



State: Washington

Project Number/Name: WA Pacific 2015(1), Public Access Enhancement to Willapa National Wildlife Refuge

Parties to this Agreement:

U.S. Department of Transportation
Federal Highway Administration
Western Federal Lands Highway Division, FHWA

and

Pacific County

Purpose of Agreement:

The purpose of this agreement is to document the intent of Pacific County to meet its match requirement for the subject project as authorized under the Moving Ahead for Progress in the 21st Century Act (MAP-21), Title 23 U.S.C 120(b). With this agreement, Western Federal Lands Highway Division, FHWA authorizes this project as eligible for federal participation. The purpose of this project is to replace a failing culvert, repair deteriorating county road, construct designated parking area, safe turnaround point, and provide safe pedestrian access to South Bay Trail, and to provide kiosk/signs to provide information. This agreement does not commit the parties to complete the project, but, rather sets forth the respective responsibilities as the project proceeds. Any subsequent decisions to complete final design and to construct the project will depend on authorizing legislation, NEPA analysis, availability of appropriations, and matching funds at the time of obligation.

The authority for FHWA to enter into this agreement is under Title 23 U.S.C. Section 204.

Funding:

The Federal Lands Access Program of the Moving Ahead for Progress in the 21st Century Act (MAP-21) authorizes FHWA to provide funding for specific projects. The Program Decision Committee (PDC), consisting of FHWA, the State of Washington, and an organization representing the local agencies of the state, is designated to jointly decide upon projects funded in the state. The PDC has decided to provide funding for the development of this project and to program the project for construction in FY 2017 under the Washington State Federal Lands Access Program.

All Access Program expenditures associated with this project after execution of this match agreement will need to be matched by a Non- Federal source, by other Federal funds other than those made available under Titles 23 and 49 of the United States Code, or by funds made available under 23 U.S.C. 202 and 203. The matching requirement under MAP-21 will be met by Pacific County and other agencies that have committed to the project in subsequent agreements. The forms of match may be those consistent with the 'Federal-Aid Guidance Non-Federal Matching Requirements' (http://www.fhwa.dot.gov/legsregs/directives/policy/fedaid_guidance_nfmr.htm) as shown in the Funding Plan. In the state of Washington, the match rate is 13.50% of the total project cost.



**Federal Lands Access Program
 Match Agreement**

Budget:

The following documents the expected costs of this project and the Match required:

<u>Item</u>	<u>Amount</u>
Planning	
Preliminary Engineering	\$123,000
Construction	\$820,000
Construction Engineering	\$82,000
Contingency - Contract Mods	\$82,000
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Total Estimated Cost:	\$1,107,000
Match Rate Required (23 USC 120):	13.50%
Value of Match Required*:	<u>\$149,445</u>

* Local share calculated per FLAP implementation guidance,
<http://www.fhwa.dot.gov/map21/guidance/guideflap.cfm>.



**Federal Lands Access Program
Match Agreement**

Estimated costs and fiscal year (FY) for the funding are based on the best budgeting and scheduling information known at this time. The final cash Match will be determined based on actual expenditures at the conclusion of project work. Matching cash funds in FHWA receipt may need to be supplemented, or returned, once actual expenditures are determined. As noted under Modifications, if costs increase over the amount within this agreement, the PDC will consult with the signing agency before granting approval.

The following agencies have agreed to contribute the amounts shown which will reduce the federal share by the same amount. The Funding Plan is as follows (Includes all agencies that are cooperating in the project):

Agency Contributions:

Phase	Agency	Form	Due	Received	Value	Comment
PE	Pacific Cty	Cash	10/1/2016		\$10,000	
PE	Pacific Cty	In-Kind Service	8/1/2017		\$139,445	In-Kind Service (Survey or other Labor TBD) supplemented by Cash if needed
				Total:	\$149,445	Total W/O Toll Credits: \$149,445

Pacific County is ONLY responsible for their respective match as shown above.

Valuation of real property, services, materials, equipment, and use of facilities will be established at fair market value (FMV), as determined by applicable Federal grant administration regulations and Federal Cost Principles [2 CFR 200]. Final in-kind match will be determined based on actual expenditures at the conclusion of project work in order to determine the minimum match commitment has been met. The value of in-kind match may need to be supplemented in order to meet the minimum match requirement. If the value of in-kind match is in excess of the minimum match, the excess value will not be returned or reimbursed.

Records:

Costs (both cash and non-cash) along with third party in-kind contributions counting towards satisfying a cost sharing or matching requirement must be verifiable from the records of grantees and subgrantee or cost-type contractors. These records must show how the value placed was derived.

Federal Highway Contributions:

Phase	Fund	FY	Amount	Comment
PE	G20E	2016	\$106,395	
CN	G20E	2017	\$687,160	
CM	G20E	2017	\$82,000	
CE	G20E	2017	\$82,000	
Total:			\$957,555	

Federal Lands Access Program funds are administered by FHWA and are subject to annual appropriations from Congress. This document does not commit FHWA to advance the project or provide funds for the project, but provides required matching if FHWA expends funds to advance the project.



Modification:

This agreement may be updated periodically by mutual written consent of all parties. If project costs increase and are approved by the PDC, this funding agreement will be modified by mutual consent of all parties.

Delivery Agency and Fund Transfers:

Western Federal Lands Highway Division, FHWA has been selected to deliver this project. Upon execution of this agreement, FHWA will forward payment requests to the Enterprise Servicing Center (ESC) at Oklahoma City, which will send invoices to Pacific County in accordance with the payment schedule set forth in the Funding Plan. After receiving the invoice, Pacific County can transmit the funds either through Pay.Gov (<https://pay.gov/paygov/>) or by mailing a check to ESC. The preferred method is to use Pay.Gov.

This project is authorized to use a Tapered Match. Under this approach, the non-Federal match is imposed over the entire project rather than individual progress payments. Timing of all fund transfers are specified in the Funding Plan. Tapered Match is authorized because it will result in an earlier completion date.

Funds Transaction Information:

Please contact the following individuals to set up the funds transaction:

FHWA:

Neal Christensen, Federal Lands Access Program Manager
Western Federal Lands Highway Division, FHWA
610 E. Fifth Street

Vancouver, WA 98661
(360) 619-7780
neal.christensen@dot.gov

Pacific County

Renee Goodin, Treasurer

300 Memorial Drive

South Bend, WA 98586
(360) 875-9421
rgoodin@co.pacific.wa.us



US Department of Transportation
Federal Highway Administration

**Federal Lands Access Program
Match Agreement**

Western Federal Lands Highway Division, FHWA
610 E. Fifth Street
Vancouver, WA 98661

This Agreement shall be effective as of the date of the last signature:

Pacific County

Approved By:

Frank Wolfe, Chairman Board of Pacific County Commissioners

Date



US Department of Transportation
Federal Highway Administration

Federal Lands Access Program Match Agreement

Western Federal Lands Highway Division, FHWA
610 E. Fifth Street
Vancouver, WA 98661

**U.S. Department of Transportation
Federal Highway Administration
Western Federal Lands Highway Division, FHWA**

Approved By:

Dan Donovan, Director of Program Administration

Date