

- 6.10.** Appropriation of Developer funds to CIP 301-635 Median Modifications – Foster City Blvd. at Chess Drive (MP #3) project and CIP 301-637 Road Widening-Foster City Blvd. at Chess Drive – (MP #7) project



DATE: December 18, 2023

TO: Mayor and Members of the City Council

VIA: Stefan Chatwin, City Manager
Marlene Subhashini, Assistant City Manager

FROM: Andrew Brozyna, Public Works Director

DEPARTMENT: Public Works

SUBJECT: APPROPRIATION OF \$573,629 TO ACCOUNT NO. 301-0910-635-4251 AND THE APPROPRIATION OF \$1,549,000 TO ACCOUNT NO. 301-0910-637-4251 FOR THE CONSTRUCTION OF MEDIAN MODIFICATIONS – FOSTER CITY BLVD AT CHESS DRIVE – MP#3 (CIP 301-635) AND ROAD IMPROVEMENTS AT FOSTER CITY BLVD AT CHESS DRIVE – MP #4, #7, AND #8 (CIP 301-637)

RECOMMENDATION

It is recommended that the City Council approve the appropriation of \$573,629 to Account No. 301-0910-635-4251 and the appropriation of \$1,549,000 to Account No. 301-0910-637-4251 for the construction of Median Modifications – Foster City Blvd. at Chess Drive – MP#3 (CIP 301-635) and Improvements at Foster City Blvd. at Chess Drive – MP #4, #7, and #8 (CIP 301-637).

EXECUTIVE SUMMARY

In 2009, the City commissioned a Multi-Project Traffic Analysis (MPTA) analysis of the potential traffic impacts associated with four (4) development projects in the City. Four (4) of the eleven (11) recommended traffic improvement projects were combined into the scope of CIP 301-635 – Median Modifications – Foster City Blvd. at Chess Drive – MP#3 and CIP 301-637 – Road Widening-Foster City Blvd. at Chess Drive – MP #4, #7, and #8.

The anticipated costs of the recommended projects were assigned to each of the four (4) developments based upon their pro rata anticipated impact on the identified traffic conditions. Approving the attached Resolution will appropriate the funding remaining in the development funds to the projects the funds were intended, which are \$573,629 to CIP 301-635 and \$1,549,000 to CIP 301-637. These funds were originally received as a result of development agreement for the Multi-Project Traffic Plan and are currently recorded in developers' deposits accounts in Fund 301.

BACKGROUND

In 2009, the City commissioned an analysis to assess the potential impacts associated with four (4) development projects in the City, as well as other potential long-term development. The purpose of the study was to identify a comprehensive set of improvements that would address the individual and cumulative effects of additional traffic on the local and regional roadway network related to development. The findings from that study were consolidated into eleven (11) recommended projects that are known collectively as the Multi-Project Traffic Analysis or MPTA.

Four (4) specific developments were studied in the analysis – Gilead Sciences Campus Master Plan (300-368 Lakeside Drive), Chess Drive Office Buildings (3 buildings at 1155-1191 Chess Drive), Foster Square/Atria (formerly Mirabella), and Pilgrim Triton. The anticipated costs of the MPTA recommendations for improvements were assigned to each of the four (4) developments based upon their pro rata anticipated impact to the identified traffic conditions. Later a fifth development, Lincoln Centre Life Sciences Campus (Biomed), similarly contributed funds to the projects based on its traffic impacts.

Of the eleven recommendations, seven (7) were either completed or determined to be infeasible. The remaining four (4) recommendations were combined into the following two (2) active and current CIPs:

- CIP 301-635 – Median Modifications – Foster City Blvd. at Chess Drive – which consists of the following project from the MPTA – (#3) Lengthen northbound left-turn lanes on Foster City Boulevard at Chess Drive to 650 feet.
- CIP 301-637 – Road Widening – Foster City Blvd. at Chess Drive – which consists of the following three (3) projects from the MPTA – (#4) Lengthen westbound left-turn lane on Chess Drive at Foster City Boulevard; (#7) Construct northbound right-turn lane from Foster City Boulevard at Chess Drive; and (#8) Construct second westbound through lane on Chess Drive at Foster City Boulevard.

