



**RESOURCE
MANAGEMENT AGENCY
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: March 6, 2018

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Celeste Perez PHONE: (559) 624-7010

SUBJECT: Program Supplement Agreement No. Q41 with the State of California

REQUEST(S):

That the Board of Supervisors:

1. Approve Program Supplement Agreement No. Q41 in the amount of \$180,000 with the California Department of Transportation for the Plans, Specifications, and Estimate (PS&E) Phase of the Earlimart Sidewalk Improvements Project; and
2. Authorize the Chairman of the Board Supervisors to sign Program Supplement Agreement No. Q41 on behalf of the County of Tulare.

SUMMARY:

Tulare County was awarded funding for the Earlimart Sidewalk Improvements project through the 2017 Active Transportation Program (ATP). Funds for this program were made available through Senate Bill 1 - the Road Repair and Accountability Act Account (SB1). SB1 provides \$100 million annually to the State ATP beginning in Fiscal Year 2017-2018. The Earlimart Sidewalk Improvements Project will improve sidewalk facilities at various locations throughout the Community of Earlimart. This Program Supplement authorizes funding for final engineering design of the project.

The California Transportation Commission (CTC) selected the Earlimart Sidewalk Improvements project and approved \$1,868,000 of funding for the project through a competitive statewide selection process. On December 6, 2017, funds for the PS&E Phase for the Earlimart Sidewalk Improvements project in the amount of \$180,000 was allocated and made available to the County by the CTC.

The Earlimart Sidewalk Improvement project proposes to add new sidewalk sections

SUBJECT: Program Supplement Agreement No. Q41 with the State of California
DATE: March 6, 2018

and ADA ramps to provide a continuous pathway for users along the following road segments within the community:

- State Street from Sierra Avenue to Sutter Avenue
- South side of Washington Avenue from State Street to Church Street
- West side of Church Street from Washington Avenue to Clay Avenue

The project will make these routes safer for children and their parents to walk to school, as well as encourage walking to the places of interest such as the new Earlimart Neighborhood park.

The Project Approval and Environmental Documentation (PA&ED) Phase for this project has been completed. The PS&E Phase is scheduled to be completed by June of 2019. Construction for this project is programmed in the ATP for Fall of 2019.

FISCAL IMPACT/FINANCING:

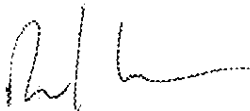
There is No Net County Cost to the General Fund.

The PA&ED Phase for this project in the amount of \$15,000 was funded by Roads funds. County Road Funds will be used to fund the PS&E Phase of this project, but will be fully reimbursed by SB 1 ATP Augmentation funds in the amount of \$180,000. \$1,688,000 in State ATP funding made available through SB1 is programmed for construction.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

This Project will enhance the safety and security of the public by improving the transportation infrastructure for both the general population in the region and the motorists using this facility.

ADMINISTRATIVE SIGN-OFF:



Reed Schenke, P.E.
Director

RS: jk

Cc: Auditor-Controller
County Counsel
County Administrative Office (2)

Attachment(s): Attachment A – Vicinity Map
Attachment B – Program Supplement Agreement No. Q41

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF PROGRAM)
SUPPLEMENT AGREEMENT NO. Q41) Resolution No. _____
WITH THE STATE OF CALIFORNIA) Agreement No. _____

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE BOARD OF
SUPERVISORS, AT AN OFFICIAL MEETING HELD MARCH 6, 2018, BY THE
FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

