

RESOLUTION NO. 2023-007

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE A
MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF ELK GROVE AND THE
STATE OF CALIFORNIA, ACTING THROUGH ITS DEPARTMENT OF
TRANSPORTATION (CALTRANS) RELATED TO THE STATE ROUTE 99
PAVEMENT REHABILITATION PROJECT IMPROVEMENTS**

WHEREAS, on May 12, 2021, the City Council adopted Resolution No. 2021-118, authorizing the City Manager to execute a cooperative agreement with the State of California, acting through its Department of Transportation (Caltrans); and

WHEREAS, the Cooperative Agreement for Local Improvements was executed on May 17, 2021, wherein the City agreed to fund, and Caltrans agreed to construct three northbound auxiliary lanes, including additional striping for auxiliary lanes, new concrete barriers for overhead signs, and additional Midwest Guard Rail Systems (Improvements) as part of Caltrans State Route 99 Pavement Rehabilitation Project (Project); and

WHEREAS, Caltrans completed the Improvements for the Project and the concrete barriers and foundations for Overhead Sign Number DSN-1 and Overhead Sign Number DSN-3 encroach into the City's East Stockton Boulevard right-of-way; and

WHEREAS, approval of the proposed Memorandum of Agreement would allow the concrete barriers and foundations for Overhead Sign Number DSN-1 and Overhead Sign Number DSN-3 to remain within the City's East Stockton Boulevard right-of-way; and

WHEREAS, Caltrans shall continue to accept operation, maintenance, and ownership or title to all materials or equipment installed as part of the Improvements and Caltrans agrees to be legally responsible for any injury or damage or liability occurring by reason of anything done or omitted to be done by, under, or in connection with any work or encroachment of the Improvements.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby authorizes the Director of Public Works to execute a Memorandum of Agreement between the City of Elk Grove and the State of California, acting through its Department of Transportation (Caltrans) related to the State Route 99 Pavement Rehabilitation Project Improvements.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 11th day of January 2023




BOBBIE SINGH-ALLEN, MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:


JONATHAN P. HOBBS,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2023-007**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)

I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on January 11, 2023 by the following vote:

AYES: COUNCILMEMBERS: *Singh-Allen, Spease, Brewer, Robles, Suen*

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*


**Jason Lindgren, City Clerk
City of Elk Grove, California**