



RESOLUTION NO.

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

Resolution to Authorize the Director of Transportation, or Designee, the Delegated Authority to Execute a Reimbursable Agreement for Federal Lands Access Program Funding for Wentworth Springs Road Pavement Rehabilitation

WHEREAS, the Federal Highway Administration's (FHWA's) Federal Lands Access Program (FLAP) provides funds for work on public highways, roads, bridges, trails, and transit systems that are located on, are adjacent to, or provide access to Federal Lands, and FHWA's Central Federal Lands Highway Division (CFLHD) administers the FLAP and works with each of the states under its jurisdiction to administer the call for projects; and

WHEREAS, the El Dorado County Department of Transportation (Transportation) is preparing to submit a grant application for FLAP funding for pavement rehabilitation of an approximately 2.4 mile segment of Wentworth Springs Road (Forest Highway 137) extending from its intersection at 147 Ice House Road (MP 31.72) to its intersection at Wilderness Avenue (MP 34.12); and

WHEREAS, Wentworth Springs Road provides a critical connection for forest visitors to access the Eldorado National Forest and serves as a critical link for forest management and fire protection access to the Eldorado National Forest. Wentworth Springs Road provides direct motorized access to a variety of public recreation opportunities, including hiking, biking, camping, boating, fishing, cross-country skiing, equestrian use, and off road vehicle use in areas such as the Rubicon Trail, Desolation Wilderness, Gerle Reservoir, and various attractions within the Crystal Basin Recreation Area; and

WHEREAS, the pavement condition of Wentworth Springs Road is deteriorating as a result of traffic loading and harsh winter weather conditions; and without rehabilitation, a safe paved roadway access for recreation, forest management, and fire protection could be jeopardized; and

WHEREAS, the FLAP requires a minimum non-federal match of 11.47%; and non-State agency applicants are required to submit an Access Program Resolution from the grant applicant's governing body that must include the following:

- a) certification that governing body will provide consistent, sufficient maintenance funding for a period of 20 years or the life of constructed facility, whichever is greater; and
- b) commitment that governing body endorses matching funds identified including the timing of availability.

WHEREAS, the California Programming Decisions Committee (PDC) will solicit project applications with the intent of developing a 5 to 7 year program, and the deadline for application is May 27, 2021; and

WHEREAS, the FLAP short-list is anticipated to be issued in the summer of 2021 by PDC/CFLHD. Applicants who receive a project selection notification will be required to provide a maximum of \$10,000 within 45 days of the notification for CFLHD to complete development of a more accurate project scope, schedule, and budget; and

WHEREAS, to ensure the ability to meet the 45-day deadline to execute a Reimbursement Agreement after project selection notification, it is necessary to delegate authority to the Director of Transportation, or designee,

to authorize execution of a maximum \$10,000 Reimbursable Agreement within 45 days of project selection notification; and

WHEREAS, CFLHD anticipates announcing the funded program in the fall of 2022. If the PDC and the applicant agree with CFLHD’s project scope and cost, then a subsequent project Reimbursable Agreement will be required within 60 days from approval of funding; and

WHEREAS, if awarded funding, Transportation anticipates construction will begin in approximately 4 years from the date of award, with project completion in the fall of 2028; and

WHEREAS, the County wishes to submit a grant application and related documents to the FHWA/CFLHD for consideration of a FLAP grant of \$2,651,491, based on a total estimated cost of \$3,606,000, for which a non-federal match of 11.47% is required, a local match of \$413,609 includes an initial maximum \$10,000 Reimbursable Agreement, and an additional 15% is included for increased Grant scoring evaluation (additional 15% or \$540,900) that equals a total County contribution of \$954,509; and, the proposed local match funding source for this project is SMUD funds.

NOW, THEREFORE, BE IT RESOLVED that the County Board of Supervisors

- a) delegates the authority to the Director of Transportation, or designee, to authorize execution of the maximum \$10,000 Reimbursable Agreement, subject to prior County Counsel approval, within 45 days of project selection notification;
- b) will provide non-federal funding up to the maximum of \$10,000 towards the Reimbursable Agreement in the summer of 2021 upon notification that the County is on the FLAP short-list to complete development of a more accurate scope of work, schedule, and budget;
- c) endorses that the 11.47% matching funds with an additional 15% for increased Grant scoring evaluation estimated at \$954,509 will be available between the years 2021 and 2028 or until project completion, upon PDC and applicant agreement to the project scope, schedule, and budget, and upon entry into a subsequent project Reimbursable Agreement;
- d) will provide sufficient maintenance funding for a period of 20 years or the life of the constructed facility, whichever is greater; and is making the commitment to endorse that maintenance funds will be made available upon completion of improvements authorized by the 2021 FLAP grant, with completion of the project anticipated in the fall of 2028.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the ____ day of _____, 20__, by the following vote of said Board:

Attest:
Kim Dawson
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By: _____
Deputy Clerk

Chair, Board of Supervisors