



Contra  
Costa  
County

To: Board of Supervisors  
From: Julia R. Bueren, Public Works Director/Chief Engineer  
Date: June 9, 2015

Subject: Execution of Right of Way Certifications, Countywide

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**RECOMMENDATION(S):**

ADOPT Resolution No. 2015/187 authorizing the Public Works Director, or designee, to execute right of way certifications required for state and federally funded road projects; and,

DIRECT the Principal Real Property Agent to forward a copy of the Resolution to the appropriate office of Caltrans, Countywide.

**FISCAL IMPACT:**

No fiscal impact.

**BACKGROUND:**

In order to obtain federal and state aid assistance in connection with state and federally funded road projects, and for the California Department of Transportation (Caltrans) to approve the projects for advertising, it is necessary that the County certify to Caltrans that the rights of way necessary for the proper execution of the projects will be or have been acquired. Caltrans will accept right of way certifications signed by the Public Works Director if the Board of Supervisors has adopted a Resolution authorizing him or her to sign the certifications.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **06/09/2015** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I  
Supervisor  
Candace Andersen, District II  
Supervisor  
Mary N. Piepho, District III  
Supervisor  
Karen Mitchoff, District IV  
Supervisor

ABSENT: Federal D. Glover, District V  
Supervisor

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: June 9, 2015

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

By: June McHuen, Deputy

Contact: Kevin Emigh,  
925-313-2233

cc:

A copy of the Right of Way Certification form currently required by Caltrans is attached to the Resolution, which accompanies this Board Order.

### BACKGROUND: (CONT'D)

The Caltrans form provides for detailed information about the right of way and the project. It also requires the County to certify that the right of way has been duly acquired and to defend and indemnify Caltrans if the right of way is not clear as certified.

Staff recommends that the Board adopt the attached Resolution to authorize the Public Works Director, or designee, to execute right of way certifications in connection with County road projects funded by the state or federal government. The authorization given by the attached Resolution is valid for a two-year period, at which time the Public Works Department will have to seek further authorization.

### CONSEQUENCE OF NEGATIVE ACTION:

Bidding and construction of federally funded public works projects with short funding deadlines will be subject to delay and potential loss of funds.

### ATTACHMENTS

Resolution No. 2015/187

Right of Way Certification