

PROGRAM SUPPLEMENT NO. 000000X75  
to  
ADMINISTERING AGENCY-STATE AGREEMENT  
FOR STATE FUNDED PROJECTS NO 12-5181S21

Adv. Project ID  
1222000016

Date: August 30, 2021  
Location: 12-ORA-0-HNTB  
Project Number: LRSPL-5181(193)  
E.A. Number:  
Locode: 5181

This Program Supplement, effective 08/26/21, hereby adopts and incorporates into the Administering Agency-State Agreement No. 12-5181S21 for State Funded Projects which was entered into between the ADMINISTERING AGENCY and the STATE with an effective date of 09/09/21 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. **2018-62** approved by the ADMINISTERING AGENCY on **11/19/2018** (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: Throughout the City of HNTB

TYPE OF WORK: Planning, Programming and Monitoring

LENGTH: 0.0(MILES)

Estimated Cost	State Funds	Matching Funds		
	STATE	LOCAL		OTHER
\$200,000.00	\$147,000.00	\$53,000.00		\$0.00

CITY OF HUNTINGTON BEACH

By

Title

Date

Attest

STATE OF CALIFORNIA

Department of Transportation

By

FOR

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

\$147,000.00

### 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.

### **SPECIAL COVENANTS OR REMARKS**

ADMINISTERING AGENCY agrees that LRSP funds available for reimbursement will be 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.

RESOLUTION NO. 2018-62

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON BEACH  
AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE PROGRAM  
SUPPLEMENTS TO THE CALIFORNIA DEPARTMENT OF TRANSPORTATION  
MASTER AGREEMENT FOR TRANSPORTATION PROJECTS

WHEREAS, the City of Huntington Beach is eligible to receive federal and/or state funding for certain transportation projects through the California Department of Transportation; and

California Department of Transportation requires the execution of Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements and/or Fund Transfer Agreements prior to claiming designated funds; and

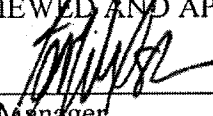
The City wishes to delegate authorization to the Director of Public Works to execute these agreements and any amendments thereto,

NOW, THEREFORE, the City Council of the City of Huntington Beach does hereby resolve that the Director of Public Works is authorized to execute all Master Agreements, Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements and/or Fund Transfer Agreements and any amendments thereto with the California Department of Transportation.

PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the 19th day of November, 2018.

  
Mayor

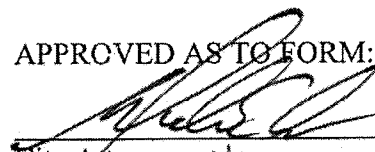
REVIEWED AND APPROVED:

  
City Manager

INITIATED AND APPROVED:

  
Director of Public Works

APPROVED AS TO FORM:


  
City Attorney

Res. No. 2018-62

STATE OF CALIFORNIA  
COUNTY OF ORANGE                     ) ss:  
CITY OF HUNTINGTON BEACH        )

I, ROBIN ESTANISLAU, the duly elected, qualified City Clerk of the City of Huntington Beach, and ex-officio Clerk of the City Council of said City, do hereby certify that the whole number of members of the City Council of the City of Huntington Beach is seven; that the foregoing resolution was passed and adopted by the affirmative vote of at least a majority of all the members of said City Council at a **Regular** meeting thereof held on **November 19, 2018** by the following vote:

**AYES:**       O'Connell, Semeta, Peterson, Posey, Delgleize, Hardy, Brenden  
**NOES:**       None  
**ABSENT:**   None  
**RECUSE:**   None

  
\_\_\_\_\_  
City Clerk and ex-officio Clerk of the  
City Council of the City of  
Huntington Beach, California