



CITY COUNCIL AGENDA REPORT



DEPARTMENT: Public Works

MEETING DATE: April 25, 2000

PREPARED BY: David Fike
Acting Director of Public Works

AGENDA LOCATION: CONSENT J – 5

TITLE: EXECUTION OF AGREEMENT FOR STATE FUNDING ASSISTANCE FOR LOCAL PROJECTS – RESOLUTION NO. 2000-39

OBJECTIVE: To execute Program Supplemental Agreement No. 003, Partnership Program Agreement No. SLTPP-5069, dated January 7, 1998.

BACKGROUND: As part of the Street Resurfacing Program the Public Works Department applied for State Funds. The State of California requires that the City execute an agreement as a condition of the assistance program.

The Agreement stipulates standard conditions be used under which the City must administer the work in order to be eligible for these funds. The City also utilizes Prop 'C' monies in addition to this funding.

ANALYSIS: State monies in the amount of \$31,450 will be assured to the City after the City executes the "Program Supplemental Agreement No. 003, Partnership Program Agreement No. SLTPP-5069", a copy of which is enclosed.

The State requires the City adopt a Resolution authorizing the Mayor to sign the Agreement and return the original along with the Resolution to the State. Enclosed is Resolution No. 2000-39 for approval by the City Council to authorize the Mayor to execute the Agreement.

RECOMMENDATION: Staff recommends that the City Council adopt Resolution No. 2000-39 approving the use of State funds for the Street Resurfacing Program and authorizing the Mayor to execute the Agreement with the State.

COUNCIL ACTION REQUIRED: If the City Council concurs, the appropriate action would be a motion to:

Adopt Resolution No. 2000-39 approving the agreement and authorizing the Mayor to execute the State – Local Program Supplemental Agreement No. 003, Partnership Program Agreement No. SLTPP-5069.

***J - 5**

Respectfully submitted

David Fike

David Fike, Acting Director of Public Works

Attachment: State – Local Program Supplemental Agreement No. 003, Partnership Program Agreement No. SLTPP-5069.

DF:dt

SR:908

RESOLUTION NO. 2000-39

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA
APPROVING AN AGREEMENT WITH THE STATE-LOCAL
TRANSPORTATION PROGRAM AND AUTHORIZING
ITS EXECUTION BY THE MAYOR**

WHEREAS, as a condition of acceptance of the State funds for an "Eligible Project," the City of Monrovia is required to enter into a Program Supplement Agreement No. 003, Project Number SLTPP-5069 (001) with the State of California Department of Transportation to delineate certain city responsibilities relative to said project.

WHEREAS, the City Council may adopt a resolution giving the Mayor authority to execute the above referenced Agreement on behalf of the City.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to execute on behalf of the City of Monrovia, Program Supplement Agreement No. 003 to Administering Agency-State Agreement No. SLTPP-5069.

PASSED, APPROVED AND ADOPTED this 25th day of April, 2000 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

BY:

ROBERT T. BARTLETT, MAYOR
CITY OF MONROVIA, CALIFORNIA

ATTEST:

LINDA B. PROCTOR, CITY CLERK
CITY OF MONROVIA, CALIFORNIA

APPROVED AS TO FORM:

MICHAEL G. COLANTUONO
CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) §
CITY OF MONROVIA)

I, LINDA B. PROCTOR, CMC/AE, City Clerk of the City of Monrovia, California, do hereby certify that the foregoing Resolution No. 2000-39 relating to execution of State-Local Program Supplemental Agreement No. 003, Partnership program Agreement No. SLTPP-5069 was duly adopted and passed at a regular meeting of the City Council on the 25th day of April 2000 by the following vote:

AYES:
NOES:
ABSTAIN:
EXCUSED:

ATTEST:

Linda B. Proctor, City Clerk, CMC/AE
City of Monrovia, California

PROGRAM SUPPLEMENT NO. 003

to

STATE-LOCAL TRANSPORTATION

PARTNERSHIP PROGRAM AGREEMENT NO. SLTPP-5069

Date: January 7, 1998

Location: 07-LA -0-MNRO

Project Number: SB97-5069(001)

E.A. Number: 07-927492

This Program Supplement is hereby incorporated into the State-Local Transportation Partnership Program Agreement for State Share Funds which was entered into between the Local Entity and the State on 05/03/94 and is subject to all the terms and conditions thereof. This Program Supplement is adopted in accordance with Paragraph 3 of Article I of the aforementioned Master Agreement under authority of Resolution No. approved by the Local Entity on (See copy attached).

