

RESOLUTION NO. 115-12

RESOLUTION OF THE BOARD OF THE SUCCESSOR AGENCY TO THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY AUTHORIZING EXECUTION OF A HIGHWAY RAILROAD CROSSING SAFETY ACCOUNT BASELINE AGREEMENT AND PROGRAM SUPPLEMENT/MASTER AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION

WHEREAS, the Successor Agency to the Richmond Community Redevelopment Agency (Successor Agency) may receive Proposition 1B Highway-Railroad Crossing Safety Account (HRCSA) Bond funds from the California Department of Transportation (Department) now or sometime in the future for a high-priority grade separation and railroad crossing safety improvement project at Marina Bay Parkway, known as the Officer Bradley A. Moody Memorial Underpass Project (Project); and

WHEREAS, the California Transportation Commission (Commission) HRCSA Guidelines require the local agency, and any entity committed to providing supplementary funding for the Project, to execute a HRCSA Baseline Agreement (Baseline Agreement) with the Department to confirm the Project scope, benefits, delivery schedule, and the Project budget and funding plan; and

WHEREAS, the HRCSA guidelines also require the local agency receiving a Commission allocation to execute a HRCSA Funding Agreement, also known as a Program Supplement/Master Agreement (Funding Agreement) with the Department before it can be reimbursed for project expenditures; and

WHEREAS, the Department utilizes the Baseline Agreement and Funding Agreement for the purpose of administering and reimbursing intercity rail funds to local agencies; and

WHEREAS, the Successor Agency agrees to secure funds for any additional costs of the Project, and if any of the funding sources being applied for are denied, to add funding from other sources to replace the denied funding. Changes to the funding commitments outlined in the Baseline Agreement require an amendment; and

WHEREAS, the Successor Agency Board wishes to authorize the City Manager to execute the Baseline Agreement and any amendments, and the Funding Agreement in the amount of \$4.23 million.

NOW, THEREFORE, BE IT RESOLVED by the members of the Board of the Successor Agency to the Richmond Community Redevelopment Agency that the Successor Agency agrees to comply with all conditions and requirements set forth in the Baseline and Funding Agreements and applicable statutes, regulations and guidelines for Proposition 1B Highway-Railroad Crossing Safety Account Bond-funded projects.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to execute the Baseline Agreement and Funding Agreement with the California Department of Transportation.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held on November 13, 2012, by the following vote:

AYES: Councilmembers Bates, Beckles, Boozé, Butt, Vice Mayor Rogers, and Mayor McLaughlin.
NOES: None.
ABSTENTIONS: None.
ABSENT: Councilmember Ritterman.

DIANE HOLMES
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

BRUCE GOODMILLER
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. 115-12, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on November 13, 2012.