DEPARTMENT: Public Works  
BY: Peter Rei  
PHONE: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION:

Approve Budget Action increasing revenue and appropriations in the Roads Special Fund (fund 306) for the restoration construction costs associated with Old Toll Road ($20,000); waive interest charges on fund 306.

These funds will cover project engineering and the permanent restoration construction costs for damage caused to Old Toll Road by the severe winter storms that occurred December 17, 2010, through January 4, 2011. Reimbursable programs can not be charged for negative interest that would otherwise accrue in this fund. This request is based on Guarantees for these funds which have been made by Cal E-M-A and will be received when proof of actual construction costs are submitted for reimbursement.

BACKGROUND AND HISTORY OF BOARD ACTIONS

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not approve budget action or waive interest charges. There will be insufficient appropriations in the fund to complete the restoration of Old Toll Road and the Fund may accrue negative interest charges which are not a reimbursable cost.

<table>
<thead>
<tr>
<th>Financial Impact?</th>
<th>(x) Yes</th>
<th>( ) No</th>
<th>Current FY Cost: $</th>
<th>Annual Recurring Cost: $</th>
</tr>
</thead>
<tbody>
<tr>
<td>Budgeted in Current FY?</td>
<td>( ) Yes</td>
<td>( ) No</td>
<td>(x) Partially Funded</td>
<td></td>
</tr>
<tr>
<td>Amount in Budget:</td>
<td>$3,500</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Additional Funding Needed:</td>
<td>$20,000</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Source:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Internal Transfer</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Unanticipated Revenue</td>
<td>4/5's vote</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Transfer Between Funds</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Contingency</td>
<td>4/5's vote</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>( ) General</td>
<td>( ) Other</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

CLERK’S USE ONLY:

Res. No.:  
Vote – Ayes:  
Noes:  
Abstained:  
Approved  
( ) Minute Order Attached  
( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date:  
Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: Deputy

List Attachments, number pages consecutively
1. Budget Action Form
2. Fund 306-Emergency Funding Worksheet
3. CA11-Supplemental Notice of Intent
4. U.S. Dept of Transportation Damage Assessment Form
5. August 8, 2011 e-mail for Jim Middleton

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended  
No Opinion  
Comments:  

Revised August 2011
# BUDGET ACTION FORM

<table>
<thead>
<tr>
<th>FUND</th>
<th>DEPT/DIV</th>
<th>ACCOUNT</th>
<th>DESCRIPTION</th>
<th>PROJECT</th>
<th>INCREASE</th>
<th>DECREASE</th>
</tr>
</thead>
<tbody>
<tr>
<td>306</td>
<td>0302</td>
<td>305-6325</td>
<td>State Flood Reimbursement</td>
<td></td>
<td>(20,000)</td>
<td></td>
</tr>
<tr>
<td>306</td>
<td>0302</td>
<td>582-0517</td>
<td>Old Toll Road</td>
<td></td>
<td>20,000</td>
<td></td>
</tr>
</tbody>
</table>

## TRANSFER BETWEEN FUNDS

<table>
<thead>
<tr>
<th>FUND</th>
<th>DEPT/DIV</th>
<th>ACCOUNT</th>
<th>DESCRIPTION</th>
<th>PROJECT</th>
<th>INCREASE</th>
<th>DECREASE</th>
</tr>
</thead>
</table>

| TOTALS | 0 | 0 |

**ACTION REQUESTED:** (Check all that apply)

- [X] Budget appropriation by Board of Supervisors (4/5ths Vote Required): Amending the total amount available in the county budget, or in any one fund of the budget, or appropriating Reserve for Contingencies

- [ ] Transfer by Board of Supervisors (3/5 another, or between categories within a budget unit.

**JUSTIFICATION:** This budget action requests increasing the revenue and appropriations in the Roads Special account, based upon commitments from Cal E-M-A, for emergency road repair at Old Toll Road.

**DEPT HEAD SIGNATURE**

**DATE:** 8/8/11

**APPROVED BY RES NO. 11-43 CLERK**

**DATE:** 9-6-11

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**306 Roads Special Account**

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Budget Action Form Revised 11/95

ATTACHMENT #1
Fund 306 - Emergency Funding Worksheet

• Original request (all projects): $120,000

• Current expense:
  Old Hwy $30,015
  Old Toll (geotech) $3,204
  Ben Hur Slide (geotech) $36,991

  $70,210

• Current balance: $120,000 - $70,210 = $49,790

• Low bid for Old Toll restoration: $69,715

  Balance: $49,790
  Low bid: $69,715

  -$19,925

  Requested: $20,000
February 9, 2011

Mr. Walter Waideich
California Division Administrator
Federal Highway Administration
650 Capitol Mall, Suite 4-100
Sacramento, CA 95814-4708

Attention: Mr. Scott McHenry
Senior Transportation Engineer

CA11-1 SUPPLEMENTAL NOTICE OF INTENT

Dear Mr. McHenry:

On December 28, 2010, California Department of Transportation (Caltrans) submitted a Notice of Intent to request Emergency Relief (ER) funds for roadway damage occurring in 11 counties that were proclaimed by Governor Arnold Schwarzenegger in three declarations, as being in a State of Emergency. Since then, Governor Schwarzenegger and current Governor Edmund G. Brown Jr. have issued a third and forth proclamation, respectively, that a State of Emergency also exists in Madera and Mariposa counties. The total number of counties affected by the severe weather that commenced December 18, 2010, now stands at 13. We hereby revise our intent to request ER funds to include all 13 counties covered by the Governors’ proclamations.

