



City of San Leandro

Meeting Date: July 27, 2015

Staff Report

File Number: 15-334

Agenda Section: BUSINESS ITEMS

Agenda Number: 2.B.

TO: City Council

FROM: Chris Zapata
City Manager

BY: Keith Cooke
Engineering & Transportation Director

FINANCE REVIEW: David Baum
Finance Director

TITLE: Staff Report for a Resolution to Award a Construction Contract to DeSilva Gates Construction, L.P. for the San Leandro Boulevard Rehabilitation Williams Street to Hudson Lane Project, Project No. 2014.0420, Authorizing the City Manager to Execute Program Supplement Agreement No. 024-N to Federal Aid Agreement No. 04-5041R with the California Department of Transportation for Funding Construction Activities for the San Leandro Boulevard Rehabilitation Project, and Appropriating \$28,000.00 for the Project from Developer Fees for Street Improvements Fund Balance (awards the contract to the lowest responsible bidder, DeSilva Gates L.P., in the amount of \$1,178,664.00 from Measure B, a One Bay Area Grant, the Water Pollution Control Plant, and Developer Fees for Street Improvements (DFSI) Funds for reconstruction of a section of San Leandro Boulevard, authorizes the City Manager to execute an agreement for grant funds related to the project, and provides for the allocation of \$28,000.00 of DFSI funds for the subject project)

SUMMARY AND RECOMMENDATIONS

This contract provides for the rehabilitation of pavement on San Leandro Boulevard between Williams Street and Hudson Lane.

Staff recommends (1) award of a contract to the lowest responsible bidder, DeSilva Gates Construction L.P., in the amount of \$1,178,644.00. Staff also recommends that the City Council (2) approve the Federal Program Supplemental agreement and authorize the City Manager to execute the same; and (3) approve an appropriation of Developer Fees for Street Improvements (DFSI) funding of \$28,000.00 for the subject project.

BACKGROUND

San Leandro Boulevard is an arterial street that runs north to south along the BART tracks and past the San Leandro Downtown BART station. The condition of the pavement on the segment from Williams Street to Hudson Lane is rated 45 out of 100, which is poor but the

underlying road base material is in good condition.

This project will replace the pavement and re-use the existing road base. In addition, all outdated or non-standard sidewalk curb ramps within the project limits will be replaced, rectangular flashing beacons for the crosswalks at the Castro Street intersection will be installed, and sanitary sewer lines will be repaired within the project limits.

The City received federal grant funding administered by the California Department of Transportation (Caltrans) to cover a portion of the project costs. Every federal grant is accompanied by a program supplemental agreement that sets forth the conditions of the grant and the responsibilities of the City should the grant be accepted.

Analysis

Bids were opened on June 4, 2015. Two bids were received and determined responsive. DeSilva Gates Construction L.P.'s low bid is \$1,178,644.00. The second bidder's proposal was for \$1,261,395.00. The Engineer's pre-bid estimate for the work was \$1,164,384.12.

This project is not subject to the San Leandro Local Business Preference and Participation Ordinance because it is partially funded by a federal grant, which contains requirements and restrictions as to use, per San Leandro Municipal Code section 1-6-225(c)(1)(ii). Caltrans Program Supplement No. 024-N allows the City to use grant money for the construction work described above. The program supplement specifies that the City will follow certain Caltrans procedures during the construction of the project and sets timeframes for submitting notifications and invoices. Staff reviewed and is prepared to comply with the terms.

The low bidder, DeSilva Gates Construction L.P., is not a San Leandro business but they are employing one local subcontractor to complete 6.5% of the contract amount. The federal Disadvantaged Business Enterprise (DBE) goal for this project is 3.7%; the low bidder's DBE commitment is 6.0%.

The funding appropriation is requested for the installation of the rectangular flashing beacons from the DFSI fund balance in order to maximize the use of funding eligible for roadway rehabilitation from the grant and Measure B.

Current Agency Policies

Maintain and enhance San Leandro's infrastructure

Previous Actions

On April 15, 2013, by resolution 2013-049, City Council authorized filing an application for federal funding for this project.

