

STAFF REPORT

SUBJECT: Resolution of the LAVTA Board of Directors Delegating Authority to Execute the Master Agreement and Program Supplements with the State of California Department of Transportation

FROM: Tamara Edwards
Finance and Grants Manager

DATE: June 28, 2016

Action Requested

It is requested that the LAVTA Board of Directors approve Resolution 17-2016 authorizing the LAVTA Executive Director to execute the Master Agreement and any subsequent Program Supplements with the State of California Department of Transportation.

Background

In September 2006, LAVTA entered into a Master Agreement with the State of California Department of Transportation in order to accept funds from grants issued through the State Transportation Improvement Program. This agreement is set to expire July 1, 2016, and although it has been a while since LAVTA has received direct grant funding from the State of California Department of Transportation, extending the current agreement would make it easier for LAVTA if we were to receive funding in the future.

If LAVTA were successful in being awarded such a grant a condition of acceptance of these funds stipulates the mandatory execution of the State of California Master Agreement, doing this in advance could decrease the wait time for such funds. The Master Agreement contains all boilerplate language and discusses project delivery requirements, and other rules associated with the provision of these funds.

Discussion

LAVTA's Legal Counsel Michael Conneran has reviewed the Master Agreement and found it to be acceptable. It contains State of California boilerplate language associated with the provision of these funds related to costs reimbursement, various rules and procedures, and the incorporation of general provisions that are not in conflict with LAVTA's Purchasing Policy.

Budget Considerations

The resolution of support by the LAVTA Board of Directors will ensure that LAVTA is able to execute the Master Agreement and Program Supplements which will enable the agency to receive funds from the State of California for capital projects.

Next Steps

Upon final ratification of the Resolution, this matter will be closed.

Recommendation

Staff recommend that the Finance and Administration forward resolution 17-2016 to the Board for approval.

Attachments:

1. A Resolution By The Board Of Directors Of The Livermore Amador Valley Transit Authority Authorizing Delegation Of Authority For The Execution Of A Master Agreement And Program Supplements For State-Funded Transit Projects

RESOLUTION NO. 17-2016

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE LIVERMORE AMADOR VALLEY TRANSIT AUTHORITY AUTHORIZATION THE EXECUTION OF A MASTER AGREEMENT AND PROGRAM SUPPLEMENTS FOR STATE-FUNDED TRANSIT PROJECTS

WHEREAS, the Livermore Amador Valley Transit Authority (LAVTA) may receive state funding from the California Department of Transportation (Department) now or sometime in the future for transit projects; and

WHEREAS, substantial revisions were made to the programming and funding process for the transportation projects programmed in the State Transportation Improvement Program, by Chapter 622 (SB 45) of the Statutes of 1997; and

WHEREAS, the statutes related to state-funded transit projects require a local or regional implementing agency to execute an agreement with the Department before it can be reimbursed for project expenditures; and

WHEREAS, the Department utilizes Master Agreements for State-Funded Transit Projects, along with associated Program Supplements, for the purpose of administering and reimbursing state transit funds to local agencies; and

WHEREAS, the LAVTA wishes to delegate authorization to execute these agreements and any amendments thereto to the Executive Director and/or the Director of Administrative Services,

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the LAVTA that the fund recipient agrees to comply with all conditions and requirements set forth in this agreement and applicable statutes, regulations and guidelines for all state-funded transit projects.

NOW THEREFORE, BE IT FURTHER RESOLVED that the Executive Director and/or Director of Administrative Services be authorized to execute the Master Agreement and all Program Supplements for State-Funded Transit Projects and any Amendments thereto with the California Department of Transportation.

PASSED AND ADOPTED this 11th day of July, 2016

Steven Spedowfski, Chair

ATTEST:

Michael Tree, Executive Director

APPROVED AS TO FORM:

Michael Conneran, Legal Counsel