

**AMENDMENT No. 3 TO MEASURE M FUNDING AGREEMENT
BETWEEN CITY OF MANHATTAN BEACH AND THE LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY**

This Amendment No. 3 to the Funding Agreement (this "Amendment"), is dated as of February 15, 2024 by and between the City of Manhattan Beach ("GRANTEE") and the Los Angeles County Metropolitan Transportation Authority ("LACMTA").

RECITALS:

A. GRANTEE and LACMTA entered into that certain Funding Agreement No. 9200000000M550804, dated February 15, 2020, which was amended on February 1, 2022 and September 30, 2023 (as amended, the "Existing FA"), which Existing FA provides for the Advanced Traffic Signal System, ("the Project"); and

B. WHEREAS, the LACMTA Board on September 28, 2023 approved the additional Measure M Funds of \$4,963,000 from \$12,750,000 to \$17,713,000 for Plans, Specifications and Estimates (PS&E), and Construction. This amount is within the Board authorized budget increase for the Project; and

C. WHEREAS, the Funds are currently programmed as follows: \$1,100,000 in FY 2019-20, \$2,540,000 in FY 2020-21, \$1,800,000 in FY 2021-22, \$5,310,000 in FY 2022-23, \$3,000,000 in FY 2023-24 and \$3,963,000 in FY 2024-25. The total designated for Plans, Specifications and Estimates (PS&E), and Construction of the Advanced Traffic Signal System is \$17,713,000; and

D. WHEREAS, the LACMTA Board on September 23, 2021, delegated administrative authority to staff to extend the funding lapsing date of the Measure M Funds previously approved to meet environmental, design, right-of-way, and construction time frames; and

E. WHEREAS, the GRANTEE and LACMTA desire to extend the lapse date of FY 2020-21, and 2021-22 funds to June 30, 2025; and

F. GRANTEE and LACMTA desire to amend the Existing FA as provided herein.

AGREEMENT:

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereby agree as follows:

1. Part I, Paragraph 2.2 of the Existing FA is hereby amended by deleting it in its entirety and replacing it with the following: “To the extent the Measure M funds are available, LACMTA shall make to GRANTEE a grant of the Measure M funds in the amount of \$17,713,000 (the “Funds”) for the Project. LACMTA Board of Directors’ actions on September 26, 2019, September 23, 2021, and September 28, 2023, approved Measure M Funds for the Project. The Funds are currently programmed over six Fiscal Years: \$1,100,000 in FY 2019-20; \$2,540,000 in FY 2020-21; \$1,800,000 in FY 2021-22; \$5,310,000 in FY 2022-23; \$3,000,000 in FY 2023-24, and \$3,963,000 in FY 2024-25.”

2. Part II, Section 9.1 (vi) of the Existing FA is hereby amended by deleting it in its entirety and replacing it with the following: “(vi) Expending the Funds granted under this FA for allowable costs by the lapsing date. All Funds programmed for FY 2019-20 have been expended and are no longer available. All Funds programmed for FY 2020-21, FY 2021-22, and FY 2022-23 are subject to lapse by June 30, 2025. All Funds programmed for FY 2023-24 are subject to lapse by June 30, 2026. All Funds programmed for FY 2024-25 are subject to lapse by June 30, 2027.”

3. Attachment A-1 of the Existing FA is hereby replaced by Attachment A-2, attached.

4. Attachment B-1 of the Existing FA is hereby replaced by Attachment B-2, attached.

5. Attachment C of the Existing FA is hereby amended by deleting the Project Schedule and replacing it with the following Revised Project Schedule.

FA Milestones	Amendment #2 Project Schedule		Revised Project Schedule	
	Start Date	End Date	Start Date	End Date
Design Solicitation and Award	August 2020	April 2021	August 2020	April 2021
Preliminary Design and PS&E	April 2021	September 2023	April 2021	February 2024
Construction Bid and Award	October 2023	January 2024	February 2024	September 2024
Equipment & Pole Purchase/Delivery	January 2024	June 2024	September 2024	September 2025
Construction/Equipment Installation	January 2024	June 2024	September 2024	January 2025
Final Closeout and Activation	June 2024	June 2024	January 2025	June 2025
Total Project Duration (Months)	49		58	

6. Except as expressly amended hereby, the Existing FA remains in full force and effect as originally executed. All rights and obligations of the parties under the Existing FA that are not expressly amended by this Amendment shall remain unchanged.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 3 to the FA to be executed by their duly authorized representatives as of the dates indicated below:

LACMTA:

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

By: _____

Stephanie N. Wiggins
Chief Executive Officer

Date: _____

APPROVED AS TO FORM:

DAWYN R. HARRISON
County Counsel



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By: _____

Deputy

Date: _____

GRANTEE:

CITY OF MANHATTAN BEACH

By: _____

Bruce Moe
City Manager

Date: _____

APPROVED AS TO FORM:

