

**BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF YUBA**

**RESOLUTION OF THE BOARD OF )  
SUPERVISORS OF THE COUNTY OF YUBA )  
ADOPTING CALTRANS LOCAL )  
ASSISTANCE PROCEDURES MANUAL )  
CHAPTER 10: CONSULTANT SELECTION )**

**RESOLUTION NO. 2022-20**

**WHEREAS**, The County of Yuba 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 Yuba has developed additional policies, dated June 12, 2018, 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 Yuba 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.

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**NOW, THEREFORE, BE IT RESOLVED** by the Yuba County Board of Supervisors as follows:

**Section 1.** The above recitals are true and correct findings of the County of Yuba.

**Section 2.** The Local Assistance Procedures Manual, Chapter 10, Consultant Selection dated January 2022, is approved and adopted.


**PASSED AND ADOPTED** this 8th day of February 2022, by the Board of Supervisors of the County of Yuba, by the following vote:

AYES: Supervisors Vasquez, Blaser, Fuhrer, Bradford, Fletcher


NOES: None

ABSENT: None

ABSTAIN: None

  
Chair

ATTEST:

  
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Rachel Ferris, Clerk of the Board  
Mary Pasillas, Board Clerk

APPROVED AS TO FORM:  
MICHAEL CICCOZZI, COUNTY COUNSEL

By: 