

RESOLUTION NO. 2022- 520

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA, AUTHORIZING THE MAYOR OF THE CITY OF TAMPA TO EXECUTE AND THE CITY CLERK TO ATTEST TO A GRANT AGREEMENT BETWEEN THE CITY OF TAMPA AND THE U.S. DEPARTMENT OF TRANSPORTATION FOR THE FISCAL YEAR 2020 BUILD TRANSPORTATION GRANTS PROGRAM; PROVIDING THAT THE U.S. DEPARTMENT OF TRANSPORTATION WILL MAKE AVAILABLE TO THE CITY A GRANT IN THE AMOUNT OF \$24,000,000 MATCHING THE CITY'S CONTRIBUTION OF \$6,000,000 FOR A TOTAL OF \$30,000,000, FOR FUNDING OF THE TAMPA MULTIMODAL NETWORK AND SAFETY IMPROVEMENTS PROJECT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Tampa ("City") is a recipient of a grant awarded under the provisions of the BUILD Transportation Grants Program administered by the U.S. Department of Transportation ("USDOT"), which will be used for the Tampa Multimodal Network and Safety Improvements project (the "Project"); and

WHEREAS, the acceptance of this grant requires the execution of a grant agreement between the City and the USDOT; and

WHEREAS, the Project will complete approximately 12 miles of contiguous multi-modal path separated from vehicle traffic, with complete streets and traffic calming improvements; and connect downtown Tampa, the University of Tampa, West Tampa, Tampa Heights, Bayshore, Hyde Park and Ybor City with multimodal paths, complete streets and under bridge/over-water segments, site work, new pavement, guard rails, lighting, landscaping, and seawall repair; and

WHEREAS, USDOT will grant funds for the Project in the amount of Twenty-four Million Dollars (\$24,000,000) with a City match contribution of Six Million Dollars (\$6,000,000), for a total of Thirty Million Dollars (\$30,000,000) to fund the Project; and

WHEREAS, it is deemed to be in the best interest of the City to enter into this Grant Agreement.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA:

Section 1. That the Grant Agreement, and the exhibits attached thereto, between the City of Tampa ("City") and the U.S. Department of Transportation ("USDOT"), attached hereto and by reference made a part hereof, is hereby approved in its entirety or in a substantially similar form.

Section 2. That the Mayor of the City of Tampa is hereby authorized to execute, and the City Clerk is hereby authorized to attest and affix the official seal of the City of Tampa to said Grant Agreement.

Section 3. That the funds received by the City of Tampa in the amount of \$24,000,000 for a BUILD Grant shall be deposited into the Transportation Grants Capital Projects for use by the Tampa Multi-Modal Network and Safety Improvements project.

Section 4. The \$6,000,000 in matching funds will be provided from within the CIT Program 6 FY22 – FY26 Capital Projects Fund for use by the Mobility Department.

722-75752

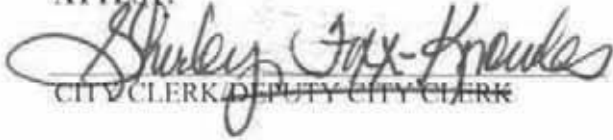
Section 5. That all officers of the City of Tampa are hereby authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution and the Agreement approved herein.

Section 6. That this Resolution shall take effect immediately upon its adoption.

Section 7. That the City Clerk shall file a fully executed copy of the Grant Agreement in the official records of the City of Tampa as maintained by the Office of the City Clerk.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA, ON JUL 14 2022, 2022.

ATTEST:


CITY CLERK/DEPUTY CITY CLERK


CHAIR/CHAIR PRO-TEM, CITY COUNCIL

**PREPARED AND APPROVED AS TO
LEGAL SUFFICIENCY BY:**


E/S

REBECCA JOHNS
ASSISTANT CITY ATTORNEY

- | | | | | | | | | |
|---|---|----------------|---------------|------------------|--------------|--------|---------------|---|
| <p>1. Award No. 693JJ32240004</p> <p>4. Award To City of Tampa 306 E. Jackson St Tampa, Florida 33602</p> <p>Unique Entity Id.: 059071860 TIN No.: 59-1101138</p> <p>6. Period of Performance Effective Date of Award – June 30, 2027</p> <p>8. Type of Agreement Grant</p> <p>10. Procurement Request No. HOFM220023PR</p> <p>12. Submit Payment Requests To See article 19.</p> <p>14. Accounting and Appropriations Data 1520C71E50.2020.070BDG7500.7001000000.41050.61006600</p> <p>15. Description of Project Tampa Multimodal Network and Safety Improvements</p> | <p>2. Effective Date See No. 17 Below</p> <p>5. Sponsoring Office U.S. Department of Transportation Federal Highway Administration Office of Acquisition & Grants Management 1200 New Jersey Avenue, SE HCFA-32, Mail Drop E62-204 Washington, DC 20590</p> <p>7. Total Amount</p> <table border="0"> <tr> <td>Federal Share:</td> <td style="text-align: right;">\$ 24,000,000</td> </tr> <tr> <td>Recipient Share:</td> <td style="text-align: right;">\$ 6,000,000</td> </tr> <tr> <td>Total:</td> <td style="text-align: right;">\$ 30,000,000</td> </tr> </table> <p>9. Authority Further Consolidated Appropriations Act, 2020 (Pub. L. 116-94, Nov. 5, 2020)</p> <p>11. Federal Funds Obligated \$24,000,000</p> <p>13. Payment Office See article 19.</p> | Federal Share: | \$ 24,000,000 | Recipient Share: | \$ 6,000,000 | Total: | \$ 30,000,000 | <p>3. Assistance Listings No. 20.933</p> |
| Federal Share: | \$ 24,000,000 | | | | | | | |
| Recipient Share: | \$ 6,000,000 | | | | | | | |
| Total: | \$ 30,000,000 | | | | | | | |

RECIPIENT

16. Signature of Person Authorized to Sign

 _____ 07/14/2022
Signature Date
Name: Jane Castor
Title: Mayor

**FEDERAL HIGHWAY
ADMINISTRATION**

17. Signature of Agreement Officer

Signature Date
Name: David J. Villalobos
Title: Agreement Officer

ATTEST:

By:  _____
Clerk or Deputy City Clerk

APPROVED AS TO FORM:

By:  _____
Assistant City Attorney

U.S. DEPARTMENT OF TRANSPORTATION
GRANT AGREEMENT UNDER THE
FISCAL YEAR 2020 BUILD TRANSPORTATION GRANTS PROGRAM

This agreement is between the United States Department of Transportation (the “USDOT”) and the City of Tampa (the “Recipient”).

This agreement reflects the selection of the Recipient to receive a BUILD Grant for the Tampa Multimodal Network and Safety Improvements.

The parties therefore agree to the following:

Article 1
GENERAL TERMS AND CONDITIONS

1.1 General Terms and Conditions.

- (a) In this agreement, “**General Terms and Conditions**” means the content of the document titled “General Terms and Conditions Under The Fiscal Year 2020 BUILD Transportation Grants Program: FHWA Projects,” dated May 16, 2022, which is available at <http://go.usa.gov/xJ3zq>. Articles 8 – 24 are in the General Terms and Conditions. The General Terms and Conditions are part of this agreement.
- (b) The Recipient states that it has knowledge of the General Terms and Conditions.
- (c) The Recipient acknowledges that the General Terms and Conditions impose obligations on the Recipient and that the Recipient’s non-compliance with the General Terms and Conditions may result in remedial action, terminating of the BUILD Grant, disallowing costs incurred for the Project, requiring the Recipient to refund to the USDOT the BUILD Grant, and reporting the non-compliance in the Federal-government-wide integrity and performance system.

Article 2
APPLICATION, PROJECT, AND AWARD

2.1 Application. The application for funding was dated May 18, 2020, and titled “Tampa Multimodal Network and Safety Improvements”. It contained Standard Form 424 and all information and attachments submitted with that form through Grants.gov.

2.2 Project. In this agreement, the “**Project**” means the project proposed in the application identified in section 2.1 as modified by the negotiated provisions of this agreement, including article 3 and attachments A-E.

2.3 Federal Award and Federal Obligation.

The USDOT hereby awards a BUILD Grant to the Recipient in the amount of \$24,000,000 and obligates that amount for the budget period.

