# CITY OF LOS ANGELES

BOARD OF PUBLIC WORKS MEMBERS

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ANTONIO R. VILLARAIGOSA MAYOR

March 13, 2013

OFFICE OF THE BOARD OF PUBLIC WORKS

200 NORTH SPRING STREET ROOM 361, CITY HALL LOS ANGELES, CA 90012 (213) 978-0261 (213) 978-0278 Fax

> ARLEEN P. TAYLOR EXECUTIVE OFFICER

http://www.bpw.lacity.org

City Council Room 395

City Hall

#3 BOS

Mayor Antonio R. Villaraigosa Room 305 City Hall Attn: Mandy Morales

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Subject:

AUTHORITY TO ACCEPT, NEGOTIATE, AND EXECUTE AGREEMENTS FOR GRANT FUNDING USING TRANSPORTATION ENHANCEMENT ACTIVITIES (TEA) FUNDS AS APPROVED BY THE CALIFORNIA TRANSPORTATION COMMISSION FOR THE "WHAT A RE-LEAF" TREE PLANTING PROJECT

As recommended in the accompanying report of the Director of the Bureau of Sanitation, which this Board has adopted, the Board of Public Works requests that the City Council, subject to concurrence of the Mayor, authorize the Director of the Bureau of Sanitation to accept, negotiate, and execute agreements and amendments, subject to the approval of the City Attorney as to form and legality, which may be necessary to secure the awarded grants in an amount of \$858,050.00 for the "What a Re-Leaf" tree planting project using Transportation Enhancement Activities (TEA) funds as approved by the California Transportation Commission.

It is further requested, that the Bureau of Sanitation be authorized to appropriate and receive grant funds of up to \$858,050.00 into the Environmental Affairs Trust Fund, Fund 537, Dept 50, New Account (What a Re-Leaf); Instruct the Los Angeles Department of Transportation (LADOT) to transfer \$214,200.00 in Measure R funds to the Bureau of Sanitation; authorize the Bureau of Sanitation to receive and appropriate \$214,200.00 in Measure R funds from LADOT from Fiscal Year 2011, Measure R Local Return, Fund No. 51Q, Transportation Grant Fund Work Program Account No. 94G655 to the Environmental Affairs Trust Fund, Fund 537, Department 50, New Account (What a Re-Leaf - Measure R); and request the Controller to make technical adjustments as necessary.

# FISCAL IMPACT

There is no impact to the General Fund. Receipt of grant funds will offset funding support otherwise provided by the Environmental Affairs Trust Fund. Measure R funds will be used to meet the City's match requirements.

Respectfully submitted.

Arleen P. Taylor, Executive Officer

Board of Public Works

APT:mp

DEPARTMENT OF PUBLIC WORKS

BUREAU OF SANITATION Board Report No. 3 March 13, 2013

CD: All

ADOPTED BY THE BOARD PUBLIC WORKS OF THE CITY of Los Angeles California

AND REFERRED TO THE MAYOR

AND REFERRED TO THE CITY COUNCIL

Executive Officer

AUTHORITY TO ACCEPT, NEGOTIATE, AND EXECUTE AGREEMENTS, FOR GRANT FUNDING USING TRANSPORTATION ENHANCEMENT ACTIVITIES (TEA) FUNDS AS APPROVED BY THE CALIFORNIA TRANSPORATION COMMISSION FOR THE "WHAT A RE-LEAF" TREE PLANTING PROJECT

## RECOMMENDATIONS

- 1. Approve and forward this report forthwith, with its transmittals, to the Mayor and the City Council, with the recommendation that the City Council, subject to concurrence of the Mayor, as approved by the Board of Public Works, authorize the Director of the Bureau of Sanitation to execute the agreements and amendments, subject to the approval of the City Attorney as to form, in order to secure the awarded grants in an amount of \$858,050 for the "What A Re-Leaf" tree planting project.
- 2. Authorize the Bureau of Sanitation to appropriate and receive grant funds of up to \$858,050 into the Environmental Affairs Trust Fund, Fund 537, Dept. 50, New Account (What a Re-Leaf).
- 3. Instruct the Los Angeles Department of Transportation (LADOT) to transfer \$214,200 in Measure R funds to the Bureau of Sanitation.
- 4. Authorize the Bureau of Sanitation to receive and appropriate \$214,200 in Measure R funds from LADOT from Fiscal Year 2011, Measure R Local Return, Fund No. 51Q, Transportation Grant Fund Work Program Account No. 94G655 to the Environmental Affairs Trust Fund, Fund 537, Department 50, New Account (What a Re-Leaf Measure R).
- 5. Request the Controller make technical adjustments as necessary.

