820	0823	52005	41100000	MSI Fwy	2,257,221.78	-
GL	4120	40	0820	0823	52005	41100000	MSI IC	1,095,034.00	-
GL	4131	40	0820	0823	52005	41100000	MSI Arterial	780,432.00	-
GL	6010	40	0820	0823	52005	42414005	Montclair DIF	30,377.00	-
GL	6010	40	0820	0823	52005	42416005	Ontario DIF	156,872.00	-
GL	6010	40	0820	0823	52005	42416008	Ontario DIF	60,632.00	-
GL	6010	40	0820	0823	52005	42416004	Ontario DIF	13,711.00	-
GL	6010	40	0820	0823	52005	42432006	Upland DIF	20,567.00	-
GL	6010	40	0820	0823	52005	42432008	Upland DIF	8,901.00	-
GL								-	-

Chad Costello

Project Manager (Print Name)

Tim Byrne

Task Manager (Print Name)

Additional Notes: \$2,291,043.22 of contract value was expended under PO 4001532 in MSI Fwy Program Funds

AMENDMENT NO. 5 TO CONTRACT NO. 16-1001530

FOR

1-10 CORRIDOR (CONTRACT ONE) PROJECT MANAGEMENT CONSTRUCTION MANAGEMENT (PCM) SERVICES

(HNTB CORPORATION)

This Amendment No. 5 to Contract No. 16-1001530 is made by and between HNTB Corporation ("CONSULTANT") and the San Bernardino County Transportation Authority ("SBCTA") CONSULTANT and SBCTA are each a "Party" and collectively "Parties".

RECITALS:

- A. SBCTA under Contract No. 16-1001530 dated May 2, 2017 between the Parties engaged the services of CONSULTANT to provide project management construction management service for 1-10 Corridor Contract One ("Contract"); and
- B. SBCTA and CONSULTANT amended Contract No. 16-1001530 with Amendment No.1 dated May 10, 2017, to add additional paragraphs to the Statement of Compliance and amend the Performance Period Article; and
- C. Amendment No. 2 dated January 5, 2018 combined the separate State work that includes Roadway Rehabilitation along 1-10 from Los Angeles County line to Interstate 15 (1-15) junction (EA 1H321), installing double- luminaire lighting, replacing sign panels, and installing high mast lighting along 1-10 in the city of Ontario from 0.2 mile west of 4th Street undercrossing to 0.2 miles east of 1-15 JCT (EA 1F550) improvements as requested by CALTRANS for inclusion as part of the PROJECT and which are to be paid for solely by CALTRANS; and
- D. On November 15, 2018, Contingency in the amount up to \$86,500.00 was authorized to allow the CONSULTANT to provide potholing on Monte Vista Avenue; and
- E. On May 4, 2019, Contingency in the amount up to \$108,000.00 was authorized to allow the CONSULTANT to prepare Hazardous Materials Disclosure Document for ROW Certification; and
- F. On November 21, 2019, Contingency in the amount up to \$1,206,650.00 was authorized to allow the CONSULTANT to provide additional Owner Verification services; and
- G. On November 20, 2019, Contingency in the amount up to \$2,476,000.00 was authorized to allow the CONSULTANT to provide additional services for Phase 1 and Phase 2; and

- H. On November 20, 2019, Contingency in the amount up to \$117,800.00 was authorized to allow the CONSULTANT to develop a benchmark existing vibration concerns; and
- I. Amendment No. 3 dated January 11, 2021 increased the not to exceed amount of the contract to cover the cost for additional project duration, deputy construction manager and structure manager position, right of way and property management services and Express lane support service; and
- J. Amendment No. 4 dated January 24, 2023 increased the not to exceed amount of the contract to cover the cost for additional project duration, structure manager position, right of way and property management services and Express lane support services and extend the Contract duration through 12/31/2024; and
- K. SBCTA and CONSULTANT desire to increase the not to exceed amount of the contract to provide for claims support activities anticipated to extend beyond project completion and to extend the Contract duration through 12/31/2026.

