



# 20

# COMMUNITY MITIGATION FUND

## APPENDIX D

### *2020 Transportation Planning Grant Application*

**BD-20-1068-1068C-1068L-46130**

*Please complete the entire application.*

 Check if a joint application

1.	<b>NAME OF MUNICIPALITY(IES)/GOVERNMENT ENTITY(IES)/DISTRICT(S)</b> City of Boston
2.	<b>PROJECT NAME (limit 10 words)</b> Sullivan/Rutherford Transportation Planning
3.	<b>BRIEF PROJECT DESCRIPTION (limit 50 words)</b> Reconfiguration of Sullivan Square/Rutherford Avenue in Charlestown
4.	<b>DEPARTMENT RECEIVING FUNDS</b> Boston Transportation Department
5.	<b>LEAD APPLICANT - NAME AND TITLE OF INDIVIDUAL RESPONSIBLE FOR HANDLING OF FUNDS (CONTRACT MANAGER)</b> William Conroy, Senior Transportation Planner
6.	<b>ADDRESS OF INDIVIDUAL RESPONSIBLE FOR HANDLING OF FUNDS (CONTRACT MANAGER)</b> One City Hall Plaza, Room 721, Boston MA 02201
7.	<b>PHONE # AND EMAIL ADDRESS OF INDIVIDUAL RESPONSIBLE FOR HANDLING OF FUNDS (CONTRACT MANAGER)</b> 617-635-2318 <a href="mailto:william.conroy@boston.gov">william.conroy@boston.gov</a>
8.	<b>NAME AND CONTACT INFORMATION OF JOINT APPLICANTS - MUNICIPALITIES /GOVERNMENT ENTITIES/DISTRICTS</b> N/A
9.	<b>NAME AND TITLE OF INDIVIDUAL(S) AUTHORIZED TO COMMIT FUNDS ON BEHALF OF MUNICIPALITY(IES)/GOVERNMENTAL ENTITY(IES)</b> Gregory T. Rooney, Acting Commissioner of Transportation
10.	<b>ADDRESS OF INDIVIDUAL(S) AUTHORIZED TO COMMIT FUNDS ON BEHALF OF MUNICIPALITY(IES)/GOVERNMENTAL ENTITY(IES)</b> Boston Transportation Department, One City Hall Plaza, Room 721, Boston MA 02201
11.	<b>PHONE #, EMAIL, AND ADDRESS OF INDIVIDUAL(S) AUTHORIZED TO COMMIT FUNDS ON BEHALF OF MUNICIPALITY(IES)/GOVERNMENTAL ENTITY(IES)</b> 617-635-3669 <a href="mailto:gregory.rooney@boston.gov">gregory.rooney@boston.gov</a>
12.	<b>NAME OF GAMING LICENSEE:</b> Encore Boston Harbor

**1. IMPACT DESCRIPTION**

**Please describe in detail the transportation related impact that is attributed to the operation of a gaming facility. Please provide support for the determination that the operation of the gaming facility caused, is causing or may cause the impact.**

Prior to the Mass gaming commission's decision to award a gaming license authorizing [Wynn]Encore Boston Harbor to locate a casino/hotel along Broadway in Everett, the City of Boston had a concept plan in place for the reconstruction of Sullivan Square/Rutherford Avenue. Now that the casino/hotel is in operation, Boston has re-assessed its prior plan, and is in the process of revamping it. The MEPA filing related to the casino/hotel states that some 70% of the traffic generated is projected to go through Sullivan square. As such, the City of Boston has revamped the prior plan with the intention to have the final design reasonably accommodate casino/hotel traffic. The City is leading the new 25% design in cooperation with MassDOT.

**2. PROPOSED USE OF TRANSPORTATIO PLANNING FUNDS (Please attach additional sheets/supplemental materials if necessary.)**

**a) Please identify the amount of funding requested.**

\$200,000

**b) Please identify below the manner in which the funds are proposed to be used. Please provide a detailed scope, budget and timetable for the use of funds**

Grant funds will support Tetra Tech consulting services associated with the ongoing structural engineering design needed for the bridges and underpass modifications depicted in the pre-25% highway plan set to bring that plan set to an accepted 25% level for MassDOT and Federal Highway approval. As discussed, the original contract envisioned an all at-grade roadway and was developed prior to the casino in Everett and therefore did not include enough funds for the major structural engineering design elements.