#### FISCAL IMPACT STATEMENT

There is no impact to the General Fund. Receipt of grant funds will offset funding support otherwise provided by the Environmental Affairs Trust Fund. Measure R funds will be used to meet the City's match requirements.

Bureau of Sanitation Board Report No. 3 March 13, 2013 AND CLARGE CONTROL

Page 204003 Y10 347 01 6393 5 56 199

# **TRANSMITTALS**

- Council Motions 09-0099 and 09-0099-S1.
- 2. Copy of Letter of Agreement (LOA) with LA County Metropolitan Transit Authority (METRO) for the What a ReLeaf project.
- Letter from the Los Angeles Conservation Corps (LACC), dated March 2, 2012, requesting to enter into a sole source contract to complete the What A ReLeaf project for site selection, preparation and tree planting.
- 4. Grant Application, page 6, signed by LACC and the representative from California Conservation Corps.
- Map of tree planting corridors throughout the City.

# **DISCUSSION**

The City of Los Angeles, Environmental Affairs Department (EAD) submitted an application for tree planting during the 2009 Call for Projects and it was recommended for funding by Los Angeles County Metropolitan Transportation Authority (METRO), C.F. 09-0099 (Transmittal 1). The project will plant 3,000 trees throughout the City of Los Angeles (City) along streets that host major bus routes and throughout adjacent neighborhoods. The project will take approximately three (3) years to complete. The Council action (C.F. 09-0099-S1) authorized Sanitation to enter into a Letter of Agreement with METRO, which was completed April 2012 (Transmittal 2).

On June 16, 2010, the Mayor and City Council approved the transfer of EAD functions, funds, and staff to the Sanitation and other City departments (C.F. 10-0623). As such, Sanitation will continue to implement the EAD grant-funded projects, including the "What a Re-Leaf" project.

Sanitation will work with residents, Neighborhood Councils, schools, and business groups to determine planting locations. Sanitation will closely examine potential sites for available space, as well as existing infrastructure such as utilities, signage, driveway aprons, and overhead impediments. Above all, the principle of the "right tree in the right place" will guide the appropriate species selection. The Bureau of Street Services (BOSS) will provide the permits for all tree planting activities and provide the inspections to ensure the work meets City standards.

The Bureau of Street Services does not have resources for large street tree planting projects and this grant will support the City's efforts to increase tree canopy coverage at no cost to the general fund. The Transportation Enhancement (TE) funds are awarded through a competitive grant process available throughout the LA County region.

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## Page 3

To fund this project, METRO has recommended \$858,050 in Transportation Enhancement Activities (TEA) funding, with \$214,200 in cash match. LADOT will be providing the funds through Measure R. Additional match will be provided by the Los Angeles Department of Water and Power through the Million Trees LA program, in the form of trees, stakes and planting material for 1,000 trees. The requested fund transfers will move necessary grant funds to and from the Environmental Affairs Trust Fund Accounts, in order to fund work performed by the Los Angeles Conservation Corps (LACC) and to seek reimbursement from the State for all completed work.

The project will be managed by Sanitation staff and it is the intention of Sanitation to use LACC by amending a current contract or contracting with them to complete the work, subject to the City Attorney's approval. Recent legislation (SB 286) requires that federal Transportation Enhancement (TE)-funded projects reach out to local or State Conservation Corps to complete this type of work, as per US Streets and Highways Code Sections 2370-2374. The local Conservation Corps, LACC, has indicated they would like to contract with the City of Los Angeles Department of Public Works to complete the project (Transmittal 3). The California Conservation Corps has signed off on the project and deferred to LACC as part of the grant application process (Transmittal 4). Several maps of the targeted planting corridors are also included in this package (Transmittal 5).

