



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 01/19/99
AGENDA ITEM 4
WORK SESSION ITEM _____

TO: Mayor and City Council
FROM: Director of Public Works
SUBJECT: State-Local Transportation Partnership Program: Authorization to Execute Program Supplement Nos. 019 and 020

RECOMMENDATION:

It is recommended that the City Council approve the attached resolution that authorizes execution of Program Supplements No. 019 and 020 to State-Local Agency Transportation Partnership Program Agreement.

BACKGROUND:

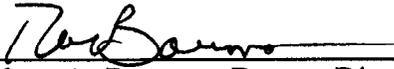
The State-Local Transportation Partnership Program matches State funds with local funds for construction costs of projects on local roads, State highways, or for mass-transit improvement projects. The amount of State matching funds varies, depending on the volume of applications received under this program.

The City has been informed that projects approved for funding under the State-Local Transportation Partnership Program in the 1998/99 fiscal year will receive 16.59 percent State funding, based on the number and total cost of the project applications received by Caltrans for this fiscal year. Based on this reimbursement ratio, the City will receive State funds in the amounts as set forth in the following table.

PROGRAM SUPPLEMENT NO.	PROJECT LOCATION	TYPE OF WORK	ESTIMATED CONSTRUCTION COSTS	ESTIMATED STATE REIMBURSEMENTS
019	Hayward Boulevard and Various City Streets	Pavement Rehabilitation	\$ 155,000	\$ 25,715
020	Carlos Bee Boulevard and Various City Streets	Pavement Rehabilitation	\$ 550,000	\$ 91,245

Unfortunately, with the restructuring of state funding for transportation, the program is expiring. These will be the last grants awarded to the City prior to the expiration of this program. Execution of the attached program supplements are required before State funds can be released to reimburse the City for these two projects, which were completed last year. Although Council recently approved a resolution covering all future program supplements for federal projects, a similar action is not appropriate for this program since the program has ended.

Prepared by:



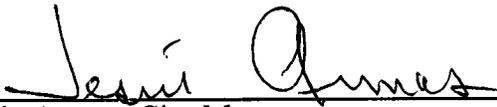
Robert A. Bauman, Deputy Director of Public Works

Recommended by:



Dennis L. Butler, Director of Public Works

Approved by:



Jesús Armas, City Manager

Attachments: Exhibit A: Program Supplement No. 019 and 020
Exhibit B: Draft Resolution

PROGRAM SUPPLEMENT NO. 019
to
STATE-LOCAL TRANSPORTATION
PARTNERSHIP PROGRAM AGREEMENT NO. SLTPP-5050

Date: November 13, 1998
Location: 04-ALA-0-HAY
Project Number: SB99-5050(001)
E.A. Number: 04-928771

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 04/17/91 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:
Hayward Boulevard and various City Streets

TYPE OF WORK: Pavement rehabilitation LENGTH: 0 (MILES)

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

Estimated Cost	State Share Funds		Matching Funds		
			LOCAL		OTHER
\$155,347.00	FY1999	\$25,715.00			
	FY2000	\$0.00	\$129,632.00	\$0.00	\$0.00
	FY2001	\$0.00			

CITY OF HAYWARD

STATE OF CALIFORNIA
Department of Transportation

By _____

By _____

Date _____

Chief, Office of Local Programs
Project Implementation

Attest _____

Date _____

Title _____

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

Accounting Officer Sajal Malhotra Date 11-13-98 \$25,715.00

Chapter	Statutes	Item	Year	Program	BC	Fund Source	AMOUNT
324	1998	2660-101-042	98-99	20.25.010.100	C	258010 042-T	25,715.00

Exhibit A

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 the sum of the "State Share Funds" column on page 1 of this Program Supplement. The funds to be encumbered and reimbursed are according to the schedule shown under the aforementioned column.

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. **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.

SPECIAL COVENANTS OR REMARKS

C. Prior to reimbursement under this Program Supplement, a 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.

3. In accordance with the State-Local Transportation Partnership Program Guidelines dated July 1, 1996, project eligibility is limited to contract items plus locally funded State or Local Entity furnished materials and Supplemental Work (if eligible). Supplemental Work eligibility is further defined under the Project Eligibility section of the Guidelines.
4. The Reimbursement Ratio for this Cycle 9 (98/99) Project is 16.59%.

PROGRAM SUPPLEMENT NO. 020
to
STATE-LOCAL TRANSPORTATION
PARTNERSHIP PROGRAM AGREEMENT NO. SLTPP-5050

Date: December 01, 1998
Location: 04-ALA-0-HAY
Project Number: SB99-5050(002)
E.A. Number: 04-928778

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 04/17/91 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:
Carlos Bee Boulevard and various City Streets

TYPE OF WORK: Pavement rehabilitation LENGTH: 0 (MILES)

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

Estimated Cost	State Share Funds		Matching Funds		
	FY1999	FY2000	LOCAL		OTHER
\$2,292,245.00	\$91,245.00	\$0.00	\$2,201,000.00	\$0.00	\$0.00
	FY2001	\$0.00			

CITY OF HAYWARD

STATE OF CALIFORNIA
Department of Transportation

By _____

By _____

Date _____

Chief, Office of Local Programs
Project Implementation

Attest _____

Date _____

Title _____

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

Accounting Officer Sybil Halverson Date 12-7-98 \$91,245.00

Chapter	Statutes	Item	Year	Program	BC	Fund Source	AMOUNT
324	1998	2660-101-042	98-99	20.25.010.100	C	258010 042-T	91,245.00

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 the sum of the "State Share Funds" column on page 1 of this Program Supplement. The funds to be encumbered and reimbursed are according to the schedule shown under the aforementioned column.

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

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SPECIAL COVENANTS OR REMARKS

- C. Prior to reimbursement under this Program Supplement, a 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.
3. In accordance with the State-Local Transportation Partnership Program Guidelines dated July 1, 1996, project eligibility is limited to contract items plus locally funded State or Local Entity furnished materials and Supplemental Work (if eligible). Supplemental Work eligibility is further defined under the Project Eligibility section of the Guidelines.
4. The Reimbursement Ratio for this Cycle 9 (98/99) Project is 16.59%.

DRAFT

DM 1-4-99

HAYWARD CITY COUNCIL

RESOLUTION NO. _____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER
TO EXECUTE PROGRAM SUPPLEMENT NUMBER 019
AND 020 TO STATE-LOCAL TRANSPORTATION
PARTNERSHIP PROGRAM AGREEMENT NO.
SLTPP-5050

BE IT RESOLVED by the City Council of the City of Hayward that the
City Manager is hereby authorized and directed to execute on behalf of the City of
Hayward, Program Supplement No. 019 and 020 to the State-Local Transportation
Partnership Program agreement, by and between the City of Hayward and the State of
California, copies of which are on file in the office of the City Clerk.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 1999

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward