



City Council Staff Report

Date: November 4, 2015 CONSENT CALENDAR

Subject: APPROVAL OF PROGRAM SUPPLEMENT AGREEMENT NO. N043, WITH THE STATE OF CALIFORNIA FOR USE OF SURFACE TRANSPORTATION PROGRAM (STP) FEDERAL-AID FUNDS FOR THE RAMON ROAD PAVEMENT REHABILITATION, CITY PROJECT NO. 14-02, FEDERAL AID PROJECT NO. STPLN-5282 (043)

From: David H. Ready, City Manager

Initiated by: Public Works and Engineering Department

SUMMARY

Approval of Program Supplement Agreement No. N043 will formally authorize the reimbursement of up to \$395,729 in federal-aid funds for the Ramon Road Pavement Rehabilitation, City Project No. 14-02, Federal Aid Project No. STPLN-5282 (043).

RECOMMENDATION:

Adopt Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA APPROVING PROGRAM SUPPLEMENT AGREEMENT NO. N043 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS NO. 08-5282R WITH THE STATE OF CALIFORNIA, IN THE AMOUNT OF \$395,729, FOR THE RAMON ROAD PAVEMENT REHABILITATION, CITY PROJECT NO. 14-02, FEDERAL-AID PROJECT NO. STPLN-5282 (043), AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY OF PALM SPRINGS."

STAFF ANALYSIS:

In early 2013, the Riverside County Transportation Commission (RCTC) approved a Call for Projects for RCTC and its member jurisdictions using RCTC's allocation of Moving Ahead for Progress in the 21st Century (MAP-21) funds made available through the current federal transportation bill, the Surface Transportation Program (STP).

On March 28, 2013, the Public Works and Engineering Department responded to RCTC's Call or Projects for MAP-21 funding, requesting consideration of funding for pavement rehabilitation and associated improvements on Ramon Road extending

generally from Sunrise Way to El Cielo Road. The purpose of the City's request is to repair a severely weathered heavily traveled major arterial roadway. The proposed improvements would grind and overlay the existing asphalt concrete pavement and related improvements. The Public Works Department requested \$395,729 in STP federal funds for an estimated \$500,000 project.

RCTC received a number of requests for MAP-21 funding from its member jurisdictions, requesting a total of \$52,000,000 in funding available in Fiscal Year's 2013/14 through 2015/16. The requests were evaluated by a Review Panel, and the City's request was ranked in 13th place of the 23 requests that were approved. The RCTC Executive Committee subsequently approved the list of projects to receive STP funding, and the projects were later added to the Regional Transportation Improvement Plan.

The Ramon Road Pavement Rehabilitation, City Project No. 14-02, (the "Project"), will cold mill the existing asphalt concrete pavement, prepare and repair existing cracks, construct asphalt concrete overlay, install inductive loop vehicle detectors, and remove, reconstruct, and upgrade curb ramps to conform to current ADA standards throughout the Project limits. A location map is provided below. A vicinity map illustrating a 500-ft radius from the roadway segment is included as **Attachment 1**.



Location Map

The City operates under a "Master Agreement" with the state of California, identified as the "Administering Agency – State Agreement No. 08-5282R" for use of federal-aid funds on City projects. The Master Agreement is amended by each successive use of federal funds on a project, and upon authorization or obligation of the use of federal funds on a project, the City is provided with a "Program Supplement Agreement", or amendment, to the Master Agreement.

In light of the City's authorization to proceed with the construction phase of the Project using federal STP funds, Caltrans has submitted to the City for approval Program Supplement Agreement No. N043 which will facilitate the City's use of federal funds for the Project. A copy of Program Supplement Agreement No. N043 is included as **Attachment 2**.

ENVIRONMENTAL IMPACT:

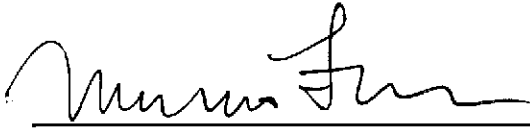
Section 21084 of the California Public Resources Code requires Guidelines for Implementation of the California Environmental Quality Act ("CEQA"). The Guidelines are required to include a list of classes of projects which have been determined not to have a significant effect on the environment and which are exempt from the provisions of CEQA. In response to that mandate, the Secretary for Resources identified classes of projects that do not have a significant effect on the environment, and are declared to be categorically exempt from the requirement for the preparation of environmental documents. In accordance with Section 15301 "Existing Facilities," Class 1 projects consist of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities; therefore, the Ramon Road Pavement Rehabilitation, City Project No. 14-02, is considered categorically exempt from CEQA, and a Notice of Exemption has been prepared and has been filed with the Riverside County Clerk. A copy of the Notice of Exemption is included as **Attachment 3**.

This project is funded, in part, by federal funds, requiring local oversight by the State of California, Department of Transportation ("Caltrans"). As a federally funded project, the project is subject to environmental review pursuant to the National Environmental Policy Act ("NEPA"). On December 11, 2014, Caltrans, acting as the lead agency pursuant to NEPA, made an environmental determination that the project does not individually or cumulatively have a significant impact on the environment as defined by NEPA and is excluded from the requirements to prepare an Environmental Assessment ("EA") or Environmental Impact Statement ("EIS"), and that it qualifies for a Categorical Exclusion in accordance with 23 USC 327. Subsequently, on August 26, 2015, Caltrans completed a NEPA re-validation confirming that the prior NEPA determination for the Project remains valid and no further environmental documentation was required. A copy of the NEPA environmental documents is included as **Attachment 4**.

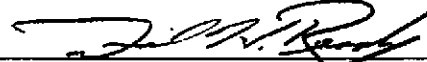
FISCAL IMPACT:

Approval of Program Supplement Agreement No. N043 with Caltrans will formally authorize the disbursement and use of up to \$395,729 in federal-aid funds for the Project. These funds will be allocated to the Capital Project Fund (Fund 261) in Account No. 261-4491-50322. The City Council previously appropriated \$51,000 from the Local Measure A Fund (Fund 134) in the 2014-2015 Fiscal Year, and an additional \$100,000 in the 2015-2016 Fiscal Year for the Project.

SUBMITTED:



Marcus L. Fuller, MPA, P.E., P.L.S.
Assistant City Manager/City Engineer



David H. Ready, Esq., P.P.D.
City Manager

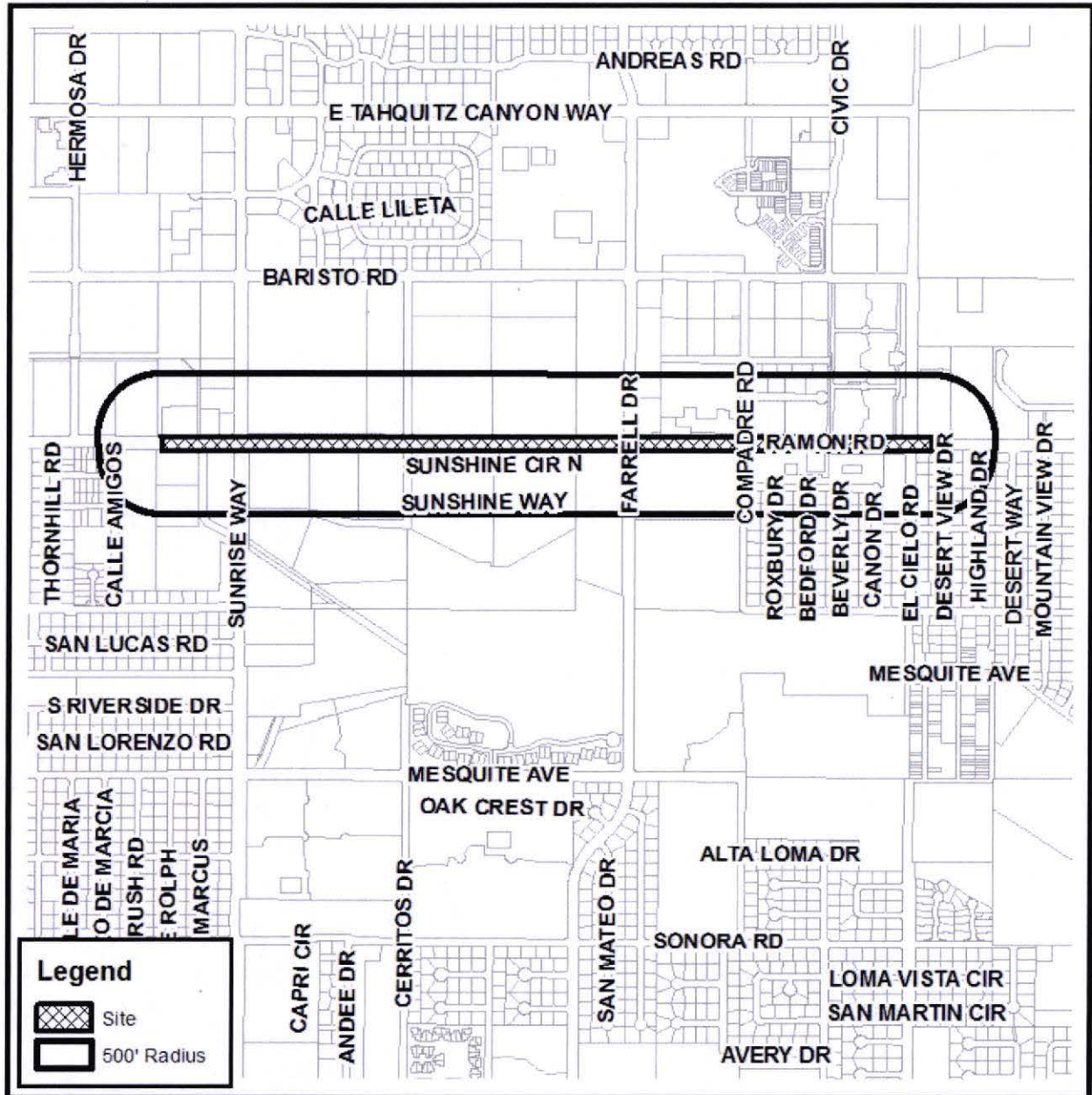
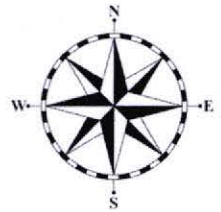
Attachments:

1. Vicinity Map.
2. Program Supplement Agreement No. N043
3. CEQA: Notice of Exemption
4. NEPA: Categorical Exclusion and Revalidation
5. Resolution

ATTACHMENT 1



Department of Public Works and Engineering Vicinity Map



Legend

- Site
- 500' Radius

CITY OF PALM SPRINGS

ATTACHMENT 2

DEPARTMENT OF TRANSPORTATION

Division of Local Assistance
1120 N STREET
P.O. BOX 942874, MS# 1
Sacramento, CA 94274-0001
TTY 711
(916) 654-3883
Fax (916) 654-2408



October 19, 2015

File : 08-RIV-0-PSP
STPLN-5282(043)
Ramon Road from approximately
650 feet west of Sunrise Way to
approximately 700 feet east of Com;

Mr. Savat Khamphou
Assistant City Engineer/Assistant Public Works Director
City of Palm Springs
3200 E. Tahquitz Canyon Way
Palm Springs, CA 92262

Dear Mr. Khamphou:

Enclosed are two originals of the Program Supplement Agreement No. 043-N to Administering Agency-State Agreement No. 08-5282R and an approved Finance Letter for the subject project. Please retain the signed Finance Letter for your records.

Please note that federal funding will be lost if you proceed with future phase(s) of the project prior to getting the "Authorization to Proceed" with that phase.

Please review the covenants and sign both copies of this Agreement and return both to this office, Office of Project Implementation - MS1 within 90 days from the receipt of this letter. If the signed Agreements are not received back in this office within 90 days, funds will be disencumbered and/or deobligated. Alterations should not be made to the agreement language or funding. **ATTACH YOUR LOCAL AGENCY'S CERTIFIED AUTHORIZING RESOLUTION THAT CLEARLY IDENTIFIES THE PROJECT AND THE OFFICIAL AUTHORIZED TO EXECUTE THE AGREEMENT.** A fully executed copy of the agreement will be returned to you upon ratification by Caltrans. No invoices for reimbursement can be processed until the agreement is fully executed.