#### Selection Process:

The Transportation Enhancement grant funding requires all contracted work be offered to the State and local Conservation Corps. The local Conservation Corps, Los Angeles Conservation Corps, has indicated they would like to contract for this work and the California State Conservation Corps has deferred the grant opportunity to them (Transmittal 4).

#### **Compliance with Standard City Requirements:**

With the intention of contracting with LACC for this project, BOS has confirmed that LACC is in compliance with the required City of Los Angeles policies and requirements, including the Business Inclusion Program requirement.

#### **Notification of Intent to Contract:**

The required Notification of Intent to Contract was filed with the City Administrative Office (CAO) Clearinghouse on March 19, 2012.

#### Charter Section 1022:

The Personnel Department released the Charter 1022 determination report on April 13, 2012 with the determination that due to the legislative mandate to utilize Conservation Corps when available and limited staffing within Bureau of Street Services, contracting out the work to LACC is acceptable and preferred.

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## Headquarters and Workforce Information:

The headquarters of LACC is located at 605 W. Olympic Blvd, Suite 450, Los Angeles, CA 90015. The contractor has a staff of 137 regular employees, 63 of whom reside within the City of Los Angeles (46%).

## STATUS OF FINANCING

Funds are to be available and not exceed \$858,050 in the Environmental Affairs Trust Fund (EATF), Fund 537, Dept. 50, New Account (What a Re-Leaf) and not exceed \$214,200 in the EATF, Fund 537, Dept. 50, New Account (What a Re-Leaf-Measure R). Grant funds will be used to reimburse Fund 537, Dept. 50, Revenue Source Code No. 368400 - Other Federal Grants-General.

Respectfully Submitted,

ENRIQUE C. ZALDIVAR, Director

Bureau of Sanitation

APPROVED AS TO FU

VICTORIA A. SANTIAGO, Director

Office of Accounting

Date:

Prepared by: Melinda Bartlett, RAD (213) 485-3951

JAN 1 3 2009

# TRANSPORTATION

# MOTION

The Los Angeles County Metropolitan Transportation Authority (Metro) created the Call for Projects (Call) process in 1991 after the passage of Proposition C to fund capital projects. The Call for Projects process programs federal, state and local transportation funds throughout Los Angeles County. Through a competitive process, cities, Los Angeles County, transit operators and other public agencies that provide transportation within Los Angeles County may submit grant applications for regional capital transportation funding.

Metro is expected to initiate the next Call for Projects process in January 2009, with the release of the draft application package in February 2009. Normally, this process would have begun in September 2008, however, work was delayed until voters decided upon the passage of Measure R and other funding decisions were made at the State and federal level. The delay has resulted in a compressed schedule with applications due from project sponsors in April 2009 and a final decision on funding recommendations expected in October 2009.

There is a tremendous need for resources for City transportation projects and programs, as well as for existing projects with unanticipated cost increases. It is critical that the City move forward in an expeditious and coordinated manner to ensure that the most competitive projects are submitted and Metro's submission deadline is met.

I THEREFORE MOVE that City Council direct the Department of Transportation to report on the Los Angeles County Metropolitan Transportation Authority's (Metro) 2009 Call for Projects process and how the City will undertake a coordinated process to expeditiously prepare and submit the most competitive projects by Metro's proposed deadline.

PRESENTED BY:

WENDY GREUEI

Councilmember, 2nd District

SECONDED BY:

JAN 13 2009

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# TRANSPORTATION

#### MOTION

On April 7, 2009, the City Council authorized the Los Angeles Department of Transportation (LADOT) to submit project applications for the Los Angeles County Metropolitan Transportation Authority (Metro) 2009 Transportation Improvement Program Call for Projects (CF#09-0099). The Call for Projects process programs federal, state and local transportation funds throughout Los Angeles County. This competitive process will provide approximately \$337 million in grant funds to cities, Los Angeles County, transit operators and other public agencies for regional transportation projects and programs.

On July 2, 2009, Metro staff has released recommendations for funding 133 projects, which will go through a ten-week review period before adoption by the Metro Board scheduled for September 2009.

