

Agenda Report

TO: CITY COUNCIL

DATE: March 12, 2007

FROM: CITY MANAGER

SUBJECT: RESOLUTION APPROVING REVISED FEDERAL MASTER AGREEMENT BETWEEN THE CITY OF PASADENA AND THE STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION FOR USE OF FEDERAL FUNDS ON LOCAL TRANSPORTATION PROJECTS

RECOMMENDATION

It is recommended that the City Council adopt a resolution approving the revised Administering Agency – Federal Master Agreement No. 07-5064R between the City of Pasadena and the State of California, acting through the California Department of Transportation (Caltrans), for Federal-Aid transportation projects and authorizing the City Manager to execute the same on behalf of the City.

BACKGROUND

The State of California, acting through Caltrans, has prepared a revised Administering Agency – Federal Master Agreement No. 07-5064R that reflects the provisions of the Legislature of the State of California by which certain Federal-Aid funds are made available for use on local transportation related projects. The Master Agreement has been revised to incorporate the various changes in regulations and policies, which include but are not limited to: adding the Highway Safety Improvement Program (HSIP) and the Highway Bridge Program (HBP); adding the requirement for the City to submit invoices to Caltrans at least once every six months after project specific Supplemental Agreements are approved, to submit an Indirect Cost Rate Proposal and Central Service Cost Allocation Plan annually for review and approval by Caltrans, to reimburse Caltrans upon written demand for any overpayment to the City by Caltrans, to undergo an audit in accordance with the Single Audit Act if the City receives more than \$500,000 in Federal Funds in a single fiscal year, and to obtain prior written approval from Caltrans before awarding a construction contract over \$10,000 or other contracts over \$25,000.

The Congress of the United States has enacted the Intermodal Surface Transportation Efficiency Act (ISTEA) of 1991 and subsequent Transportation Authorization Bills to fund transportation programs. These transportation programs include, but are not limited to, the Surface Transportation Program (STP), the Congestion Mitigation and Air

Quality Improvement Program (CMAQ), the Transportation Enhancement Program (TE), Highway Safety Improvement Program (HSIP) and the Highway Bridge Program (HBP).

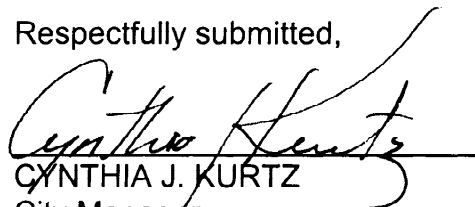
Before Federal-Aid funds will be made available for a specific project, it is necessary for the City and Caltrans to enter into a separate supplemental agreement to establish terms and conditions applicable to the designated project and to the subsequent operation and maintenance of that completed facility.

The Public Works Department and the City Attorney's Office have reviewed this Master Agreement and it is ready for approval.

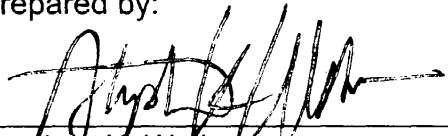
FISCAL IMPACT

Approval of the new Master Agreement with Caltrans is a prerequisite for the receipt of Federal-Aid transportation funds. Approval of Administering Agency – Federal Master Agreement No. 07-5064R will enable the City to execute Program Supplement Agreements with the State for the "Slope and Street Repair – 2005 Winter Storms" projects in the amount of \$937,533 and other future eligible projects.

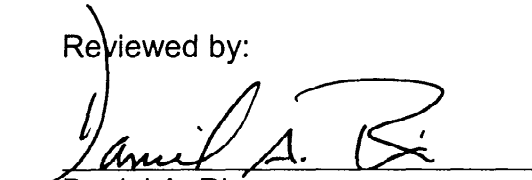
Respectfully submitted,


CYNTHIA J. KURTZ
City Manager


Prepared by:


Stephen K. Walker
Principal Engineer

Reviewed by:


Daniel A. Rix
City Engineer

Approved by:


Martin Pastucha, Director
Department of Public Works

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF PASADENA APPROVING
A MASTER AGREEMENT BETWEEN THE
CITY OF PASADENA AND THE STATE OF CALIFORNIA
FOR FEDERAL-AID TRANSPORTATION PROJECTS

WHEREAS, receipt by the City of Pasadena of Federal funds under certain transportation programs administered by the State of California, acting through the California Department of Transportation (Caltrans), requires that a new master agreement be entered into by the City and Caltrans; and

WHEREAS, the City of Pasadena and the State of California, acting through the California Department of Transportation (Caltrans), desire to enter into a revised Administering Agency - Federal Master Agreement that reflects the provisions of the Intermodal Surface Transportation Efficiency Act (ISTEA) and subsequent Transportation Authorization Bills, and various changes in regulations and policies.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pasadena that Administering Agency - Federal Master Agreement No. 07-5064R, as modified January 30, 2007, between the City of Pasadena and the State of California, acting through the California Department of Transportation (Caltrans), is hereby approved, the City Manager is authorized and directed to execute same on behalf of the City, and the City Clerk is

directed to attest her signature and affix the corporate seal of the City thereto.

Adopted at the _____ meeting of the City Council on the ____ day of _____ 2007, by the following vote:

AYES:

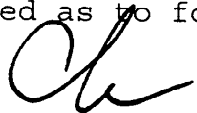
NOES:

ABSENT:

ABSTAIN:

JANE L. RODRIGUEZ
City Clerk

Approved as to form:

 2/24/07

NICHOLAS GEORGE RODRIGUEZ
Assistant City Attorney