The State budget authority supporting the encumbered funds is only available for liquidation up to specific deadlines. These deadlines are shown on the attached Finance letter as the "Reversion Date". Please ensure that your invoices are submitted at least 60 days prior to the reversion date to avoid any lapse of funds. If your agency is unable to seek reimbursement by this date you may request an extension through a Cooperative Work Agreement (CWA). A CWA is subject to the final approval of the State Department of Finance. If approved, the CWA may extend the deadline for up to two years.

Your prompt action is requested. If you have questions, please contact your District Local Assistance Engineer.

Sincerely,

for JOHN HOOLE, Chief
Office of Project Implementation - South
Division of Local Assistance

Enclosure

c: DLA AE Project Files
(08) DLAE - Sean Yeung

DEPARTMENT OF TRANSPORTATION
 DIVISION OF ACCOUNTING
 LOCAL PROGRAM ACCOUNTING BRANCH

FINANCE LETTER

Date: 10/15/2015
 Agency: 08-RIV-0-PSP
 Project No: STPLN-5282(043)
 EA No:

Attention: City of Palm Springs

FINANCE ITEMS	PRO RATA OR LUMP SUM	TOTAL COST OF WORK	FEDERAL PART. COST	FED. REIMB %	FEDERAL FUNDS	LOCAL FUNDS	OTHER FUNDS
M23E							
Contract Items							
Construction	Pro Rata	\$442,000.00	\$442,000.00	88.53%	\$391,303.00	\$50,697.00	\$0.00
Agency Construction Engineering	Pro Rata	\$5,000.00	\$5,000.00	88.52%	\$4,426.00	\$574.00	\$0.00
Totals:		\$447,000.00	\$447,000.00	0.00%	\$395,729.00	\$51,271.00	\$0.00

Fed. Partic: 100.00%

This Finance Letter was created based on specific financial information provided by the responsible local agency. The following encumbrance history is prepared by Local Assistance Accounting Office and is provided here for local agency's information and action.

Signature: *Patrick Louie*
 Title: HQ Local Assistance Area Engineer

For questions regarding finance letter, contact:

Printed Name: Patrick Louie
 Telephone No: (916) 653-7349

Remarks: Based on agency finance letter dated 06/18/15 for construction. Reimbursement ratio = 88.53%.

ACCOUNTING INFORMATION

STPLN-5282(043)

Cooperative Work Agreement

ADV PROJ ID	APPROP UNIT	STATE PROG	FED/STATE	ENCUMBRANCE AMOUNT	APPROP YEAR	EXPENDITURE AMOUNT	ENCUMBRANCE BALANCE	REVERSION DATE	APPROVED AMOUNT	EXPIRATION DATE
0814000219	15102F	2030010810	F	\$395,729.00	1415	\$0.00	\$395,729.00	06/30/20		

09

PROGRAM SUPPLEMENT NO. N043
 to
 ADMINISTERING AGENCY-STATE AGREEMENT
 FOR FEDERAL-AID PROJECTS NO 08-5282R

Adv Project ID Date: October 5, 2015
 0814000219 Location: 08-RIV-0-PSP
 Project Number: STPLN-5282(043)
 E.A. Number:
 Locode: 5282

This Program Supplement hereby adopts and incorporates the Administering Agency-State Agreement for Federal Aid which was entered into between the Administering Agency and the State on 02/07/07 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 obligated to this PROJECT, the Administering Agency accepts and will comply with the special covenants or remarks set forth on the following pages.

PROJECT LOCATION:

Ramon Road from approximately 650 feet west of Sunrise Way to approximately 700 feet east of Compadre Road

TYPE OF WORK: Road rehabilitation

LENGTH: 1.0(MILES)

Estimated Cost	Federal Funds		Matching Funds	
	M23E		LOCAL	OTHER
\$447,000.00		\$395,729.00	\$51,271.00	\$0.00

CITY OF PALM SPRINGS

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 _____

10/8/2015

\$395,729.00

Chapter	Statutes	Item	Year	Program	BC	Category	Fund Source	AMOUNT

STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION
PROGRAM SUPPLEMENT AND CERTIFICATION FORM
 PSCF (REV 01/2010)

R/W Utilities (4E1/4SBVE1)

TO STATE CONTROLLER'S OFFICE Claims Audits 3301 "C" Street, Rm 404 Sacramento, CA 95816	DATE PREPARED 10/7/2015	PROJECT NUMBER 0814000219
REQUISITION NUMBER / CONTRACT NUMBER RQS 081600000190		

FROM
Department of Transportation

SUBJECT
Encumbrance Document

VENDOR / LOCAL AGENCY
CITY OF PALM SPRINGS

\$ 395,729.00

PROCUREMENT TYPE
Local Assistance

CHAPTER	STATUTES	ITEM	YEAR	PEC / PECT	TASK / SUBTASK	AMOUNT
25	14	2660-102-890	14-15	2030010810	2620/0400	\$ 395,729.00

ADA Notifi For individuals with sensory disabilities, this document is available in alternate formats. For information, call (915) 654-6410 or TDD (916) -3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814

SPECIAL COVENANTS OR REMARKS

1. A. The ADMINISTERING AGENCY will advertise, award and administer this project in accordance with the current published Local Assistance Procedures Manual.

B. ADMINISTERING AGENCY agrees that it will only proceed with work authorized for specific phase(s) with an "Authorization to Proceed" and will not proceed with future phase(s) of this project prior to receiving an "Authorization to Proceed" from the STATE for that phase(s) unless no further State or Federal funds are needed for those future phase(s).

C. Award information shall be submitted by the ADMINISTERING AGENCY to the District Local Assistance Engineer within 60 days of project contract award and prior to the submittal of the ADMINISTERING AGENCY'S first invoice for the construction contract.

Failure to do so will cause a delay in the State processing invoices for the construction phase. Attention is directed to Section 15.7 "Award Package" of the Local Assistance Procedures Manual.

D. ADMINISTERING AGENCY agrees, as a minimum, to submit invoices at least once every six months commencing after the funds are encumbered for each phase by the execution of this Project Program Supplement Agreement, or by STATE's approval of an applicable Finance Letter. STATE reserves the right to suspend future authorizations/obligations for Federal aid projects, or encumbrances for State funded projects, as well as to suspend invoice payments for any on-going or future project by ADMINISTERING AGENCY if PROJECT costs have not been invoiced by ADMINISTERING AGENCY for a six-month period.

If no costs have been invoiced for a six-month period, ADMINISTERING AGENCY agrees to submit for each phase a written explanation of the absence of PROJECT activity along with target billing date and target billing amount.

ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current Local Assistance Procedures Manual.

E. Administering Agency shall not discriminate on the basis of race, religion, age, disability, color, national origin, or sex in the award and performance of any Federal-assisted contract or in the administration of its DBE Program Implementation Agreement. The Administering Agency shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure nondiscrimination in the award and administration of Federal-assisted contracts. The Administering Agency's DBE Implementation Agreement is incorporated by reference in this Agreement. Implementation of the DBE Implementation Agreement, including but not limited to timely reporting of DBE commitments and utilization, is a legal

SPECIAL COVENANTS OR REMARKS

obligation and failure to carry out its terms shall be treated as a violation of this Agreement. Upon notification to the Administering Agency of its failure to carry out its DBE Implementation Agreement, the State may impose sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

F. 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.

G. As a condition for receiving federal-aid highway funds for the PROJECT, the Administering Agency certifies that NO members of the elected board, council, or other key decision makers are on the Federal Government Exclusion List. Exclusions can be found at www.sam.gov.

H. STATE and ADMINISTERING AGENCY agree that any additional funds which are made available for any new phase(s) of work by future Federal obligations will be encumbered on this PROJECT by use of a Federal Highway Administration-approved "Authorization to Proceed" (E-76) STATE Finance Letter. ADMINISTERING AGENCY agrees that Federal funds available for reimbursement will be limited to the amounts obligated by the Federal Highway Administration.

ATTACHMENT 3

NOTICE OF EXEMPTION

To: Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

From: City of Palm Springs
3200 E. Tahquitz Canyon Way
Palm Springs, CA 92262

Clerk of the Board
County of Riverside
P.O. Box 751
Riverside, CA 92502-0751

Project Title: Ramon Road Pavement Rehabilitation, City Project No. 14-02

Project Applicant: City of Palm Springs

Project Location (Specific): Ramon Road from Sunrise to Compadre

Project Location (City): City of Palm Springs

Project Location (County): Riverside

Project Description: The scope of work consists of cold milling existing asphalt concrete (AC) pavement; installation of AC in designated pavement cracks; construction of asphalt concrete overlay; removal and reconstruction of AC pavement; installation of inductive loop vehicle detectors; removal, reconstruction, and upgrade of ADA curb ramps; traffic striping and markings and all other appurtenant work.

Name of Public Agency Approving Project: City of Palm Springs

Name of Person or Agency Carrying Our Project: City of Palm Springs, Public Works & Engineering Department

Exempt Status: (check one)

- Ministerial (Sec. 21080(b) (1); 15268);
- Declared Emergency (Sec. 21080(b) (3); 15269(a));
- Emergency Project (Sec. 21080(b) (4); 15269 (b)(c));
- Categorical Exemption. State type and section number: 15301 (c)
- Statutory Exemptions. State code number:

F I L E D / P O S T E D

County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder

E-201500412
05/21/2015 01:01 PM Fee: \$ 50.00
Page 1 of 1

Recd JUL 02 2015 By  Deputy

Reasons why project is exempt: The Project consists of the repair and maintenance of existing City streets, involving negligible or no expansion of use beyond that existing at the time of the City's determination. Therefore, the Project is considered Categorically Exempt from CEQA pursuant to Section 15301 © of the CEQA Guidelines.

Lead Agency Contact Person: Savat Khamphou, P.E. Area Code/Telephone/Extension: (760) 323-8744, ext. 8744

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature:  Date: _____ Title: Asst. Director of Public Works/Asst. City Engineer

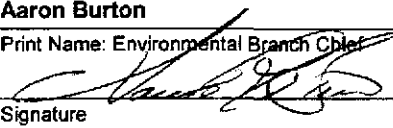
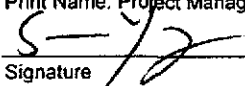
Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date received for filing at OPR: _____

ATTACHMENT 4

CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM

08/RIV/Palm Springs	STPLN 5282 (043)
Dist.-Co.-Rte. (or Local Agency) P.M./P.M. E.A/Project No.	Federal-Aid Project No. (Local Project)/Project No.
PROJECT DESCRIPTION: (Briefly describe project including need, purpose, location, limits, right-of-way requirements, and activities involved in this box. Use Continuation Sheet, if necessary.)	
<p>The local agency proposes work consist of milling of existing asphalt concrete pavement; installation of AC in designated pavement cracks; construction of asphalt concrete overlay; removal and reconstruction of AC pavement; installation of inductive loop vehicle detectors; removal, reconstruction, and upgrade of ADA curb ramps; traffic stripping and markings and all other appurtenant work. The project limits are on Ramon Road within the existing right-of-way from 670' west of Sunrise Way to 700' east of Compadre Road.</p>	
CEQA COMPLIANCE (for State Projects only)	
Based on an examination of this proposal and supporting information, the following statements are true and exceptions do not apply (See 14 CCR 15300 et seq.):	
<ul style="list-style-type: none"> • If this project falls within exempt class 3, 4, 5, 6 or 11, it does not impact an environmental resource of hazardous or critical concern where designated, precisely mapped and officially adopted pursuant to law. • There will not be a significant cumulative effect by this project and successive projects of the same type in the same place, over time. • There is not a reasonable possibility that the project will have a significant effect on the environment due to unusual circumstances. • This project does not damage a scenic resource within an officially designated state scenic highway. • This project is not located on a site included on any list compiled pursuant to Govt. Code § 65962.5 ("Cortese List"). • This project does not cause a substantial adverse change in the significance of a historical resource. 	
CALTRANS CEQA DETERMINATION (Check one)	
<input type="checkbox"/> Exempt by Statute. (PRC 21080[b]; 14 CCR 15260 et seq.)	
Based on an examination of this proposal, supporting information, and the above statements, the project is:	
<input type="checkbox"/> Categorically Exempt Class . (PRC 21084; 14 CCR 15300 et seq.)	
<input type="checkbox"/> Categorically Exempt. General Rule exemption. [This project does not fall within an exempt class, but it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment (CCR 15061[b][3].)]	
N/A	N/A
Print Name: Environmental Branch Chief	Print Name: Project Manager/DLA Engineer
N/A	N/A
Signature	Signature
Date	Date
NEPA COMPLIANCE	
In accordance with 23 CFR 771.117, and based on an examination of this proposal and supporting information, the State has determined that this project:	
<ul style="list-style-type: none"> • does not individually or cumulatively have a significant impact on the environment as defined by NEPA and is excluded from the requirements to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS), and • has considered unusual circumstances pursuant to 23 CFR 771.117(b). 	
CALTRANS NEPA DETERMINATION (Check one)	
<input checked="" type="checkbox"/> 23 USC 326: The State has determined that this project has no significant impacts on the environment as defined by NEPA, and that there are no unusual circumstances as described in 23 CFR 771.117(b). As such, the project is categorically excluded from the requirements to prepare an environmental assessment or environmental impact statement under the National Environmental Policy Act. The State has been assigned, and hereby certifies that it has carried out the responsibility to make this determination pursuant to Chapter 3 of Title 23, United States Code, Section 326 and a Memorandum of Understanding dated June 07, 2013, executed between the FHWA and the State. The State has determined that the project is a Categorical Exclusion under:	
<input type="checkbox"/> 23 CFR 771.117(c): activity (c)(26)	
<input type="checkbox"/> 23 CFR 771.117(d): activity (d)()	
<input type="checkbox"/> Activity ___ listed in Appendix A of the MOU between FHWA and the State	
<input type="checkbox"/> 23 USC 327: Based on an examination of this proposal and supporting information, the State has determined that the project is a CE under 23 USC 327.	
Aaron Burton	Sean Yeung
Print Name: Environmental Branch Chief	Print Name: Project Manager/DLA Engineer
	