I THEREFORE MOVE that the City Council direct the Department of Transportation to report on the Los Angeles County Metropolitan Transportation Authority's (Metro) preliminary staff recommendations for the 2009 Call For Projects and include a list of the City projects that have received preliminary approval for funding and the total amount of matching funds that will be necessary for these projects.

PRESENTED BY

(TOM LABONO)

Councilmember, 4th District

SECONDED BY

JUL 1 4 2009

msr





Los Angeles County Metropolitan Transportation Authority One Gateway Plaza Los Angeles, CA 90012-2952 213.922.2000 Tel metro.net

# Metro

May 8, 2012

Julius Obembe City of Los Angeles Bureau of Sanitation 1149 S. Broadway, 10<sup>th</sup> Floor Los Angeles, Ca 90015

RE: LETTER OF AGREEMENT FOR CITY OF LOS ANGELES WHAT A RE-LEAF PROJECT (LOA. P00F3846)

Dear Julius Obembe:

Enclosed please find one fully executed Letter of Agreement (LOA) for the City of Los Angeles What a Re-Leaf project (LOA P00F3846).

If you have any questions regarding this matter, please reach me at 213-922-3039 or portillod@métro.net.

Sincerely,

Transportation Manager

Transportation Development and Implementation

Cc: file



FTIP#: LAF3846 PPND: 4316

CFP#F3B46 LDA.P00F3846

January 6, 2012

City of Los Angeles Bureau of Sanitation 1149 South Broadway Los Angeles, CA 90015

Attn:

Enrique C. Zaldivar

Director

RE: LETTER OF AGREEMENT FOR PROJECTS PROGRAMMED THROUGH THE LACMTA CALL FOR PROJECTS AND STATE TRANSPORTATION

IMPROVEMENT PROGRAM

Dear Sir/Madam:

As part of the Los Angeles County Metropolitan Transportation Authority ("LACMTA") 2009 Call for Projects and the 2010 State Transportation Improvement Program ("STIP"), the LAEMTA Board of Directors, at its meeting on September 24, 2009 and the California Transportation Commission ("CTC") at its meeting of May 20, 2010, authorized the programming of funds to the City of Los Angeles ("Project Sponsor") for What a Re-Leaf - LAGMTA Call for Projects ID# F3B46, FTIP# LAF3846, (the "Project") subject to the terms and conditions contained in this STIP Letter of Agreement ("LDA").

The terms and conditions of this LDA consist of the following and each is incorporated by reference herein as if fully set forth herein: Specific Terms of the LDA, General Terms of the LDA, Attachment A - the Project Funding, Attachment B - intentionally omitted, Attachment C - the Scope of Work, Attachment D - the Reporting & Expenditure Guidelines, Attachment E - the Federal Transportation Improvement Program (FTIP) Sheet, Attachment F - the CTC Amendment of STIP Guidelines & 2001 Guidelines (PDF files will be provided via email), and any other attachments or documents referenced therein.

FTIP#: LAF3846 PPND: 4316

In the event of a conflict, the Special Conditions for the Project, if any, shall prevail over the Specific Terms of the LOA and the Specific Terms of the LOA shall prevail over the General Terms of the LOA.

Please acknowledge your acceptance and agreement to the terms and conditions of this LDA by signing below.

Very truly yours,

Arthur T. Leafiy

Chief Executive Officer

Project Sponsor has read and understands the terms and conditions of this LOA, including all the attachments, and by signing below Project Sponsor hereby accepts and agrees to the terms of this LOA.

**GRANTEE:** 

CITY OF LOS ANGELÉS

Ву:

Enrique C. Zaldiyar

Title: Director, Bureau of Sanitation

Date:

APPROVED AS TO FORM:

Carmen A. Trutanich

City Attorney

Ru.

John A. Carválho

Title: Deputy City Attorney

Date

#### Transmittal 3



Mailting Address: P.O. Box 19868, Los Angeles, CA 90013

March 2, 2012

Melinda Bartlett Department of Public Works Boreau of Sanitation Environmental Services Group City of Los Angelos

#### Re: Transportation Fuhancement (What a Re-Leaf Tree Planting Project)

Dear Ms. Bartieit,

The Los Angeles Conservation Corps is pleased to partner with the City of Los Angeles to help implement the "What a Re Leaf" tree planting project. We appreciate the fact that the City of Los Angeles is committed to employ the Los Angeles Conservation Corps services on this project as pursuant to SB 286 Transportation Enhancement funding.

