



CITY OF
FOLSOM
ESTABLISHED BY ACT OF

Folsom City Council Staff Report

MEETING DATE:	8/24/2021
AGENDA SECTION:	Consent Calendar
SUBJECT:	Resolution No. 10683 - A Resolution Authorizing the City Manager to Execute Program Supplement Agreement X30 to Administering Agency-State Agreement 03-5288S21 for the Iron Point Median Improvement Project, Project No. PW2102, State Project No. 5288(048)
FROM:	Public Works Department

RECOMMENDATION / CITY COUNCIL ACTION

The Public Works Department recommends that the City Council pass and adopt Resolution No. 10683 - A Resolution Authorizing the City Manager to Execute Program Supplement Agreement X30 to Administering Agency-State Agreement 03-5288S21 for the Iron Point Median Improvement Project, Project No. PW2102, State Project No. 5288(048).

BACKGROUND / ISSUE

The California Transportation Commission approved SB-1 funding for the Iron Point Median Project at the June 2021 CTC meeting.

The Iron Point Median Project is a small part of the Folsom Gateway and Median Project. The Folsom Gateway and Median Project design was completed and approved in December 2014. The project was put on hold due to drought conditions and uncertainty of improvements needed for the Plan Area South of Highway 50 that might conflict with the Gateway and Median Project improvements.

With the pending drought issues this project will revisit the plant list and plant only native oak trees that are drought tolerant along with drought tolerant shrubs.

POLICY / RULE

Execution of an Administering Agency-State Agreement and or Program Supplement Agreement requires City Council approval.

ANALYSIS

The City of Folsom is required to execute the Program Supplement Agreement with Caltrans Local Assistance to proceed with the construction of the Iron Point Median Improvement Project. This project is eligible for a reimbursement from Senate Bill No. 1 (SB-1) Funds.

The City must invoice Caltrans in order to receive any Federal or State reimbursement. Prior to invoicing Caltrans, the City must approve a Program Supplement Agreement for the Iron Point Median Improvement Project. This is a Caltrans standard form that has previously been approved by the City Attorney for other projects, including:

- Folsom Boulevard Improvements
- Historic Folsom Station Phase I Project
- Street Repair and Resurfacing Project – 2005,Phase I
- Street Repair and Resurfacing Project – 2004 Phase II
- Folsom/El Dorado Transit Corridor Study
- Rainbow Bridge Rehabilitation
- US 50/East Bidwell Street Interchange
- Riley Street Extension
- Folsom/Auburn Road Widening Projects
- Green Valley Road Widening

FINANCIAL IMPACT

The Iron Point Median Project was included in the Fiscal Year 2021-22 budget for \$410,000 utilizing Transportation Improvement Funds (Fund 446). The SB-1 Local Partnership Program (LPP) funds would replace some of the local funds and would require a 100% match of local funds as follows:

SB-1 LPP	\$123,000
Local Match (Fund 446)	\$123,000
Transportation Improvement Funds (Fund 446)	<u>\$164,000</u>
Total Project Funding	\$410,000
Total Transportation Improvement Funds (Fund 446)	\$287,000

ENVIRONMENTAL REVIEW

This project has been determined to be Categorical Exempt by CEQA.

ATTACHMENTS

1. Resolution No. 10683 - A Resolution Authorizing the City Manager to Execute Program Supplement Agreement X30 to Administering Agency-State Agreement 03-5288S21 for the Iron Point Median Improvement Project, Project No. PW2102, State Project No. 5288(048)
2. Program Supplement X30 for Federal Project No. 5288(048)

Submitted,



Dave Nugen, Public Works Director

Attachment 1

Resolution No. 10683

RESOLUTION NO. 10683

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE PROGRAM SUPPLEMENT AGREEMENT X30 TO ADMINISTERING AGENCY-STATE AGREEMENT 03-5288S21 FOR THE IRON POINT MEDIAN IMPROVEMENT PROJECT, PROJECT NO. PW2102, STATE PROJECT NO. 5288(048)

WHEREAS, the City of Folsom desires to make improvements to existing medians on Iron Point Road; and

WHEREAS, the Iron Point Median Project is included in the FY 2021-22 budget; and

WHEREAS, the City of Folsom is programmed to receive SB-1 funding awarded at the June 2021 California Transportation Commission meeting and is eligible for state reimbursement; and

WHEREAS, the City of Folsom will execute Master Agreement No. 03-5288S21 concurrently with this Program Supplement Agreement for State-Funded Projects with the State of California Department of Transportation in order to receive the funding; and

WHEREAS, the City of Folsom will execute Program Supplement X30 to Administering Agency-State Agreement 03-5288S21 for State Project No. 5288(048), City Project No. PW2102; and

WHEREAS, the matching funds for SB-1 Local Partnership Program (LPP) Funding will utilize Local Transportation Improvement funds from the Transportation Improvement Fund (Fund 446); and

WHEREAS, funds received will be credited to Transportation Improvement Fund (Fund 446); and

WHEREAS, the agreement will be in a form acceptable to the City Attorney:

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Folsom authorizes the City Manager to Execute Program Supplement Agreement X30 to Administering Agency-State Agreement 03-5288S21 for the Iron Point Median Improvement Project, Project No. PW2102, State Project No. 5288(048).

