

THOMAS L. BOLICH
DIRECTOR OF PUBLIC WORKS

County of Santa Cruz

DEPARTMENT OF PUBLIC WORKS

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 95060
(831) 454-2160 FAX (831) 454-2385 TDD (831) 454-2123

AGENDA: JANUARY 23, 2001

January 10, 2001

SANTA CRUZ COUNTY BOARD OF SUPERVISORS

701 Ocean Street
Santa Cruz, California 95060

**SUBJECT: COOPERATIVE AGREEMENT FOR THE WILDER RANCH
BIKE PATH PROJECT**

Members of the Board:

The State of California Department of Transportation (CALTRANS) has submitted for execution an original and four copies of Amendment Number 2 to Cooperative Agreement (Number 05-CA-0091) between the County of Santa Cruz and the State of California to provide \$150,000 in Statewide Transportation Enhancement Act (TEA) **funding** for the Wilder Ranch Bike Path Project and to extend the termination date of the amended Cooperative Agreement (approved by your Board on October 19, 1999) from December 31, 2001, to June 30, 2002. The original agreement approved by your Board on March 10, 1998, provided an allocation of \$300,000 of Minor A Capital Outlay funds in state funding for the Wilder Ranch Bike Path Project. The additional \$150,000 of TEA funds will augment the State's original contribution of \$300,000, making the State's total contribution to the project \$450,000. The additional \$150,000 of TEA funding, however, is proposed to be reimbursed upon completion of the project. The new termination date is also proposed to be revised to June 30, 2002, to coincide with the date the Minor A Capital Outlay funds will expire.

The State has requested that the original and four copies of Amendment Number 2 to Cooperative Agreement (Number 05-CA-0091) be signed by the Chairperson of the Board and a resolution authorizing the amendment be provided for each copy. After signature by the appropriate State **officials**, the County will be furnished a fully executed copy of the amendment for Public Works' files.

In order to accept the \$150,000 in TEA funding into this fiscal year budget, your Board must adopt the attached resolution accepting and appropriating the unanticipated revenue. Acceptance of the \$150,000 will complete the **funding** requirement for the Wilder Ranch Bike Path Project as estimated by the Public Works Department.

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The Public Works Department received approval of the Wilder Ranch Bike Path Project, Application Number 97-0838, from the Santa Cruz County Planning Commission on December 13, 2000. The Planning Commission also certified the Negative Declaration with Conditions for the project, which provided the final paper work to be initiated with several state and federal agencies. We anticipate the project to be presented to your Board in March 2001 for approval and bid advertisement. Construction is proposed to begin June 1, 2001.

It is therefore recommended that the Board of Supervisors take the following action:

1. Approve the attached Amendment Number 2 to Cooperative Agreement (Number 05-CA-0091) between the State of California and County of Santa Cruz for the Wilder Ranch Bike Path Project, and authorize the Chairperson to sign the amendment on behalf of the County.
2. Adopt the attached resolution authorizing the execution of the Amendment Number 2 to Cooperative Agreement (Number 05-CA-0091).
3. Adopt the attached resolution accepting and appropriating unanticipated revenue in the amount of \$150,000 from the Statewide Transportation Enhancement Act program.
4. Direct the Clerk of the Board to return the signed Amendment Number 2 to Cooperative Agreement (Number 05-CA-0091) and four copies with authorizing resolution to the State of California Department of Transportation.

Yours truly,



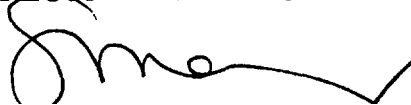
THOMAS L. BOLICH

Director of Public Works

JRS:mg

Attachments

RECOMMENDED FOR APPROVAL:



County Administrative Officer

62 Copy to: Public Works

WLDM

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

RESOLUTION NO. _____

On the motion of Supervisor
duly seconded by Supervisor
the following resolution is adopted:

RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT NUMBER 2 TO
COOPERATIVE AGREEMENT NUMBER 05-CA-0091 BETWEEN THE COUNTY OF
SANTA CRUZ AND STATE OF CALIFORNIA FOR THE CONSTRUCTION
OF THE WILDER RANCH BIKE PATH PROJECT

WHEREAS, the County of Santa Cruz has entered into a Cooperative Agreement with the California Department of Transportation (CALTRANS) to share in the actual cost for construction of the Wilder Ranch Bike Path Project through the use of Minor A funds; and

WHEREAS, the County of Santa Cruz agrees to design and construct the Wilder Ranch Bike Path Project; and

WHEREAS, CALTRANS agrees to maintain and operate the Wilder Ranch Bike Path Project; and

WHEREAS, the County of Santa Cruz and CALTRANS agree that the agreement should be amended to provide an additional \$150,000 in State Transportation Enhancement Act funds through Amendment Number 2 to Cooperative Agreement Number 05-CA-0091; and

WHEREAS, the County of Santa Cruz and CALTRANS agree that the agreement should be extended to June 30, 2002, through Amendment Number 2 to Cooperative Agreement Number 05-CA-0091.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that said Amendment Number 2 to Cooperative Agreement Number 05-CA-0091 is hereby approved.

BE IT FURTHER RESOLVED AND ORDERED that the Clerk of the Board is directed to return the original and four copies with a certified copy of the authorizing Resolution attached to each copy to Kristine Ellingson, Department of Transportation, 50 Higuera Street, San Luis Obispo, California 93401.

RESOLUTION NO.