Enclosed are copies of the two Proclamations by Governors Schwarzenegger and Brown, of a State of Emergency in California dated, December 30, 2010 and January 27, 2011. We will forward initial estimates of damage and repair costs, as soon as possible.

If you, or your staff, have any questions, please contact Gerald Kracher, Major Damage Restoration Engineer, Division of Maintenance at (916) 654-3523, or myself at (916) 654-3043.

Sincerely,

FARADAL FALAKFARSA, Chief
Federal Resources Office
Division of Budgets

c: Gerald Kracher, Caltrans

Enclosures: Proclamation Mariposa County State of Emergency
Proclamation Madera County State of Emergency

"Caltrans improves mobility across California"
March 9, 2011

Mr. Jim Allen, Chairperson  
Mariposa County Board of Supervisors  
P.O. Box 784  
Mariposa, California 95338

Dear Chairperson Allen:

Pursuant to President Obama’s March 3, 2011, amendment to the major disaster declaration for *Public Assistance Only* (FEMA-1952-DR-CA), the U.S. Small Business Administration amended its declaration to include the primary counties of Madera and Mariposa as a disaster area. This is a result of damages caused by the severe winter storms, flooding, and debris and mud flows that occurred December 17, 2010, through January 4, 2011.

The California Emergency Management Agency is providing the enclosed information regarding this declaration. Please inform interested individuals, businesses, and city officials within your county of this declaration and information.

Sincerely,


KARMA HACKNEY  
Program Manager

Enclosure

cc: Mariposa County OES  
Cal EMA Director, Office of Statewide Operations  
Cal EMA Regional Administrator  
Cal EMA Individual Assistance Section

3650 Schriever Avenue • Mather, CA 95655  
OFFICE OF STATEWIDE OPERATIONS • RECOVERY DIVISION • INDIVIDUAL ASSISTANCE  
(916) 845-8506 • (916) 845-8511 Fax
March 9, 2011

Mr. Jim Allen, Chairperson
Mariposa County Board of Supervisors
P.O. Box 784
Mariposa, California 95338

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Sincerely,

[Signature]

KARMA HACKNEY
Program Manager

Enclosure

c: Mariposa County OES
   Cal EMA Director, Office of Statewide Operations
   Cal EMA Regional Administrator
   Cal EMA Individual Assistance Section
Ms. Cindy McKim  
California Department of Transportation  
P.O. Box 942873  
Sacramento, CA 94273-0001

Attention: Federal Resources Office, Room 3500  
For Mr. Fardad Falakfarsa, Chief

Dear Ms. McKim:

SUBJECT: Emergency Relief (ER) (CA11-1) Notice Of Intent

This letter is to acknowledge receipt of your Notice of Intent, dated December 29, 2010, which requested Emergency Relief (ER) funds, authorized under Sections 120 and 125 of Title 23, U.S. Code, to assist in the cost of repair to damages incurred on Federal-aid highways resulting from storms commencing on December 18, 2010. We further acknowledge three Governor Proclamations covering the following 11 counties: Inyo, Kern, Kings, Los Angeles, Orange, Riverside, San Luis Obispo, San Bernardino, San Diego, Santa Barbara, and Tulare.

You should proceed with any necessary emergency repairs to restore essential travel, to begin preliminary engineering comprising surveys, design, and preparation of construction plans, to perform the permanent restoration work required as an associated part of the emergency operations, and to use State forces, emergency contracts and negotiated equipment rental contracts as necessary to perform the work. A photo record documenting damages incurred by the storm and subsequent flooding and mudflows will be required for federal reimbursement on a site-by-site eligibility basis.

The eligibility of such work for ER funds will be contingent upon a favorable finding by our office. Our decision will be based upon review of the Damage Survey Summary Report, comprised of the preliminary schedule of projects to be completed. Compilation of other pertinent information, such as photographs, news articles, and notes from site reviews will be useful to our determination. The Federal ER disaster number to be associated with this incident, encompassing all damage within all counties designated under both Governor Proclamations will be CA11-1.

All Emergency Opening activities accomplished within 180 days from the day of incident,
through June 15, 2011, may be reimbursed at 100 percent Federal share. Permanent Restoration (PR) work, other than that performed as an incidental part of the Emergency Opening (EO), shall not be performed prior to program approval and project authorization via approved Damage Assessment Form.

All sites shall be individually identified and submitted for eligibility determination for Federal ER reimbursement. Recordkeeping should be adequate to permit audit of costs on a site-by-site basis. We will be meeting with Caltrans' Storm Damage Coordinators in developing a list of projects that will require the Federal Highway Administration (FHWA) field reviews. Through working with your staff in determining preliminary eligibility of projects, we should be able to develop a full schedule of FHWA site reviews to be conducted by engineers from our office by mid January.

For replace in kind type damage sites on facilities under the jurisdiction of local agencies will continue to be reviewed by Caltrans representatives with delegated authority in accord with the October 19, 1998, ER Program Delegation. Beginning with this event, please utilize the attached revised version of the Damage Assessment Form, with updated instructions, that has been developed in close coordination with your staff. Should you have any questions relative to this event or the Emergency Relief Program, please contact Scott McHenry at (916) 498-5854 or scott.mchenry@dot.gov.

Sincerely,

[Signature]

For
Walter C. Waidelich, Jr.
Division Administrator

Enclosures