The Los Angeles Conservation Corps is a state certified local conservation corps that was established in 1986. Our primary mission is to provide at-risk young adults and school aged youth with opportunities for success through job skills training, education and work experience with an emphasis on conservation and service projects that benefit the community. As you are aware, the Los Angeles Conservation Corps has an exemplary Urban Forestry program with extensive experience implementing programs and projects similar to the "What a Re-Leaf" project.

We look forward to working with you on this project in the upcoming mornes. If you have any questions, please feel free to contact Dan Knapp, Deputy Director at 213-362-9000 ext. 242.

Singerely,

Tirace Saito Executive Director

cc: David Wang, Californs

PART THREE: INFORMATION AND ASSURANCES

Please note the application must be signed by the TE project sponsor below for the project to be considered for funding. The information below is provided to notify all project sponsors of the criteria that shall be used in the selection of eligible TE projects.

For TE projects proposed for funding from American Recovery and Reinvestment Act of 2009

Assembly Bill X3-20 added Sections 2420-2423 to the Streets and Highways Code which requires that transportation projects proposed for transportation enhancement activities using federal funds provided specifically by the American Recovery and Reinvestment Act of 2009 be programmed and allocated based on the following priorities:

- (1) In programming and allocating these funds, the department and the metropolitan planning organizations, county transportation commissions, and regional transportation agencies shall give priority to the sponsors of eligible projects that parmer with, or commit to employ the services of, a Community Conservation Corps or the California Conservation Corps to construct or undertake the project, provided those projects meet the requirements of the American Recovery and Reinvestment Act of 2009.
- (2) After all eligible projects have been selected pursuant to paragraph (1), the department and the metropolitan planning organizations, county transportation commissions, and regional transportation agencies shall next give priority to projects that provide facilities for pedestrians and bicyclists, provided those projects meet the requirements of the American Recovery and Reinvestment Act of 2009.
- (3) After all eligible projects have been selected pursuant to paragraph (2), the department and the metropolitan planning organizations, county transportation commissions, and regional transportation agencies may fund any project eligible in accordance with paragraph (35) of subdivision (a) of Section 101 of Title 23 of the United States Code.

#### For projects proposed for funding with all federal TE funds

Senate Bill 286 (Chapter 373, Statutes of 2008) added Sections 2370-2374 to the Streets and Highways Code which requires the selection of all TE projects to be based on projects which partner with, or commit to employ the services of a Community Conservation Corps or the California Conservation Corps. The department, in consultation with Community Conservation Corps, the California Conservation Corps, the commission, regional transportation planning agencies, county transportation commissions or authorities, and congestion management agencies, developed the following criteria that give priority in the selection of TE projects. The information below is provided to project sponsors to assist them in understanding how projects will be selected. Regional transportation planning agencies, county transportation commissions or authorities, and congestion management agencies, when selecting candidates for transportation enhancement projects, shall utilize the selection criteria below.

The RTPAs are required to use the following criteria in prioritizing and selecting TE projects for programming in the Regional Transportation Improvement Programs (RTIP):

- (1) TE eligible projects whose sponsor is partnering with, or has agreed to employ the services of a Community Conservation Corps or the California Conservation Corps (collectively referred to as corps), shall be selected first for funding (the scope of the work performed by the corps will be identified in page 6 of the TE application);
- (2) After all TE eligible projects described in paragraph (1) have been selected for funding; the remaining eligible TE projects may be selected.

TE Project candidates that meet the following specific categories are exempt from the above selection criteria and may compete on an equal basis with all project candidates in category (1) above:

- (a) Projects that have been selected and programmed in a RTIP prior to June 25, 2009.
- (b) Projects for which no corps will partner with the sponsor or agree to provide services. A project sponsor can request this exemption only by certifying on the TE Application, with the concurrence of the California Conservation Corps and the California Association of Local Conservation Corps, which the sponsor notified both organizations about the available project, but that no corps in the state was prepared to serve as a partner or provide services.