**2020 TRANSPORTATION PLANNING GRANT APPLICATION**

**BD-20-1068-1068C-1068L-46130**

Page 3

**c) Please provide documentation (e.g. - invoices, proposals, estimates, etc.) adequate for the Commission to ensure that the funds will be used for the cost of mitigating the impact from the operation of a gaming establishment.**

<b>Tetra Tech, Inc.</b>	<b>Proposed Budget</b>
<b>Total Limiting Fee: Tetra Tech</b>	<b>3,197,302.49</b>
<b>Direct Expense: Tetra Tech, Inc.</b>	<b>47,975.31</b>
<b>Direct Expense: Sub-consultants</b>	<b>2,203,863.56</b>
<b>Survey Mapping Consultants (Allowance)</b>	<b>225,165.73</b>
<b>Jacobs Engineering</b>	<b>1,364,254.22</b>
<b>Harriman-Urban Design (Allowance)</b>	<b>108,138.86</b>
<b>BRR-Landscape Architecture</b>	<b>306,304.75</b>
<b>AECOMM (Right-of-Way)</b>	<b>200,000.00</b>
<b>Total Obligation</b>	<b>5,449,141.36</b>

**d) Please describe how the mitigation request will address the impact indicated.**

The City's prior plan for all surface streets was abandoned out of necessity, once the casino/hotel project was approved.

**3. CONNECTION TO GAMING FACILITY**

**Please provide specificity/evidence that the requested funds will be used to address issues or impacts directly related to the gaming facility.**

The Transportation Planning funds will be used to support the design of the underpasses required to accommodate the increased traffic.

**4. INTERNAL CONTROLS/ADMINISTRATION OF FUNDS**

**Please provide detail regarding the controls that will be used to ensure that funds will only be used to plan to address the impact. If non-governmental entities will receive any funds, please describe what reporting will be required and how the applicant will remedy any misuse of funds.**

All funds expended under the Tetra Tech contract will be related to the design of the Sullivan Square/Rutherford Avenue project. Funds will only be paid to Tetra Tech upon their documentation of appropriate costs incurred in providing work under the scope of their contract with Boston Transportation Department.

**5. CONSULTATION WITH MASSDOT/REGIONAL PLANNING AGENCY (RPA)/NEARBY COMMUNITIES**

**Please provide details about the Applicant's consultation with the MassDOT, the Regional Planning Agency serving the community and nearby communities to determine the potential for cooperative regional efforts regarding planning activities.**

The City of Boston is a member of the Lower Mystic Regional Working Group. This group also includes the cities of Everett and Somerville, the Metropolitan Area Planning Council and others in an effort to find more ways of improving transportation in the area surrounding Sullivan Square and the casino/hotel. A study was released in 2019, entitled "Planning for Improved Transportation and Mobility in the Sullivan Square Area". The study documents ongoing transportation initiatives in the area, and identifies future projects.

**6. MATCHING FUNDS FROM GOVERNMENTAL OR OTHER ENTITY**

**Please demonstrate that the governmental or other entity will provide significant funding to match or partially match the assistance required from the Community Mitigation Fund. Please provide detail on what your community will contribute to the planning projects such as in-kind services or planning funds.**

The City of Boston will be responsible for all design costs not covered by other parties. The updated estimate for the full design of the Rutherford Avenue/Sullivan Square project is \$11 Million.

To date, the City has been receiving 80% Federal reimbursement during the 25% design phase, which is estimated to cost \$3.9 Million. Federal funding for the Final design phase at the same 80% rate is now available through the Metropolitan Planning Organization's latest Transportation Improvement Plan amendment. The next step is for the City of Boston and MassDOT to enter into an interagency agreement under which the 80% design reimbursements would continue through the end of the project.

The 20% of the design cost not covered by Federal funds (\$2.2 Million) will be covered by the City using its own funding as well as any other grants obtained by the City for this purpose.

If awarded Community Mitigation funding, this current grant request of \$200,000, along with the prior \$650,000 awarded to the City by Massachusetts Gaming Commission for this project, will result in the City making a net cash contribution to the design of approximately \$1,750,000.

