

RESOLUTION NO. 2468

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD
APPROVING THE ACCEPTANCE OF EMERGENCY RELIEF FUNDS
FOR STORM DAMAGE REPAIR ON VARIOUS CITY STREETS**

WHEREAS, the City of Soledad storm damage repair is an approved emergency funded project, Federal Aid Project No. ER-3030(2); Local Agency-State Agreement No. 05-5248; and

WHEREAS, the City of Soledad will have to execute Program Supplement No. 001 in order to receive the approved emergency funds.

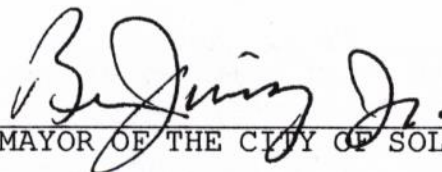
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Soledad that the City Manager is hereby authorized to execute Program Supplement No. 001 to Federal Aid Project No. ER-3030(2); Local Agency-State Agreement No. 05-5248.

PASSED AND ADOPTED by the City Council of the City of Soledad at a regular meeting duly held on the 1st day of November, 1995 by the following vote:

AYES, and in favor thereof, Councilmembers: John Holguin, Fred Ledesma, Mayor Pro Tem Fabian Barrera, Mayor Ben Jimenez, Jr.

NAYES, Councilmembers:

ABSENT, Councilmembers: Richard Ortiz


MAYOR OF THE CITY OF SOLEDAD

ATTEST:


CITY CLERK OF THE CITY OF SOLEDAD

PROGRAM SUPPLEMENT NO. 001
to
LOCAL AGENCY-STATE AGREEMENT
FOR FEDERAL-AID PROJECTS NO. 05-5248

Date: September 21, 1995
Location: 05-MON-0-SOL
Project Number: ER-3030(002)
E.A. Number: 05-929722

This Program Supplement is hereby incorporated into the Local Agency-State Agreement for Federal Aid which was entered into between the Local Agency and the State on 07/26/78 and is subject to all the terms and conditions thereof. This Program Supplement is adopted in accordance with Paragraph 2 of Article II of the aforementioned Master Agreement under authority of Resolution No. , approved by the Local Agency on (See copy attached).

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

PROJECT TERMINI:
VARIOUS LOCATIONS IN THE CITY OF SOLEDAD

TYPE OF WORK: EMERGENCY OPENING

LENGTH: 0.1 (MILES)

PROJECT CLASSIFICATION OR PHASE(S) OF WORK

- Preliminary Engineering Right-of-Way
- Construction Engineering Construction

Estimated Cost		Federal Funds		Matching Funds			
				Local	OTHER	OTHER	
\$	28000	09G	\$	28000	\$	0	\$
			\$	0		0	\$
							0

City of Soledad

STATE OF CALIFORNIA
Department of Transportation

By [Signature]
Hector De La Rosa, Jr.
Finance Officer

By _____
Chief, District Liaison Branch
Office of Local Programs

Date November 1, 1995

Date _____

Attest Belinda B. Espinosa
Belinda B. Espinosa
Title City Clerk

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

Accounting Officer Pam Elfa Date 9/21/95 \$ 28000.00

Chapter	Statutes	Item	Year	Program	BC	Fund Source	AMOUNT
303	1995	2660-101-890	95-96	20.30.010.650	C	225000 892-F	28000.00

05-MON-0-SOL
ER-3030(002)

DATE: 09/21/95

SPECIAL COVENANTS OR REMARKS

1. The effective date of this agreement is 02/13/95
2. All maintenance, involving the physical condition and the operation of the improvements, referred to in Article VI MAINTENANCE of the aforementioned Master Agreement will be performed by the Local Agency at regular intervals or as required for efficient operation of the completed improvements.
3. The Local Agency will advertise, award and administer this project in accordance with the current Local Program Procedures or the new Local Programs Manual, when issued.
4. The Local Agency agrees the payment of Federal funds will be limited to the amounts approved by the Federal Highway Administration in the Federal-Aid Project Agreement (PR-2)/Detail Estimate, or its modification (PR-2A) or the FNM-76, and accepts any increases in Local Agency Funds as shown on the Finance or Bid Letter or its modification as prepared by the Office of Local Programs.
5. Emergency repair work will be reimbursed at 100% if completed within 180 days from the end of the storm period. The storm period is February 13, 1995, through and including April 19, 1995. Local Agency records must clearly identify those costs incurred on or after February 13, 1995. Incurred costs are defined as disbursements made or in process for goods and services delivered. Emergency repair work completed after October 16, 1995 will be funded at the federal-aid reimbursement ratio of 88.53%. Restoration work, including preliminary engineering, will be reimbursed at an 88.53% ratio. The Local Agency will be responsible for the matching requirement.
6. The work eligible for Federal Reimbursement shall be performed by the Local Agency either by using their own forces or by contract. The Local Agency must be able to identify the costs incurred at each federally approved damage site and be subject to an audit for verification.
7. In executing this Program Supplemental Agreement, Local Agency hereby reaffirms the "Nondiscrimination Assurances" contained in the aforementioned Master Agreement for Federal-Aid Program.
8. Whenever the local agency uses a consultant on a cost plus basis, the local agency is required to submit a post audit report covering the allowability of cost payments for each individual consultant or sub-contractor incurring over \$25,000 on the project. The audit report must state the applicable cost principles utilized by the auditor in determining allowable costs as referenced in CFR 49, part 18, Subpart C - 22, Allowable Costs.