Page 5

TE Application May 2009 Transmittal 4

The department, regional transportation planning agencies, county transportation commissions or authorities, or congestion management agencies shall be authorized to enter into cooperative agreements, grant agreements, or procurement contracts with Community Conservation Corps pursuant to the simplified contract requirements authorized by Section 18.36(j) of Title 49 of the Code of Federal Regulations in order to enable community conservation corps to utilize transportation enhancement project funds.

Section 2370(a) of the Streets and Highways Code is specific as to which organizations can be considered as a Community Conservation Corps or the California Conservation Corps. "Community Conservation Corps" shall have the same meaning as defined in Section 14507.5 of the Public Resources Code. Information regarding these organizations is available on the internet at: http://www.consrv.ca.gov/dor/grants/Pages/lccc.aspx

http://www.ccc.ca.gov/PARTNER/PARTNERS,HTM

www.calcc.org

For the RTPA: Conservation Corps Partner Contact use only:			
A corps can participate on the following items of work:  Name of corps: Los Angeles Conservation Corps and the (213) 362-9000 ext, 242  (Phone number)			
A corps intends to participate on the following items of w Name of project: RPSTPLE 5006-736 What a ReLeaf Name of corps: Los Angeles Conservation Corps  (Signature)	ork: tree planting  S///2 Date		
This project is exempt under category (b) above. This exe	mption allows the project to compete on an equal basis with all other		
project candidates in the region. Concurred in by:			
MARCINIO M CLODY	- Luxly 3/2/2		
California Conservation Corps contact (Print Name)	(Signature)		
CONNIE GALLIPPI	3-12-12		
California Association of Local	(Signature) Date		
Conservation Corps contact (Print Name)			
RTPA Conservation Corps Partner Contacts			
For Transportation Enhancement Projects			

AGENCY	CCC Contact Title and.	Phone Number	Email Address
California Conservation Corps	Chief of Field Operations Virginia Clark	916-341-3147	Virginia clark@ccc.ca.gov
California Association of Local Conservation Corps (representing the Community Conservation Corps)	Association Manager Connie Gallippi	915-556-1516 ext. 121	coallaphinesucalifornia com

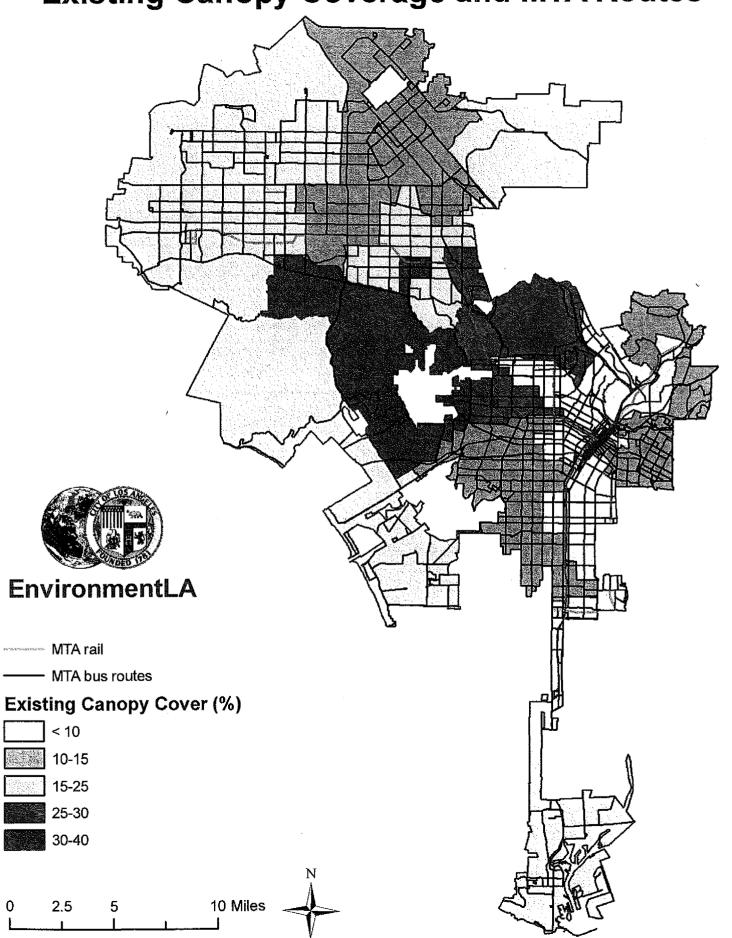
Project Implementing Agency possesses legal authority to nominate this transportation enhancement and to finance, acquire, and construct the proposed project; and by formal action (e.g., a resolution) the Implementing Agency's governing body authorizes the nomination of the transportation enhancement, including all understanding and assurances contained therein, and authorizes the person identified as the official representative of the Implementing Agency to act in connection with the nomination and to provide such additional information as may be required.

