

CITY OF ALAMEDA RESOLUTION NO. \_\_\_\_\_

AUTHORIZING THE CITY MANAGER TO SUBMIT A REQUEST TO THE METROPOLITAN TRANSPORTATION COMMISSION FOR THE ALLOCATION OF \$124,451 IN FISCAL YEAR 2023/2024 FOR MAINTENANCE OF SHARED USE PATHS PER TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 FOR PEDESTRIAN/BICYCLE PROJECT FUNDING AND TO EXECUTE ALL NECESSARY DOCUMENTS

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, 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. 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 Alameda desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the project described in Attachment B to this resolution, which is for the exclusive benefit and/or use of pedestrians and/or bicyclists.

NOW, THEREFORE, BE IT RESOLVED, by the Alameda City Council that the City Manager is authorized to submit a request to the MTC for the allocation of \$124,451 in TDA Article 3 funds and to execute all necessary documents; and

BE IT FURTHER RESOLVED, that the City of Alameda declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code; and

BE IT FURTHER 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 Alameda to carry out the project; and

BE IT FURTHER RESOLVED, that the City of Alameda attests to the accuracy of and approves the statements in Attachment A to this Resolution; and

BE IT FURTHER 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 Alameda County for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

## Attachment A

### **Findings**

1. That the City of Alameda 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 Alameda legally impeded from undertaking the project(s) described in "Attachment B" of this resolution.
2. That the City of Alameda 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 final design and engineering or quick build project; and/or for the maintenance of a Class I bikeway which is closed to motorized traffic and/or Class IV separated bikeway; 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 Alameda within the prior five fiscal years.
8. That the project(s) described in Attachment B which are bicycle projects have 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.) or responds to an immediate community need, such as a quick-build project.
9. That any project described in Attachment B bicycle project meets the mandatory minimum safety design criteria published in the California Highway Design Manual or is in a National Association of City and Transportation Officials (NACTO) guidance or similar best practices document.
10. That the project(s) described in Attachment B will be completed in the allocated time (fiscal year of allocation plus two additional fiscal years).

11. That the City of Alameda 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.

Attachment B

**TDA Article 3 Project Application Form**

1. <b>Agency</b>	City of Alameda		
2. <b>Primary Contact</b>	Rochelle Wheeler, Senior Transportation Coordinator		
3. <b>Mailing Address</b>	2263 Santa Clara Ave, Room 120, Alameda, CA 94501		
4. <b>Email Address</b>	<a href="mailto:rwheeler@alamedaca.gov">rwheeler@alamedaca.gov</a>	5. <b>Phone Number</b>	510-747-7442
6. <b>Secondary Contact</b> (in the event primary is not available)	Lisa Foster, Senior Transportation Coordinator		
7. <b>Mailing address</b> (if different)    N/A <input checked="" type="checkbox"/>			
8. <b>Email Address</b>	<a href="mailto:lfoster@alamedaca.gov">lfoster@alamedaca.gov</a>	9. <b>Phone Number</b>	510-747-6833
10. <b>Send allocation instructions to</b> (if different from above):			
11. <b>Project Title</b>	Shared-use Path Maintenance FY 23/24		
12. <b>Amount requested</b>	\$124,451	13. <b>Fiscal Year of Claim</b>	FY 2023/24

**14. Description of Overall Project:**

Resurface and upgrade, as needed, an approximately 1500 linear foot segment of the Bay Trail (a shared-use path) in Shoreline Park on Bay Farm Island.

**15. Project Scope Proposed for Funding:** (Project level environmental, preliminary planning, and ROW are ineligible uses of TDA funds.)

Conduct maintenance of shared-use paths

**16. Project Location:** A map of the project location is attached or a link to an online map of the project location is provided below:

Attached

**Project Relation to Regional Policies** (for information only)

17. Is the project in an [Equity Priority Community](#)?

Yes ☐ No ☒

18. Is this project in a [Priority Development Area](#) or a [Transit-Oriented Community](#)?

Yes ☐ No ☒

**19. Project Budget and Schedule**

Project Phase	TDA 3	Other Funds	Total Cost	Estimated Completion (month/year)
Bike/Ped Plan				
ENV				
PA&ED				
PS&E				
ROW				
CON	124,451	70,549	195,000	December-23
Total Cost	124,451	70,549	195,000	

**Project Eligibility**

A. Has the project been reviewed by the Bicycle and Pedestrian Advisory Committee?

Yes ☒ No ☐

If "YES," identify the date and provide a copy or link to the agenda.

November 16, 2022, Agenda:

[https://legistar1.granicus.com/alameda/meetings/2022/11/5717\\_A\\_Transportation\\_Commission\\_22-11-16\\_Meeting\\_Agenda.pdf](https://legistar1.granicus.com/alameda/meetings/2022/11/5717_A_Transportation_Commission_22-11-16_Meeting_Agenda.pdf)

If "NO," provide an explanation).

B. Has the project been approved by the claimant's governing body?

Yes ☒ No ☐

If "NO," provide expected date: \_\_\_\_\_

C. Has this project previously received TDA Article 3 funding?

Yes ☐ No ☒

(If "YES," provide an explanation on a separate page)

D. For "bikeways," does the project meet Caltrans minimum safety design criteria

Yes ☒ No ☐

pursuant to [Chapter 1000 of the California Highway Design Manual](#)?

