

RESOLUTION NO. 2012-40

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE APPLICATION FOR GRANT FUNDS FROM SECTION 190 GRADE SEPARATION FUNDS FOR THE GRANT LINE ROAD WIDENING PROJECT (EAST STOCKTON BOULEVARD TO WATERMAN ROAD) AND AUTHORIZING THE CITY MANAGER TO ACT AS THE CITY'S SIGNATORY FOR SUCH GRANT

WHEREAS, the Legislature and Governor of the State of California have provided funds for grants from Section 190 Grade Separation Funds and Proposition 1B Grade Separation Funds; and

WHEREAS, the California Public Utilities Commission has jurisdiction over the safety of roadway-rail crossings and develops a funding priority list of grade separation projects, and the Grant Line Road Grade Separation Structure is on the current list; and

WHEREAS, said procedures require a resolution certifying the approval of application by the City of Elk Grove governing board before submission of application; and

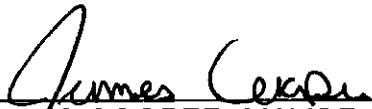
WHEREAS, the City of Elk Grove has initiated the process for grade separating the crossing at Grant Line Road between East Stockton Boulevard and Waterman Road, having adopted a Mitigated Negative Declaration (SCH #2005102056), as well as appropriate Addenda, as required under the California Environmental Quality Act (CEQA, Section 21000, et seq, of the California Public Resources Code);

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby:

- 1) Approves the filing of an application for the Grant Line Road Widening Project (East Stockton Boulevard to Waterman Road) (Project); and
- 2) Certifies that the City of Elk Grove expects that it will have all matters prerequisite to awarding the construction contract accomplished within two years after the allocation of the funds by the California Transportation Commission; and
- 3) Certifies that the City of Elk Grove will have sufficient funds to complete the Project, or will secure the resources to do so; and
- 4) If applicable, certifies that the Project will comply with any laws and regulations including, but not limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, disabled access laws, and, that prior to commencement of construction all applicable permits will have been obtained.

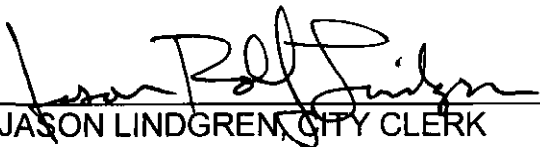
BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City of Elk Grove City Manager, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned Project.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 14th day of March 2012.



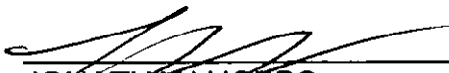
JAMES COOPER, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:




JONATHAN HOBBS,
INTERIM CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2012-40**

**STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO)
CITY OF ELK GROVE)** **ss**

I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on March 14, 2012 by the following vote:

AYES : COUNCILMEMBERS: Cooper, Hume, Detrick, Scherman
NOES: COUNCILMEMBERS: None
ABSTAIN : COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: Davis


**Jason Lindgren, City Clerk
City of Elk Grove, California**