

RESOLUTION NO 08-45

RESOLUTION OF THE MEMBERS OF THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY BOARD AUTHORIZING EXECUTION OF A TRADE CORRIDOR IMPROVEMENT FUND BASELINE AGREEMENT AND FUNDING AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION.

WHEREAS, the Richmond Community Redevelopment Agency (Agency) may receive Proposition 1B Trade Corridor Improvement Fund (TCIF) 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 the Marina Bay Parkway (Project); and

WHEREAS, the California Transportation Commission (Commission) TCIF Guidelines require the local agency, and any entity committed to providing supplementary funding for the project, to execute a TCIF 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 TCIF guidelines also require the local agency receiving a Commission allocation to execute a TCIF Funding 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 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 Agency Board wishes to authorize the Executive Director of the Agency to execute the Baseline Agreement and any amendments, and the Funding Agreement in the amount of \$18.975 million.

NOW, THEREFORE, BE IT RESOLVED by the members of the Richmond Community Redevelopment Agency Board that the 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 Trade Corridor Improvement Fund Bond-funded projects.

BE IT FURTHER RESOLVED, that the Agency Executive Director 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 Agency Board of the Richmond Community Redevelopment Agency at a regular meeting held on November 18, 2008 by the following vote:

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| AYES: | Members Bates, Butt, Lopez, Rogers, Sandhu, Viramontes, and Chairperson McLaughlin |
| NOES: | None |
| ABSTENTIONS: | None |
| ABSENT: | Members Marquez and Thurmond |

DIANE HOLMES
Clerk of the Redevelopment Agency

[SEAL]

Approved:

GAYLE McLAUGHLIN
Agency Chairperson

Approved as to form:

RANDY RIDDLE
Agency Attorney

State of California }
County of Contra Costa : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No. 08-45, finally passed and adopted by the Redevelopment Agency at a meeting held on November 18, 2008.