



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 04/03/07
AGENDA ITEM 3
WORK SESSION ITEM _____

TO: Mayor and City Council
FROM: Director of Public Works
SUBJECT: Authorize the City Manager to Execute Agreements and Amendments with the State of California for Federal Aid Projects

RECOMMENDATION:

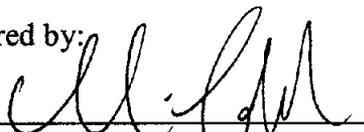
It is recommended that the City Council adopt the attached resolution that authorizes the City Manager to execute Agreements and Amendments with the State of California for Federal-Aid Projects.

BACKGROUND:

The Administering Agency-State Master Agreement No. 5050 between the City and the State of California covers the procedures and conditions for the design, construction, and maintenance of federal-aid projects. The City's Master Agreement was first executed in June 1977 and revised in May 1997. Execution of a program supplement agreement is required for each project before federal funds can be released. Prior to 1998, it was necessary to obtain a separate Council resolution for each program supplement agreement. On December 15, 1998, the City Council authorized the City Manager to execute Program Supplemental Agreements with Caltrans. Caltrans will now accept a one-time resolution that authorizes the City Manager to execute all Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements, and any amendments thereto for federally-funded projects included in the City's Capital Improvement Program. Examples of such projects include the recently completed Hesperian Blvd. Pavement Rehabilitation and next year's federally funded Pavement Rehabilitation on Huntwood Ave., Santa Clara Street, and Whitman Street. This will expedite the administration of these federally-funded projects and enable staff to better respond to federal grant applications. It should be noted that actual expenditures on such projects only occur after City Council action.

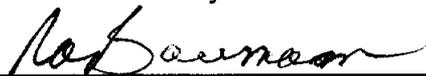
The attached resolution would authorize the City Manager to execute a new Master Agreement No. 04-5050R and all future Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements, and any amendments thereto with Caltrans. The agreements set out federal and State conditions for the administration of such projects. These conditions include requirements that the City provides matching funds, and the City may not spend funds above the limits approved through the grant applications. The City also agrees to allow the State to audit its records on expenditures for such federally funded projects. The Master Agreement is essentially the same as the existing Agreement, with minor updates of processing procedures. One specific change requires the Division of State architect review of plans and specifications involving handicap ramps or other facilities related to accessibility.

Prepared by:



Morad Fakhrai, Deputy Director of Public Works

Recommended by:



Robert A. Bauman, Director of Public Works

Approved by:



Jesús Armas, City Manager

DRAFT



HAYWARD CITY COUNCIL

RESOLUTION NO. 07-

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ALL AGREEMENTS AND AMENDMENTS WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION TO RECEIVE FEDERALLY-FUNDED PAYMENTS

WHEREAS, the City of Hayward is eligible to receive Federal and/or State funding for certain Transportation Projects, through the California Department of Transportation; and

WHEREAS, Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, and/or Fund Transfer Agreements need to be executed with the California Department of Transportation before such funds can be claimed; and

WHEREAS, the City of Hayward wishes to delegate authorization to execute these agreements and any amendments thereto to the City Manager.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized and directed to negotiate and execute all Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements and any amendments thereto with the California Department of Transportation.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2007

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward