

Resolution No. 6230-2019

This resolution approves the request to the Metropolitan Transportation Commission by the **City of Sebastopol** for an allocation of Transportation Development Act Article 3 Pedestrian and Bicycle Project funding for fiscal year **Fiscal Year 2019 - 2020**.

Resolution No.

Re: Request to the Metropolitan Transportation Commission for the allocation of fiscal year Fiscal Year 2019 - 2020. 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.4108, entitled "Transportation Development Act, Article 3, Pedestrian and Bicycle Projects," which delineates procedures and criteria for submission of requests for the allocation of "TDA Article 3" funding; and

WHEREAS, MTC Resolution No. 4108 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 Sebastopol** desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects described in Attachment 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 of Sebastopol** declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code, and furthermore, be it

RESOLVED, that there is no pending or threatened litigation that might adversely affect the project or projects described in Attachment B to this resolution, or that might impair the ability of the **City of Sebastopol** to carry out the project; and furthermore, be it

RESOLVED, that the bicycle lanes project has been reviewed by the Bicycle Advisory Committee (BAC) of **County of Sonoma**

RESOLVED, that the **City of Sebastopol** attests to the accuracy of and approves the statements in Attachment A to this resolution; and furthermore, be it

RESOLVED, that a certified copy of this resolution and its attachments, 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 **County of Sonoma** for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

In Council, duly passed and adopted this Second Day of April, 2019 by the following vote:

VOTE:

Ayes: Councilmembers Carnacchi, Glass, Gurney, Vice Mayor Slayter and Mayor Hinton
Noes: None
Abstain: None
Absent: None

APPROVED: Neysa Hinton
Mayor Neysa Hinton

ATTEST: Mary C. Gourley
Mary Gourley, Assistant City Manager/City Clerk, MMC

APPROVED AS TO FORM: Larry McLaughlin
Larry McLaughlin, City Attorney

Resolution No.
Attachment A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year Fiscal Year 2019 – 2020 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

Findings
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1. That the **City of Sebastopol** 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 Sebastopol** legally impeded from undertaking the project(s) described in “Attachment B” of this resolution.
2. That the **City of Sebastopol** has committed adequate staffing resources to complete the project(s) described in Attachment B.
3. A review of the project(s) described in Attachment 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(s).
4. Issues attendant to securing environmental and right-of-way permits and clearances for the projects described in Attachment 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(s) described in Attachment B comply 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(s) in Attachment B, the sources of funding other than TDA are assured and adequate for completion of the project(s).
7. That the project(s) described in Attachment B are 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 Sebastopol** within the prior five fiscal years.
8. That the project(s) described in Attachment B is included in a locally approved bicycle, pedestrian, transit, multimodal, complete streets, or other relevant plan.
9. That any project described in Attachment B that is a bikeway meets the mandatory minimum safety design criteria published in Chapter 1000 of the California Highway Design Manual.
10. That the project(s) described in Attachment B will be completed before the funds expire.
11. That the **City of Sebastopol** agrees to maintain, or provide for the maintenance of, the project(s) and facilities described in Attachment B, for the benefit of and use by the public.

TDA Article 3 Project Application Form

Fiscal Year of this Claim: FY 19-20 Applicant: City of Sebastopol

Contact person: Henry J. Mikus

Mailing Address: 714 Johnson Street, Sebastopol, CA 95472

E-Mail Address: hmikus@cityofsebastopol.org Telephone: 707-823-2151 ext 206 office; 707-328-8105 cell

Secondary Contact (in event primary not available) Dante Del Prete

E-Mail Address: ddelprete@cityofsebastopol.org Telephone: 707-823-2151 ext 201

Short Title Description of Project: ADA Curb Ramp upgrades at 18 locations along SR 116

Amount of claim: \$23,541 total from FY 19/20 grant apportionment plus funds on hand from prior years

Functional Description of Project:

As part of the Master Bike/Pedestrian Plan (adopted 2008, amended 2011) bicycle lane markings were planned for the length of SR 116 (owned by Caltrans) through Sebastopol. One requirement whenever significant upgrades occur along a California State Highway is that the highway work also includes updates to comply with ADA requirements. The City and Caltrans reached agreement to have the bicycle lane markings applied to SR116 after the highway was repaved. The City agreed to perform a portion of the required ADA Curb Ramp upgrades as part of the bicycle lanes and a paving work. Sebastopol's part of this work would be approximately \$451,920; most of these funds are already on-hand in the City's Traffic Impact Fund which is used for bicycle and pedestrian projects. In addition the City has already expended approximately \$86,138 for the engineering design, which has been completed and is approved by Caltrans.

Financial Plan:

List the project elements for which TDA funding is being requested (e.g., planning, engineering, construction, contingency). Use the table below to show the project budget for the phase being funded or total project. Include prior and proposed future funding of the project. Planning funds may only be used for comprehensive bicycle and pedestrian plans. Project level planning is not an eligible use of TDA Article 3.

Project Elements: Engineering design is done and has been approved by Caltrans. Bids will be solicited later in 2019.

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3		\$23,541			\$23,541
list all other sources:					
1. City sales tax and impact fees	\$428,379				\$428,379
2. Engineering (already expended)	\$86,138				\$86,138
3.					
4.					
Totals					\$538,058

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.	no
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 (BAC)? (If "NO," provide an explanation). Enter date the project was reviewed by the BAC: _ : _ Reviewed by Countywide Bicycle and Pedestrian Advisory Committee (CBPAC) on April 26, 2016.	Yes, as part of the Bike/Ped Master Plan
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).	NA

F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) October 2020_____	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: _____)	yes