

CITY OF MOUNTAIN VIEW
RESOLUTION NO.
SERIES 2022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MOUNTAIN VIEW
AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE PROGRAM SUPPLEMENT
NO. 000000X04 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR STATE-FUNDED
PROJECTS NO. 04-5124S21 WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR
THE LOCAL ROAD SAFETY PLAN

WHEREAS, the City of Mountain View is eligible to receive State funding for certain transportation projects through the California Department of Transportation; and

WHEREAS, to receive such funding, a Master Agreement and Program Supplemental Agreement, which govern the terms and conditions and the City's use of funds in connection with approved projects, need to be executed between the City and the California Department of Transportation; and

WHEREAS, the City will be executing a Master Agreement Administering Agency State Agreement for State-Funded Projects, No. 04-5124S21, with the California Department of Transportation, which the City Council authorized on October 12, 2021, by adoption of Resolution No. 18609; and

WHEREAS, Program Supplement Agreement No. 000000X04 (Program Supplement Agreement) to the State Agreement is required to be executed for the project identified as "Local Roadway Safety Plan" and identified by City as the Local Road Safety Plan; and

WHEREAS, the terms of the Program Supplement Agreement require a resolution to be adopted by the City Council designating the official authorized to execute the Program Supplement Agreement; and

WHEREAS, the City Council wishes to designate authority to the Public Works Director;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mountain View that the City of Mountain View, a public entity under the laws of the State of California, hereby authorizes the Public Works Director to execute Program Supplement No. 000000X04 to Administering Agency-State Agreement for State-Funded Projects No. 04-5124S21, attached as Exhibit A hereto, and any amendments thereto with the California Department of Transportation.

TS/4/RESO
943-03-08-22r

Exhibit: A. Program Supplemental Agreement

PROGRAM SUPPLEMENT NO. 000000X04
 to
 ADMINISTERING AGENCY-STATE AGREEMENT
 FOR STATE FUNDED PROJECTS NO 04-5124S21

Adv. Project ID
 0421000425

Date: August 09, 2021
 Location: 04-SCL-0-MVW
 Project Number: LRSPL-5124(036)
 E.A. Number:
 Locode: 5124

This Program Supplement, effective 6/29/21, hereby adopts and incorporates into the Administering Agency-State Agreement No. 04-5124S21 for State Funded Projects which was entered into between the ADMINISTERING AGENCY and the STATE with an effective date of _____ 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: City of Mountain View

TYPE OF WORK: Local Roadway Safety Plan LENGTH: 0.0(MILES)

Estimated Cost	State Funds		Matching Funds	
	STATE		LOCAL	OTHER
\$100,000.00		\$62,000.00	\$38,000.00	\$0.00

CITY OF MOUNTAIN VIEW

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 8/10/21 \$62,000.00

SPECIAL COVENANTS OR REMARKS

1. All obligations of STATE under the terms of this Agreement are subject to the appropriation of resources by the Legislature and the encumbrance of funds under this Agreement. Funding and reimbursement are available only upon the passage of the State Budget Act containing these STATE funds.
2. Any State and Federal funds that may have been encumbered for this project are available for disbursement for limited periods of time. For each fund encumbrance the limited period is from the start of the fiscal year that the specific fund was appropriated within the State Budget Act to the applicable fund Reversion Date shown on the State approved project finance letter. Per Government Code Section 16304, all project funds not liquidated within these periods will revert unless an executed Cooperative Work Agreement extending these dates is requested by the ADMINISTERING AGENCY and approved by the California Department of Finance.

ADMINISTERING AGENCY should ensure that invoices are submitted to the District Local Assistance Engineer at least 75 days prior to the applicable fund Reversion Date to avoid the lapse of applicable funds. Pursuant to a directive from the State Controller's Office and the Department of Finance; in order for payment to be made, the last date the District Local Assistance Engineer can forward an invoice for payment to the Department's Local Programs Accounting Office for reimbursable work for funds that are going to revert at the end of a particular fiscal year is May 15th of the particular fiscal year. Notwithstanding the unliquidated sums of project specific State and Federal funding remaining and available to fund project work, any invoice for reimbursement involving applicable funds that is not received by the Department's Local Programs Accounting Office at least 45 days prior to the applicable fixed fund Reversion Date will not be paid. These unexpended funds will be irrevocably reverted by the Department's Division of Accounting on the applicable fund Reversion Date.

3. ADMINISTERING AGENCY agrees to comply with the requirements in 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (applicable to Federal and State Funded Projects).
4. This PROJECT is funded with State-Only funding from the Local Roadway Safety Plan (LRSP) Program. ADMINISTERING AGENCY agrees to develop an LRSP under this PROJECT.

The ADMINISTERING AGENCY agrees to follow all relevant State laws and requirements including the California Environmental Quality Act (CEQA).

This PSA allows reimbursement of eligible PROJECT expenditures to the ADMINISTERING AGENCY for which the LRSP State funds are allocated. The effective State allocation date establishes the eligibility date for the ADMINISTERING AGENCY to start reimbursable work. Any work performed prior the effective allocation date is not eligible for reimbursement from the LRSP funds.

ADMINISTERING AGENCY agrees that LRSP funds available for reimbursement will be

SPECIAL COVENANTS OR REMARKS

limited to the amount allocated and encumbered by the STATE consistent with the scope of work in the STATE approved application. Funds encumbered may not be used for a modified scope of work after a project is awarded unless approved by the Statewide LRSP Coordinator prior to performing work.

ADMINISTERING AGENCY agrees to the program delivery and reporting requirements. The study and the LRSP must be completed within thirty-six (36) months of the funding allocation. The Final Report of Expenditure, the final invoice and the LRSP report must be submitted to the DLAE within six (6) months of the report completion.