ANALYSIS

The two projects, CIP 301-635 and CIP 301-637, were designed and will be constructed concurrently in order to achieve a shorter duration of disruption around this very busy intersection. Design is complete for both projects and the Call for Bids is scheduled for Spring 2024 following selection of a construction management firm (construction management proposals were received November 9, 2023). Award of contract and construction are planned in summer 2024.

Partial funding was appropriated to these projects for the design phase. At this time, staff is recommending appropriation of the remaining funding from the collected development funds that were designated for these projects for project construction.

- The amount of development funding available for CIP 301-635 is \$573,629
- The amount of development funding available for CIP 301-637 is \$1,549,000

If any development funding remains in either project after project close-out, it will be returned to the contributing developer.

Action on this item will formalize the City's intention to utilize these restricted developer contributions for construction of these two (2) projects.

California Environmental Quality Act

Categorically Exempt pursuant to Section 15301(b) – Existing Facilities.

FISCAL IMPACT

This action will appropriate \$573,629 in restricted funding available to CIP 301-635 and will appropriate \$1,549,000 in restricted funding available to CIP 301-637. Additional funding may be recommended for appropriation during the CIP budget preparation process based upon actual bid prices for the project. If any development funds remain in either project after the project close-out, it will be returned to the contributing developer.

CITY COUNCIL VISION, MISSION, AND VALUE/PRIORITY AREA

Smart Planning, Development, and the Local Economy
Facilities And Infrastructure

ATTACHMENTS:

Attachment 1 - Resolution

Attachment 2 - CIP Project Descriptions for CIP 301-635 and CIP 301-637 (Excerpt from Adopted Annual Budget for FY 2023-2024)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOSTER CITY APPROPRIATING \$573,629 TO ACCOUNT NO. 301-0910-635-4251 AND APPROPRIATING \$1,549,000 TO ACCOUNT NO. 301-0910-637-4251 FOR THE CONSTRUCTION OF MEDIAN MODIFICATIONS-FOSTER CITY BLVD. AT CHESS DRIVE- MP#3 (CIP 301-635) AND ROAD IMPROVEMENTS AT FOSTER CITY BLVD AT CHESS DRIVE – MP #4, #7, AND #8 (CIP 301-637) AND FINDING THE APPROVAL EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES 15301(B)

CITY OF FOSTER CITY

WHEREAS, a Multi-Project Traffic Analysis (MPTA) analysis of the potential traffic impacts associated with four development projects in the City identified recommended improvement projects, four (4) of which were combined into the scope of CIP 301-635 – Median Modifications – Foster City Blvd. at Chess Drive and CIP 301-637 - Road Widening-Foster City Blvd. at Chess Drive; and

WHEREAS, CIP 301-635 – Median Modifications – Foster City Blvd. at Chess Drive consists of the following project from the MPTA – (#3) Lengthen northbound left-turn lanes on Foster City Boulevard at Chess Drive to 650 feet; and

WHEREAS, CIP 301-637 –Road Widening-Foster City Blvd. at Chess Drive consists of the following three (3) projects from the MPTA – (#4) Lengthen westbound left-turn lane on Chess Drive at Foster City Boulevard; (#7) Construct northbound right-turn lane from Foster City Boulevard at Chess Drive; and (#8) Construct second westbound through lane on Chess Drive at Foster City Boulevard; and

WHEREAS, the anticipated costs of the recommendations were originally assessed to four (4) developments (Gilead Sciences Campus Master Plan, Chess Drive Office Buildings, Foster Square/Atria, Pilgrim Triton) based upon their pro rata share of the anticipated impact to the identified traffic conditions; and

WHEREAS, subsequently, a fifth development, Biomed, similarly contributed funds to the projects based on its traffic impacts; and

WHEREAS, it is necessary to appropriate the remaining funding available in order to formalize the City's intention to utilize these restricted developer contributions for construction of these two projects and utilize the funds for the construction of the improvements as planned for 2024.