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0426

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz,
State of California, this 0 day of 2001, by the following vote:

AYES: SUPERVISORS

NOES: SUPERVISORS

ABSENT: SUPERVISORS

Chairperson of said Board

ATTEST: _____
Clerk of said Board

Approved as to form:



Chief Assistant County Counsel

Distribution: County Counsel
Public Works

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA 0427

RESOLUTION NO. _____

On the motion of Supervisor _____
duly seconded by Supervisor _____
the following resolution is adopted:

RESOLUTION ACCEPTING UNANTICIPATED REVENUE

WHEREAS, the County of Santa Cruz, is a recipient of funds from the Statewide Transportation Enhancement Act (TEA) program; and

WHEREAS, the County will receive funds in the amount of \$150,000 which are either in excess of those anticipated or are not specifically set forth in the current fiscal year budget of the County; and

WHEREAS, pursuant to Government Code Sections 29130 (c) /29064 (b), such funds may be made available for specific appropriation by a four-fifths vote of the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the Santa Cruz County Auditor-Controller accept funds in the amount of \$150,000 into the Public Works Department:

REVENUE				
<u>T/C</u>	<u>INDEX NO.</u>	<u>SUBJECT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>
001	621100	1045	Fed ISTE	\$150,000

and that such funds be and are hereby appropriated as follows:

EXPENDITURE					
<u>T/C</u>	<u>INDEX NO.</u>	<u>SUBJECT</u>	<u>PRJ/UCD</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>
021	621100	3590	WA 40240	DPW Services	\$150,000

DEPARTMENT HEAD: I hereby certify that the fiscal provisions have been researched and that the Revenue(s) (has been) (will be) received within the current fiscal year.

I-
By Thomas Bolin
Department Head

Date _____ / - / o - m /

COUNTY ADMINISTRATIVE OFFICER //Recommended to Board

0428

/___/Not Recommended to Board

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this 0 day f _____, 2001, by the following vote (requires ~~four-fifths~~ vote approval):

AYES: SUPERVISORS

NOES: SUPERVISORS

ABSENT: SUPERVISORS

Chairperson of the Board

ATTEST: _____
Clerk of the Board

APPROVED AS TO FORM:

APPROVED
AS TO ACCOUNTING DETAIL:

DMG Rae 10-18-00
Chief Assistant County Counsel

Auditor-Controller

Distribution: Auditor-Controller
Public Works Department

AMENDMENT #2 TO AGREEMENT

THIS AMENDMENT TO AGREEMENT, ENTERED INTO ON _____, is between the STATE OF CALIFORNIA, acting by and through its Department of Transportation, referred to herein as STATE, and

COUNTY OF SANTA CRUZ

a political subdivision of
the State of California,
referred to herein as
"COUNTY"

RECITALS

1. The parties hereto entered into an Agreement (Document No. 014053) on March 17, 1998, said Agreement defining the terms and conditions of a project to construct a bicycle and pedestrian path on Route 1 between Shaffer Road and Wilder Ranch State Park (PM 20.5/21.8), near the City of Santa Cruz in Santa Cruz County, referred to herein as "PROJECT".

2. The parties hereto also entered into an Amendment to Agreement (Document No. 014053) on October 25, 1999, to extend the termination date of the Agreement to December 31, 2001.

3. Said Agreement sets STATE's total PROJECT obligation at \$300,000 in 1997/98 Minor Capital Outlay funds and it has been determined that STATE's total PROJECT contribution will exceed that amount. State TEA funding (Funding Cycle 2) in the amount of \$150,000 was included in the State Highway Operation & Protection Program in October 2000, making the STATE's total PROJECT obligation \$450,000. In addition, in order to give the County the longest possible timeframe to construct project, the termination date will be extended to June 30, 2002.

IT IS THEREFORE MUTUALLY AGREED:

1. STATE's total obligation for PROJECT construction costs shall now be \$450,000. However, the deposit specified under Section II, Article (1) of the original agreement executed March 17, 1998 shall remain at \$300,000, the maximum amount the STATE will advance. The STATE TEA commitment of \$150,000 will be reimbursed upon completion of construction and receipt of invoice for same by STATE. The STATE's total obligation specified in Section II, Article (1) of the original Agreement shall now not exceed the amount of \$450,000.

2. COUNTY shall not award a construction contract for PROJECT until this Amendment #2 to Agreement is fully executed.

3. The termination date specified in Section III, Article (24) of the original Agreement shall now be June 30 2002 instead of December 31, 2001 as specified in Amendment #1 entered into on October 25, 1999.

4. The other terms and conditions of said Agreement (Document No. 014053) shall remain in full force and effect.

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5. This Amendment to Agreement is hereby deemed to be a part of Document No. 014053.

0430

STATE OF CALIFORNIA
Department of Transportation

JEFF MORALES
Director of Transportation

By _____
JAY D. WALTER
District 5 Director

Date: _____

Approved as to form & procedure

By _____
Attorney, Department of
Transportation

Certified as to financial terms and conditions

By _____
Accounting Administrator

Certified as to funds

By _____
D. L. Riker
Budget Manager

Concur:

BY _____
Bart Bohn
District Director
District 6 Central Region

COUNTY OF SANTA CRUZ
701 Ocean Street, Room 500
Santa Cruz, CA 95060

By _____
Chair, Board of Supervisors

Date: _____

Attest:

By: _____
Clerk to the Board

Approved as to form

By:  1.10.0
County Counsel

Approved as to content:

By: 
Public Works Director