



Meeting Date: 01/12/ 2010

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 *S.A.* Agenda Item No. *I-10*

Reviewed By: City Manager *[Signature]* City Attorney *SMF* Finance *[Signature]* Other Public Works *[Signature]*

DATE: January 4, 2010

TO: City Council

FROM: Lou Balderrama, City Engineer *[Signature]*
Public Works Department

SUBJECT: Second Amendment to Cooperative Agreement No. A-7073 between the City of Oxnard and the State of California

RECOMMENDATION

That City Council approve and authorize the Mayor to execute a Second 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 and to receive reimbursement from the State of California for 50% of the project construction cost. The Second Amendment provides an extension of the agreement term through December 31, 2014.

FINANCIAL IMPACT

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

Attachment #1 – Second 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-2

AMENDMENT No. 2 TO AGREEMENT

THIS AMENDMENT No. 2 TO AGREEMENT, ENTERED INTO EFFECTIVE ON December 30, 2009, 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. The parties hereto have also entered into Amendment No. 1 to AGREEMENT on December 30, 2008 to extend the termination date of the said AGREEMENT.
3. It has been determined that PROJECT will not be completed prior to the termination date of said Amendment No. 1 to 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, 2014 instead of December 31, 2009.
2. All other terms and conditions of said AGREEMENT and Amendment No. 1 to AGREEMENT shall remain in full force and effect.

STATE OF CALIFORNIA
Department of Transportation

CITY OF OXNARD

RANDELL H. IWASAKI
Director

By: _____
Dr. Thomas E. Holden
Mayor

By: _____
RICHARD D. LAND
Interim District Director
District 7

Attest: _____
Daniel Martinez
City Clerk

Certified as to Funds:

Approved as to Content:

By: _____
District Budget Manager

By: ^{12/21/2009} *Juan M. Samonte* FOR _____
Lou Balderrama
City Engineer

Approved as to Form:

By: *[Signature]*
Alan Holmberg
City Attorney