



Meeting Date: 01/27/2009

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input checked="" type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s) _____	<input type="checkbox"/> Report
<input type="checkbox"/> Res. No(s) _____	<input type="checkbox"/> Public Hearing (Info:consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other Study Session

Prepared By: Soher Abdelmalik, Associate Traffic Design Engineer Agenda Item No. I-13

Reviewed By: City Manager MMH City Attorney JP Finance JC Other (Specify) DJ2

DATE: January 15, 2009

TO: City Council

FROM: Lou Balderrama, City Engineer LB

SUBJECT: **First Amendment to Cooperative Agreement No. A7073 Between the City of Oxnard and the State of California.**

RECOMMENDATION

That City Council approve and authorize the Mayor to execute a First Amendment to Agreement No. A-7073 Between the City of Oxnard and the State of California.

DISCUSSION

On July 8th, 2008 City Council approved and authorized the Mayor to execute Agreement No. A-7073 Between the City of Oxnard and the State of California to share the construction cost of Project Specification No. PW 08-17 for traffic signal modifications at the intersection of Rose Avenue and Fifth Street, to provide for a protected left turn phase for the north and southbound left turn movements.

Construction on the traffic signal modifications is proceeding but additional time is needed beyond the term of the agreement to complete the project. The First Amendment provides an extension of the agreement term through December 31, 2009.

FINANCIAL IMPACT

There is no financial impact. The First Amendment does not increase the value of the agreement.

Attachment #1 – First Amendment to Agreement No. A-7073 for Traffic Signal Modifications at Rose Avenue / Fifth Street Intersection Between the City of Oxnard and State of California.

07 - VEN - 34. PM 5.295
Modify Traffic Signal on SR-34 @ Rose
Avenue
EA 07-2P2501

District Agreement No. 07-4791A-1

AMENDMENT No. 1 TO AGREEMENT

THIS AMENDMENT No. 1 TO AGREEMENT, ENTERED INTO EFFECTIVE ON December 30, 2008, is between the STATE OF CALIFORNIA, acting by and through its Department of Transportation, referred to herein as "STATE", and the

CITY OF OXNARD, a body politic and municipal corporation of the State of California, referred to herein as "CITY".

RECITALS

1. The parties hereto entered into a Cooperative Agreement 07-4791 on July 24, 2008, referred to herein as "AGREEMENT" AGREEMENT defined the terms and conditions of a project to remove and replace the existing traffic control signal, to provide protected left turn phasing for north and southbound turning traffic on Rose Avenue, and to upgrade the existing signal standards for east and westbound traffic on Fifth Street (State Route 34) in the City of Oxnard, referred to herein as "PROJECT".
2. It has been determined that PROJECT will not be completed prior to the termination date of said AGREEMENT.

IT IS THEREFORE MUTUALLY AGREED:

1. The termination date specified in Article 32, Section III of the original AGREEMENT shall now be December 31, 2009 instead of December 31, 2008.
2. All other terms and conditions of said AGREEMENT shall remain in full force and effect.

District Agreement No. 07-4791/A1

STATE OF CALIFORNIA
Department of Transportation

CITY OF OXNARD

WILL KEMPTON
Director

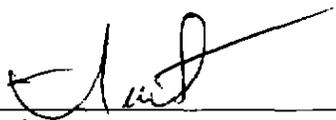
By: _____
Dr. Thomas E. Holden
Mayor

By: _____
Douglas R. Failing
District Director

Attest: _____
Daniel Martinez
City Clerk

Approved as to Form and Procedure:

Approved as to Content:

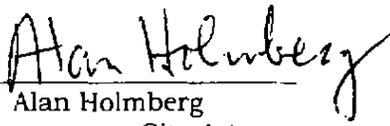
By:  _____
Attorney
Department of Transportation

By:  _____
Lou Balderrama
City Engineer

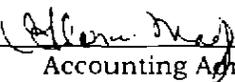
Certified as to Funds:

Approved as to Form:

By: _____
District Budget Manager

By:  _____
Alan Holmberg
City Attorney

Certified as to Financial Terms and Conditions:

By:  _____
for Accounting Administrator