E. 1. Is the project categorically exempt from CEQA, pursuant to CCR Section 15301(c),

Yes ☒ No ☐

Existing Facility?

2. If "NO" above, is the project is exempt from CEQA for another reason?

Yes ☐ No ☐

Cite the basis for the exemption. \_\_\_\_\_

N/A ☐

If the project is not exempt, please check "NO," and provide environmental documentation, as appropriate.

F. Estimated Completion Date of project (month and year):

\_\_\_12/2023\_\_\_

G. Have provisions been made by the claimant to maintain the project or facility, or has

Yes ☒ No ☐

the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility, please identify below and provide the agreement.

H. Is a Complete Streets Checklist required for this project ?

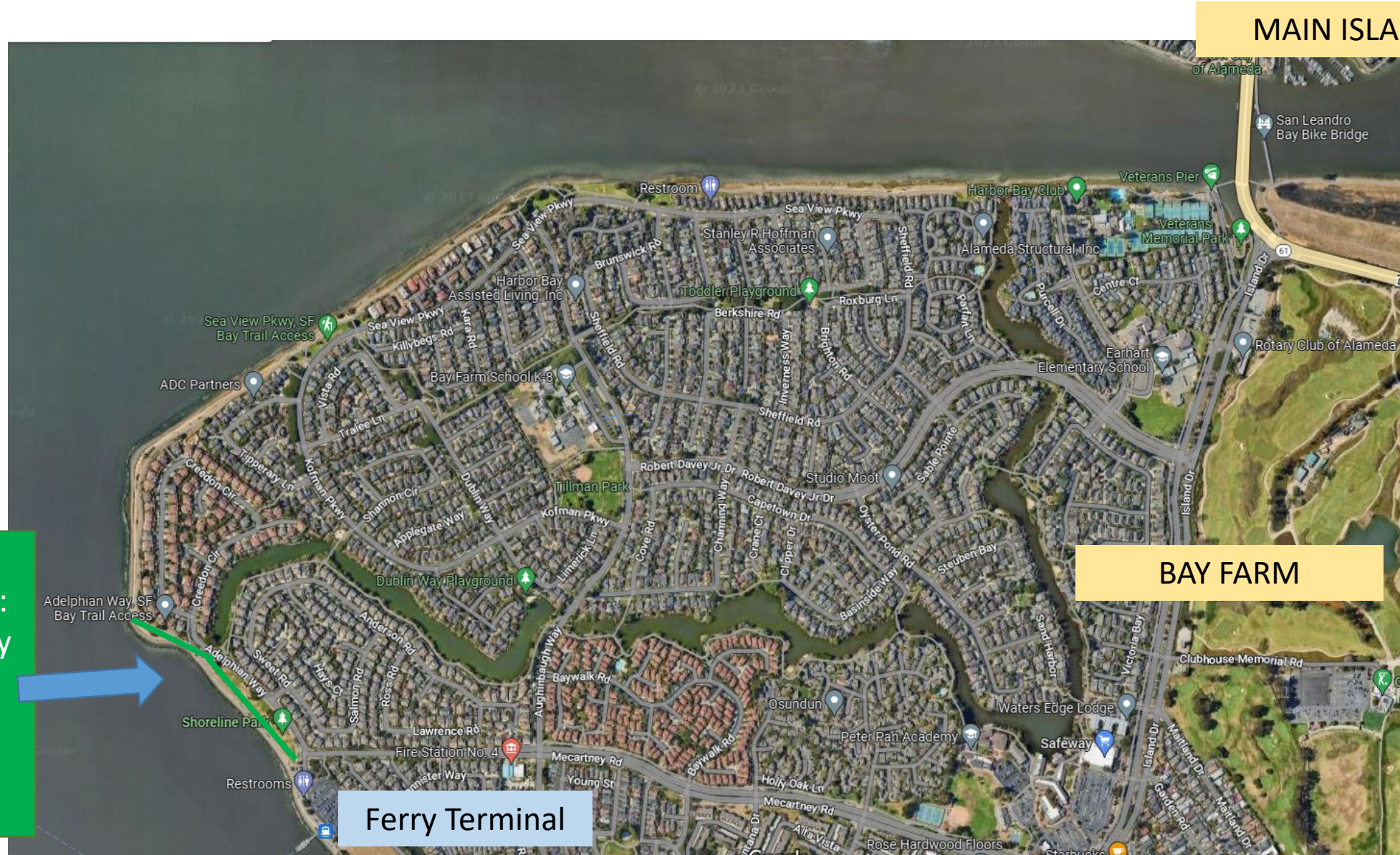
Yes ☐ No ☒

If the amount requested is over \$250,000 or if the total project phase or construction phase is over \$250,000, a Complete Streets checklist is likely required. Please attach the Complete Streets checklist or record of review, as applicable. More information and the form may be found here:

<https://mtc.ca.gov/planning/transportation/complete-streets>



# City of Alameda TDA Article 3 Project, FY 23/24: Shared-use Path Maintenance





\* \* \* \* \*

I, the undersigned, hereby certify that the foregoing Resolution was duly and regularly adopted and passed by the Council of the City of Alameda in a regular meeting assembled on the 2<sup>nd</sup> day of May 2023, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the seal of said City this 3<sup>rd</sup> day of May 2023.

\_\_\_\_\_  
Lara Weisiger, City Clerk  
City of Alameda

APPROVED AS TO FORM:

\_\_\_\_\_  
Yibin Shen, City Attorney  
City of Alameda