

**RESOLUTION NO. 35-08**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE SERVICE CONTRACT AGREEMENT AND RIGHT-OF-WAY SELF-CERTIFICATION WITH THE CALIFORNIA PUBLIC UTILITIES COMMISSION FOR WORK AT BROOKSIDE DRIVE.**

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WHEREAS the California Public Utilities Commission (CPUC) has performed a field inspection of the Brookside Drive at-grade crossing under the Section 130 grade crossing improvement program; and

WHEREAS the CPUC has prepared a list of recommended safety improvements for this at-grade crossing; and

WHEREAS the City of Richmond (City) is responsible for the installation of approximately 30 feet of concrete or asphalt curb/berm in the southwest quadrant and approximately 20 feet of concrete or asphalt curb/berm in the northeast quadrant; and

WHEREAS the CPUC has required the execution of a right-of-way self-certification form that certifies the work performed by the City is within the public right-of-way; and

WHEREAS the CPUC has prepared a service contract to be executed by the City which will enable the City to be reimbursed up to \$105,462.00 for the installation of the curb/berm work.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Council of the City of Richmond to authorize the City Manager to sign the right-of-way certificate and contract.

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I certify that the foregoing Resolution was adopted by the Council of the City of Richmond at a regular meeting held on April 1, 2008, by the following vote:

AYES:	Councilmembers Bates, Butt, Lopez, Marquez, Sandhu, Thurmond, Viramontes, and Mayor McLaughlin
NOES:	None
ABSTENTIONS:	None
ABSENT:	None

DIANE HOLMES  
Clerk of the City of Richmond

[SEAL]

Approved:

GAYLE McLAUGHLIN  
Mayor

Approved as to form:

LOUISE RENNE, 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. 35-08, finally passed and adopted by the Council of the City of Richmond at a meeting held on April 1, 2008.