

RESOLUTION # 473

A RESOLUTION OF THE CITY OF AMADOR CITY ACCEPTING CAL TRANS' REQUEST FOR AN EXTENSION OF TIME IN WHICH TO PAY THE RELINQUISHMENT FUNDS DUE TO AMADOR CITY UPON COMPLETION OF THE HIGHWAY 49 BYPASS, WITH CERTAIN CONDITIONS

Whereas, the City of Amador City does acknowledge and appreciate the diligent work and hard effort put forth by CalTrans, various contractors, and local governmental partners to bring to reality the long-awaited Highway 49 Bypass, and,

Whereas, it has been a project delayed by various reasons, sometimes beyond the control of mortal man, which has resulted in a delayed opening of the Bypass, and,

Whereas, due to the delayed opening, CalTrans is requesting the City of Amador City grant to CalTrans a three-month extension for the payment of Highway and Bridge relinquishment money, to a new deadline of March 31, 2007, and

Whereas, due to unforeseen escalation in the cost of basic construction materials, the previously agreed-upon relinquishment monies are no longer adequate to permit the City of Amador City to replace the Bridge and restore the Highway to adequate standards, and,

Whereas, the City of Amador City has suffered out-of-pocket expenses for the purpose of planning and preparation for a rapid restoration and revitalization of this key infrastructure in anticipation of timely recompense from CalTrans, and,

Whereas, the City of Amador City has multiple obligations...to its citizens for fiduciary responsibility, prudent planning, and accountability for the general best interests of the City of Amador City...and also to "do right" in our dealings with other entities such as neighboring cities, the County of Amador, visitors to our area, and other public and private organizations such as Cal Trans, and,

Whereas, it is in the best interests of all parties to allow the Bypass to open as soon as possible, while at the same time fulfilling the whole intent of the Relinquishment Agreement of March 20, 2003 (No. 10-138), which was to "...provide funding to enable CITY to perform PROJECT upon completion of the Amador Bypass..." (PROJECT defined as bringing both Bridge and Highway into a state of good repair), and,

Whereas CalTrans does recognize and accept the facts as herein presented and does desire to fulfill the whole intent of the Relinquishment Agreement and has formally committed in writing to securing Federal HBRR funding for Bridge replacement,

Now, be it therefore resolved, that upon receipt no later than 5:00 PM December 29, 2006, of the written and properly signed pledges regarding State assistance to secure for

Amador City HBRR funding, the City of Amador City does agree to allow CalTrans an extension of time until March 31, 2007, in which to deliver the Relinquishment money.

PASSED AND ADOPTED, by the City Council of the City of Amador City, County of Amador, State of California at its regular Council Meeting on the 21st day of December, 2006, by the following vote:

Ayes: *Bussatori, Jurisich, Lynch*

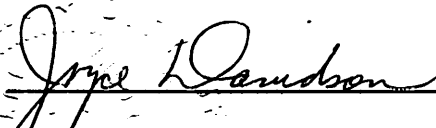
Noes: *Krop, Lendoy*

Abstain:



Richard Lynch, Mayor

ATTEST:



Joyce Davidson, City Clerk