2.4 Award Dates.

Budget Period End Date: June 30, 2027

Period of Performance End Date: June 30, 2027

Estimated Closeout Date: June 30, 2028

2.5 Urban or Rural Designation. The USDOT hereby designates this to be an award to a project in an urban area.

2.6 Federal Award Identification Number. The Federal Award Identification Number is listed on page 1, line 1.

Article 3
SUMMARY PROJECT INFORMATION

3.1 Summary of Project’s Statement of Work. (See Attachment A for additional details).

This project will complete approximately 12 miles of contiguous multi-modal path separated from vehicle traffic, with complete streets and traffic calming improvements. The project will connect downtown Tampa, the University of Tampa, West Tampa, Tampa Heights, Bayshore, Hyde Park and Ybor City with multimodal paths, complete streets and under bridge/over water segments, site work, new pavement, guard rails, lighting, landscaping, and seawall repair.

3.2 Project’s Estimated Schedule.

| Milestone | Schedule Date |
|---|----------------------|
| Planned NEPA Completion Date: | July 31, 2022 |
| Design-Build Delivery Planned RFP Approval Date: | March 1, 2022 |
| Planned Start of Design-Build Project Date: | March 6, 2023 |
| Planned Construction Substantial Completion and Open to Traffic Date: | December 31, 2026 |

3.3 Project’s Estimated Budget. (See Attachment B for additional details).

| Eligible Project Costs | |
|-------------------------------------|--------------------------|
| BUILD Grant Amount: | \$24,000,000 |
| Other Federal Funds: | \$0 |
| State Funds: | \$0 |
| Local Funds: | \$6,000,000 ¹ |
| Other Funds: | \$0 |
| Total Eligible Project Cost: | \$30,000,000 |

**Article 4
CRITICAL MILESTONE DEADLINES**

4.1 Critical Milestone Deadlines.

None. The parties have not identified any project-specific critical milestone deadlines for this award. The Recipient acknowledges the USDOT may terminate this award under section 16.1(a) on some conditions related to the Project’s estimated schedule, as listed in section 3.2.

**Article 5
PARTY INFORMATION**

5.1 Recipient’s Unique Entity Identifier.

Recipient’s Unique Entity Identifier: 059071860

¹ CIT Program 6 FY22 - FY26 Capital Projects funds for a \$6,000,000 match

5.2 Recipient Contact(s).

Nina Mabileau
Transportation Project Coordinator
City of Tampa
306 East Jackson Street
Tampa, Florida 33602
813-274-8542
Nina.Mabileau@tampagov.net

and

Catherine Hayes
Grants Supervisor
City of Tampa
306 East Jackson Street
Tampa, Florida 33602
813-274-3325
Catherine.hayes@tampagov.net

5.3 Recipient Key Personnel.

| Name | Title or Position |
|-----------------|------------------------------------|
| Nina Mabileau | Transportation Project Coordinator |
| Catherine Hayes | Grants Supervisor |

5.4 USDOT Project Contact(s).

David J. Villalobos
Agreement Officer (AO)
Federal Highway Administration
Office of Acquisition and Grants Management
HCFA-32, Mail Stop E62-310
1200 New Jersey Avenue, S.E.
Washington, DC 20590
(202) 366-7430
david.villalobos@dot.gov

and

Travis Wheeler
Agreement Specialist (AS)
Office of Acquisition and Grants Management
HCFA-32, Mail Stop E62-204

1200 New Jersey Avenue, S.E.
Washington, DC 20590
(202) 366-8887
travis.wheeler@dot.gov

and

Bren I. George-Nwabugwu Sr.
Agreement Officer Representative (AOR)
Senior Transportation Engineer
FHWA Florida Division
400 W. Washington Street, Room 4200
Orlando, FL 32801-2217
(407) 867-6407
bren.george@dot.gov

Article 6 USDOT ADMINISTRATIVE INFORMATION

6.1 Payment System.

USDOT Payment System: DELPHI eInvoicing

6.2 Office for Subaward and Contract Authorization.

USDOT Office for Subaward and Contract Authorization: FHWA Office of Acquisition and Grants Management

Article 7 SPECIAL GRANT TERMS

There are no special terms for this award.