Signature	Signature
Date	Date
12-10-14	12/11/14
Date of Categorical Exclusion Checklist completion: 12/10/14	
Date of ECR or equivalent : 12/10/14	

Briefly list environmental commitments on continuation sheet. Reference additional information, as appropriate (e.g., CE checklist, additional studies and design conditions).

CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM
Continuation Sheet

08/RIV/Palm Springs			STPLN 5282 (043)
Dist.-Co.-Rte. (or Local Agency)	P.M./P.M.	E.A/Project No.	Federal-Aid Project No. (Local Project)/Project No.
Continued from page 1:			
Project Description:			
The local agency proposes work consist of milling of existing asphalt concrete pavement; installation of AC in designated pavement cracks; construction of asphalt concrete overlay; removal and reconstruction of AC pavement; installation of inductive loop vehicle detectors; removal, reconstruction, and upgrade of ADA curb ramps; traffic stripping and markings and all other appurtenant work. The project limits are on Ramon Road within the existing right-of-way limits from 670' west of Sunrise Way to 700' east of Compadre Road.			
Permits:			
NPDES			

NEPA/CEQA RE-VALIDATION FORM

DIST./CO./RTE.	08/RIV/Palm Springs	<div style="border: 2px solid black; padding: 5px; width: fit-content; margin: auto;"> <p>RECEIVED</p> <p>AUG 26 2015</p> <p>CALTRANS DISTRICT 8 LOCAL ASSISTANCE</p> </div>
PM/PM	N/A	
E.A. or Fed-Aid Project No.	STPLN 5282 (043)	
Other Project No. (specify)	N/A	
PROJECT TITLE	Ramon Road Pavement Rehabilitation Project	
ENVIRONMENTAL APPROVAL TYPE	Categorical Exclusion	
DATE APPROVED	12/11/14	
REASON FOR CONSULTATION (23 CFR 771.129)	<i>Check reason for consultation:</i> <input checked="" type="checkbox"/> Project proceeding to next major federal approval <input type="checkbox"/> Change in scope, setting, effects, mitigation measures, requirements <input type="checkbox"/> 3-year timeline (EIS only) <input type="checkbox"/> N/A (Re-Validation for CEQA only)	
DESCRIPTION OF CHANGED CONDITIONS	The project is proceeding to next major federal approval. There are no change in scope, setting, effects, mitigation measures, or requirements.	