NOW, THEREFORE, in consideration of the terms and conditions set forth herein, the Parties agree as follows:

1. Section 4.1 of Article 4. Performance Period is amended in its entirety to read as follows:
 "This Contract shall go into effect on the Effective Date, contingent upon approval by SBCTA's Awarding Authority and execution by SBCTA, and CONSULTANT shall commence Work after written notification to proceed by SBCTA's Procurement Analyst. The Contract shall end on December 31, 2026, unless extended by written amendment."
2. Section 5.1 of Article 5. Allowable Costs and Payments is amended in its entirety to read as follows:
 "Total compensation to CONSULTANT for full and complete performance of the Work in compliance with all the terms and conditions of this Contract shall be on a Specified Rates of Compensation basis for all obligations incurred in, or application to, Consultant's performance of Work and for which CONSULTANT shall furnish all personnel, facilities, equipment, materials, supplies, and services (except as may be explicitly set forth in this Contract as furnished by SBCTA), and shall not exceed \$77,020,890.78 unless authorized by a contract amendment."
3. Except as amended by this Amendment No. 5, all other provisions of the Contract, including all previous Amendments, shall remain in full force and effect and are incorporated herein by this reference.
4. The Amendment No. 5 is effective upon execution by SBCTA.

-----SIGNATURES ON THE FOLLOWING PAGE-----

IN WITNESS WHEREOF, the Parties hereto have executed this Contract below.

HNTB CORPORATION

**SAN BERNARDINO COUNTY
TRANSPORTATION AUTHORITY**

By:

Kevin A. Haboian
Senior Vice President

By:

Raymond W. Wolfe
Executive Director

Date:

Date:

APPROVED AS TO FORM

By:

Juanda L. Daniel
Assistant General Counsel

Date:

Additional Information

BOARD OF DIRECTORS METRO VALLEY STUDY SESSION ATTENDANCE – 2023

VALLEY BOARD MEMBER ATTENDANCE

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Eunice Ulloa City of Chino	X	X	X	X	X	X			X	X	X	X
Ray Marquez City of Chino Hills	X	X	X		X	X		X	X		X	X
Frank Navarro City of Colton	X			X	X			X	X	X	X	
Aquanetta Warren City of Fontana		X	X	X	X			X	X	X		X
Sylvia Robles City of Grand Terrace	X	X	X	X		X			X		X	
Larry McCallon City of Highland	X	X	X	X				X	X		X	X
Rhodes ‘Dusty’ Rigsby City of Loma Linda	X		X	X	*							
Bhavin Jindal City of Loma Linda												X
John Dutrey City of Montclair	X	X	X	X	X			X	X	X	X	X
Alan Wapner City of Ontario		X	X	X		X		X	X	X	X	X
L. Dennis Michael City of Rancho Cucamonga		X		X	X	X				X		
Paul Barich City of Redlands		X	X		X			X			*	
Deborah Robertson City of Rialto				X		X						
Helen Tran City of San Bernardino		X	X		X	X		X	X		*	
Rudy Zuniga City of Upland	X	X	X	X	X	X		*	*	*	X	

X = member attended meeting. * = alternate member attended meeting. Empty box = Did not attend meeting. Crossed out box = not a Board Member at the time.
Shaded box = No meeting

Communication: Attendance (Additional Information)

BOARD OF DIRECTORS METRO VALLEY STUDY SESSION ATTENDANCE – 2023

VALLEY BOARD MEMBER ATTENDANCE (Cont.)

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Bobby Duncan City of Yucaipa	X			X	X	X						X
Curt Hagman Board of Supervisors	X	X	X	X	X	X		X	X	X	X	
Dawn Rowe Board of Supervisors	X			X		X		X		X		X
Jesse Armendarez Board of Supervisors	X				X			X	X		X	
Joe Baca, Jr. Board of Supervisors	X	X	X	X	X	X		X	X	X	X	X

MOUNTAIN/DESERT BOARD MEMBER ATTENDANCE

Daniel Ramos City of Adelanto												
Art Bishop Town of Apple Valley	X	X	X	X	X	X					X	X
Paul Courtney City of Barstow												
Carmen Hernandez City of Barstow											X	X
Rick Herrick City of Big Bear Lake												
Rebekah Swanson City of Hesperia	X	X	*	X	X			X	X	*	X	X
Janet Jernigan City of Needles					X							
Joel Klink City of Twentynine Palms												

X = member attended meeting. * = alternate member attended meeting. Empty box = Did not attend meeting. Crossed out box = not a Board Member at the time.
 MVSSatt23 Shaded box = No meeting