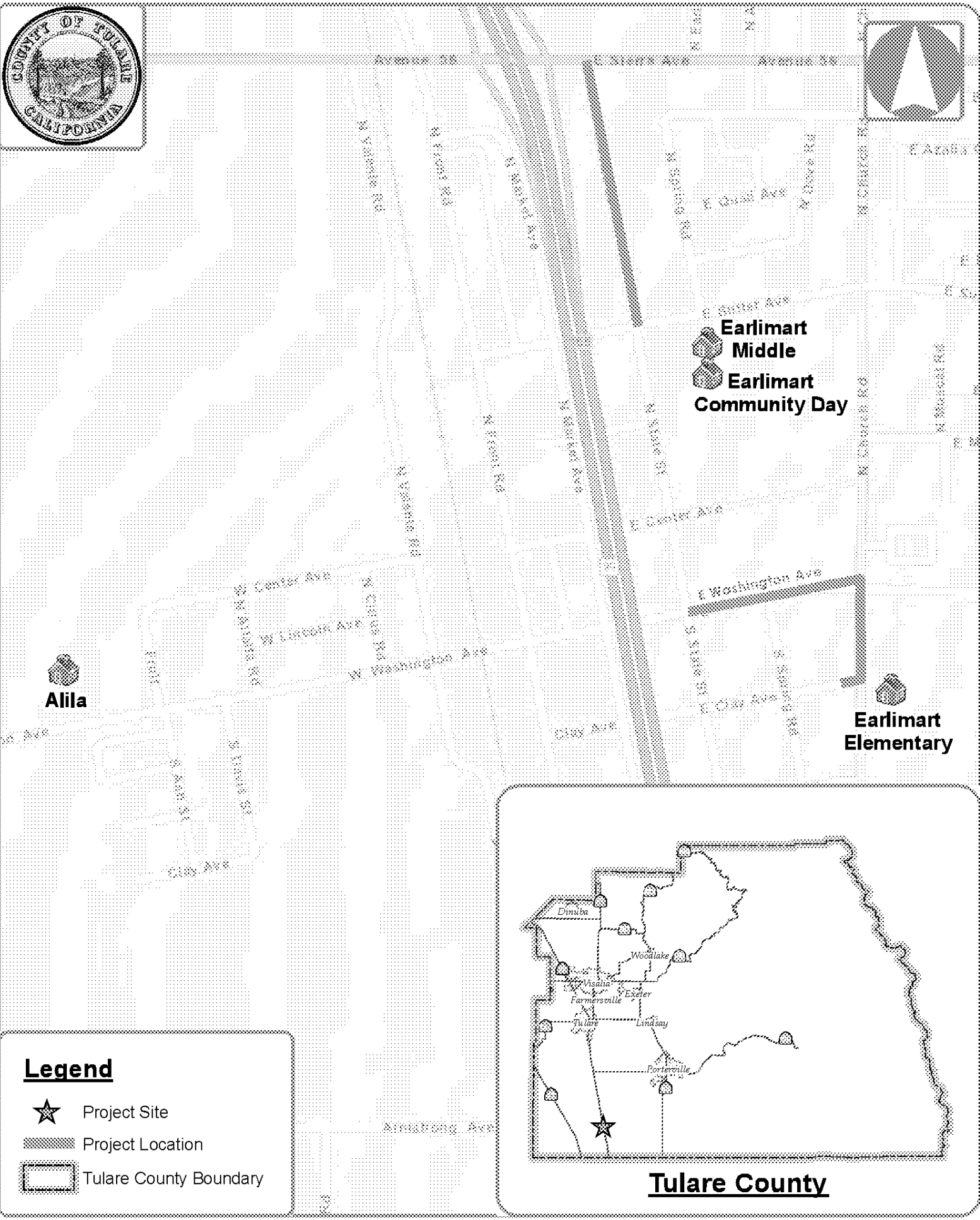
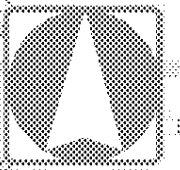
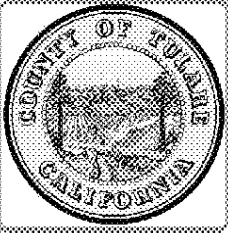
ATTEST: MICHAEL C. SPATA
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk




* * * * *

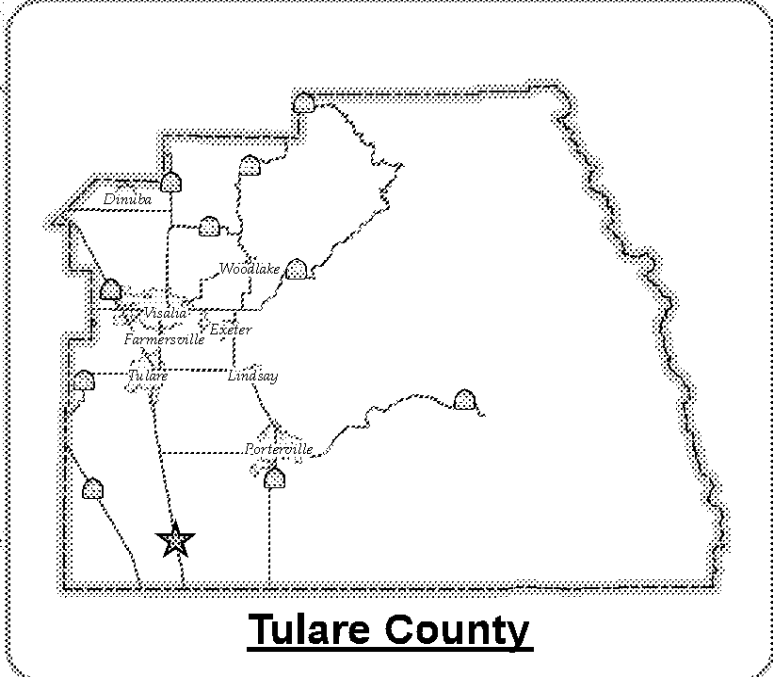
1. Approved Program Supplement Agreement No. Q41 in the amount of \$180,000 with the California Department of Transportation for the Agency Plans, Specifications, and Estimate (PS&E) Phase of the Earlimart Sidewalk Improvements Project; and
2. Authorized the Chairman of the Board Supervisors to sign Program Supplement Agreement No. Q41 on behalf of the County of Tulare.

Attachment A – Vicinity Map



Legend

-  Project Site
-  Project Location
-  Tulare County Boundary



Attachment B
Program Supplement Agreement No. Q41 with the
State of California

PROGRAM SUPPLEMENT NO. Q41
to
**ADMINISTERING AGENCY-STATE AGREEMENT
FOR STATE FUNDED PROJECTS NO 00120S**

Adv Project ID **Date:** January 5, 2018
0618000093 **Location:** 06-TUL-0-CR
 Project Number: ATPSB1L-5946(175)
 E.A. Number:
 Locode: 5946

This Program Supplement, effective 12/06/2017, hereby adopts and incorporates into the Administering Agency-State Agreement No. 00120S for State Funded Projects which was entered into between the ADMINISTERING AGENCY and the STATE with an effective date of 07/21/08 and is subject to all the terms and conditions thereof. This PROGRAM SUPPLEMENT is executed in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____ approved by the ADMINISTERING AGENCY on _____ (See copy attached).

The ADMINISTERING AGENCY further stipulates that as a condition to the payment by the State of any funds derived from sources noted below encumbered to this project, Administering Agency accepts and will comply with the Special Covenants and remarks set forth on the following pages.

PROJECT LOCATION:

Earlilmart Sidewalk improvements, curb & gutter, ADA ramps, and AC paveout.

TYPE OF WORK:

Estimated Cost	State Funds		Matching Funds	
	SB1 funds		LOCAL	OTHER
\$180,000.00	\$180,000.00		\$0.00	\$0.00

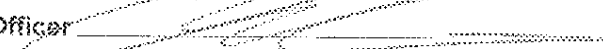
COUNTY OF TULARE

STATE OF CALIFORNIA
Department of Transportation

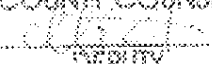
By _____
Title _____
Date _____
Attest _____

By _____
Chief, Office of Project Implementation
Division of Local Assistance
Date _____

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

Accounting Officer  Date 1/5/18 \$180,000.00

Chapter	Statutes	Item	Year	Program	BC	Category	Fund Source	AMOUNT

APPROVE AS TO FORM:
COUNTY COUNSEL
BY 
DEPUTY
2018-01

STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION
PROGRAM SUPPLEMENT AND CERTIFICATION FORM
PSCF (REV. 01/2010)

Page 1 of 1

TO: STATE CONTROLLER'S OFFICE Claims Audits 3301 "C" Street, Rm 404 Sacramento, CA 95816		DATE PREPARED: 1/5/2018	PROJECT NUMBER: 0618000093
FROM: DEPARTMENT OF TRANSPORTATION		REQUISITION NUMBER / CONTRACT NUMBER: RQS 061800000260	
SUBJECT: ENCUMBRANCE DOCUMENTS			
VENDOR / CONTRACTOR: COUNTY OF TULARE			
CONTRACT AMOUNT: \$180,000.00			
PROCUREMENT TYPE: LOCAL ASSISTANCE			

I HEREBY CERTIFY UPON MY OWN PERSONAL KNOWLEDGE THAT BUDGETED FUNDS ARE AVAILABLE FOR THIS ENCUMBRANCE AND PURPOSE OF THE EXPENDITURE STATED ABOVE.

