



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

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Chairman

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Agenda item # 14

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

January 14, 2015

MOTION

Made By: Mr. Williams, Seconded By: Mr. Malbon

Action: Motion Carried, Unanimously

Title: Authorization for the Commissioner of Highways to enter into Certain Project Agreements between VDOT and the Hampton Roads Transportation Accountability Commission

WHEREAS, the Virginia General Assembly, pursuant to Chapter 26 of Title 33.2 of the *Code of Virginia*, has established the Hampton Roads Transportation Accountability Commission (HRTAC), a political subdivision of the Commonwealth; and

WHEREAS, the Virginia General Assembly, pursuant to §33.2-2600 of the *Code of Virginia* has also established the Hampton Roads Transportation Fund to fund new construction projects on new or existing highways, bridges, and tunnels in the localities comprising Planning District 23; and

WHEREAS, pursuant to §33.2-2608 the HRTAC may enter into contracts or agreements necessary or convenient for the performance of its duties and the exercises of its powers under Chapter 26; and

WHEREAS, §33.2-214 C of the *Code of Virginia* empowers the CTB to enter into contracts with local districts, commissions, agencies, or other entities created for transportation purposes; and

WHEREAS, VDOT and HRTAC are working on a project agreement for the administration of certain projects and phases of projects that are funded by HRTAC and are located wholly or in part on the state-maintained system of highways, outlining the

general responsibilities of each party relating to the use of HRTAC funds and administration of the project; and

WHEREAS, VDOT has requested that the Board authorize the Commissioner to enter into certain project agreements with HRTAC to advance phases of projects using funds provided by HRTAC; and,

WHEREAS, the phases of projects that are being requested and authorized by this resolution are as follows:

- Certain preliminary engineering and right-of-way acquisition at the Interstate 64/264 Interchange
- Certain preliminary engineering for Interstate 64 High Rise Bridge
- Environmental study and documentation for the Hampton Roads Third Crossing

WHEREAS, VDOT and HRTAC are continuing to work on a template standard agreement for projects funded with HRTAC funds and once agreement is reached such template standard agreement will be presented to the Board for approval.

NOW, THEREFORE, BE IT RESOLVED, the Commonwealth Transportation Board hereby authorizes the Commissioner of Highways to enter into agreements as have been identified herein with HRTAC that are funded with HRTAC funds.

BE IT FURTHER RESOLVED, that any agreement between HRTAC and VDOT shall provide that overruns or other additional project costs shall be prorated between HRTAC and VDOT so that each party bears a proportionate share of the additional costs based on each party's percentage responsibility of the initial project budget.

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