Communication: Attendance (Additional Information)

BOARD OF DIRECTORS METRO VALLEY STUDY SESSION ATTENDANCE – 2023

MOUNTAIN/DESERT BOARD MEMBER ATTENDANCE

Debra Jones City of Victorville												
Rick Denison Town of Yucca Valley	X	X	X	X	X	X		X	X	X	X	X
Paul Cook Board of Supervisors	X	X	X	X	X	X		X	X		X	X

Communication: Attendance (Additional Information)

X = member attended meeting. * = alternate member attended meeting. Empty box = Did not attend meeting. Crossed out box = not a Board Member at the time.
 MVSSatt23 Shaded box = No meeting

BOARD OF DIRECTORS METRO VALLEY STUDY SESSION ATTENDANCE – 2024
VALLEY BOARD MEMBER ATTENDANCE

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Eunice Ulloa City of Chino												
Ray Marquez City of Chino Hills												
Frank Navarro City of Colton												
Aquanetta Warren City of Fontana												
Sylvia Robles City of Grand Terrace												
Larry McCallon City of Highland												
Bhavin Jindal City of Loma Linda												
John Dutrey City of Montclair												
Alan Wapner City of Ontario												
L. Dennis Michael City of Rancho Cucamonga												
Paul Barich City of Redlands												
Deborah Robertson City of Rialto												
Helen Tran City of San Bernardino												
Rudy Zuniga City of Upland												
Bobby Duncan City of Yucaipa												
Curt Hagman Board of Supervisors												

X = member attended meeting. * = alternate member attended meeting. Empty box = Did not attend meeting Crossed out box = not a Board Member at the time.
Shaded box = No meeting

Communication: Attendance 2024 (Additional Information)

BOARD OF DIRECTORS METRO VALLEY STUDY SESSION ATTENDANCE – 2024

VALLEY BOARD MEMBER ATTENDANCE (Cont.)

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Dawn Rowe Board of Supervisors												
Jesse Armendarez Board of Supervisors												
Joe Baca, Jr. Board of Supervisors												

MOUNTAIN/DESERT BOARD MEMBER ATTENDANCE

Daniel Ramos City of Adelanto												
Art Bishop Town of Apple Valley												
Carmen Hernandez City of Barstow												
Rick Herrick City of Big Bear Lake												
Rebekah Swanson City of Hesperia												
Janet Jernigan City of Needles												
Joel Klink City of Twentynine Palms												
Debra Jones City of Victorville												
Rick Denison Town of Yucca Valley												
Paul Cook Board of Supervisors												

X = member attended meeting. * = alternate member attended meeting. Empty box = Did not attend meeting. Crossed out box = not a Board Member at the time.
 MVSSatt24 Shaded box = No meeting

Communication: Attendance 2024 (Additional Information)

This list provides information on acronyms commonly used by transportation planning professionals. This information is provided in an effort to assist Board Members and partners as they participate in deliberations at Board meetings. While a complete list of all acronyms which may arise at any given time is not possible, this list attempts to provide the most commonly-used terms. Staff makes every effort to minimize use of acronyms to ensure good communication and understanding of complex transportation processes.

AB	Assembly Bill
ACE	Alameda Corridor East
ACT	Association for Commuter Transportation
ADA	Americans with Disabilities Act
ADT	Average Daily Traffic
APTA	American Public Transportation Association
AQMP	Air Quality Management Plan
ARRA	American Recovery and Reinvestment Act
ATMIS	Advanced Transportation Management Information Systems
BAT	Barstow Area Transit
CALACT	California Association for Coordination Transportation
CALCOG	California Association of Councils of Governments
CALSAFE	California Committee for Service Authorities for Freeway Emergencies
CARB	California Air Resources Board
CEQA	California Environmental Quality Act
CMAQ	Congestion Mitigation and Air Quality
CMIA	Corridor Mobility Improvement Account
CMP	Congestion Management Program
CNG	Compressed Natural Gas
COG	Council of Governments
CPUC	California Public Utilities Commission
CSAC	California State Association of Counties
CTA	California Transit Association
CTC	California Transportation Commission
CTC	County Transportation Commission
CTP	Comprehensive Transportation Plan
DBE	Disadvantaged Business Enterprise
DEMO	Federal Demonstration Funds
DOT	Department of Transportation
EA	Environmental Assessment
E&D	Elderly and Disabled
E&H	Elderly and Handicapped
EIR	Environmental Impact Report (California)
EIS	Environmental Impact Statement (Federal)
EPA	Environmental Protection Agency
FHWA	Federal Highway Administration
FSP	Freeway Service Patrol
FRA	Federal Railroad Administration
FTA	Federal Transit Administration
FTIP	Federal Transportation Improvement Program
GFOA	Government Finance Officers Association
GIS	Geographic Information Systems
HOV	High-Occupancy Vehicle
ICTC	Interstate Clean Transportation Corridor
IEEP	Inland Empire Economic Partnership
ISTEA	Intermodal Surface Transportation Efficiency Act of 1991
IIP/ITIP	Interregional Transportation Improvement Program
ITS	Intelligent Transportation Systems
IVDA	Inland Valley Development Agency
JARC	Job Access Reverse Commute
LACMTA	Los Angeles County Metropolitan Transportation Authority
LNG	Liquefied Natural Gas
LTF	Local Transportation Funds