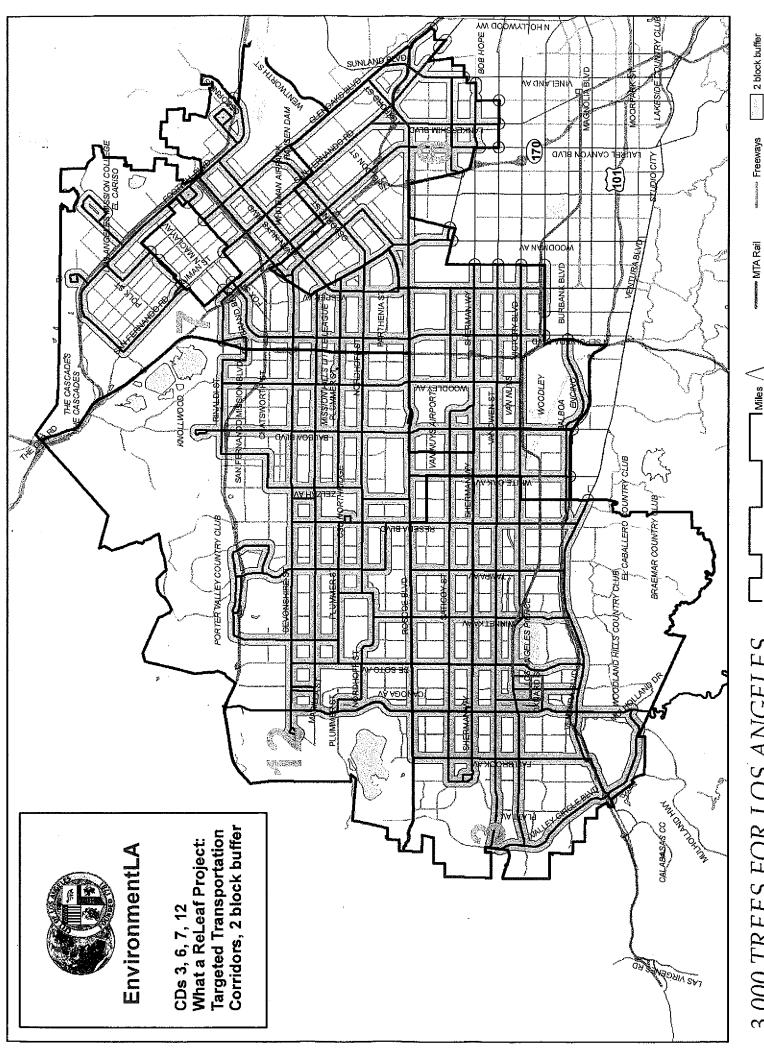
Project Implementing Agency will maintain and operate the property acquired, developed, rehabilitated, or restored for the life of the resultant facility (ies) or activity. With the approval of the California Department of Transportation, the Implementing Agency or its successors in interest in the property may transfer the responsibility to maintain and operate the property.

Project Implementing Agency will give the California Department of Transportation's representative access to and the right to examine all records, books, papers, or documents related to the transportation enhancement activity.

Transmittal 5:

# City of Los Angele: Existing Canopy Coverage and MTA Routes





3,000 TREES FOR LOS ANGELES

State Routes

- MTA Bus routes

