

DEPARTMENT: Public Works

By: Mike Edwards
Director

Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes___ No X)

Public Works recommends adoption of the attached Resolution incorporating Program Supplement No. 011 into the Local Agency- State Agreement for Federal Aid and authorization for the Public Works Director to sign the Agreement. This provides estimated funding of \$48,000 (80%) for the design of this bridge replacement project on Old Toll Road at Bear Creek. The remaining costs will be paid by the Road Fund.

This work is an HBRR (Highway Bridge Replacement and Rehabilitation) Project funded under Federal Aid # STPLHG-5940(001). This is one of the four projects approved by Caltrans in September, 1994. We are currently negotiating with Merced County for assistance in design and environmental investigations.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The most recent project completed under this program was replacement of a bridge on Indian Peak Road at the Middle Fork Chowchilla River.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

This resolution is required by CalTrans. If it is not adopted, the grant may be jeopardized or delayed.

COSTS: () Not Applicable A. Budgeted current FY \$60,000 B. Total anticipated costs \$60,000 C. Required additional funding \$ D. Internal transfers \$		SPECIAL INSTRUCTIONS: List the attachments and number the pages consecutively: 1. Resolution 2. Letter, Caldwell to Edwards 3. Program Supplement No. 011
SOURCE: () 4/5th Vote Required A. Unanticipated revenues \$ B. Reserve for contingencies \$ C. Source description: Balance in Reserve Contingencies, if approved: \$		

CLERK'S USE ONLY
 Res. No.: 95-68 Ord. No. _____
 Vote - Ayes: 4 Noes: _____
 Absent: _____ Abstained: _____
 Approved () Denied
 Minute Order Attached () No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.
 Date: _____
 ATTEST: MARGIE WILLIAMS, Clerk of the Board
 County of Mariposa, State of California
 By: _____
 Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
 This item on agenda as:
 Recommended
 Not Recommended
 For Policy Determination
 Submitted with Comment
 Returned for Further Action

Comment: _____
 A.O. Initials: [Signature]

ATTACHMENT 1

MARIPOSA COUNTY
RESOLUTION 95- 68

A RESOLUTION AUTHORIZING INCORPORATION OF PROGRAM
SUPPLEMENT 011 INTO THE LOCAL AGENCY - STATE
AGREEMENT FOR FEDERAL AID, PROVIDING FUNDING
FOR THE BRIDGE REPLACEMENT PROJECT,
OLD TOLL ROAD AT BEAR CREEK, #40C-0057

WHEREAS, an agreement was entered into between Mariposa County and
the State of California on 08/21/79 regarding Federal Aid; and

WHEREAS, Program Supplement No. 011 to Local Agency-State Agreement
for Federal-Aid Projects No. 10-5940 will provide funding for the
replacement of the Old Toll Road Bridge at Bear Creek, #40C-0057,
(PW No. 93-22); and

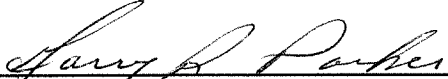
WHEREAS, the Board of Supervisors of Mariposa County desires to
implement these improvements, and execution of the Program
Supplement with the California Department of Transportation is
required to receive Federal Aid for the project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the
County of Mariposa, that Michael D. Edwards, Director of Public
Works, is hereby authorized and empowered to execute in the name of
Mariposa County Program Supplement 011 and all other necessary
documents to implement and carry out the purposes of this
resolution.

BE IT FURTHER RESOLVED by the Board of Supervisors of the County of
Mariposa, that Mariposa County stipulates as a condition to payment
of funds obligated to this project, that it accepts and will comply
with the covenants or remarks set forth on page 2 of 2, "Special
Covenants or Remarks", attached to Program Supplement No. 011.


PASSED AND ADOPTED by the Mariposa County Board of Supervisors this
14th day of February, 1995, by the following vote:

AYES: REILLY, BALMAIN, STEWART and PARKER
NOES: NONE
ABSENT: TABER
ABSTAINED: NONE



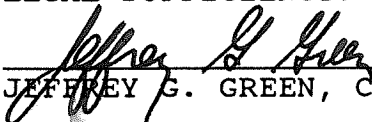
Garry R. Parker, Chairman
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



JEFFREY G. GREEN, County Counsel

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 and/or the respective agencies as determined by agreement 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 Exchange Funds, State Matching funds, and/or 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.