Acronym List

MAGLEV	Magnetic Levitation
MARTA	Mountain Area Regional Transportation Authority
MBTA	Morongo Basin Transit Authority
MDAB	Mojave Desert Air Basin
MDAQMD	Mojave Desert Air Quality Management District
MOU	Memorandum of Understanding
MPO	Metropolitan Planning Organization
MSRC	Mobile Source Air Pollution Reduction Review Committee
NAT	Needles Area Transit
NEPA	National Environmental Policy Act
OA	Obligation Authority
OCTA	Orange County Transportation Authority
PA&ED	Project Approval and Environmental Document
PASTACC	Public and Specialized Transportation Advisory and Coordinating Council
PDT	Project Development Team
PNRS	Projects of National and Regional Significance
PPM	Planning, Programming and Monitoring Funds
PSE	Plans, Specifications and Estimates
PSR	Project Study Report
PTA	Public Transportation Account
PTC	Positive Train Control
PTMISEA	Public Transportation Modernization, Improvement and Service Enhancement Account
RCTC	Riverside County Transportation Commission
RDA	Redevelopment Agency
RFP	Request for Proposal
RIP	Regional Improvement Program
RSTIS	Regionally Significant Transportation Investment Study
RTIP	Regional Transportation Improvement Program
RTP	Regional Transportation Plan
RTPA	Regional Transportation Planning Agencies
SB	Senate Bill
SAFE	Service Authority for Freeway Emergencies
SAFETEA-LU	Safe Accountable Flexible Efficient Transportation Equity Act – A Legacy for Users
SCAB	South Coast Air Basin
SCAG	Southern California Association of Governments
SCAQMD	South Coast Air Quality Management District
SCRRA	Southern California Regional Rail Authority
SHA	State Highway Account
SHOPP	State Highway Operations and Protection Program
SOV	Single-Occupant Vehicle
SRTP	Short Range Transit Plan
STAF	State Transit Assistance Funds
STIP	State Transportation Improvement Program
STP	Surface Transportation Program
TAC	Technical Advisory Committee
TCIF	Trade Corridor Improvement Fund
TCM	Transportation Control Measure
TCRP	Traffic Congestion Relief Program
TDA	Transportation Development Act
TEA	Transportation Enhancement Activities
TEA-21	Transportation Equity Act for the 21 st Century
TMC	Transportation Management Center
TMEE	Traffic Management and Environmental Enhancement
TSM	Transportation Systems Management
TSSDRA	Transit System Safety, Security and Disaster Response Account
USFWS	United States Fish and Wildlife Service
VCTC	Ventura County Transportation Commission
VVTA	Victor Valley Transit Authority
WRCOG	Western Riverside Council of Governments



MISSION STATEMENT

Our mission is to improve the quality of life and mobility in San Bernardino County. Safety is the cornerstone of all we do.

We achieve this by:

- Making all transportation modes as efficient, economical, and environmentally responsible as possible.
- Envisioning the future, embracing emerging technology, and innovating to ensure our transportation options are successful and sustainable.
- Promoting collaboration among all levels of government.
- Optimizing our impact in regional, state, and federal policy and funding decisions.
- Using all revenue sources in the most responsible and transparent way.

Approved December 4, 2019