NEPA CONCLUSION - VALIDITY

Based on an examination of the changed conditions and supporting information: [Check ONE of the three statements below, regarding the validity of the original document/determination (23 CFR 771.129). If document is no longer valid, indicate whether additional public review is warranted and whether the type of environmental document will be elevated.]

- The original environmental document or CE remains valid. No further documentation will be prepared.
- The original environmental document or CE is in need of updating; further documentation has been prepared and is included on the continuation sheet(s) or is attached. With this additional documentation, the original ED or CE remains valid.
 Additional public review is warranted (23 CFR 771.111(h)(3)) Yes No
- The original document or CE is no longer valid.
 Additional public review is warranted (23 CFR 771.111(h)(3)) Yes No
 Supplemental environmental document is needed. Yes No
 New environmental document is needed. Yes No (If "Yes," specify type: _____)

CONCURRENCE WITH NEPA CONCLUSION

I concur with the NEPA conclusion above.

Signature: Environmental Branch Chief

8-25-15
Date

Signature: Project Manager/DLAE

8/26/2015
Date

CEQA CONCLUSION : (Only mandated for projects on the State Highway System.)

Based on an examination of the changed conditions and supporting information, the following conclusion has been reached regarding appropriate CEQA documentation: [Check ONE of the five statements below, indicating whether any additional documentation will be prepared, and if so, what kind. If additional documentation is prepared, attach a copy of this signed form and any continuation sheets.]

- Original document remains valid. No further documentation is necessary.
- Only minor technical changes or additions to the previous document are necessary. An addendum has been or will be prepared and is included on the continuation sheets or will be attached. It need not be circulated for public review. (CEQA Guidelines, §15164)
- Changes are substantial, but only minor additions or changes are necessary to make the previous document adequate. A Supplemental environmental document will be prepared, and it will be circulated for public review. (CEQA Guidelines, §15163)
- Changes are substantial, and major revisions to the current document are necessary. A Subsequent environmental document will be prepared, and it will be circulated for public review. (CEQA Guidelines, §15162) (Specify type of subsequent document, e.g., Subsequent FEIR: _____)
- The CE is no longer valid. New CE is needed. Yes No

CONCURRENCE WITH CEQA CONCLUSION

I concur with the CEQA conclusion above.

N/A
Signature: Environmental Branch Chief

Date

N/A
Signature: Project Manager/DLAE

Date

ATTACHMENT 5

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA APPROVING PROGRAM SUPPLEMENT AGREEMENT NO. N043 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS NO. 08-5282R WITH THE STATE OF CALIFORNIA, IN THE AMOUNT OF \$395,729, FOR THE RAMON ROAD PAVEMENT REHABILITATION (FROM SUNRISE TO EL CIELO), CITY PROJECT NO. 14-02, FEDERAL-AID PROJECT NO. STPLN-5282 (043), AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY OF PALM SPRINGS

WHEREAS, the City of Palm Springs has submitted to the California Department of Transportation a request for authorization to proceed with the construction phase of the Ramon Road Pavement Rehabilitation, City Project No. 14-02, Federal Aid Project No. STPLN-5282 (043), requiring obligation of \$395,729 of Surface Transportation Program ("STP") federal-aid funds; and

WHEREAS, the California Department of Transportation has prepared Program Supplement Agreement No. N043 to administering Agency-State Agreement No. 08-5282R with the state of California, obligating \$395,729 of federal-aid funds for the Ramon Road Pavement Rehabilitation, City Project No. 14-02, Federal Aid Project No. STPLN-5282 (043)

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. Program Supplement Agreement No. N043 to administering Agency-State Agreement No. 08-5282R with the state of California, obligating \$395,729 of federal-aid funds for the Ramon Road Pavement Rehabilitation, City Project No. 14-02, Federal Aid Project No. STPLN-5282 (043) is approved.

SECTION 2. The City Manager is authorized to execute and administer the Program Supplement Agreement as may be necessary.

Resolution No.

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ADOPTED THIS 4th day of November, 2015.

David H. Ready, City Manager

ATTEST:

James Thompson, City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF PALM SPRINGS)

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, hereby certify that Resolution No. _____ is a full, true and correct copy, and was duly adopted at a regular meeting of the City Council of the City of Palm Springs on November 4, 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

James Thompson, City Clerk
City of Palm Springs, California