NOW, THEREFORE, BE IT RESOLVED that the City Council appropriates \$573,629 to Account No. 301-0910-635-4251 and appropriates \$1,549,000 to Account No. 301-0910-637-4251 for the construction of multi-project traffic improvements.

PASSED AND ADOPTED as a resolution of the City Council of the City of Foster City at the regular meeting held on the 18th day of December, 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

PATRICK SULLIVAN, MAYOR

ATTEST:

PRISCILLA SCHAUS, CITY CLERK

Excerpt from Adopted Annual Budget for FY 2023-2024

Capital Improvement Program



The Capital Improvement Program (CIP) consists of projects to maintain and enhance the City/District's infrastructure of roadways, sidewalks, utilities, structures, and facilities for the benefit of the community.

The primary objective of the CIP is to develop and implement projects to ensure continued and reliable delivery of service to meet the City/District's needs. The following is a summary of active projects to be managed during Fiscal Year 2023-2024.

Ongoing Projects:

(CIP 301-635, Budget \$345,540) Median Modifications – Foster City Boulevard at Chess Drive – Multi-Project #3 (2013-2014)

The project addresses improvements at the intersection of Foster City Boulevard and Chess Drive. The project includes lengthening the northbound left-turn lanes on northbound Foster City Boulevard at Chess Drive to reduce the likelihood of traffic queues extending out of the turn lanes into the through traffic lanes on Foster City Boulevard.

On August 4, 2014, the City Council adopted Resolution No. 2014-86 authorizing an agreement with BKF Engineers, Inc. to prepare construction contract documents and provide construction support services for both CIP 301-635 and CIP 301-637 (described later in this document). The design and construction of these projects were combined to maximize efficiency. Design is complete and the Caltrans encroachment permit has been issued to the City. An easement agreement has been executed between Gilead Sciences and the City to allow for the construction of the improvements.

The Multi-Project Roadway Improvements were funded by four large developments based on each development's contribution to traffic impacts. The funds were identified in each development's Master Development Agreement and were allocated to CIP 301-635 and CIP 301-637. Staff is in the process of reviewing proposals for Construction Management services. Construction is anticipated to commence following selection of a CM Firm.

Project Timeline:

Design: Completed

Construction: FY 2023-2024

(CIP 301-637, Budget \$1,141,000) Road Widening - Foster City Boulevard and Chess Drive – Multi-Project #4, Multi-Project #7, and Multi-Project #8 (2013-2014)

The project addresses improvements at the intersection of Foster City Boulevard and Chess Drive. The improvements include adding a northbound right-turn lane on Foster City Boulevard at Chess Drive; lengthening the westbound left turn lane on Chess Drive at Foster City Boulevard; and adding a westbound lane on Chess Drive east of Foster City Boulevard.

On August 4, 2014, the City Council adopted Resolution No. 2014-86 authorizing an agreement with BKF Engineers, Inc. to prepare construction contract documents and provide construction support services for both CIP 301-635 (described above) and CIP 301-637. The design and construction of these projects were combined to maximize efficiency. Design is complete and the Caltrans encroachment permit has been issued to the City. An easement agreement has been executed between Gilead Sciences and the City to allow for the construction of the improvements.

The Multi-Project Roadway Improvements were funded by four large developments based on each development's contribution to traffic impacts. The funds were identified in each development's Master Development Agreements and were allocated to CIP 301-635 and CIP 301-637. Staff is in the process of reviewing proposals for Construction Management services. Construction is anticipated to commence following selection of a CM Firm.

Project Timeline:

Design: Complete

Construction: FY 2023-2024