CHAPTER	STATUTES	ITEM	YEAR	PEC / PECT	TASK / SUBTASK	AMOUNT
14	2017	2660-108-3290	2017/2018	20.30 720.100	2620/0000	\$180,000.00
TOTAL						\$180,000.00

ADA Notice

For individuals with sensory disabilities, this document is available in alternate formats. For information, call (915) 654-6410 or TDD (915) -3680 or write Records and Forms Management, 1120 N. Street, MS-89, Sacramento, CA 95814.

SPECIAL COVENANTS OR REMARKS

1. A. This PROJECT will be administered in accordance with the applicable CTC STIP guidelines and the Active Transportation Program guidelines as adopted or amended, the Local Assistance Procedures Manual (LAPM), the Local Assistance Program Guidelines (LAPG), and this PROGRAM SUPPLEMENT.

B. This PROJECT is programmed to receive State funds from the Active Transportation Program (ATP). Funding may be provided under one or more components. A component(s) specific fund allocation is required, in addition to other requirements, before reimbursable work can occur for the component(s) identified. Each allocation will be assigned an effective date and identify the amount of funds allocated per component(s).

This PROGRAM SUPPLEMENT has been prepared to allow reimbursement of eligible PROJECT expenditures for the component(s) allocated. Unless otherwise determined, the effective date of the component specific allocation will constitute the start of reimbursable expenditures.

C. STATE and ADMINISTERING AGENCY agree that any additional funds made available by future allocations will be encumbered on this PROJECT by use of a STATE-approved Allocation Letter and STATE Finance Letter. ADMINISTERING AGENCY agrees that STATE funds available for reimbursement will be limited to the amount allocated by the California Transportation Commission (CTC) and/or the STATE.

D. Upon ADMINISTERING AGENCY request, the CTC and/or STATE may approve supplementary allocations, time extensions, and fund transfers between components. Funds transferred between allocated project components retain their original timely use of funds deadlines, but an approved time extension will revise the timely use of funds criteria for the component(s) and allocation(s) requested. Approved supplementary allocations, time extensions, and fund transfers between components made after the execution of this PROGRAM SUPPLEMENT will be documented and considered subject to the terms and conditions thereof. Documentation will consist of a STATE approved Allocation Letter, Fund Transfer Letter, Time Extension Letter, and Finance Letter, as appropriate.

E. This PROJECT is subject to the timely use of funds provisions enacted by the Active Transportation Program guidelines, as adopted or amended, and by approved CTC and State procedures as outlined below.

Funds allocated for the environmental & permits (E&P), plan specifications & estimate (PS&E), and right-of-way components are available for expenditure until the end of the second fiscal year following the year in which the funds were allocated.

Funds allocated for the construction component are subject to an award deadline and contract completion deadline. ADMINISTERING AGENCY agrees to award the contract within 6 months of the construction fund allocation and to complete and accept the construction within 36 months of award.

F. Award information shall be submitted by the ADMINISTERING AGENCY to the District

SPECIAL COVENANTS OR REMARKS

Local Assistance Engineer immediately after project contract award and prior to the submittal of the ADMINISTERING AGENCY'S first invoice for the construction contract. Failure to do so will cause a delay in the State processing of invoices for the construction phase.

G. The ADMINISTERING AGENCY shall invoice STATE for environmental & permits (E&P), plans specifications & estimate (PS&E), and right-of-way costs no later than 180 days after the end of last eligible fiscal year of expenditure. For construction costs, the ADMINISTERING AGENCY has 180 days after project completion or contract acceptance to make the final payment to the contractor prepare the final Report of Expenditures and final invoice, and submit to STATE for verification and payment.

H. ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current LAPM and the Active Transportation Program (ATP) Guidelines.

I. ADMINISTERING AGENCY agrees to comply with Office of Management and Budget (OMB) Circular A-87, Cost Principles for State and Local Governments, and 49 CFR, Part 18, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments. Notwithstanding the foregoing, ADMINISTERING AGENCY will not be required to comply with 49 CFR, Part 18.36 (i), subsections (3), (4), (5), (6), (8), (9), (12), and (13).

J. By executing this PROGRAM SUPPLEMENT, ADMINISTERING AGENCY agrees to comply with all reporting requirements in accordance with the Active Transportation Program guidelines, as adopted or amended.