

AMENDMENT NO. 1 TO COOPERATIVE AGREEMENT 04-2549

This Amendment No. 1 to Agreement (AMENDMENT 1), entered into, and effective on, _____ 2018, is between the State of California, acting through its Department of Transportation, referred to as CALTRANS, and:

City of Napa, a body politic and chartered city of the State of California, referred to hereinafter as CITY.

RECITALS

1. CALTRANS and CITY, collectively referred to as PARTNERS, entered into Cooperative Agreement 04-2549 (AGREEMENT) on June 23, 2015, defining the terms and conditions for cooperating on all phases of a highway improvement project in Napa County. The project consists of three separate but interdependent roundabouts in close proximity in CITY, one belonging to CALTRANS and the other two belonging to CITY, all three roundabouts having been scheduled for construction under one construction contract. Under AGREEMENT, CITY and CALTRANS are sole SPONSORS for CITY's and CALTRANS' roundabouts, respectively, but are jointly funding PROJECT. Also, under AGREEMENT, CITY is the IMPLEMENTING AGENCY for PA&ED, PS&E and R/W components, while CALTRANS is the IMPLEMENTING AGENCY for the CONSTRUCTION component of PROJECT. Finally, under AGREEMENT, CITY is the CEQA lead agency, and CALTRANS is the CEQA responsible and NEPA lead agency for PROJECT.
2. In January of 2018, the PROJECT team, during the preparation of the final PS&E package and evaluation of the PROJECT risks, determined that additional budget for CONSTRUCTION CAPITAL and CONSTRUCTION SUPPORT would be necessary to construct and administer PROJECT during the construction phase. The revised dollar amounts are documented in a Project Change Request (PCR), approved on March 1, 2018.
3. PARTNERS now wish to enter into AMENDMENT 1 to increase the funding obligations on PROJECT as discussed above and agreed upon by PARTNERS.

IT IS THEREFORE MUTUALLY AGREED:

4. PARTNERS hereby amend AGREEMENT by replacing Exhibit "A" FUNDING SUMMARY in its entirety with FUNDING SUMMARY NO. A1, attached hereto and made a part of AMENDMENT 1. Any reference to FUNDING SUMMARY in AGREEMENT will now be deemed a reference to FUNDING SUMMARY NO. A1.

5. All other terms and conditions of AGREEMENT shall remain in full force and effect.
6. AMENDMENT 1 is deemed to be included in, and made a part of AGREEMENT.

SIGNATURES

PARTNERS declare that:

1. Each PARTNER is an authorized legal entity under California state law.
2. Each PARTNER has the authority to enter into AMENDMENT 1.
3. The people signing AMENDMENT 1 have the authority to do so on behalf of their public agencies.

**STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION**

CITY OF NAPA

Helena (Lenka) Culik-Caro
Deputy District Director, Design

Mike Parness
City Manager

Certified as to funds:

Attest:

District Budget Manager
Jeffrey Armstrong

Dorothy Roberts
City Clerk

Certified as to financial terms and policies:

Countersigned:

HQ Accounting

Desiree Brun
City Auditor

Approved as to Form:

Michael W. Barrett
City Attorney

AGREEMENT 04-2549-A1
 Project No. 0414000426
 EA 2J100
 04-NAP-29-11.3/11.6

EXHIBIT “A”**FUNDING SUMMARY NO. A1**

<u>FUNDING TABLE</u>									
IMPLEMENTING AGENCY →			CITY	CITY	CITY		CALTRANS		
Source	FUNDING PARTNER	Fund Type	PA&ED	PS&E	R/W SUPPORT	R/W CAPITAL	CONST. SUPPORT	CONST. CAPITAL	Totals
State	CALTRANS	SHOPP *	0	250,000	0	280,000	2,200,000	4,500,000	7,230,000
State	CITY	STIP/RIP *	0	0	0	431,000	0	1,070,000	1,501,000
Federal	CITY	OBAG *	0	0	0	723,000	0	1,740,000	2,463,000
Local	CITY	Local	460,000	1,126,000	210,000	2,300,000	0	4,063,000	8,159,000
Totals			460,000	1,376,000	210,000	3,734,000	2,200,000	11,373,000	19,353,000

* This fund type includes federal funds.
 OBAG (One Bay Area Grant Program) —

ATTACHMENT 2

AGREEMENT 04-2549-A1

Project No. 0414000426

SPENDING SUMMARY													v 222221
Fund Type	PA&ED		PS&E		R/W SUPPORT		R/W CAPITAL		CONST. SUPPORT		CONST. CAPITAL	Totals	
	CAL-TRANS	CITY	CAL-TRANS	CITY	CAL-TRANS	CITY	CAL-TRANS	CITY	CALTRANS	CITY	CALTRANS		
State Funds													
SHOPP	0	0	250,000	0	0	0	280,000	0	2,200,000	0	4,500,000	7,230,000	
STIP/RIP	0	0	0	0	0	0	0	431,000	0	0	1,070,000	1,501,000	
Federal Funds													
OBAG	0	0	0	0	0	0	0	723,000	0	0	1,740,000	2,463,000	
Local Funds													
Local	0	460,000	0	1,126,000	0	210,000	0	2,300,000	0	0	4,063,000	8,159,000	
Totals	0	460,000	250,000	1,126,000	0	210,000	280,000	3,454,000	2,200,000	0	11,373,000	19,353,000	