The Local Entity further stipulates that as a condition to payment of funds obligated to this project, it accepts and will comply with any covenants or remarks setforth on the following pages.

PROJECT TERMINI:
VARIOUS LOCATIONS ON FILE

TYPE OF WORK: PVMT REHAB & APPURTANANT

LENGTH: 0.0 (MILES)

PROJECT CLASSIFICATION OR PHASE(S) OF WORK
[X] Construction

Estimated Cost		State Share Funds		Matching Funds			
244938	FY97 \$	31450	\$	Local	OTHER	OTHER	
	FY98 \$	0		213488	\$	0	\$
	FY99 \$	0					

City of Monrovia

STATE OF CALIFORNIA
Department of Transportation

By _____

By _____
Chief, Office of Local Programs
Project Implementation

Date _____

Date _____

Attest _____

Title _____

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

Accounting Officer Lan y. Lau Date 1-7-98 \$ 31450.00

Chapter	Statutes	Item	Year	Program	BC	Fund Source	AMOUNT
162	1996	2660-125-042	96-97	20.25.010.100	C	258010 042-T	31450.00

SPECIAL COVENANTS OR REMARKS

1. It is mutually understood between the parties that this contract may have been written before ascertaining the availability of legislative appropriation of funds, for the mutual benefit of both parties, in order to avoid program and fiscal delays that would occur if the agreement were executed after that determination was made.

The total amount of State-Local Transportation Partnership funds payable by the State shall not exceed \$31450 to be encumbered and reimbursed as follows:

FY 96-97	\$	31450
FY 97-98		0
FY 98-99		0

Any increase in State Partnership funds will require a revised program supplement.
Any decrease in State Partnership funds will require a revised finance letter.

2. The State Funds Share is calculated based on the lower of the approved eligible application amount or the eligible award amount.
3. SPECIAL COVENANTS FOR SLTPP PROJECTS UNDER EARLY REIMBURSEMENT PLAN AND UNDER \$300,000 STATE SHARE

These Covenants supersede any conflicting provisions of the Master Agreement:

A. The LOCAL ENTITY agrees that the payment of "State ShareFunds" will be limited to the lesser of the product of multiplying the calculated pro rata percentage as determined by the STATE by either:

- (a) The eligible award amount or
- (b) The total eligible State/Local Partnership Project cost in the approved State/Local Partnership Program Application and accepts any consequent increase in LOCAL ENTITY funding requirements.

B. The LOCAL ENTITY will invoice the State for the full "State's Share" after the contract award or upon the State Budget Act appropriation of funds, whichever occurs later. "State's Share" is considered a grant and will be reimbursed as a lump sum payment regardless of final project cost.

C. Prior to reimbursement under this Program Supplement, a

SPECIAL COVENANTS OR REMARKS

Request For Early Reimbursement form, executed by the LOCAL ENTITY, must be on file with the STATE.

D. The financial audit and Final Project Expenditure Report provisions of Sections 9 and 10 of ARTICLE I of the Master Agreement are not applicable to this PROJECT.

4. In accordance with the State-Local Transportation Partnership Program Guidelines dated June 8, 1994, project eligibility is limited to contract items plus locally funded State or Local Entity furnished materials and Supplemental Work. Supplemental Work eligibility is further defined under the Project Eligibility section of the Guidelines as limited to certain maximum costs and to non-early reimbursement projects of \$300,000 or less.
5. Reimbursement Ratio for this Cycle 7 (96/97) Project is 12.84%.