

RESOLUTION NO. 95-21

**A RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA,
AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH
THE CALIFORNIA DEPARTMENT OF TRANSPORTATION TO FUND THE
PRELIMINARY ENGINEERING PHASE OF THE HARBOUR WAY SOUTH &
WRIGHT AVENUE RAILROAD GRADE CROSSING PROJECT**

WHEREAS, on April 25, 2012, the City Council of the City of Richmond (the "City Council") adopted the Richmond General Plan 2030 (the "General Plan"), which establishes the goals, policies and implementing actions for development of the City of Richmond; and

WHEREAS, General Plan Action Item CR3.A calls for the City to work with the railroads to improve safety at at-grade railroad crossings; and

WHEREAS, the General Plan states that there is a need for improvements such as coordinated traffic signals at the intersection of Harbour Way South and Wright Avenue; and

WHEREAS, Harbour Way South is the direct route to the Richmond Ferry Terminal and is also a portion of the San Francisco Bay Trail; and

WHEREAS, the Harbour Way South & Wright Ave intersection was selected for safety improvements because it is a passive crossing with high vehicle, bicycle, and pedestrian traffic; and

WHEREAS, the City of Richmond (City), the California Department of Transportation (Caltrans), the California Public Utilities Commission (CPUC), and Burlington Northern Santa Fe (BNSF) Railroad have agreed upon a scope of work and timeline for the project and these documents were reviewed and approved by the City Attorney's Office; and

WHEREAS, the Railway-Highway Crossings (Section 130) Program provides funds for the elimination of hazards at railway-highway crossings; and

WHEREAS, Caltrans will fully fund the project budget of \$2,484,000 including the Preliminary Engineering phase of \$1,200,000; and

WHEREAS, Caltrans has prepared Service Contract No. 50LP282 to be executed by the City which will enable the City to be reimbursed up to \$1,200,000 in Section 130 Program funds for Preliminary Engineering, and expects to amend the contract for subsequent phases of the work to complete the project; and

WHEREAS, directs City staff to coordinate with California Public Utilities Commission, Caltrans and Metropolitan Transportation Commission to ensure that the design is Quiet Zone eligible.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby authorizes the City Manager, or designee, to sign Service Contract No. 50LP282 with Caltrans for the provision of Section 130 Program funds.

BE IT FURTHER that the City Council hereby authorizes the City Manager to execute and make amendments to, the contract as needed to facilitate completion of the project.

BE IT FURTHER RESOLVED that the City Council hereby authorizes the amendment of the 2021/2022 CIP Budget to accept \$1,200,000 of Section 130 Program funds and appropriate said funds for the Harbour Way South & Wright Ave Grade Crossing Project.

BE IT FURTHER RESOLVED that the City Council designates the City Clerk as the custodian of the documents and other materials which constitute the record of proceedings upon which the decision herein is based. These documents may be found at the office of the City Clerk at the Richmond City Hall, 450 Civic Center Plaza, Richmond, California 94804.

I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a special meeting thereof held July 22, 2021, by the following vote:

AYES: Councilmembers Bates, Jimenez, Martinez, McLaughlin, Willis, Vice Mayor Johnson III, and Mayor Butt.
NOES: None.
ABSTENTIONS: None.
ABSENT: None.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

THOMAS K. BUTT
Mayor

Approved as to form:

TERESA STRICKER
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 95-21**, finally passed and adopted by the City Council of the City of Richmond at a special meeting held on July 22, 2021.



Pamela Christian, Clerk of the City of Richmond