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Council/Agency Meeting Held: _____	CITY CLERK CITY OF HUNTINGTON BEACH	_____
Deferred/Continued to: _____		City Clerk's Signature
<input type="checkbox"/> Approved <input type="checkbox"/> Conditionally Approved <input type="checkbox"/> Denied		
Council Meeting Date: 12/19/2005		Department ID Number: PW 05-072

**CITY OF HUNTINGTON BEACH
REQUEST FOR CITY COUNCIL ACTION**

SUBMITTED TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

SUBMITTED BY: *Penelope Culbreth Graft*
PENELOPE CULBRETH-GRAFT, CITY ADMINISTRATOR

RF **PREPARED BY:** *Robert F. Beardsley*
ROBERT F. BEARDSLEY, PE, DIRECTOR OF PUBLIC WORKS

SUBJECT: **Approve Amendment No. 11 to Cooperative Agreement No. C-95-975 With Orange County Transportation Authority (OCTA)**

Statement of Issue, Funding Source, Recommended Action, Alternative Action(s), Analysis, Environmental Status, Attachment(s)

Statement of Issue: Approval of Amendment No. 11 to Cooperative Agreement No. C-95-975 between the Orange County Transportation Authority (OCTA) and the City of Huntington Beach is required to maintain Measure M funding eligibility.

Funding Source: No funding source is required for this action. Authorized grants from the program currently total \$11.7 million over the next five years.

Recommended Action: Motion to:
Approve and authorize the Mayor and City Clerk to execute Amendment No. 11 to Cooperative Agreement No. C-95-975 between Orange County Transportation Authority and the City of Huntington Beach.

Alternative Action(s):
Deny approval of Amendment No. 11 and forego eligibility to receive additional funding through the CTFP program roadway improvements. This action could result in the loss of at least \$11.7 million in grant funding.

Analysis:
On August 18, 1995, the Orange County Transportation Authority (OCTA) and the City of Huntington Beach entered into Cooperative Agreement No. C-95-975, which determined that the City was eligible to receive funding under the Combined Transportation Funding Programs (CTFP) as specified in the CTFP Manual and the Bicycle and Pedestrian Facilities Program (BFPF).

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REQUEST FOR ACTION

MEETING DATE: 12/19/2005

DEPARTMENT ID NUMBER: PW 05-072

The Combined Transportation Funding Program (CTFP) is a combination of Measure M, federal and local funding programs. The programs included in the CTFP are listed below.

- Smart Street Program (SSP)
- Regional Interchange Program (RIP)
- Intersection Improvement Program (IIP)
- Signal Improvement Program (SIP)
- Transportation Demand Management Program (TDMP)
- Master Plan of Arterial Highways Program (MPAH)
- Growth Management Areas Program (GMA)
- Regional Surface Transportation Program (RSTP)
- Local Surface Transportation Program (LSTP)
- Arterial Highway Rehabilitation Program (AHRP)

The CTFP brings all of these programs under one set of procedures and general policies to provide the maximum flexibility for funding allocation and to minimize the burden on local jurisdictions when applying for potential project funding.

Amendment No. 11 to this Agreement updates the Exhibit, which lists the approved funded projects. Through fiscal year 2009/2010, the City has been approved to receive approximately \$11.7 million in transportation improvement funds.

Public Works Commission Action: Not required.

Environmental Status: Not applicable.

Attachment(s):

City Clerk's Page Number	No.	Description
3	1.	Amendment No.11 – Cooperative Agreement No. C-95-975 (2 copies)

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ATTACHMENT #1

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AFFILIATED AGENCIES

Orange County
Transit District

Local Transportation
Authority

Service Authority for
Freeway Emergencies

Consolidated Transportation
Service Agency

Congestion Management
Agency

Service Authority for
Abandoned Vehicles

October 4, 2005

Ms. Joan Flynn
City of Huntington Beach
2000 Main Street
Huntington Beach, CA 92648

Subject: Amendment No. 11 to Agreement No. C-95-975

Attached are two originals of Amendment No. 11 to Agreement No. C-95-975.
Please execute and return the signed originals to:

Kathy Peale
Orange County Transportation Authority
550 South Main
P.O. Box 14184
Orange, CA 92863-1584

Please sign the Amendment using blue ink. **Do not date the first page of the documents;** it will be dated once the Amendment has been fully executed. Please process the Amendment through City's appropriate procedures as quickly as possible and return the documents to the undersigned.

If you have any questions, please contact me at (714) 560-5609. Thank you for your prompt attention in this matter.

Sincerely,

Kathy Peale
Procurement Administrator

Enclosures

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**AMENDMENT NO. 11 TO
COOPERATIVE AGREEMENT NO. C-95-975**

**BETWEEN
ORANGE COUNTY TRANSPORTATION AUTHORITY
AND
CITY OF HUNTINGTON BEACH**

THIS AMENDMENT NO. 11 is made and entered into this ____ day of _____, 2005, by and between the Orange County Transportation Authority, a public corporation of the State of California (hereinafter referred to as "AUTHORITY"), and City of Huntington Beach, a municipal corporation (hereinafter referred to as "AGENCY").

WITNESSETH:

WHEREAS, by Agreement No. C-95-975 dated August 18, 1995, as last changed by Amendment No. 10 dated April 28, 2005, AUTHORITY and AGENCY entered into an Agreement which determined that AGENCY was eligible to receive funding under the Combined Transportation Funding Programs (CTFP) as specified in the CTFP Manual and also the Bicycle and Pedestrian Facilities Program; and

WHEREAS, periodic scheduled reviews approved by AUTHORITY and AGENCY may be updated as required; and

WHEREAS, both parties have agreed to amend the list of projects set forth in Exhibit A;

NOW, THEREFORE, it is mutually understood and agreed by AUTHORITY and AGENCY as follows:

Amend Exhibit A, "Combined Transportation Funding Programs (CTFP) Allocations", to delete the Exhibit in its entirety and in lieu thereof insert the revised "Combined Transportation Funding Programs (CTFP) Allocations", dated September 28, 2005, included in this Amendment as Attachment No. 1 which is incorporated into and made a part of the Agreement.

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**AMENDMENT NO. 11 TO
AGREEMENT NO. C-95-975**

The balance of Agreement No. C-95-975 remains unchanged.

This Amendment shall be made effective upon execution by both parties and shall remain in effect until both parties agree to amend or terminate it.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment No. 11 to Agreement No. C-95-975 to be executed on the effective date first above written.

CITY OF HUNTINGTON BEACH

ORANGE COUNTY TRANSPORTATION AUTHORITY

By _____
Mayor

By _____
Arthur T. Leahy
Chief Executive Officer

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By [Signature]
City Attorney
11/23/05
Paul 11-23-05

By [Signature]
Kennard R. Smart, Jr.
General Counsel

Attest:

APPROVED:

By _____
City Clerk

By [Signature]
Paul C. Taylor, P.E.
Executive Director
Planning, Development and Commuter Services

Date 9/29/05

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