

County of Santa Cruz

DEPARTMENT OF PUBLIC WORKS

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 95060
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THOMAS L. BOLICH
 DIRECTOR OF PUBLIC WORKS

AGENDA: JUNE 11, 2002

June 3, 2002

SANTA CRUZ COUNTY BOARD OF SUPERVISORS
 701 Ocean Street
 Santa Cruz, California 95060

**SUBJECT: FEDERAL APPORTIONMENT EXCHANGE AND
 STATE MATCH PROGRAM, FISCAL YEAR 2001/2002
 PROGRAM AGREEMENT NUMBER X02-5936 (058)**

Members of the Board:

Attached are two copies of the optional Federal Apportionment Exchange Program and State Match Program Agreement Number X02-5936 (058) for the County's 2001/2002 allocation of Federal Aid Secondary (FAS) Exchange and State Matching funds provided by the Intermodal Surface Transportation Efficiency Act (ISTEA) of 1991. This agreement is provided by the California Department of Transportation (CALTRANS) pursuant to various sections of the Streets and Highways Code. The agreement provides for the transfer of \$224,813 in Exchange funds and \$100,000 in State Matching funds for fiscal year 2001/2002. These funds were included in our approved 2001/2002 Road Budget.

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

1. Approve the attached Federal Apportionment Exchange Program and State Match Program Agreement Number X02-5936 (058).
2. Adopt the attached Resolution for the Federal Apportionment Exchange Program accepting Exchange and State Match revenue in the amount of \$324,813.
3. Authorize the Director of Public Works to sign the original and duplicate original agreement on behalf of the County.

SANTA CRUZ COUNTY BOARD OF SUPERVISORS

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4. Direct the Clerk of the Board to return the original and duplicate original of the signed Federal Apportionment Exchange Program Agreement Number X02-5936 (058) together with a certified copy of the Resolution to the Department of Public Works for further processing.

Yours truly,



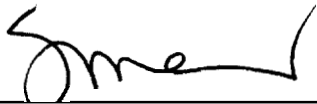
for -

THOMAS L. BOLICH
Director of Public Works

WBW:mg

Attachments

RECOMMENDED FOR APPROVAL:



County Administrative Officer

copy to: Public Works

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

0371

RESOLUTION NO. _____

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

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN
THE STATE OF CALIFORNIA AND THE COUNTY OF SANTA CRUZ
FOR FEDERAL APPORTIONMENT EXCHANGE PROGRAM AND STATE MATCH
PROGRAM FOR FISCAL YEAR 2001/2002

WHEREAS, the State is required to enter into an agreement with the County relative to the distribution of funds for optional Federal Apportionment of Exchange and State Matching funds for fiscal year 2001/2002.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that said County/State Agreement Number X02-5936 (058) is hereby approved.

BE IT FURTHER RESOLVED AND ORDERED that the Chairperson of the Board of Supervisors be authorized to sign the agreement on behalf of the County and that the Clerk of the Board be hereby be directed to return the original and duplicate original of the Federal Apportionment Exchange Program and State Match Program Agreement Number X02-5936 (058) together with one certified copy of this resolution to Public Works for further processing.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this ____ day of _____ 2002 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
Distribution: County Counsel
Public Works
FEDAPPRT.DOC

FEDERAL APPORTIONMENT EXCHANGE PROGRAM AND STATE MATCH PROGRAM
 CALIFORNIA DEPARTMENT OF TRANSPORTATION - NON MPO COUNTY

0372

05 SANTA CRUZ
 District County

Agreement No. X02-5936(058)
 EA No. 05-927331

THIS AGREEMENT is made on _____, by the COUNTY of SANTA CRUZ, a political subdivision of the State of California (COUNTY), and the State of California, acting by and through the Department of Transportation (CALTRANS).

