

**THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA**  
**and for Special Districts, Agencies and Authorities Governed by the Board**

Adopted this Resolution on 03/03/2009 by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

**RECUSE:**



**Resolution No. 2009/84**

Resolution of local support for American Recovery and Reinvestment Act of 2009 (ARRA) funding for the Vasco Road Overlay and Vasco Road Safety Improvements Projects

WHEREAS, Contra Costa County (herein referred as APPLICANT) is submitting applications to the Metropolitan Transportation Commission (MTC) for \$2.62 million and \$10 million in funding from the federal American Recovery and Reinvestment Act of 2009 (ARRA) for the Vasco Road Overlay - Segments 3, 4 and 5 Project, and Vasco Road Safety Improvements Project, respectively (herein referred as PROJECTS) for the MTC Regional ARRA Program (MTC Resolution No. 3885) (herein referred as PROGRAM); and

WHEREAS, pursuant to ARRA, and any regulations and/or guidance promulgated thereunder, eligible project sponsors wishing to receive Regional ARRA funds for a project shall submit applications first with the appropriate Metropolitan Planning Organization (MPO), for review and inclusion in the MPO's Transportation Improvement Program (TIP); and

WHEREAS, the Metropolitan Transportation Commission (MTC) is the MPO for the nine counties of the San Francisco Bay region; and

WHEREAS, MTC has adopted a Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) applicable to federal ARRA fund delivery and has adopted (or is scheduled to adopt) in MTC Resolution No. 3885 such additional requirements as are necessary or appropriate to meet the obligations/award deadlines in the ARRA; and

WHEREAS, APPLICANT is an eligible project sponsor for ARRA funds; and

WHEREAS, as part of the application for ARRA funding, MTC requires a resolution adopted by the responsible implementing agency stating the following:

**Contact: Chris Lau, 925-313-2293**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

**ATTESTED: March 3, 2009**

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

**cc:**

1) that the sponsor understands that the ARRA funding is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded with additional ARRA or other MTC-programmed funds; and 2) that PROJECTS will comply with the procedures specified in MTC's Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) and with all project-specific requirements as set forth in MTC's Regional ARRA Program (MTC Resolution No. 3885); and PROJECTS as described in the applications, and if approved, as included in MTC's TIP; and 3) that PROJECTS will comply with all the project-specific requirements as set forth in the federal ARRA and appropriate applicable regulations or guidance.

that Contra Costa County is authorized to execute and file applications for funding under the American Recovery and Reinvestment Act of 2009 for the Vasco Road Overlay - Segments 3, 4 and 5 and Vasco Road Safety Improvements Projects; and be it further

RESOLVED that the APPLICANT by adopting this resolution does hereby state that:

1. APPLICANT understands that the ARRA funding for the projects are fixed at the MTC approved programmed amount, and that any cost increases must be funded by the APPLICANT from other funds, and that APPLICANT does not expect any cost increases to be funded with additional ARRA or MTC-programmed funds; and 2. APPLICANT understands the funding deadlines associated with these funds and will comply with the applicable provisions and requirements of the Regional ARRA Program (MTC Resolution No. 3885) and Regional Project Funding Delivery Policy (MTC Resolution No. 3606, as revised); and 3. PROJECTS will be implemented as described in the complete applications and in this resolution and, if approved, for the amount programmed in the MTC federal TIP; and 4. PROJECTS will comply with all the project-specific requirements as set forth in the ARRA and appropriate applicable regulations or guidance; and be it further

RESOLVED that there is no legal impediment to APPLICANT making applications for the funds; and be it further

RESOLVED that there is no pending or threatened litigation that might in any way adversely affect the proposed PROJECTS, or the ability of APPLICANT to deliver such PROJECTS; and be it further

RESOLVED that APPLICANT authorizes its Executive Director, General Manager, or designee to execute and file applications with MTC for ARRA funding for the PROJECTS as referenced in this resolution; and be it further

RESOLVED that a copy of this resolution will be transmitted to the MTC in conjunction with the filing of the applications; and be it further

RESOLVED that the MTC is requested to support the applications for the PROJECTS described in the resolution and to include the PROJECTS, if approved, in MTC's TIP.