



DATE: October 23, 2018

CATEGORY: Consent

DEPT.: Public Works

TITLE: **Updated Master Agreement
Administering Agency – State
Agreement for Federal-Aid Projects
No. 04-5124R**

RECOMMENDATION

Adopt a Resolution Approving Updated Master Agreement Administering Agency – State Agreement for Federal-Aid Projects No. 04-5124R, to be read in title only, further reading waived (Attachment 1 to the Council report).

BACKGROUND

To receive Federal funding, an agreement which governs the City’s use of funds in connection with approved projects needs to be executed between the City and the California Department of Transportation (Caltrans). On August 28, 1978, the City executed a Master Agreement (Agreement) with Caltrans which stated the general requirements of all Federal-aid projects relative to prosecution of projects and the maintenance of the completed facilities.

The Council approved an updated version of the Agreement on May 13, 1997, to reflect provisions of the Federal Intermodal Surface Transportation Efficiency Act of 1991 and then again on September 11, 2007, to incorporate new provisions of Federal law, including the Transportation Equity Act for the 21st Century and Safe Accountable Flexible Efficient Transportation Equity Act: A Legacy for Users.

ANALYSIS

It has been more than 10 years since the Agreement was revised. To address references to obsolete Federal regulations, Caltrans Division of Local Assistance recently modified the Agreement to bring it into compliance and to reflect changes to Title 2 Code of Federal Regulations (2 CFR) Part 200, “Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.” When 2 CFR Part 200 was published a few years ago, it consolidated all of Office of Management and Budget Circulars for State and Local Governments and Educational Institutions and Nonprofit

Organizations into 2 CFR Part 200. The Circulars established principles and standards for obtaining consistency and uniformity among Federal agencies regarding Federal awards, management of grants, and the audit of states, local governments, and nonprofit organizations that are expending Federal awards. Title 2 CFR Part 200 is now referred to as the new Supercircular, Uniform Grant Guidance, Uniform Guidance, or 2 CFR 200.

The City currently has two Capital Improvement Program projects that are Federally funded: Intersection Traffic Signal System—Major Replacements and Upgrades (Shoreline Boulevard and Villa Street), Project 16-27, and Middlefield Road Improvements, Rengstorff Avenue to Shoreline Boulevard, Project 19-35. Staff expects to submit a request for authorization from Caltrans as early as November 2018.

The State requires the local agency to submit a certified copy of the City Council resolution approving and authorizing the Public Works Director to execute the Agreement.

FISCAL IMPACT

There is no fiscal impact associated with this action. Approval of the Agreement enables Caltrans to release Federal funds to the City for transportation projects.

PUBLIC NOTICING – Agenda posting.

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JH/CL/2/CAM
946-10-23-18CR

Attachment: 1. Resolution

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