

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
APPROVING AND AUTHORIZING THE CITY MANAGER OR
DESIGNEE TO EXECUTE AN AGREEMENT WITH THE
CALIFORNIA DEPARTMENT OF TRANSPORTATION DIVISION
OF RAILS AND MASS TRANSPORTATION TO PROVIDE FUNDS
UNDER THE RAILROAD/HIGHWAY AT-GRADE CROSSING
PROGRAM (SECTION 130) FOR THE AGNEW ROAD AT-GRADE
CROSSING PROJECT**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, the California Public Utilities Commission and California Department of Transportation Division of Rails and Mass Transportation cooperatively operate the Railroad/Highway At-Grade Crossing Program which is authorized by Title 23, United States Code, Section 130 (23 U.S.C. 130), and addresses the development of railroad/highway at-grade crossing improvement projects; and

WHEREAS, the purpose of the Railroad/Highway At-Grade Crossing Program is to reduce the number and severity of highway accidents by eliminating hazards to vehicles and pedestrians at existing railroad crossings; and

WHEREAS, under the Railroad/Highway At-Grade Crossing Program (Section 130) the California Public Utilities Commission identifies and prioritizes project locations and the projects are then developed in coordination with local agencies, railroads and California Department of Transportation Division of Rails and Mass Transportation; and

WHEREAS, Federal funding for the Railroad/Highway Grade Crossing Program is derived from the annual apportionment for the Surface Transportation Program and is reserved for the safety programs defined by the Section 130 - railroad/highway crossing improvements. The California Department of Transportation Division of Rails and Mass Transportation administers the funds and contracts with local agencies to fund railroad/highway at-grade crossing improvement projects that are on the California Public Utilities Commission Section 130 Priority List; and

WHEREAS, the Agnew Road at-grade crossing safety improvements project is on the Section

130 Priority List and is eligible for funding under the Railroad/Highway Grade Crossing Program.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the City Council approves and authorizes the City Manager or his designee to execute Contract #75LX332 with the California Department of Transportation Division of Rails and Mass Transportation in an amount of \$573,750 for the Agnew Road at-grade crossing safety improvements project.
2. That the City Clerk is directed to transmit a copy of this resolution to the State of California Department of Transportation Division of Rail and Mass Transportation.
3. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ____ DAY OF _____, 2018, BY THE FOLLOWING VOTE:

AYES:	COUNCILORS:
NOES:	COUNCILORS:
ABSENT:	COUNCILORS:
ABSTAINED:	COUNCILORS:

ATTEST: _____
JENNIFER YAMAGUMA
ACTING CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Contract #75LX332 with the California Department of Transportation Division of Rails and Mass Transportation in an amount of \$573,750 for the Agnew Road at-grade crossing safety improvements project.