



FOLSOM
CORPORATED 1842

Folsom City Council Staff Report

MEETING DATE:	8/24/2021
AGENDA SECTION:	Consent Calendar
SUBJECT:	Resolution No. 10682 - A Resolution Authorizing the City Manager to Execute Program Supplement Agreement 000000X28 to Administering Agency-State Agreement 03-5288S21 for the Natoma Street Drainage Improvement Project Phase 2, Project No. PW1901, State Project No. 5288(047)
FROM:	Public Works Department

RECOMMENDATION / CITY COUNCIL ACTION

The Public Works Department recommends that the City Council pass and adopt Resolution No. 10682 - A resolution authorizing the City Manager to execute Program Supplement Agreement 000000X28 to Administering Agency-State Agreement 03-5288S21 for the Natoma Street Drainage Improvement Project Phase 2, Project No. PW1901, State Project No. 5288(047).

BACKGROUND / ISSUE

In early 2017, the City identified a collapsed segment of the storm drain system that flowed adjacent to Natoma Street between Bridge Street and Scott Street. The alignment of this drainage system weaved in and out of private property with very few access points for maintenance. In September of 2017 City Council authorized construction to realign the storm drain system to keep it within public right of way as much as possible. Construction was completed on that project in April 2018.

During the design phase of the initial project, field investigations identified additional pipe offsets and corrosion issues with downstream segments of the storm drain system between Scott Street and Riley Street. Additional deficiencies include the existing pipe alignment on private property and a lack of access points for necessary inspections and maintenance. The City developed the Natoma Street Drainage Phase 2 project to continue making improvements to the storm drain system to ensure it functions as designed. The initial scope of work

authorized by City Council in May of 2020 consisted of an alternatives analysis considering hydraulic capacity, environmental impacts, construction cost, construction duration and impacts to the public. In January 2021, City Council authorized a contract to complete final design and bid document preparation. Final design is expected to be complete in September 2021 and the project is anticipated to be advertised for construction in November 2021 with construction slated to begin in the Spring of 2022.

The California Transportation Commission approved SB-1 funding for construction of the Natoma Street Drainage Improvement Phase 2 Project at the June 2021 CTC meeting.

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 Natoma Street Drainage Improvement Project Phase 2. 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 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 Natoma Street Drainage Improvement Project Phase 2 was included in the Fiscal Year 2021-22 budget for \$750,000 utilizing Measure A (Fund 276) and SB-1 RMRA (Fund 235) funds. The additional SB-1 LPP funds would require a 100% match of local funds utilizing the Measure A funds. The funding summary for construction is as follows:

SB-1 LPP	\$380,000
Local Match (Fund 276)	\$500,000
SB-1 RMRA (Fund 235)	\$250,000
Total Project Funding	\$1,130,000

ENVIRONMENTAL REVIEW

As part of the design phase, it was determined that construction of this project can be done under a Categorical Exemption classification of the CEQA Guidelines, and no further environmental analysis will be required.

ATTACHMENTS

1. Resolution No. 10682 - A Resolution Authorizing the City Manager to Execute Program Supplement Agreement 000000X28 to Administering Agency-State Agreement 03-5288S21 for the Natoma Street Drainage Improvement Project Phase 2, Project No. PW1901, State Project No. 5288(047)
2. Unsigned Program Supplement No. 000000X28 to Administering Agency-State Agreement 03-5288S21 for the Natoma Street Drainage Improvement Project Phase 2, Project No. PW1901, State Project No. 5288(047)

Submitted,



Dave Nugen, PUBLIC WORKS DIRECTOR

Attachment 1

Resolution No. 10682

RESOLUTION NO. 10682

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE PROGRAM SUPPLEMENT AGREEMENT 000000X28 TO ADMINISTERING AGENCY-STATE AGREEMENT 03-5288S21 FOR THE NATOMA STREET DRAINAGE IMPROVEMENT PROJECT PHASE 2, PROJECT NO. PW1901, STATE PROJECT NO. 5288(047)

WHEREAS, the City of Folsom desires to continue rehabilitation of the existing drainage system in the Natomas Street area; and

WHEREAS, the Natoma Street Drainage Improvement Project Phase 2 is included in Fiscal Year 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 a Program Supplement 000000X28 to Administering Agency-State Agreement 03-5288S21 for State Project No. 5288(047), City Project No. PW1901; and

WHEREAS, the matching funds for SB-1 Local Partnership Program (LPP) Funding will utilize Measure A (Fund 276) funds; 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 000000X28 to Administering Agency-State Agreement 03-5288S21 for the Natoma Street Drainage Improvement Project Phase 2, Project No. PW1901, State Project No. 5288(047).

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. 000000X28
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR STATE FUNDED PROJECTS NO 03-5288S21

Adv Project ID **Date:** July 13, 2021
0321000145 **Location:** 03-SAC-0-FOL
 Project Number: LPPSB1L-5288(047)
 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: Along Natoma Street from Scott Street to Riley Street and along Riley Street from Natoma Street to Mormon Street. Th

TYPE OF WORK: Drainage Improvement

Estimated Cost	State Funds		Matching Funds	
	SB1 funds		LOCAL	OTHER
\$1,130,000.00	\$380,000.00		\$500,000.00	\$250,000.00

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 \$380,000.00

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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