COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

JAMES A. NOYES, Director

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ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

September 18, 2003

IN REPLY PLEASE REFER TO FILE: PD-6

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

ASSIGNMENT OF CITY OF HUNTINGTON PARK FEDERAL SURFACE TRANSPORTATION PROGRAM FUNDS TO COUNTY OF LOS ANGELES CITY OF HUNTINGTON PARK-COUNTY COOPERATIVE AGREEMENT SUPERVISORIAL DISTRICT 1 3 VOTES

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Chair of the Board to sign the enclosed agreement between the County of Los Angeles and the City of Huntington Park providing for the City to assign $768,449 of its Federal Surface Transportation Program funds to the County, with the County to utilize the assignment as credit toward a future City-County cooperative road construction project.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Your Board's approval of the enclosed agreement is necessary to effect the assignment of $768,449 of the City of Huntington Park's Federal Surface Transportation Program funds to the County. The City of Huntington Park has requested that the County accept an assignment of its Federal Surface Transportation Program funds as credit toward the City's financial share of a future City-County cooperative road construction project.

The Los Angeles County Metropolitan Transportation Authority has established procedures that permit the transfer of Federal Surface Transportation Program funds between public agencies. The approval of the enclosed agreement is required under these procedures. This assignment of funds is mutually beneficial to and in the general interest of the City and the County.

Implementation of Strategic Plan Goals

This action meets the County's Strategic Plan Goal of Service Excellence as it provides the City with County assistance in expending its funds for the improvements of its streets for the benefit of the motoring public.

FISCAL IMPACT/FINANCING

Your Board's approval of the enclosed agreement will result in no direct fiscal impact on the County. The County will credit the City's assignment of Federal Surface Transportation Program funds toward the City's financial share of a future City-County cooperative road construction project.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The enclosed agreement provides for the City of Huntington Park to assign $768,449 of the City's Federal Surface Transportation Program funds to the County as credit toward the City's financial share of a future City-County cooperative road construction project. Such assignment shall be effective upon full execution of this agreement with no further action required by the City.

ENVIRONMENTAL DOCUMENTATION

A finding of environmental impact is not required for this financial transaction.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The City's Federal Surface Transportation Program fund is intended to be utilized on a future City-County cooperative road construction project. A separate agreement applying the Federal Surface Transportation Program assignment credit to the City's financial share of a future project will be processed at a later date.

CONCLUSION

Enclosed are two copies of the agreement, which have been approved by the City and approved as to form by County Counsel. Upon approval, please return the copy marked "CITY ORIGINAL" to Public Works for processing together with one approved copy of this letter. The copy marked "COUNTY ORIGINAL" is for your files.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

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Enc.

cc: Chief Administrative Office
County Counsel

AGREEMENT AND ASSIGNMENT

THIS AGREEMENT AND ASSIGNMENT, made and entered into by and between the CITY OF HUNTINGTON PARK, a municipal corporation in the County of Los Angeles, hereinafter referred to as "CITY," and the COUNTY OF LOS ANGELES, a political subdivision of the State of California, hereinafter referred to as "COUNTY":

WITNESSETH

WHEREAS, CITY has Seven Hundred Sixty-eight Thousand Four Hundred Forty-nine and 00/100 Dollars ($768,449.00) in available Federal Surface Transportation Program (STP) funds, which CITY desires to assign to COUNTY to be utilized as credit toward its financial share of a future project within the geographical boundary of CITY; and

WHEREAS, the Los Angeles County Metropolitan Transportation Authority has procedures in effect that permit the transfer of STP funds between public agencies; and

WHEREAS, COUNTY is willing to accept the assignment of the CITY'S STP funds and to utilize the assignment as credit toward CITY'S financial share of a future project within the geographical boundary of CITY, which is to be designed and administered by COUNTY.

NOW, THEREFORE, in consideration of the mutual benefits to be derived by CITY and COUNTY and of the promises herein contained, it is hereby agreed as follows:

(1) CITY AGREES:

To assign Seven Hundred Sixty-eight Thousand Four Hundred Forty-nine and 00/100 Dollars ($768,449.00) of CITY'S available STP funds to COUNTY as credit toward CITY'S financial share of a future project within the geographical boundary of CITY, which is to be designed and administered by COUNTY. Such assignment shall be effective upon full execution of this AGREEMENT AND ASSIGNMENT with no further action required by CITY.

(2) COUNTY AGREES:

a. To accept CITY'S assignment of STP funds.

b. To utilize CITY'S STP assignment as credit toward CITY'S financial share of a future project within the geographical boundary of CITY, which is to be designed and administered by COUNTY.

(3) IT IS MUTUALLY UNDERSTOOD AND AGREED AS FOLLOWS:

a. Said future CITY-COUNTY cooperative project, as set forth herein, shall be mutually acceptable to both CITY and COUNTY and shall be in the general interest of CITY and COUNTY.

b. This AGREEMENT may be amended or modified only by mutual written consent of COUNTY and CITY.

c. The credit accorded CITY hereunder shall be for the sum actually received by COUNTY and shall not accrue interest.

d. Any correspondence, communication, or contact concerning this AGREEMENT shall be directed to the following:

CITY:

Mr. Pat Fu
Assistant City Engineer
City of Huntington Park
6550 Miles Avenue
Huntington Park, CA 90255-4393

COUNTY:

Mr. James A. Noyes
Director of Public Works
County of Los Angeles
Department of Public Works
P.O. Box 1460
Alhambra, CA 91802-1460

e. It is understood and agreed that the provisions of Assumption of Liability Agreement No. 32378 between CITY and COUNTY, adopted by the Board of Supervisors on December 27, 1977, and currently in effect, are inapplicable to this AGREEMENT AND ASSIGNMENT.

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IN WITNESS WHEREOF, the parties hereto have caused this AGREEMENT AND ASSIGNMENT to be executed by their respective officers, duly authorized, by the CITY OF HUNTINGTON PARK on August 4, _____, 2003, and by the COUNTY OF LOS ANGELES on _____, 2003.

COUNTY OF LOS ANGELES

By_____
Chair, Board of Supervisors

ATTEST:

VIOLET VARONA-LUKENS
Executive Officer of the
Board of Supervisors of
the County of Los Angeles

By_____
Deputy

APPROVED AS TO FORM:

LLOYD W. PELLMAN
County Counsel

By_____
Deputy

CITY OF HUNTINGTON PARK

By_____
Mayor

ATTEST:

By_____
Chief Deputy City Clerk

APPROVED AS TO FORM:

By_____
City Attorney

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