

Agenda Summary Report (ASR)

Franklin County Board of Commissioners

DATE SUBMITTED: April 28, 2023	PREPARED BY: Kathleen Neuman, Project Manager
Meeting Date Requested: May 9, 2023	PRESENTED BY: Craig Erdman, Director/Engineer
ITEM: (Select One) <input type="checkbox"/> Consent Agenda <input checked="" type="checkbox"/> Brought Before the Board Time needed: 5 minutes	
SUBJECT: Resolution approving Rural Arterial Program (RAP) Project Agreement for Construction Proposal with Washington State-County Road Administration Board (CRABoard) for County Road Project (CRP) 635-Vineyard Drive West and North Railroad Avenue Intersection project.	
FISCAL IMPACT: \$2,142,900 of Washington State's Rural Arterial Trust Account's (RATA) grant funds through Rural Arterial Program (RAP) were requested through the County Road Administration Board (CRABoard) to be used towards the proposed Vineyard Drive West and North Railroad project. If approved, RATA funds will contribute \$1,529,800 towards the project from their '23-'24 funding cycle; there is a 10% local match requirement. The remaining requested funds are expected to be awarded during the '25-'26 RAP funding cycle. The estimated cost for the proposed project is \$2,381,000 (\$2,142,900 RAP; \$238,100 Local Match) The proposed project was added to the 2023-2028 County's Six-Year Transportation Improvement Program (TIP) through Resolution 2022-243.	
BACKGROUND: September 20 th , 2022, the Board of Commissioners approved Resolution 2022-232 approving the submittal of the Final Prospectus to the CRABoard for RAP funding for the Vineyard Drive West and North Railroad Avenue Intersection project. The CRABoard notified the Public Works Department that \$1,529,800 of RATA funds will be awarded towards the Vineyard Drive West and North Railroad Avenue Intersection project. The proposed project was added to the County's 2023-2028 Transportation Improvement Plan (TIP). Public Works is requesting that the Board approve the RAP Project Agreement for Construction Proposal submittal to the CRABoard requesting \$1,529,800 in RAP funding to be used towards the design, right-of-way, and construction of this project.	
COORDINATION: This agenda item was prepared under the supervision of Craig Erdman, Director/County Engineer and coordinated with Steve Johnson, Grants Program Manager with the CRABoard.	
RECOMMENDATION: Approve attached Resolution approving the RAP Project Agreement for Construction Proposal.	
ATTACHMENTS: (Documents you are submitting to the Board) 1. Resolution 2. RAP Project Agreement for Construction Proposal – 3 originals	
HANDLING / ROUTING: (Once document is fully executed, it will be imported into Document Manager. Please list <u>name(s)</u> of parties that will need a pdf) All original RAP Project Agreement for Construction Proposals to Public Works (Kathleen Neuman)	

I certify the above information is accurate and complete.

Name: 

Title: PW Director/County Engineer

FRANKLIN COUNTY RESOLUTION NO. _____

BEFORE THE BOARD OF COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

***CRP 635-VINEYARD DRIVE WEST AND NORTH RAILROAD AVENUE
INTERSECTION
RURAL ARTERIAL PROGRAM (RAP) PROJECT AGREEMENT
FOR CONSTRUCTION PROPOSAL BETWEEN
FRANKLIN COUNTY AND THE COUNTY ROAD ADMINISTRATION BOARD***

WHEREAS, pursuant to RCW 36.01.010 and RCW 36.32.120 the legislative authority of each county is authorized to enter into agreements on behalf of the county and have the care of county property and management of county funds and business; and

WHEREAS, the Board of Franklin County Commissioners constitutes the legislative authority of Franklin County and desires to enter into the attached agreement as being in the best interest of Franklin County;

NOW, THEREFORE, BE IT RESOLVED that the attached agreement to the Rural Arterial Program Project Agreement for Construction Proposal for CRP 635-Vineyard Drive West and North Railroad Avenue Intersection between Franklin County and Washington State's County Road Administration Board is hereby approved by the Board; and

BE IT FURTHER RESOLVED that the Chairman of the Board of Franklin County Commissioners be, and hereby is, authorized to sign said agreement between Washington State County Road Administration Board and Franklin County on behalf of Franklin County.

