



**Contra
Costa
County**

To: Board of Supervisors
From: Brian M. Balbas, Public Works Director/Chief Engineer
Date: June 8, 2021

Subject: Execution of Right of Way Certifications, Countywide

RECOMMENDATION(S):

ADOPT Resolution No. 2021/178 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 provide a copy of the Resolution to the appropriate office of California Department of Transportation (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 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.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **06/08/2021** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
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 8, 2021

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Jessica Dillingham,
925. 957-2453

By: Stacey M. Boyd, Deputy

cc:

BACKGROUND: (CONT'D)

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.

A copy of the Right of Way Certification ("R/W Certification") forms currently required by Caltrans are attached to the Resolution, which accompanies this Board Order. The Caltrans forms provide for detailed information about the right of way and the project. They also require 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 R/W 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. 2021/178

Exhibit 13-A

Exhibit 13-B

Exhibit 17-EX-13

Exhibit 17-EX-18