ATTACHMENT A STATEMENT OF WORK

The Tampa Multimodal Network and Safety Improvements project will complete approximately 12 miles of contiguous multi-modal path separated from vehicle traffic, with complete streets and traffic calming improvements. The project will connect downtown Tampa, the University of Tampa, West Tampa, Tampa Heights, Bayshore, Hyde Park and Ybor City with multimodal paths, complete streets and under bridge/over water segments, site work, new pavement, guard rails, lighting, landscaping, and seawall repair. This project will improve safety in an area experiencing a high number of pedestrian and bicycle crashes by completing segmented sidewalks, signalized crosswalks, lane arrow markings, and curb bulb-outs.

The project consists of multimodal network and safety improvements throughout the West River District. The improvements include concrete bicycle/pedestrian trails ranging between 10'-16' wide; miles of complete streets including separated bicycle/pedestrian facilities on the adjacent roadway network; and two bicycle/pedestrian bridges under existing vehicular bridges across the Hillsborough River. Enhanced bicycle/pedestrian crossings will be installed or improved where the multi-modal facilities intersect automobile facilities. The project will also repair seawalls and create living shorelines. The proposed improvements will increase access and resiliency throughout the West River District and complete the larger multimodal network extending 12 miles from Ballast Point to Ybor City.

The grant project is comprised of segments of independent utility that are described below:

- Segment 1 – over-water pedestrian bridges beneath the Platt St Bridge and Brorein St Bridge and new trail connection through Tony Jannus Park, with living shoreline adjacent to Tony Jannus Park.
- Segment 2 – Bike path and trail connections along the west side of the Hillsborough River from north of Kennedy Blvd to Palmetto St/Rome Ave, with living shorelines adjacent to Tampa Preparatory School and Blake High School.
- Segment 3 – Complete street improvements on Platt Street from Rome Avenue to Bayshore Blvd including protected on-street bike lane and RRFB-enhanced crosswalks.
- Segment 4 – Complete street improvements on Rome Avenue from Platt Street to Columbus Drive including on-street bicycle lanes and curb extensions
- Segment 5 – Complete street improvements on Columbus Drive from Rome Avenue to Boulevard including on-street bicycle facilities and ADA upgrades.
- Segment 6 – Ridgewood Park neighborhood improvements including a trail connection within the median of Glenwood Drive, and along Ross Ave and Cruis-a-Cade Place and connecting to the existing Riverwalk underneath the Eugene Holtsinger (N. Boulevard) Bridge.

Conceptual designs, a design criteria package and request for proposals (RFP) will be developed and competitively bid through the City of Tampa Mobility and Contract Administration Departments. The procurement process will include a two-stage Best Value Design-Build (DB) method, employing the Adjusted Score model. A Request for Qualifications will be utilized to

short list three (3) firms. A Request for Proposals comprised of the technical design criteria package for all segments of the project will be competitively advertised and awarded based on a best value score including technical scores and price proposals.

In accordance with 23 CFR 636.109, the City of Tampa (City) may initiate the procurement process for the Design-Build Project prior to approval of the NEPA document. The City anticipates completing the NEPA approval process on or about July 31, 2022. The City expects to award the DB contract on or about March 11, 2023. During the DB selection process, if any items require further review as it pertains to NEPA, the City will complete and submit the additional information for review. The City will not award the DB contract until NEPA clearance is received. Firms will be notified within the RFQ/RFP that award is subject to NEPA approval. No design or construction activities will commence before NEPA approval.

**ATTACHMENT B
ESTIMATED PROJECT BUDGET**

1. Supplementary Fund Source Table(s)

Reserved. This attachment B does not contain any supplementary fund source tables.

2. Cost Classification Table

| Cost Classification | Total Costs | Non-BUILD Previously Incurred Costs | Eligible Costs |
|----------------------------|---------------------|--|-----------------------|
| Design Costs* | \$3,000,000 | \$0 | \$3,000,000 |
| Construction** | \$23,000,000 | \$0 | 23,000,000 |
| Contingency | \$4,000,000 | \$0 | \$4,000,000 |
| Project Total | \$30,000,000 | \$0 | \$30,000,000 |

*This is a design-build contract which includes both design and construction costs.

**City forces will perform project inspection and testing at an estimated 5% of total project cost (\$1,500,000) and all inspection and testing costs will be borne by the City of Tampa outside of the grant project costs.

