RESOLUTION NO. 2012-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
TO REQUEST THE METROPOLITAN TRANSPORTATION COMMISSION
ALLOCATION OF FISCAL YEAR 2012-2013 TRANSPORTATION
DEVELOPMENT ACT ARTICLE 3 PEDESTRIAN/BICYCLE PROJECT
FUNDING

WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities Code (PUC) Section 99200 et seq., authorizes the submission of claims to a regional transportation planning agency for the funding of projects exclusively for the benefit and/or use of pedestrians and bicyclists; and

WHEREAS, the Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC Resolution No. 875, Revised, entitled "Transportation Development Act, Article 3, Pedestrian/Bicycle Projects," which delineates procedures and criteria for submission of requests for the allocation of "TDA Article 3" funding; and

WHEREAS, MTC Resolution No. 875, Revised requires that requests for the allocation of TDA Article 3 funding be submitted as part of a single, countywide coordinated claim from each county in the San Francisco Bay region; and

WHEREAS, the City of Los Altos desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects described in Exhibit B to this resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists.

NOW THEREFORE, BE IT RESOLVED, that the City Council of the City of Los Altos hereby declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code; and

FURTHER RESOLVE, that there is no pending or threatened litigation that might adversely affect the project or projects described in Exhibit B to this resolution, or that might impair the ability of the City of Los Altos to carry out the project; and

FURTHER RESOLVE, that the City of Los Altos attests to the accuracy of and approves the statements in Exhibit A to this resolution; and

FURTHER RESOLVE, that a certified copy of this resolution and its Exhibits, and any accompanying supporting materials shall be forwarded to the Congestion Management Agency, Countywide Transportation Planning Agency, or County Association of Governments, as the case may be, of Santa Clara County for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

I HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution passed and adopted by the City Council of the City of Los Altos at a meeting thereof on the 10th day of April, 2012 by the following vote:

AYES: CASAS, FISHPAW, PACKARD, SATTERLEE, CARPENTER
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

_____
Valorie Cook Carpenter, MAYOR

Attest:

_____
Lee Price, MMC, CITY CLERK

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EXHIBIT A

Findings

1. That the City of Los Altos is not legally impeded from submitting a request to the Metropolitan Transportation Commission for the allocation of Transportation Development Act (TDA) Article 3 funds, nor is the City of Los Altos legally impeded from undertaking the project described in Exhibit B of this resolution.

2. That the City of Los Altos has committed adequate staffing resources to complete the project described in Exhibit B.

3. A review of the project described in Exhibit B has resulted in the consideration of all pertinent matters, including those related to environmental and right-of-way permits and clearances, attendant to the successful completion of the project.

4. Issues attendant to securing environmental and right-of-way permits and clearances for the project described in Exhibit B have been reviewed and will be concluded in a manner and on a schedule that will not jeopardize the deadline for the use of the TDA funds being requested.

5. That the project described in Exhibit B complies with the requirements of the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 et seq.).

6. That as portrayed in the budgetary description(s) of the project in Exhibit B, the sources of funding other than TDA are assured and adequate for completion of the project.

7. That the project described in Exhibit B is for capital construction and/or design engineering; and/or for the maintenance of a Class I bikeway which is closed to motorized traffic; and/or for the purposes of restriping Class II bicycle lanes; and/or for the development or support of a bicycle safety education program; and/or for the development of a comprehensive bicycle and/or pedestrian facilities plan; and an allocation of TDA Article 3 funding for such a plan has not been received by the City of Los Altos within the prior five fiscal years.

8. That the project described in Exhibit B, which is a bicycle project, has been included in a detailed bicycle circulation element included in an adopted general plan, or included in an adopted comprehensive bikeway plan (such as outlined in Section 2377 of the California Bikeways Act, Streets and Highways Code section 2370 et seq.).

9. That any project described in Exhibit B that is a "Class I Bikeway," meets the mandatory minimum safety design criteria published in Chapter 1000 of the California Highway Design Manual.

10. That the project described in Exhibit B is ready to commence implementation during the fiscal year of the requested allocation.

11. That the City of Los Altos agrees to maintain, or provide for the maintenance of, the project and facilities described in Exhibit B, for the benefit of and use by the public.

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EXHIBIT B

TDA Article 3 Project Application Form

Fiscal Year of this Claim: 2012-2013   Applicant: City of Los Altos

Contact person: Larry Lind, P.E., Senior Engineer/City Engineer

Mailing Address: One North San Antonio Road, Los Altos, CA 94022

E-Mail Address: llind@losaltosca.gov   Telephone: 650 947-2624

Secondary Contact (in event primary not available) Adam Porter, P.E.; Associate Civil Engineer

E-Mail Address: aporter@losaltosca.gov   Telephone: 650 947-2623

Short Title Description of Project: Construct pedestrian/bicycle path

Functional Description of Project:

Construct a 10 foot wide asphalt paved pedestrian/bicyle path along Grant Road between Altamead Drive and Bryant Avenue.

Financial Plan:

List the project elements for which TDA funding is being requested (e.g., planning, environmental, engineering, right-of-way, construction, inspection, contingency, audit). Use the table below to show the project budget. Include prior and proposed future funding of the project. If the project is a segment of a larger project, include prior and proposed funding sources for the other segments.

Project Elements: Engineering, Construction

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3	$52,614	$19,479			$72,093
list all other sources:					
1. City Funds	$16,710				$16,710
2.					
3.					
Totals	$69,324	$19,479			$88,803

Project Eligibility:	YES?/NO?
A.Has the project been approved by the claimant's governing body? (If "NO," provide the approximate date approval is anticipated).	Yes
B.Has this project previously received TDA Article 3 funding? If "YES," provide an explanation on a separate page.	Yes
C.For "bikeways," does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: http://www.dot.ca.gov).	Yes
D.Has the project been reviewed by a Bicycle Advisory Committee? (If "NO," provide an explanation).	Yes
E.Has the public availability of the environmental compliance documentation for the project (pursuant to CEQA) been evidenced by the dated stamping of the document by the county clerk or county recorder? (required only for projects that include construction).	Yes
F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) September 2012	Yes
G.Have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility provide its name: N/A	Yes