

## RESOLUTION NO. 2012-90

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE HIGHWAY-RAILROAD CROSSING SAFETY ACCOUNT (HRCSA) 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 THE EXECUTION OF ALL HRCSA AGREEMENTS**

**WHEREAS**, the City of Elk Grove 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; 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 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 funding agreement with the Department before it can be reimbursed for project expenditures; and

**WHEREAS**, the Department utilizes the HRCSA and Grade Separation Fund Agreement for the purpose of administering and reimbursing intercity rail funds to local agencies; and

**WHEREAS**, the City of Elk Grove agrees to secure funds for any additional costs of the project, and if any of the funding sources being applied for and then 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 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 three Addenda, as required under the California Environmental Quality Act (CEQA, Section 21000, et seq, of the California Public Resources Code); and


**WHEREAS**, the City of Elk Grove wishes to delegate authorization to execute the baseline agreement and any amendments, and the funding agreement in the amount of \$25,000,000 thereto to the City Manager.

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

- 1) Agrees to comply with all conditions and requirements set forth in the baseline and funding agreements and applicable statutes, regulations and guidelines for the Proposition 1B Highway-Railroad Crossing Safety Account Bond-funded projects; and
- 2) If applicable, certifies that the Grant Line Road Widening Project (East Stockton Boulevard to Waterman Road) 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 Manager be authorized to execute the Baseline Agreement and Highway-Railroad Crossing Safety Account 1B Bond Fund Agreement thereto with the California Department of Transportation.


**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 23<sup>rd</sup> day of May 2012.

  
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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. 2012-90**

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

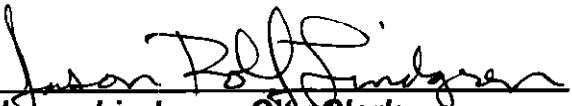
*I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on May 23, 2012 by the following vote:*

**AYES :**       **COUNCILMEMBERS:**    *Hume, Davis, Detrick, Scherman*

**NOES:**       **COUNCILMEMBERS:**    *None*

**ABSTAIN :**   **COUNCILMEMBERS:**    *None*

**ABSENT:**     **COUNCILMEMBERS:**    *Cooper*

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