Applicable General Plan Policies

This action is consistent with Streets and Highways Goal No. 16 of the General Plan and Action Item 16.03: Regularly maintain City streets and traffic control devices to ensure that

streets operate safely and efficiently.

Environmental Review

This project is categorically exempt from CEQA per Section 15301(c) - Existing Facilities. A NEPA Categorical Exemption for this project was approved by Caltrans Local Assistance on January 12, 2015.

Summary of Public Outreach Efforts

The contractor will distribute flyers to properties along the street and post changeable message signs on the road a week before work commences informing the public of the schedule for the work.

This project was posted on the City's website and advertised in the Daily Review as well as three other newspapers whose circulation reflects the diversity of San Leandro on May 14, 2015. Notification of this bid opportunity was also sent to local Builder's Exchanges as well as contractors who registered with the City to be informed of bidding opportunities.

Fiscal Impacts

Total project costs are anticipated to be \$1,596,000.00 including design, construction management, inspection, and construction contingencies.

Budget Authority

This project is funded by the following existing appropriations:

- 1) \$743,493.00 from Measure B Streets and Roads in account No. 144-38-350 appropriated as part of the 2013-14 budget.
- 2) \$804,507.00 from a One Bay Area Grant in Account No. 150-38-350 appropriated as part of the 2013-14 CIP budget.
- 3) \$20,000.00 from the Water Pollution Control Plant Fund in Account No. 595-52-264 appropriated by a budget adjustment to be used for sewer line work as part of the project.

Additional funding for this project will be appropriated by this action as follows:

- \$28,000.00 from the Developer Fees for Street Improvements (DFSI) fund balance will be appropriated to Account No. 120-38-350

ATTACHMENT(S)

Attachment(s) to Staff Report

- Bid summary

PREPARED BY: Nick Thom, Acting City Engineer, Engineering and Transportation Department

BID SUMMARY



This document is a summary of bids received for the subject project and are provided only as a convenience. Listing of a particular bid is not a finding that such bid has been found to be responsive or accepted as complete by the City. An award of contract, if any, is subject to approval of the City Council and/or the City Manager. Contractors should refer to the contract documents for bidding information.

**PROJECT TITLE: San Leandro Boulevard Rehabilitation:
Williams St. to Hudson Ln.**

PROJECT NO.: 2014.0420

BID NO.: 14-15.017

BID OPENING			ENGINEER'S ESTIMATE		Desilva Gates Construction LP		RGW Construction	
DATE: June 4, 2015			Date Approved: 5/13/2015		11555 Dublin Boulevard		550 Greenville Road	
TIME: 3:00 p.m.			Prepared by: M. Goralka		Dublin, CA 94568		Livermore, CA 94550	
LOCATION: City Clerk's Office					Phone: (925) 829-9220		Phone: (925) 606-2400	
					Fax: (925) 803-4263		Fax: (925) 961-1925	
ITEM NO.	ITEM	QUANTITY	UNIT COST	ITEM COST	UNIT COST	ITEM COST	UNIT COST	ITEM COST
1	Mobilization and General Conditions per Section 9-3.4	1 LS	\$83,013.12	\$83,013.12	\$100,000.00	\$100,000.00	\$120,000.00	\$120,000.00
2	Labor Compliance Monitoring per Section 7-2.2.4	4 MO	\$750.00	\$3,000.00	\$50.00	\$200.00	\$500.00	\$2,000.00
3	Traffic and Pedestrian Control, Signage per Sections 7-10 and 315.	1 LS	\$30,000.00	\$30,000.00	\$90,000.00	\$90,000.00	\$133,000.00	\$133,000.00
4	Compact Existing Street Base per Section 301-2.3	21,500 SY	\$0.50	\$10,750.00	\$1.00	\$21,500.00	\$0.30	\$6,450.00
5	AC Milling and Offhaul (Final Qty) per Section 302-1	3,870 CY	\$60.00	\$232,200.00	\$45.00	\$174,150.00	\$37.00	\$143,190.00
6	AC Paving per Section 302-5	5,942 TN	\$80.00	\$475,360.00	\$75.00	\$445,650.00	\$70.00	\$415,940.00
7	Pavement Fabric per Section 302-7	21,115 SY	\$7.00	\$147,805.00	\$3.60	\$76,014.00	\$4.00	\$84,460.00
8	Vertical Curb w/ Spill Gutter per City Std. Plan 118	395 LF	\$70.00	\$27,650.00	\$60.00	\$23,700.00	\$75.00	\$29,625.00
9	Curb and Gutter per City Std. Plan 100	156 LF	\$56.00	\$8,736.00	\$70.00	\$10,920.00	\$75.00	\$11,700.00
10	Stamped Concrete per City Std. Plan 116	315 SF	\$20.00	\$6,300.00	\$17.00	\$5,355.00	\$22.00	\$6,930.00
11	Sidewalk per Std. Plan 100	155 SF	\$18.00	\$2,790.00	\$15.00	\$2,325.00	\$18.00	\$2,790.00
12	Ramped Sidewalk per City Std. Plans 106A-D	1,185 SF	\$18.00	\$21,330.00	\$18.00	\$21,330.00	\$41.00	\$48,585.00
13	Curb Drain per City Std Plan 212	2 EA	\$1,000.00	\$2,000.00	\$200.00	\$400.00	\$950.00	\$1,900.00
14	Raised Lane Separators / Delineators per Section 312-1.1	250 LF	\$10.00	\$2,500.00	\$90.00	\$22,500.00	\$65.00	\$16,250.00



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LOCATION: City Clerk's Office				Phone: (925) 829-9220		Phone: (925) 606-2400		
				Fax: (925) 803-4263		Fax: (925) 961-1925		
ITEM NO.	ITEM	QUANTITY	UNIT COST	ITEM COST	UNIT COST	ITEM COST	UNIT COST	ITEM COST
15	Rectangular Rapid Flashing Beacon per Section 315-1.1	4 EA	\$5,000.00	\$20,000.00	\$7,000.00	\$28,000.00	\$10,000.00	\$40,000.00
16	Pedestrian Push Button Upgrades per Section 307-4	1 LS	\$5,000.00	\$5,000.00	\$10,000.00	\$10,000.00	\$25,000.00	\$25,000.00
17	Lane Detection Camera per Section 307-9	1 LS	\$12,000.00	\$12,000.00	\$40,000.00	\$40,000.00	\$33,000.00	\$33,000.00
18	Adjust City Storm Drain Manhole Covers to Grade per Section 301-1.6	7 EA	\$2,000.00	\$14,000.00	\$2,000.00	\$14,000.00	\$1,800.00	\$12,600.00
19	Adjust City Sanitary Sewer Manhole Covers to Grade per Section 301-1.6	2 EA	\$2,000.00	\$4,000.00	\$2,000.00	\$4,000.00	\$1,600.00	\$3,200.00
20	Adjust City Sanitary Sewer Cleanout Lid per Section 301-1.6	2 EA	\$800.00	\$1,600.00	\$1,300.00	\$2,600.00	\$1,600.00	\$3,200.00
21	6" VCP Sanitary Sewer, Less Than 5' Depth per Section 306-1	75 LF	\$200.00	\$15,000.00	\$500.00	\$37,500.00	\$715.00	\$53,625.00
22	6" VCP Sanitary Sewer, 5'-7' Depth per Section 306-1	12 LF	\$250.00	\$3,000.00	\$500.00	\$6,000.00	\$2,100.00	\$25,200.00
23	Sheeting Shoring and Bracing per Section 306-1.1.6	1 LS	\$2,500.00	\$2,500.00	\$3,000.00	\$3,000.00	\$15,000.00	\$15,000.00
24	Adjust City Monuments per Section 309	3 EA	\$1,200.00	\$3,600.00	\$1,300.00	\$3,900.00	\$1,600.00	\$4,800.00
25	Stripping and Painting per Section 310	1 LS	\$25,000.00	\$25,000.00	\$30,000.00	\$30,000.00	\$17,000.00	\$17,000.00
26	City Storm Drain Inlet Trash Capture Screens per Section 304-5	7 EA	\$750.00	\$5,250.00	\$800.00	\$5,600.00	\$850.00	\$5,950.00

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PROJECT TITLE: **San Leandro Boulevard Rehabilitation:
Williams St. to Hudson Ln.**
PROJECT NO.: **2014.0420**
BID NO.: **14-15.017**

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LOCATION: City Clerk's Office				Phone: (925) 829-9220		Phone: (925) 606-2400		
				Fax: (925) 803-4263		Fax: (925) 961-1925		
ITEM NO.	ITEM	QUANTITY	UNIT COST	ITEM COST	UNIT COST	ITEM COST	UNIT COST	ITEM COST
TOTAL BASE BID:				\$1,164,384.12		\$1,178,644.00		\$1,261,395.00
SUBCONTRACTORS:					Farwest Safety, Inc. AJW Construction Pacific Northwest Oil Chrisp Company TDW Construction Columbia Electric, Inc.		Farwest Safety, Inc. Tully Consulting St. Francis Electric Bayside Stripe	
SECURITIES:					10% Bid Bond		10% Bid Bond	
NOTES:					** Addendum #1 Received		** Addendum #1 Received	

Reviewed by: *Mark Goralka* Date: 6/4/15
Mark Goralka, Project Manager

Reviewed by: *Nick Thom* Date: 6/4/15
Nick Thom, Acting City Engineer



City of San Leandro

Meeting Date: July 27, 2015

Resolution - Council

File Number: 15-335

Agenda Section: BUSINESS ITEMS

Agenda Number:

TO: City Council

FROM: Chris Zapata
City Manager

BY: Keith Cooke
Engineering & Transportation Director

FINANCE REVIEW: David Baum
Finance Director

TITLE: RESOLUTION to Award a Construction Contract to DeSilva Gates Construction, L.P. for the San Leandro Boulevard Rehabilitation Williams Street to Hudson Lane Project, Project No. 2014.0420, Authorizing the City Manager to Execute a Program Supplement Agreement No. 024-N to Federal Aid Agreement No. 04-5041R with the California Department of Transportation for funding construction activities for the San Leandro Boulevard Rehabilitation Project, and Appropriating \$28,000.00 for the project from the Developer Fees for Street Improvements Fund Balance. (awards the contract to the lowest responsible bidder, DeSilva Gates L.P., in the amount of \$1,178,664.00 from Measure B, a One Bay Area Grant, the Water Pollution Control Plant, and Developer Fees for Street Improvements (DFSI) Funds for reconstruction of a section of San Leandro Boulevard, authorizes the City Manager to execute an agreement for grant funds related to the project, and provides for the allocation of \$28,000.00 of DFSI funds for the subject project)

WHEREAS, the City of San Leandro did, on June 4, 2015 publicly open, examine and declare all sealed proposals or bids for doing the work described in the bid documents for the subject project; and

WHEREAS, said proposals were submitted to the Engineering and Transportation Director who has found that the proposal hereinafter mentioned is the lowest responsive bid by a responsible bidder for doing said work; and

WHEREAS, Program Supplemental Agreement No. 024-N between the City of San Leandro and the Department of Transportation of the State of California has been presented to this City Council; and

WHEREAS, the City Council is familiar with the contents thereof.

NOW, THEREFORE, the City Council of the City of San Leandro does RESOLVE as follows:

That said City Council hereby rejects all of said proposals or bids except that herein mentioned; hereby waives any irregularities in the proposal or bid of the lowest responsible bidder; and hereby awards the contract for doing said work to the lowest responsible bidder therefore, to wit DeSilva Gates, L.P., in the amount of \$1,178,644.00, and

That if the above named contractor is unable to execute the contract, then the City Manager is authorized to award this contract to the next lowest responsive bid by a responsible bidder, execute all documents to effect the award, and take all actions necessary to recover any bid security from the low bidder necessary to make the City whole in its acceptance of the lowest bid; and

That the attached Program Supplemental Agreement No. 024-N is hereby approved and execution by the City Manager is hereby authorized; and

That an original executed agreement shall be attached to and made a part of this resolution; and

That \$28,000.00 of Developer Fees for Street Improvement (DFSI) funds are appropriated for the project from the DFSI fund balance.

DEPARTMENT OF TRANSPORTATION

Division of Local Assistance
1120 N STREET
P.O. BOX 942874, MS# 1
Sacramento, CA 94274-0001
TTY 711
(916) 654-3883
Fax (916) 654-2408

RECEIVED
CITY OF SAN LEANDRO

MAY 04 2015

ENG / TRANS.

File : 04-ALA-0-SLN

STPL-5041(044)

San Leandro Blvd from Williams St
to Hudson Ln.

April 29, 2015

Mr. Uche Udemezue
Director of Engineering & Transportation
City of San Leandro
835 E. 14th Street
San Leandro, CA 94577

Dear Mr. Udemezue:

Enclosed are two originals of the Program Supplement Agreement No. 024-N to Administering Agency-State Agreement No. 04-5041R.


Please note that federal funding will be lost if you proceed with future phase(s) of the project prior to getting the "Authorization to Proceed" with that phase.

Please review the covenants and sign both copies of this Agreement and return both to this office, Office of Project Implementation - MS1 within 90 days from the receipt of this letter. If the signed Agreements are not received back in this office within 90 days, funds will be disencumbered and/or deobligated. Alterations should not be made to the agreement language or funding. ATTACH YOUR LOCAL AGENCY'S CERTIFIED AUTHORIZING RESOLUTION THAT CLEARLY IDENTIFIES THE PROJECT AND THE OFFICIAL AUTHORIZED TO EXECUTE THE AGREEMENT. A fully executed copy of the agreement will be returned to you upon ratification by Caltrans. No invoices for reimbursement can be processed until the agreement is fully executed.

A copy of the State approved finance letter containing the fund encumbrance and reversion date information will be mailed to you with your copy of the executed agreement.

Your prompt action is requested. If you have questions, please contact your District Local Assistance Engineer.

Sincerely,


WINTON EMMETT, Chief
Office of Project Implementation - North
Division of Local Assistance

Enclosure

c: DLA AE Project Files
(04) DLAE - Sylvia Fung



PROGRAM SUPPLEMENT NO. N024
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR FEDERAL-AID PROJECTS NO 04-5041R

Adv Project ID **Date:** April 22, 2015
0415000121 **Location:** 04-ALA-0-SLN
 Project Number: STPL-5041(044)
 E.A. Number:
 Locode: 5041

This Program Supplement hereby adopts and incorporates the Administering Agency-State Agreement for Federal Aid which was entered into between the Administering Agency and the State on 02/22/07 and is subject to all the terms and conditions thereof. This Program Supplement is executed in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____ approved by the Administering Agency on _____
(See copy attached).

The Administering Agency further stipulates that as a condition to the payment by the State of any funds derived from sources noted below obligated to this PROJECT, the Administering Agency accepts and will comply with the special covenants or remarks set forth on the following pages.

PROJECT LOCATION:

San Leandro Blvd from Williams St to Hudson Ln.

TYPE OF WORK: Reconstruct Roadway

LENGTH: 0.0(MILES)

Estimated Cost	Federal Funds		Matching Funds	
	M23E		LOCAL	OTHER
\$1,442,000.00		\$804,000.00	\$638,000.00	\$0.00

CITY OF SAN LEANDRO

STATE OF CALIFORNIA

Department of Transportation

By _____

By _____
Chief, Office of Project Implementation
Division of Local Assistance


Title _____

Date _____

Date _____

Attest _____

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance:

Accounting Officer  **Date** 4/23/15 \$804,000.00

Chapter	Statutes	Item	Year	Program	BC	Category	Fund Source	AMOUNT

TO: STATE CONTROLLER'S OFFICE Claims Audits 3301 "C" Street, Rm 404 Sacramento, CA 95816	4/22/2015	PROJECT NUMBER: 0415000121
REQUISITION NUMBER / CONTRACT NUMBER: RQS 04150000945		

FROM: **Department of Transportation**

SUBJECT: **Encumbrance Document**

VENDOR / LOCAL AGENCY: **CITY OF SAN LEANDRO**

CONTRACT AMOUNT: **\$804,000.00**

Local Assistance

CHAPTER	STATUTES	ITEM	YEAR	PEC / PECT	TASK / SUBTASK	AMOUNT
25	2014	2660-102-0890	2015	2030010/810	2620/0400	

SPECIAL COVENANTS OR REMARKS

1. A. The ADMINISTERING AGENCY will advertise, award and administer this project in accordance with the current published Local Assistance Procedures Manual.

B. ADMINISTERING AGENCY agrees that it will only proceed with work authorized for specific phase(s) with an "Authorization to Proceed" and will not proceed with future phase(s) of this project prior to receiving an "Authorization to Proceed" from the STATE for that phase(s) unless no further State or Federal funds are needed for those future phase(s).

C. Award information shall be submitted by the ADMINISTERING AGENCY to the District Local Assistance Engineer within 60 days of project contract award and prior to the submittal of the ADMINISTERING AGENCY'S first invoice for the construction contract.

Failure to do so will cause a delay in the State processing invoices for the construction phase. Attention is directed to Section 15.7 "Award Package" of the Local Assistance Procedures Manual.

D. ADMINISTERING AGENCY agrees, as a minimum, to submit invoices at least once every six months commencing after the funds are encumbered for each phase by the execution of this Project Program Supplement Agreement, or by STATE's approval of an applicable Finance Letter. STATE reserves the right to suspend future authorizations/obligations for Federal aid projects, or encumbrances for State funded projects, as well as to suspend invoice payments for any on-going or future project by ADMINISTERING AGENCY if PROJECT costs have not been invoiced by ADMINISTERING AGENCY for a six-month period.

If no costs have been invoiced for a six-month period, ADMINISTERING AGENCY agrees to submit for each phase a written explanation of the absence of PROJECT activity along with target billing date and target billing amount.

ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current Local Assistance Procedures Manual.

E. Administering Agency shall not discriminate on the basis of race, religion, age, disability, color, national origin, or sex in the award and performance of any Federal-assisted contract or in the administration of its DBE Program Implementation Agreement. The Administering Agency shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure nondiscrimination in the award and administration of Federal-assisted contracts. The Administering Agency's DBE Implementation Agreement is incorporated by reference in this Agreement. Implementation of the DBE Implementation Agreement, including but not limited to timely reporting of DBE commitments and utilization, is a legal

SPECIAL COVENANTS OR REMARKS

obligation and failure to carry out its terms shall be treated as a violation of this Agreement. Upon notification to the Administering Agency of its failure to carry out its DBE Implementation Agreement, the State may impose sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

F. Any State and Federal funds that may have been encumbered for this project are available for disbursement for limited periods of time. For each fund encumbrance the limited period is from the start of the fiscal year that the specific fund was appropriated within the State Budget Act to the applicable fund Reversion Date shown on the State approved project finance letter. Per Government Code Section 16304, all project funds not liquidated within these periods will revert unless an executed Cooperative Work Agreement extending these dates is requested by the ADMINISTERING AGENCY and approved by the California Department of Finance.

ADMINISTERING AGENCY should ensure that invoices are submitted to the District Local Assistance Engineer at least 75 days prior to the applicable fund Reversion Date to avoid the lapse of applicable funds. Pursuant to a directive from the State Controller's Office and the Department of Finance; in order for payment to be made, the last date the District Local Assistance Engineer can forward an invoice for payment to the Department's Local Programs Accounting Office for reimbursable work for funds that are going to revert at the end of a particular fiscal year is May 15th of the particular fiscal year. Notwithstanding the unliquidated sums of project specific State and Federal funding remaining and available to fund project work, any invoice for reimbursement involving applicable funds that is not received by the Department's Local Programs Accounting Office at least 45 days prior to the applicable fixed fund Reversion Date will not be paid. These unexpended funds will be irrevocably reverted by the Department's Division of Accounting on the applicable fund Reversion Date.

G. As a condition for receiving federal-aid highway funds for the PROJECT, the Administering Agency certifies that NO members of the elected board, council, or other key decision makers are on the Federal Government Exclusion List. Exclusions can be found at www.sam.gov.

H. STATE and ADMINISTERING AGENCY agree that any additional funds which are made available for any new phase(s) of work by future Federal obligations will be encumbered on this PROJECT by use of a Federal Highway Administration-approved "Authorization to Proceed" (E-76) STATE Finance Letter. ADMINISTERING AGENCY agrees that Federal funds available for reimbursement will be limited to the amounts obligated by the Federal Highway Administration.