The City will also continue to contribute substantial staff time from the Boston Transportation Department, the Boston Public Works Department, the Boston Planning and Development Agency, and other City departments.

**7. RELEVANT EXCERPTS FROM HOST OR SURROUNDING COMMUNITY AGREEMENTS AND MASSACHUSETTS ENVIRONMENTAL POLICY ACT (MEPA) DECISION**

**a) Please describe and include excerpts regarding the transportation impact and potential mitigation from any relevant sections of any Host or Surrounding Community Agreement.**

7.4 *For the purposes of this Agreement, the "Sullivan Square Infrastructure Project" shall mean the design, construction, and maintenance of all of the improvements to Sullivan Square and adjacent roads leading into and/or connected to Sullivan Square included in any plan that is approved by Boston and the Massachusetts Department of Transportation, to the extent applicable, as part of the long-term solution to alleviate traffic congestion in Sullivan Square and the roads leading into and/or connected to Sullivan Square.*

*The Sullivan Square Infrastructure Project includes, but is not limited to, improvements to the Sullivan Square rotary; all other roadways within 500 feet of the Sullivan Square rotary (including without limitation, Main Street, Rutherford Avenue, Cambridge Street, Alford Street, Mishawum Street, Mafia Way, D Street, and Spice Street), and any Rutherford Avenue underpass beneath the Sullivan Square rotary as well as any improvements approved and permitted by Boston to Rutherford Avenue between Sullivan Square and City Square.*

*The Sullivan Square Infrastructure Project may be designed and constructed in its entirety or in phases.*

**b) Please provide a demonstration that such mitigation measure is not already required to be completed by the licensee pursuant to any regulatory requirements or pursuant to any agreements between such licensee and applicant.**

No such requirement or agreement exists, with regard to the design of the Sullivan Square/Rutherford Avenue project that these funds are being requested to support.

**2020 TRANSPORTATION PLANNING GRANT APPLICATION**

**BD-20-1068-1068C-1068L-46130**

Page 7

**c) Please also briefly summarize and/or provide page references to the most relevant language included in the most relevant MEPA certificate(s) or comment(s) submitted by the community to MEPA.**

Reference 8d

**d) Please explain how this transportation impact was either anticipated or not anticipated in that Agreement or such MEPA decision.**

The City of Boston repeatedly made clear, in its comments to MEPA during the review of the casino/hotel project, that the City's existing plan for the reconstruction of Rutherford Avenue/Sullivan Square would not support the presence of the [Wynn] Encore Boston Harbor casino/hotel.

Upon the subsequent award of a license to Wynn, we directed our consultant to re-examine the assumptions that had led us to choose a "surface streets" design. It was determined that the design needed to be replaced by a design that included vital underpasses at Alford Street and Sullivan Square.

Under the Surrounding Community Agreement, Wynn/Encore has completed some interim improvements referred to as the "Mitigation Improvements". They also have a commitment to fund \$25 Million into the Sullivan Square Infrastructure Project Fund over a ten year period starting a year after the casino opens - which will begin on June 23, 2020. This obligation is contingent on the design for the project accommodating the traffic impacts of the casino/hotel.

**e) If transportation planning funds are sought for mitigation not required under MEPA, please provide justification why funding should be utilized to plan for such mitigation. For example, a community could provide information on the significance of potential impacts if trip generation totals exceed projected estimates.**

Reference 8d

**No Community is eligible for more than one  
Transportation Regional Planning Incentive Award.**

**2020 TRANSPORTATION PLANNING GRANT APPLICATION**

**BD-20-1068-1068C-1068L-46130**

**Page 8**

**CERTIFICATION BY MUNICIPALITY/GOVERNMENTAL ENTITY**

**On behalf of the aforementioned municipality/governmental entity I hereby certify that the funds that are requested in this application will be used solely for the purposes articulated in this Application.**

\_\_\_\_\_  
**Signature of Responsible Municipal  
Official/Governmental Entity**

\_\_\_\_\_  
**Date**



**CERTIFICATION BY MUNICIPALITY/GOVERNMENTAL ENTITY**

On behalf of the aforementioned municipality/governmental entity I hereby certify that the funds that are requested in this application will be used solely for the purposes articulated in this Application.



Signature of Responsible Municipal  
Official/Governmental Entity

1/30/20

Date