By: _____

Quinn Barrow
City Attorney

Date: _____

ATTACHMENT A-2 - PROJECT FUNDING

Measure M MSP - Transportation System and Mobility Improvements Program - Funding Agreement Projects - FA#: 9200000000M550804

Project Title: Advanced Traffic Signal System Project ID#: MM5508.04

PROGRAMMED BUDGET - SOURCES OF FUNDS

SOURCES OF FUNDS	Prior Years	FY2021-22	FY2022-23	FY2023-24	FY2024-25	FY2025-26	Total Budget	% of Budget
LACMTA PROGRAMMED FUNDING								
MEASURE M MSP FUNDS	\$ 5,440,000		\$ 5,310,000	\$ 3,000,000	\$ 3,963,000		\$ 17,713,000	
SUM PROG LACMTA FUNDS	\$ 5,440,000	\$ -	\$ 5,310,000	\$ 3,000,000	\$ 3,963,000	\$ -	\$ 17,713,000	100%
.....								
OTHER NON LACMTA FUNDING:								
LOCAL:							\$ -	0%
STATE:							\$ -	0%
FEDERAL:							\$ -	0%
PRIVATE OR OTHER:							\$ -	0%
SUM NON-LACMTA FUNDS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0
.....								
TOTAL PROJECT FUNDS	\$ 5,440,000	\$ -	\$ 5,310,000	\$ 3,000,000	\$ 3,963,000	\$ -	\$ 17,713,000	100%

ATTACHMENT B-2 - EXPENDITURE PLAN COST & CASH FLOW BUDGET

Measure M MSP - Transportation System and Mobility Improvements Program - Funding Agreement Projects - FA#: 9200000000M550804
 Project Title: Advanced Traffic Signal System Project ID#: MM5508.04

PROGRAMMED SOURCES OF FUNDS

SOURCES OF FUNDS	FY 2021-22 Qtr 1	FY 2021-22 Qtr 2	FY 2021-22 Qtr 3	FY 2021-22 Qtr 4	FY 2022-23 Qtr 1	FY 2022-23 Qtr 2	FY 2022-23 Qtr 3	FY 2022-23 Qtr 4	TOTAL BUDGET
LACMTA PROGRAMMED FUNDS:									
MEASURE M MSP FUNDS:									
Planning Activities/Prog Dev									\$0
Environmental									\$0
Design and PS&E	\$250,000	\$250,000	\$250,000	\$250,000	\$20,000	\$20,000	\$20,000	\$20,000	\$1,080,000
Right-of-Way Acquisition									\$0
Construction	\$1,110,000	\$1,110,000	\$1,110,000	\$1,110,000	\$1,307,500	\$1,307,500	\$1,307,500	\$1,307,500	\$9,670,000
Vehicle Purchase									\$0
Others									\$0
Total Measure M	\$1,360,000	\$1,360,000	\$1,360,000	\$1,360,000	\$1,327,500	\$1,327,500	\$1,327,500	\$1,327,500	\$10,750,000
SUM PROG LACMTA FUNDS:	\$1,360,000	\$1,360,000	\$1,360,000	\$1,360,000	\$1,327,500	\$1,327,500	\$1,327,500	\$1,327,500	\$10,750,000
PROJECT FUNDING FY2021-22 and FY2022-23	\$1,360,000	\$1,360,000	\$1,360,000	\$1,360,000	\$1,327,500	\$1,327,500	\$1,327,500	\$1,327,500	\$10,750,000
SOURCES OF FUNDS	FY 2023-24 Qtr 1	FY 2023-24 Qtr 2	FY 2023-24 Qtr 3	FY 2023-24 Qtr 4	FY 2024-25 Qtr 1	FY 2024-25 Qtr 2	FY 2024-25 Qtr 3	FY 2024-25 Qtr 4	TOTAL BUDGET
LACMTA PROGRAMMED FUNDS:									
MEASURE M MSP FUNDS:									
Planning Activities/Prog Dev									\$0
Environmental									\$0
Design and PS&E	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000	\$160,000
Right-of-Way Acquisition									\$0
Construction	\$730,000	\$730,000	\$730,000	\$730,000	\$970,750	\$970,750	\$970,750	\$970,750	\$6,803,000
Vehicle Purchase									\$0
Others									\$0
Total Measure M	\$750,000	\$750,000	\$750,000	\$750,000	\$990,750	\$990,750	\$990,750	\$990,750	\$6,963,000
SUM PROG LACMTA FUNDS:	\$750,000	\$750,000	\$750,000	\$750,000	\$990,750	\$990,750	\$990,750	\$990,750	\$6,963,000
TOTAL LACMTA FUNDS	\$2,110,000	\$2,110,000	\$2,110,000	\$2,110,000	\$2,318,250	\$2,318,250	\$2,318,250	\$2,318,250	\$17,713,000
TOTAL NON-LACMTA FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL PROJECT FUNDING	\$2,110,000	\$2,110,000	\$2,110,000	\$2,110,000	\$2,318,250	\$2,318,250	\$2,318,250	\$2,318,250	\$17,713,000