



Legislation Details (With Text)

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Title:	Morgan Creek Greenway Supplemental Agreement & Capital Project Ordinance PURPOSE: To request that the Town Council consider authorizing the Town Manager to execute a Supplemental Agreement with NCDOT and adopting a new capital project ordinance for Morgan Creek Greenway Phase 1 (EL-4828A) to reflect additional funding and update the project milestones.		

Indexes:

Code sections:

Attachments: 1. A - CIP Ordinance for SA#4_04-23-2024.pdf, 2. B - PQ SA#4 & CIP Ordinance (rev)_.pdf

Date	Ver.	Action By	Action	Result
4/23/2024	1	Town Council		

Morgan Creek Greenway Supplemental Agreement & Capital Project Ordinance

PURPOSE: To request that the Town Council consider authorizing the Town Manager to execute a Supplemental Agreement with NCDOT and adopting a new capital project ordinance for Morgan Creek Greenway Phase 1 (EL-4828A) to reflect additional funding and update the project milestones.

DEPARTMENT: Planning & Finance

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COUNCIL DIRECTION:

☐ Race/Equity ☐ Climate ☐ Comprehensive Plan ☒ Other

This is an administrative step in the design process for Phase 1 of the Morgan Creek Greenway. The Morgan Creek Greenway is included in the Comprehensive Plan and Bicycle Plan as a priority project of advancing multimodal travel options which further the Town's efforts toward climate action and race/equity. Racial equity pocket questions are included as Attachment B.

INFORMATION: On [May 2, 2023 <https://carrboro.legistar.com/MeetingDetail.aspx?ID=1088370&GUID=6C1EB0A7-BD94-4722-9B69-8654ACD87BC9&Options=info|&Search=>](https://carrboro.legistar.com/MeetingDetail.aspx?ID=1088370&GUID=6C1EB0A7-BD94-4722-9B69-8654ACD87BC9&Options=info|&Search=>), the Town Council authorized staff to submit a request for an amendment to NCDOT's State Transportation Improvement Program (STIP) to allocate the Town's remaining \$424,176 of local discretionary (federal STBG-DA) funds to Phase 1 of the Morgan Creek Greenway. <https://carrboro.legistar.com/MeetingDetail.aspx?ID=1088370&GUID=6C1EB0A7-BD94-4722-9B69-8654ACD87BC9&Options=info|&Search=>> Federal funds require a 20-percent local match: (\$339,341 federal / \$84,835 local match). The NCDOT Board of Transportation approved the STIP amendment on March 8, 2024. A supplemental agreement with NCDOT is required to formally allocate the additional funds to the project and to update the project schedule. A new Capital Improvement Ordinance has been prepared that reflects the specific federal funding source (STP-DA/TAP-DA/STBG-DA)

and local match source. Approximately \$200,000 of Orange County Transit Funds is earmarked to the Town for construction of the project. The Town has also received an allocation of \$175,000 of Orange County Transit Funds to pay for the design services needed to prepare bid documents to readvertise the project.

As noted above, the request to allocate \$424,176 of STBG-DA funds would include \$339,341 of federal funds and \$84,835 of local match. Six thousand (\$6,000) of additional local funds are needed to complete an environmental study (Atlantic Pigtoe mussels) for the Categorical Exclusion document. A source for the local funds (\$90,835) would need to be identified.

Staff plans to submit a request for additional transit funds to cover the \$90,835 local match at the next amendment cycle anticipated for Quarter 1 of FY25; if selected for funding, the transit funds would be available as reimbursement.

FISCAL IMPACT: The updated project cost would be approximately \$2,172,676, an increase of \$430,176. This includes the \$90,835 of additional local funds (source to be identified) to provide the \$84,835 of required local match for local discretionary funds (STBG-DA) and the \$6,000 for the environmental study.

RECOMMENDATION: Staff recommends that the Town Council authorize the Town Manager to execute the updated Supplemental Agreement with NCDOT (SA#4) and approve the new Morgan Creek Greenway Capital Project Ordinance, which includes authorizing a contract amendment with Sungate Design to complete the additional environmental work (*Attachment A*).