APPROVED this _____ day of _____, 2023.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

Chair

Chair Pro Tem

Member

Attest

Clerk of the Board

STATE OF WASHINGTON - COUNTY ROAD ADMINISTRATION BOARD

**RURAL ARTERIAL PROGRAM
PROJECT AGREEMENT FOR CONSTRUCTION PROPOSAL**

Submitting County:
Franklin

Project Number: 1123-01

Date Approved: 05/01/2023

AUTHORIZED RATA FUNDS: \$1,529,800

Road	Road Name(s)	BMP(s)	EMP(s)	Segment #
08870	Vineyard Drive West	0.900	1.240	1
10110	North Railroad Avenue	2.970	3.270	1

The State of Washington County Road Administration Board (CRABoard) and Franklin County (County) mutually agree as follows:

- (1) The funds hereby authorized are for completion of the proposed project as defined by chapter 36.79 RCW Roads and bridges — rural arterial program.
- (2) The County is in compliance with the provisions of chapter 136-150 WAC regarding eligibility for Rural Arterial Trust Account (RATA) funds. If the County is found not to be in compliance with these provisions, such non compliance may be cause for the CRABoard to withdraw or deny the Certificate of Good Practice of the County and require pay back of any RATA funds that have been paid to the County for this project.
- (3) If the project is reconstruction, the County shall gain approval from WSDOT (chapter 43.32 RCW) for all deviations from the design standards listed in the Local Agency Guidelines prior to construction.
- (4) If the project is 3R (resurfacing restoration and rehabilitation), the County shall document its design considerations for the proposed improvements in keeping with 3R standards as listed in the Local Agency Guidelines.
- (5) The project shall be constructed in accordance with the information furnished to the CRABoard, and the plans and specifications prepared by the county engineer.
- (6) Phased construction methodology is permitted upon notification by the county engineer of the phasing plan as authorized under WAC 136-170-030. Failure by the county to notify the CRABoard of phasing plan at least 15 days prior to commencement of construction may result in withdrawal of funding by the CRABoard and county forfeiture of all RATA funds expended.
- (7) The County shall notify the CRABoard when a contract has been awarded and/or when construction has started, and when the project has been completed.
- (8) The County shall reimburse the RATA in the event a project post audit reveals improper expenditure of RATA funds.
- (9) Costs of the project which exceed the amount of RATA funds authorized by the CRABoard, set forth above, and the required matching funds and other funds represented by the county to be committed to the project, shall be paid by the County as necessary to complete the project as submitted to the CRABoard.

(10) Matching funds and other funds represented to be committed to the project shall be available as necessary to implement the projected development of the project as set forth in the construction proposal prospectus.

(11) The CRABoard hereby agrees to reimburse the county from RATA funds allocated, and not otherwise, for its reimbursable costs not to exceed the amount above specified.

(12) The CRABoard will reimburse costs incurred by the County based on project progress as certified by the county engineer within the CRABoard's RAP Online project management application by monthly progress payment vouchers received and approved on individual projects in the order in which they are received in the CRABoard office, subject to the availability of RATA funds apportioned to the region. Such obligation to reimburse RATA funds extends only to project costs incurred after the date of project approval by the CRABoard.

(13) Either the CRABoard or the County may request changes to the provisions contained in this agreement. Such changes shall be mutually agreed upon and incorporated by written amendment to this agreement. No variation or alteration of the terms of this agreement shall be valid unless made in writing and signed by authorized representatives of the CRABoard or the County hereto.

(14) During the term of this agreement and for a period not less than six (6) years from the date of final payment by the CRABoard, the records and accounts pertaining to this agreement are to be kept available for inspection and audit and copies of all records, accounts, documents, or other data pertaining to the agreement will be furnished upon request. If any litigation, claim, or audit is commenced, the records and accounts along with supporting documentation shall be retained until said litigation, claim, or audit finding has been resolved even though such litigation, claim, or audit continues past the six year retention period.

IN CONSIDERATION of the allocation by the CRABoard RATA funds to the project in the amount set out above, the County hereby agrees that as condition precedent to payment of any RATA funds allocated at any time to the above referenced project, it accepts and will comply with the terms of this agreement, including the terms and conditions set forth in Chapter 49, Laws of 1983, 1st Ex. Sess. (chapter 36.79 RCW); the applicable rules of Title 136 WAC and all representations made to the CRABoard upon which the fund allocation was based; all of which are familiar to and within the knowledge of the county and are incorporated herein and made a part of this agreement, although not attached.

This agreement supersedes all prior agreements issued using the project number listed above and shall be valid and binding only if it is signed and returned to the CRABoard office within 45 days of its mailing by the CRABoard.

COUNTY ROAD ADMINISTRATION BOARD:

By: _____

Date: _____

FRANKLIN COUNTY:

By: _____

Date: _____