



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Program Supplement to Local Agency-State Agreement No. 5154 for Street Lighting, Various Locations

MEETING DATE: March 15, 1995

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council adopt a resolution approving Program Supplement No. 037 to the Local Agency-State Agreement No. 5154 for street lighting at various locations throughout the City.

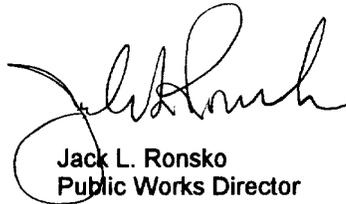
BACKGROUND INFORMATION: Last year, the City was informed it was successful in obtaining Federal Hazard Elimination/Safety (HES) funds to install street lighting on various arterial and collector streets. This Federal program covers one hundred percent of the cost of preliminary engineering, construction and construction engineering.

However, there will be some minor ineligible expenses the City will have to cover. Our application requested \$289,000 for the project on the arterial and collector streets and all indications were that was the amount we would receive.

When the Program Supplement arrived, it showed an estimated project cost and Federal funding amount of \$280,000. When Caltrans was asked about the discrepancy between the amount requested in our application and the Program Supplement, they said there had been a typographical error in the programmed amount at the Federal level. They indicated we could request the programmed amount and Program Supplement be changed; however, because the HES funds are over programmed by approximately twenty-five percent, the delay might jeopardize the entire amount. Their suggestion was that we go to bid and, after the bids are received, decide what we want to do. If the bids are more than the programmed amount, we can request additional funding. Since the shortfall is only three percent of the total amount requested, there is a good chance we may get it. If we can't get the funding needed to complete the entire project, we could downsize the contract by eliminating some of the lighting.

It is our recommendation the Program Supplement be approved. We intend to go to bid as soon as we receive notification the Federal funds have been obligated. At the time a contract is awarded, a decision can be made on how to proceed if additional funds are needed.

FUNDING: Not applicable.



Jack L. Ronsko
Public Works Director

Prepared by Sharon Blaufus, Administrative Assistant

JLR/SB/lm

Attachments

cc: City Attorney
City Engineer
Finance Director

APPROVED: _____



THOMAS A. PETERSON
City Manager



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PROGRAM SUPPLEMENT NO. 037
to
LOCAL AGENCY-STATE AGREEMENT
FOR FEDERAL-AID PROJECTS NO. 10-5154

Date: January 30, 1995
Location: 10-SJ -0-LOD
Project Number: STPLHG-5154(005)
E.A. Number: 10-106564

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 12/21/77 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

TYPE OF WORK: Street Lighting LENGTH: 4.0 (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
\$	280000	33Q \$	280000	\$	0
		\$	0	\$	0

CITY OF LODI

STATE OF CALIFORNIA
Department of Transportation

By _____

By _____
DEPUTY DISTRICT DIRECTOR OF
TRANSPORTATION, DISTRICT 10

Date _____

Date _____

Attest _____

Title _____

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

Accounting Officer Don Shoup Date 1-30-95 \$ 280000.00

Chapter	Statutes	Item	Year	Program	BC	Fund Source	AMOUNT
139	1994	2660-101-890	94-95	20.30.010.810	C	262040 892-F	280000.00

SPECIAL COVENANTS OR REMARKS

1. 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.
2. The Local Agency will advertise, award, and administer this project and will obtain the State's concurrence prior to either award or rejection of the contract.
3. 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 Division of Local Streets and Roads.
4. In executing this Program Supplemental Agreement, Local Agency hereby reaffirms the "Nondiscrimination Assurances" contained in the aforementioned Master Agreement for Federal-Aid Program.
5. 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.

RESOLUTION NO. 95-35

A RESOLUTION OF THE LODI CITY COUNCIL
APPROVING CALTRANS SUPPLEMENT NO. 037 TO
LOCAL AGENCY-STATE AGREEMENT FOR
STREET LIGHTING, VARIOUS LOCATIONS

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RESOLVED, that the City Council of the City of Lodi does hereby approve Program Supplement No. 037 to the Local Agency/State Agreement with the Department of Transportation for the installation of street lighting at various locations.

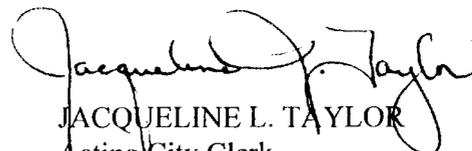
BE IT FURTHER RESOLVED, that the City Council of the City of Lodi does hereby authorize the City Manager and City clerk to execute the subject document on behalf of the City of Lodi.

Dated: March 15, 1995

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I hereby certify that Resolution No. 95-35 was passed and adopted by the City Council of the City of Lodi in a regular meeting held March 15, 1995, by the following vote:

AYES:	COUNCIL MEMBERS -	Davenport, Pennino, Sieglock, Warner and Mann (Mayor)
NOES:	COUNCIL MEMBERS -	None
ABSENT:	COUNCIL MEMBERS -	None


JACQUELINE L. TAYLOR
Acting City Clerk