

**BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF:

RESOLUTION ADOPTING CALTRANS) RESOLUTION NO. 22-095
LOCAL ASSISTANCE PROCEDURES)
MANUAL CHAPTER 10: CONSULTANT)
SELECTION)

WHEREAS, the County of Amador is responsible for constructing transportation projects that are state and federally funded; and

WHEREAS, in order to comply with the Federal regulations and due to limited staffing and expertise, certain services including Architectural and Engineering (A&E) are contracted out to qualified firms; and

WHEREAS, the Federal regulations set forth standards for procuring and administering A&E contracts; and

WHEREAS, the provisions of the Brooks Act (40 United States Code, Section 1104) requires local agencies to award federally funded engineering and design-related contracts, otherwise known as A&E contracts, on the basis of fair and open competitive negotiations, demonstrated competence, and professional qualifications (23 CFR 31.201-3); and

WHEREAS, pursuant to 23 CFR 172.5 (b), local agencies shall develop and sustain organizational capacity and provide the resources necessary for the procurement, management, and administration of engineering and design related consultant services, reimbursed in whole or in part with Federal-Aid Highway Program funding as specified in 23 U.S.C. 106(g)(4)(A); and

WHEREAS, the provision 23 CFR 172.5 (b)(1) requires local agencies to adopt written policies and procedures for the procurement, management, and administration of engineering and design related consultant services in accordance with applicable Federal and State laws and regulations; and

WHEREAS, the State of California Department of Transportation (Caltrans) has developed the Local Assistance Procedures Manual (LAPM), Chapter 10, Consultant Selection which sets forth policies and procedures to be utilized by local agencies in the procurement and management of A&E contracts on state and federal funded transportation projects to ensure compliance with applicable Federal and State laws and regulations and to maintain eligibility for Federal-Aid reimbursement; and

WHEREAS, the County of Amador has developed additional policies, last updated April 2019, to ensure avoidance of conflict of interests in the performance of A&E services for state and federal funded transportation projects; and

WHEREAS, the County of Amador desires to adopt Caltrans's LAPM Chapter 10 and the County's conflict of interest policies for compliance with Federal regulations on the procurement and administration of A&E contracts.

NOW, THEREFORE IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Amador, State of California, as follows:

Section 1. The above recitals are true and correct findings of the Board of Supervisors of the County of Amador

Section 2. The Local Assistance Procedures Manual, Chapter 10, Consultant Selection dated January 2022 or as amended in future updates, is approved and adopted.

Section 3. The A&E Services Administration and Procurement Policies developed by County of Amador for State and Federal Funded Projects June 28, 2022 are approved and adopted.

Section 4. Authorizes the CAO or the General Service Administration Director to approve amendments to the County of Amador adopted A&E Services Administration and Procurement Policies in consultation with the Federal Highways Administration.

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the 28th day of June 2022, by the following vote:

AYES: Richard M. Forster, Jeff Brown, Brian Oneto, Patrick Crew, Frank U. Axe

NOES: None

ABSENT: None


Richard M. Forster, Chairman, Board of Supervisors

ATTEST:

JENNIFER BURNS, Clerk of the
Board of Supervisors, County of Amador,
California


Deputy