

CITY COUNCIL RESOLUTION NO. 100-15

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND AUTHORIZING THE EXECUTION OF SERVICE CONTRACT NO. 75LX276 WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE PROVISION OF A GRANT OF \$260,550 FROM THE SECTION 130 RAILWAY-HIGHWAYS CROSSING PROGRAM FOR THE CUTTING/CARLSON BOULEVARD GRADE CROSSING IMPROVEMENTS PHASE II PROJECT; AND AMENDMENT OF THE 2015/16-2019/20 CIP BUDGET TO ACCEPT THE SECTION 130 FUNDS AND APPROPRIATING THE FUNDS TO THE CUTTING CARLSON BOULEVARD GRADE CROSSING IMPROVEMENTS PHASE II 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, the General Plan cites the Cutting Boulevard and Carlson Boulevard At-Grade Crossing as one of the most dangerous in the state, according to the Public Utilities Commission (“PUC”); and

WHEREAS, General Plan Action Item CR3.A calls for coordination with railroad companies to improve safety at the Cutting Boulevard and Carlson Boulevard At-Grade Crossing; and

WHEREAS, in furthering policies of General Plan, staff developed construction plans and specifications for roadway, median, sidewalk and traffic signal improvements at the Cutting Boulevard and Carlson Boulevard At-Grade Crossing (the “Cutting/Carlson Grade Crossing Improvements”); and

WHEREAS, the Union Pacific Railroad determined that replacement of the existing grade panels would be required in order to construct the Cutting/Carlson Grade Crossing Improvements and the cost for the grade panel replacement exceeded the amount of available funds for the Cutting/Carlson Grade Crossing Improvements; and

WHEREAS, staff readjusted the scope of the Cutting/Carlson Grade Crossing Improvements by dividing the work into phases, which allowed for postponement of the grade panels replacement and improvements along the south side of the intersection (the “Phase II Improvements”); and

WHEREAS, the PUC performed a field inspection of the Cutting Boulevard and Carlson Boulevard At-Grade Crossing to evaluate the Phase II improvements eligibility for funding under the Section 130 Railway-Highways Crossing Program (the “Section 130 Program”); and

WHEREAS, the PUC prepared a list of recommended safety improvements for the California Department of Transportation's (“Caltrans”) Division of Rail and Mass Transportation that will allow the City to receive \$260,550 for the Phase II improvements, to be funded by the Section 130 Program, and

WHEREAS, Caltrans has prepared Service Contract No. 75LX276 to be executed by the City which will enable the City to be reimbursed up to \$260,550 in Section 130 Program funds for the Phase II improvements, and

WHEREAS, by the agenda report (“Agenda Report”) accompanying this resolution, the City Council has been provided with additional information upon which the findings and actions set forth in this Resolution are based.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds the above recitals are true and correct and have served, together with the Agenda Report, as the basis for the findings and actions set forth in this Resolution.

BE IT FURTHER RESOLVED that the City Council hereby authorizes the City Manager to sign Service Contract No. 75LX276 with the California Department of Transportation for the provision of Section 130 Program funds.

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

BE IT FURTHER RESOLVED that the City Council hereby authorizes the amendment of the 2015/16 – 2019/20 CIP Budget to accept \$260,550 of Section 130 Program funds and appropriate said funds for the Cutting/Carlson Boulevard Grade Crossing Improvements Phase II 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 adopted at a regular meeting of the City Council on October 6, 2015, by the following vote:

AYES:	Councilmembers Bates, Beckles, Martinez, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt.
NOES:	None.
ABSTENTIONS:	None.
ABSENT:	None.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
 (SEAL)

Approved:

TOM BUTT
 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. 100-15**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on October 6, 2015.


Pamela Christian, City Clerk of the City of Richmond