**ATTACHMENT C
PERFORMANCE MEASUREMENT TABLE**

Study Area: The study area includes 1.6 miles of concrete bicycle/pedestrian trails ranging between 10’-16’ wide; 2.75 miles of complete streets including separated bicycle/pedestrian facilities on the adjacent roadway network; and two bicycle/pedestrian bridges (0.15 miles) under existing vehicular bridges across the Hillsborough River. Eight enhanced crossings will be installed or improved where the multi-modal facilities intersect automobile facilities. The project will also repair seawalls and create living shorelines. The proposed improvements will increase access and resiliency throughout the West River District and complete the larger multimodal network extending 12 miles from Ballast Point to Ybor City.

Pre-project Measurement Date: 02/06/2023

Pre-project Report Date: 04/06/2023

Project Outcomes Report Date: 12/31/2030

Table 1: Performance Measurement Table

| Measure | Description and Category of Measure | Measurement Period | Reporting Period |
|-----------------------------------|--|--|---|
| Auto Crash Rates by Type/Severity | <p style="text-align: center;">Safety</p> <p>Crash rates will be measured and reported as crashes per 100 million VMT and identified by the following severity categories: fatal, injury, and property-damage-only (PDO) crashes.</p> | <p>Baseline Measurement:</p> <p>Annual average, accurate as of the Pre-project Measurement Date</p> <p>Post-construction Performance Measures:</p> <p>Accurate as of</p> <p>12/31/2027</p> <p>12/31/2028</p> <p>12/31/2029</p> | <p>Baseline Measurement:</p> <p>Pre-project Report Date</p> <p>Post-construction Performance Measures:</p> <p>For a period of 3 years, beginning</p> <p>2/25/2028</p> <p>2/25/2029</p> <p>2/25/2030</p> |
| Bike and Pedestrian Counts/Trips | <p style="text-align: center;">Economic Competitiveness – Quality of Life</p> | <p>Baseline Measurement:</p> | <p>Baseline Measurement:</p> <p>Pre-project Report Date</p> |

| Measure | Description and Category of Measure | Measurement Period | Reporting Period |
|---------|---|---|---|
| | <p>Average daily bicycle and pedestrian counts using National Bicycle & Pedestrian Documentation Project methodology by conducting hourly counts at key locations in the study area. Counts will be collected on a typical weekday, Saturday, and Sunday.</p> | <p>Annual average, accurate as of the Pre-project Measurement Date</p> <p>Post-construction Performance Measures:</p> <p>Accurate as of</p> <p>12/31/2027</p> <p>12/31/2028</p> <p>12/31/2029</p> | <p>Post-construction Performance Measures:</p> <p>For a period of 3 years, beginning</p> <p>2/25/2028</p> <p>2/25/2029</p> <p>2/25/2030</p> |

ATTACHMENT D
MATERIAL CHANGES FROM APPLICATION

Scope: No changes.

Schedule:

The original BUILD Grant application schedule did not take into consideration the additional one-year period between notification of grant approval to execution of the grant award agreement. Therefore, the entire original application schedule is essentially pushed forward by one year. The NEPA Completion Date of Quarter 4 of calendar year 2021 is now anticipated in Quarter 4 of calendar year 2022. Additionally, the Design-Build Planned RFP Approval Date has been moved from Quarter 3 of calendar year 2021 to Quarter 3 of calendar year 2022. The Planned Start/Notice to Proceed for the Design-Build Contract Date is moved from Quarter 3 of calendar year 2021 to Quarter 1 of calendar year 2022. The Planned Construction Substantial Completion and Open to Traffic Date is planned for Quarter 4 of calendar year 2026.

Budget: No changes.

ATTACHMENT E
APPROVED PRE-AWARD COSTS

None. The USDOT has not approved under this award any pre-award costs under 2 C.F.R. 200.458. Because unapproved costs incurred before the date of this agreement are not allowable costs under this award, the USDOT will neither reimburse those costs under this award nor consider them as a non-Federal cost sharing contribution to this award. Costs incurred before the date of this agreement are allowable costs under this award only if approved in writing by USDOT before being included in the project costs and documented in this Attachment E. See section 19.2(b).