WHEREAS, COUNTY desires to assign apportionments made available to it for allocation to transportation projects under the Transportation Equity Act for the 21st Century (TEA-21), as modified in accordance with Section 182.6 of the Streets and Highways Code (Regional Surface Transportation Program (RSTP) funds) in exchange for nonfederal State Highway Account funds, and

WHEREAS Section 182.9 of the Streets and Highways Code requires the allocation of State marching moneys from the State Highway Account to COUNTY:

NOW, THEREFORE, the parties agree as follows:

I. FEDERAL APPORTIONMENT EXCHANGE PROGRAM

A. As authorized by Section 182.6 of the Streets and Highways Code, and the RTPA having agreed to exchange or elected not to exercise its authority as it relates to the COUNTY'S portion of the RSTP under Section 182.6(g), COUNTY agrees to assign to CALTRANS:

\$224,813.00 from the eligible portion of its annual minimum RSTP Apportionment for Fiscal Year 2001/02.

The eligible portion of said minimum apportionment is the COUNTY's annual minimum RSTP apportionment established under Section 182.6(d)(2) of the Streets and Highways Code less any federal apportionments already obligated for projects chargeable to its eligible portion annual minimum RSTP apportionment.

For Caltrans Use Only								
I hereby Certify upon my own personal knowledge that budgeted funds are available for this encumbrance								
			Accounting Officer	Date				
	2001	2660-101-042	2001-2002	20.30.010.830	BC	217000	102-42-T	
136	2001	2660-101-042	2001-2002	20.30.010.840	C	224040	102-42-T	

44

B. COUNTY agrees to use such funds, as necessary, for those projects already included in the adopted Federal Statewide Transportation Improvement Program (FSTIP) that were to be funded with RSTP funds exchanged under Section I.A or reach agreement on amendments to the FSTIP.

C. COUNTY agrees that it will not undertake any capacity-expanding project funded herein located in an air quality nonattainment area without prior inclusion of said project by its RTPA in the "build" alternative of the air quality conformance analysis and the RTPA's subsequent concurrence in the project's implementation.

II. STATE MATCH PROGRAM- Section 182.9

A. As authorized by Section 182.9 of the Streets and Highways Code, CALTRANS agrees to pay to COUNTY \$100,000.00 from the unobligated balance of its State Matching moneys for Fiscal Year 2001/02.

B. COUNTY agrees that before it uses State Matching funds for any other lawful purpose, it shall use such funds to match federally funded transportation projects.

III. COMMON PROVISIONS

A. Subject to funds being made available by the State Budget Act, and upon receipt of an invoice evidencing COUNTY's assignment of its apportionment under Section I.A to CALTRANS, CALTRANS agrees to pay to COUNTY an amount not to exceed \$324,813.00 which amount is equal to the sum of the apportionment amounts identified in Sections I.A and the State Match funds identified in Section II.A.

B. COUNTY agrees to use all State funds paid hereunder only for transportation purposes that are in conformance with Article XIX of the California State Constitution.

C. COUNTY agrees to establish a special account within their County Road Fund for the purpose of depositing all payments received from STATE pursuant to this agreement.

D. COUNTY agrees to grant State of California auditors access to COUNTY's books and records for the purpose of verifying that funds paid hereunder are properly accounted for and proceeds are expended in accordance with the terms of this agreement. All documents will be available for inspection by authorized CALTRANS agents at any time for a four-year period from date of payment under this agreement or one year after the audit is completed or waived by CALTRANS, whichever is later.

E. COUNTY agrees in the event COUNTY fails to use funds received hereunder in accordance with the terms of this agreement, CALTRANS will require COUNTY to replace those State funds with local funds and credit the account established under Section III.C. In the event of such requirement by CALTRANS, COUNTY shall provide written verification to CALTRANS that the requested corrective action has been taken.

F. CALTRANS reserves the right for the payments required hereunder to be reduced to offset such additional federal apportionments obligated for projects chargeable to the COUNTY's annual RSTP minimum apportionment as are not counted in Section I.A and such additional State Match funds obligated for federal projects as are not counted in Section II.A.

STATE OF CALIFORNIA
Department Of Transportation

COUNTY OF SANTA CRUZ

Office of Project Implementation, South
Division of Local Assistance

Chair, Board of Supervisors

Date:

Date: