

RESOLUTION NO. 114-22

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND,
CALIFORNIA, AMENDING FY 2022-23 BUDGET IN THE AMOUNT OF \$3,270,000
FOR AMENDMENT THREE TO THE COOPERATIVE IMPLEMENTATION
AGREEMENT, D43CIARI0002, WITH THE CALIFORNIA DEPARTMENT OF
TRANSPORTATION TO FUND THE CONSTRUCTION OF THE WATER CAPTURE
FACILITY**

WHEREAS, on July 6, 2021, the Richmond City Council adopted Resolution 84-21 approving the third amendment to the Cooperative Implementation Agreement with the California Department of Transportation (Caltrans) to fund the construction of the Water Capture Facility; and

WHEREAS, the project was scheduled to be completed in FY 2021-22; and

WHEREAS, due to delays determining the best location for the water capture facility, the project was delayed substantially; and

WHEREAS, City of Richmond (City) staff met with Caltrans to explain the delays; and

WHEREAS, Caltrans assured the City of Richmond that the delays would not prohibit the City from receiving reimbursement for the project provided the final paperwork is submitted no later than May 15, 2024; and

WHEREAS, the City assured Caltrans the project would be completed and reimbursement invoices submitted prior to the May 15, 2024 deadline; and

WHEREAS, the FY 2022-23 budget was adopted without the Caltrans Water Capture Facility included; and

WHEREAS, staff is requesting a budget amendment to the FY 2022-23 budget in the amount of \$3,270,000 for the Water Capture Facility Project.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Richmond hereby amends the FY 2022-23 budget in the amount of \$3,270,000 in revenue and expenses.

BE IT FURTHER RESOLVED that the City Council finds that the Water Capture Facility is exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15301(b) because it is a project constructing minor alterations to an existing publicly-owned utility involving negligible or no expansion of an existing use.

BE IT FURTHER RESOLVED that the City Manager of the City of Richmond, or said City Manager's designee, is hereby authorized to finalize the amendment to the Cooperative Implementation Agreement and to execute same on behalf of the City.

I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a regular meeting thereof held July 26, 2022, by the following vote:

AYES: Councilmembers Bates, Jimenez, Johnson III, McLaughlin, Willis, Vice Mayor Martinez, 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:

DAVE ALESHIRE
Interim 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. 114-22**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on July 26, 2022.



Pamela Christian, Clerk of the City of Richmond

CLERK'S
CERTIFICATE

I, Pamela Christian, City Clerk of the City of Richmond, do hereby certify as follows:

The foregoing resolution is a full, true and correct copy of **Resolution No. 114-22** duly adopted at a regular meeting of the City Council of said City duly and regularly held at the regular meeting place thereof on the 26th day of July 2022, of which meeting all the members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said resolution was adopted by the following vote:

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

An agenda of said meeting was posted before said meeting at City Hall, 450 Civic Center Plaza in the City of Richmond, California, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

Such agenda was further posted, and such meeting was conducted in accordance with and pursuant to Assembly Bill 361, issued by the Governor of the State of California on September 15, 2021, that allowed cities to continue to hold public meetings via teleconferencing.

I have carefully compared the foregoing with the original on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting.

Said resolution has not been amended, modified, or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: July 29, 2022.



City Clerk of the City of Richmond