

**CITY OF SAN MATEO
RESOLUTION NO. ____ (2020)**

**APPROVAL OF AMENDMENT NO. 3 TO AGREEMENT 04-2448 WITH CALTRANS FOR THE PROJECT APPROVAL
AND ENVIRONMENTAL DOCUMENT PHASE OF THE STATE ROUTE 92/EL CAMINO REAL INTERCHANGE
IMPROVEMENTS PROJECT AND APPROPRIATING FUNDS TO CLOSE OUT THE PROJECT**

WHEREAS, the City of San Mateo (CITY) and State of California Department of Transportation (CALTRANS), collectively referred to as PARTIES, entered into AGREEMENT 04-2448 on March 29, 2012, defining the terms and conditions for developing and financing a highway improvement project, referred to as PROJECT, consisting of improvements to the State Route (SR) 92/El Camino Real (SR82) interchange in the City of San Mateo; and

WHEREAS, PARTIES entered into Amendment No. 1 to AGREEMENT on April 12, 2013, to add a new source of Local funding (SMCTA) in the amount of \$320,000, and increase the amount of Demo funding by \$480,000, and to delete the \$85,000 in City funding for an overall funding increase of \$715,000 resulting in a new total funding amount of \$1,300,000 and to update NEPA-related articles; and

WHEREAS, PARTIES entered into Amendment No. 2 to AGREEMENT on July 25, 2014, to add a new source of Local (CITY) funding in the amount of \$120,000, and to increase the amount of Local (SMCTA) funding by \$180,000 for an overall funding increase of \$300,000 resulting in a new total funding amount of \$1,600,000 by revising the FUNDING SUMMARY; and

WHEREAS, the AGREEMENT established the terms and conditions for supporting PROJECT costs for PA&ED completion. Subsequent amendments increased or decreased funding amounts from CITY, resulting in current subtotals as follows: \$980,000 from Local Demo (CITY) fund; \$500,000 from Local (SMTCA) fund; and, \$120,000 from Local (CITY) fund, for a total funding amount of \$1,600,000; and

WHEREAS, the PROJECT was designed by Caltrans in-house and was constructed within the Caltrans' right-of-way; and

WHEREAS, construction of the PROJECT roadway improvements was completed in August 2018; and

WHEREAS, PARTIES now seek to amend AGREEMENT with Amendment No. 3, to increase the funding for PA&ED cost overruns with the following increases that will be added to close-out the PROJECT: \$623,000 will be added from Local Demo (CITY) fund and \$53,210 will be added from Local (SMTCA) fund, for a total amount of \$676,210 in additional funding. The total PROJECT fund for PA&ED from local sources is now increased from \$1,600,000 to \$2,276,210.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN MATEO, CALIFORNIA, HEREBY RESOLVES that:

1. Caltrans completed the work of the Project Approval and Environmental Document Phase in accordance with Agreement 04-2448, and pursuant to the requirements of the California

Environmental Quality Act, a project level initial study and negative declaration for the Project was considered and approved on May 6, 2014.

2. Amendment No. 3 to Agreement 04-2448 with Caltrans for the State Route 92/El Camino Real Interchange Improvements project in the amount of \$676,210 is approved.
3. The Mayor is authorized to execute the Amendment in substantially the form presented on the City's behalf.
4. A supplemental budget appropriation in the amount of \$623,000 from the Federal Earmark T-2 (Local Demo) in TIP ID SM-110047 is approved and disbursed to Caltrans Project Account No. 04-23552