

## Council Action Form

Meeting Date: December 12, 2024

Staff Contact: John Sullivan, Public Works Director

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Agenda Item: Consider an agreement for the preliminary design for a Complete Streets Project on W. 47<sup>th</sup> Place utilizing Woodside CID2 proceeds

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### Background / Description of Item

West 47<sup>th</sup> Place between Rainbow Blvd. and State Line Rd. underwent a PSP Study in 2021 specifically investigating a possible Complete Streets Project. Over the past couple years, Woodside owner Blair Tanner has expressed interest in the City making Complete Streets improvements – specifically pedestrian safety enhancements – within the right of way between his north and south Club facilities.

### Staff Comments/Recommendation

Improvements to 47<sup>th</sup> Place are needed and had been included in the City's 2030 Capital Improvement Plan. This section of roadway is a CARS route, making it eligible for County cost-share funding. The City does not currently have the resources to expedite this project, as desired by Mr. Tanner; however, in an attempt to be responsive to pedestrian safety concerns (mainly created because of the location of the Woodside Club facilities on both the north and south sides of the public roadway), City staff suggested to Mr. Tanner that the local funding match required by the CARS be covered by revenues accruing in the Woodside CID2 account.

In order to secure CARS funding for a 2026 construction project, the City would need to submit an application and estimate of probable cost to the County in February 2025. The agreement before you with our City Engineer, UHL Engineering, is for preliminary design work to provide a realistic project figure for the CARS application. We will be implementing as many of the design initiatives as possible from the PSP study, including:

- streetlighting,
- a shared use path,
- a new 6 foot sidewalk,
- 3 marked crosswalks with RRFB's,
- new curb & gutter,
- 2 inch mill and overlay or full depth replacement of driving surface,
- relocation of stormwater inlets,
- realignment of some driveway approaches, and
- a walking trail and some landscaping.

The City Administrator has presented this information to Mr. Tanner and has informed him that in order to submit a funding application to the County by February 2025, the preliminary engineer and survey work quoted in the attachment from Uhl Engineering must be approved in December 2024 at the latest. Should City staff and Mr. Tanner not be able to agree on the City's use of CID2 proceeds for this engineering work, the City will delay this work another year or until the parties can come to an agreement.

The City's bond counsel and City Attorney have both reviewed the use of the CID2 proceeds in this way and see no issue with this approach.

### **Budget Impact**

Currently there is over \$700,000 in CID2 proceeds which the City has been collecting since 2018. The City continues to receive monthly distributions from this Community Improvement District on the Club facility and has begun moving these funds to an investment account, as they are idle. There have been no eligible expenses submitted by Mr. Tanner to date to expend these funds on eligible improvements to the Club facilities. As the development agreement between Woodside and the City has expired and since Mr. Tanner has no immediate plans to make improvements to the Club facility that would constitute an eligible expense, the City is seeking to use the proceeds of this additional sales tax on public improvements benefiting the Club.

The City would seek to cover the cost of this preliminary design and survey work from the CID Fund, using CID2 funds. Should the City not receive the coordinated communication needed from Mr. Tanner, City staff does not recommend using funds from any other City sources on this work at this time and would delay this work and project until such time as the City and Mr. Tanner can reach agreement.

Such agreement and expenditure of funds would require a budget amendment in fiscal year 2025, as these expenses are not currently budgeted.

### **Suggested Motion**

*I move to authorize the Mayor to execute the Preliminary Design Agreement with UHL Engineering for the preliminary design of Complete Street improvements to W. 47<sup>th</sup> Place in the amount of \$52,535 from fiscal year budget 2025 subject to use of CID2 revenues to cover the full cost of the contract upon consent of the Woodside Club owner.*