



RESOLUTION 23-03-G (REV 1)

RE: APPROPRIATION OF FUNDS TO THE CITY OF CLAYTON (CITY) IN ACCORDANCE WITH MASTER COOPERATIVE AGREEMENT NO. 12C.07 FOR THE CLAYTON TOWN CENTER PEDESTRIAN IMPROVEMENTS (PROJECT 120040) – DESIGN AND CONSTRUCTION PHASES

WHEREAS, the Contra Costa Transportation Authority (Authority) Sales Tax Expenditure Plan and Ordinance 04-02 (Expenditure Plan) sets aside five percent of the Measure J revenues received annually for competitive Transportation for Livable Communities (TLC) (Program 12), and 0.4 percent of the Measure J revenues received annually for additional TLC funding as part of the West County component of Measure J Subregional Projects and Programs (Program 25b); and

WHEREAS, on May 16, 2012, the Authority Board approved the Measure J TLC and Pedestrian, Bicycle and Trail Facilities (PBTF) Programming Plan for Fiscal Years 2011-12 through 2014-15; and

WHEREAS, on September 20, 2017, the Authority Board and the City entered into Master Cooperative Agreement No. 12C.07 regarding the funding of projects eligible under the CC-TLC funding program categories; and

WHEREAS, in Cycle 2, the Expenditure Plan allocated TLC funds for Central County Transportation Partnership and Cooperation (TRANSPAC) to prioritize for use, subject to the review and approval of the applicable Regional Transportation Planning Committee; and

WHEREAS, on May 11, 2017, TRANSPAC recommended approval of the use of \$252,000 of its Cycle 2 subregional share of TLC (Program 12) funds by the City for the Clayton Town Center Pedestrian Safety Improvements (Project 120040) (Project); and

WHEREAS, on June 21, 2017, the Authority Board approved the programming of \$252,000 in Measure J TLC (Program 12) funds for the design and construction phases to the City for this Project, for a total (all phases) appropriation in the amount of \$252,000 in Measure J funds programmed to this Project; and

WHEREAS, in a letter dated November 29, 2022, the City submitted a request for appropriation

in the amount of \$60,000 in Measure J TLC (Program 12) funds for the design phase, be appropriated to this Project and an overall financial plan for this Project pursuant to Master Cooperative Agreement No. 12C.07; and

WHEREAS, on January 18, 2023, the Authority Board approved the appropriation of \$60,000 in TLC funds in Resolution 23-03-G for the design phase, an action which also effectively changed the programming of the Measure J TLC funds to include \$60,000 (instead of \$20,000) for the design phase and \$192,000 for construction (instead of \$232,000), with the construction funding to be made available for appropriation upon receipt of a future request from the City; and

WHEREAS, in a letter dated November 14, 2024, the City submitted a request for appropriation in the amount of \$192,000 in Measure J TLC (Program 12) funds for the construction phase, be appropriated to this Project and an overall financial plan for this Project pursuant to Master Cooperative Agreement No. 12C.07; and

WHEREAS, it is determined that the actual balance of appropriated construction phase funds available for appropriation to Resolution 23-03-G (Rev 1) is \$192,000; and

WHEREAS, funds are included in the Authority's budget in Item CCMP12; and

WHEREAS, the City recognizes the need to meet all applicable policies for Measure J as outlined in the Local Agency Coordination Guide, including design peer reviews.

NOW, THEREFORE, BE IT RESOLVED that the Authority Board hereby:

- 1) Finds the Request for Appropriation of Funds consistent with the Expenditure Plan and with Master Cooperative Agreement No. 12C.07.
- 2) Appropriates an additional \$192,000 in TLC funds, for a total of \$252,000 (\$60,000 of that total amount was appropriated toward design on January 18, 2023) to the City pursuant to the revised Scope-of-Work and conditions set forth in Attachment A of this resolution, which is incorporated herein as though set forth at length.
- 3) Confirms that funds will be disbursed to the City in accordance with the provisions of Cooperative Agreement No. 12C.07 but not to exceed, on an annual basis, the amounts programmed by fiscal year, as shown in the Project.
- 4) Confirms that this appropriation shall expire three years from the date of this resolution.

- 5) Confirms that this resolution is incorporated into Exhibit A of Cooperative Agreement No. 12C.07, which is enclosed as Attachment B to this resolution.

This resolution was entered into at a meeting of the Contra Costa Transportation Authority Board held February 19, 2025 in Walnut Creek, California by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Newell Arnerich, Chair

Attest:

Tarienne Grover, Clerk of the Board

Attachments: "A" - Scope-of-Work and Conditions

"B" - Updated Exhibit A of Cooperative Agreement No. 12C.07

ATTACHMENT A

**CONTRA COSTA TRANSPORTATION AUTHORITY
RESOLUTION 23-03-G (REV 1)**

Date: February 19, 2025

Amount of Funds: \$192,000 for Construction

Appropriated to: City of Clayton (City)

Program Category: Measure J Program 12, Transportation for Livable Communities (TLC)

Specific Project: Clayton Town Center Pedestrian Safety Improvements (Project 120040)
(Project)

Appropriated For: Construction

Scope-of-Work: See attached detailed Scope-of-Work

Other Conditions: None

Staff Comments: Second appropriation action to revise the scope for the design and construction phases, and appropriate an additional \$192,000 in TLC funds to the Project, which will be for the Construction Phase. January 18, 2023 was the original appropriation action of \$60,000 in TLC funds for the Design Phase.

Total authorization to date:

Total funds appropriated to date under Master Cooperative Agreement No. 12C.07 for the Project is \$60,000 for Design and \$192,000 for Construction, for a total of \$252,000.

Attachment A (cont'd.)

Scope-of-Work

This Project will improve pedestrian safety in the Town Center in the City of Clayton, including a raised and lighted crosswalk to be located on Oak Street in the east/west direction at Center Street, a tabletop or raised intersection at old Marsh Creek Road and Main Street, and a raised and lighted crosswalk system to be added on Center Street in the north/south direction at Morris Street.

ATTACHMENT B

**Cooperative Agreement No. 12C.07
between
the Contra Costa Transportation Authority
and
the City of Clayton**

EXHIBIT A

Chronological Listing of Fund Appropriation Resolutions

Project Number	Resolution Number	Date	Funds Appropriated	Cumulative Total
120040	23-03-G	01/18/2023	\$60,000	\$60,000
120040	23-03-G (Rev 1)	02/19/2025	\$192,000	\$252,000
TOTAL FUNDS APPROPRIATED				\$252,000

Resolution adopted: January 18, 2023

Resolution revised: February 19, 2025

Date: February 19, 2025
Resolution: 23-03-G (Rev 1)
Coop Agreement: 12C.07
Proponent: City of Clayton
Construction Amount: \$192,000