PASSED AND ADOPTED this 24th day of August 2021, by the following roll-call vote:

AYES: Councilmember(s):
NOES: Councilmember(s):
ABSENT: Councilmember(s):
ABSTAIN: Councilmember(s):

Michael D. Kozlowski, MAYOR

ATTEST:

Christa Freemantle, CITY CLERK

Attachment 2

Unsigned Program Supplement

PROGRAM SUPPLEMENT NO. 000000X30
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR STATE FUNDED PROJECTS NO 03-5288S21

Adv Project ID **Date:** July 13, 2021
0321000183 **Location:** 03-SAC-0-FOL
Project Number: STPL-5288(048)
E.A. Number:
Locode: 5288

This Program Supplement, effective 06/23/2021, hereby adopts and incorporates into the Administering Agency-State Agreement No. 03-5288S21 for State Funded Projects which was entered into between the ADMINISTERING AGENCY and the STATE with an effective date of _____ and is subject to all the terms and conditions thereof. This PROGRAM SUPPLEMENT is executed in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____ approved by the ADMINISTERING AGENCY on _____ (See copy attached).

The ADMINISTERING AGENCY further stipulates that as a condition to the payment by the State of any funds derived from sources noted below encumbered to this project, Administering Agency accepts and will comply with the Special Covenants and remarks set forth on the following pages.

PROJECT LOCATION: On Iron Point Road between Willard Drive and the West Entrance to Intel.

TYPE OF WORK: Road Rehabilitation

Estimated Cost	State Funds		Matching Funds	
	SB1 funds		LOCAL	OTHER
\$410,000.00	\$123,000.00		\$287,000.00	\$0.00

CITY OF FOLSOM

By _____
Title _____
Date _____
Attest _____

STATE OF CALIFORNIA
Department of Transportation

By _____
Chief, Office of Project Implementation
Division of Local Assistance

Date _____

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance:

Accounting Officer  Date 7/20/21 \$123,000.00

SPECIAL COVENANTS OR REMARKS

1. All obligations of STATE under the terms of this Agreement are subject to the appropriation of resources by the Legislature and the encumbrance of funds under this Agreement. Funding and reimbursement are available only upon the passage of the State Budget Act containing these STATE funds.
2. ADMINISTERING AGENCY agrees, as a minimum, to submit invoices at least once every six months commencing after the funds are encumbered for each phase by the execution of this Project Program Supplement Agreement, or by STATE's approval of an applicable Finance Letter. STATE reserves the right to suspend future authorizations/obligations for Federal aid projects, or encumbrances for State funded projects, as well as to suspend invoice payments for any on-going or future project by ADMINISTERING AGENCY if PROJECT costs have not been invoiced by ADMINISTERING AGENCY for a six-month period.

If no costs have been invoiced for a six-month period, ADMINISTERING AGENCY agrees to submit for each phase a written explanation of the absence of PROJECT activity along with target billing date and target billing amount.

ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current Local Assistance Procedures Manual.

3. ADMINISTERING AGENCY agrees to submit PROJECT specific award information, using Exhibit 23-A of the LAPG, to the STATE's District Local Assistance Engineer (DLAE) immediately after award of contract, and prior to first invoice submittal. Failure to do so will delay processing invoices for the construction contract. As a minimum, the award information should include the following information: project number, Advantage ID, project description, date funds allocated by the CTC, date project was advertised, bid opening date, award date, award amount, and estimated completion date.
4. ADMINISTERING AGENCY agrees to comply with the requirements in 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (applicable to Federal and State Funded Projects).
5. This PROJECT is programmed to receive State Senate Bill 1, Chapter 5, Statutes of 2017 (SB1) funds from Local Partnership Program (LPP). This PROJECT will be administered in accordance with the California Transportation Commission (CTC) approved/adopted LPP Guidelines, and this Program Supplement Agreement.

SPECIAL COVENANTS OR REMARKS

ADMINISTERING AGENCY agrees to use eligible matching funds of the type identified in its project application/nomination, for the required dollar for dollar minimum local match to the LPP funds.

ADMINISTERING AGENCY agrees to submit invoices for PROJECT costs in accordance with the Local Assistance Procedures Manual (LAPM).

To satisfy the SB1 accountability requirements, ADMINISTERING AGENCY agrees to:

- 1) Submit Progress Reports on the activities, expenditures and progress made towards implementation of the PROJECT, as applicable, per CTC SB1 Transparency and Accountability Guidelines. Changes to the scope and budget from the CTC approved project application/nomination shall also be identified in these reports. The Progress Reports shall be submitted to the Division of Local Assistance - Office of State Programs via the CalSMART reporting tool.
 - 2) Submit a Completion Report after each phase using LPP funds is complete and a Final Delivery Report to the CTC, within six months of the PROJECT construction contract being accepted, on the scope of the completed PROJECT, its final costs as compared to the project budget in its project application/nomination, its duration as compared to the project schedule in its application/nomination and performance outcomes derived from the PROJECT as compared to those described in the project application/nomination, per the SB1 Transparency and Accountability Guidelines.
6. The ADMINISTERING AGENCY shall construct the PROJECT in accordance with the scope of work presented in the application and approved by the California Transportation Commission. Any changes to the approved PROJECT scope without the prior expressed approval of the California Transportation Commission are ineligible for reimbursement and may result in the entire PROJECT becoming ineligible for reimbursement.

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