



January 11, 2021

The Honorable Board of Supervisors  
County Administration Building  
1221 Oak Street  
Oakland, CA 94612

**SUBJECT: ADOPT AND APPROVE THE RESOLUTION OF LOCAL SUPPORT AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDING TO THE METROPOLITAN TRANSPORTATION COMMISSION ACTIVE TRANSPORTATION PROGRAM FOR THE ALAMEDA COUNTY PUBLIC HEALTH DEPARTMENT, COMMUNITY HEALTH SERVICES**

Dear Board Members:

**RECOMMENDATION**

Adopt the Resolution of Local Support authorizing the filing of an application to Metropolitan Transportation Commission, Active Transportation Program to complete and implement the Active and Safe Oakland, Safe Routes to School Non-Infrastructure project, including committing any necessary matching funds, for the approximate term of 10/1/20 – 9/30/23 in the amount of \$999,000.

**DISCUSSION/SUMMARY**

On June 18, 2019 (Item #59), your Board approved the Resolution of Local Support and the filing of an application to Metropolitan Transportation Commission, Active Transportation Program to complete and implement the Active and Safe Oakland, Safe Routes to School Non-Infrastructure project. Due to a re-draft of the Resolution required by CalTrans, your Board is requested to approve the revised Resolution which includes that in addition to the President of the Board of Supervisors, a designee may be appointed for signature authority.

On July 30, 2018, the Alameda County Public Health Department Nutrition Services program submitted an application to the California Transportation Commission and the Metropolitan Transportation Commission (MTC) and supplemental application (for regional consideration) which funds projects for safe routes to schools for residents of Alameda County. The Alameda County Public Works Agency holds the master contract with CalTrans necessary for Public Health to accomplish this project. The MTC regional recommendations for the 2019 Regional Active Transportation Program were released on February 7, 2019 which approved funding for the Active and Safe Oakland, non-infrastructure project that will provide priority neighborhoods with outreach, focused recruitment and leadership development, safe routes and safety patrol programming including safety and enforcement plans for 18 under served and under resourced schools in Oakland.

The funding will help support trainings and materials for students, parents, and teachers to support activities such as positive behavior changes in walking and biking to school and provides supplies for the opportunity to coordinate tracking, measuring, and recording pedestrian and bicyclist collision rates near schools. The Safe

Routes to School (SRTS) program will be looking to provide services to 18 of the most disadvantaged schools in Oakland, which will include encouragement activities focusing on greater walking/biking accessibility, establishment of student-run safety patrols, enhanced enforcement through the City of Oakland and training for students, parent leaders, and liaisons and partnering with the school district and other supportive entities.

The resolution of local support is required by MTC prior to inclusion of this project into MTC Transportation Improvement Program. The resolution authorizes the filing of the County of Alameda's applications for federal funding and allows the opportunity to request State only funding through the MTC Active Transportation program and assures completion and implementation of this project.

### **FINANCING**

There is no impact to net County cost as a result of approving the above recommendation.

### **VISION 2026 GOAL**

The Safe Routes to School program meets the 10X goal pathways of **Accessible Infrastructure** in support of our shared vision of **Safe & Livable Communities**.

Sincerely,

DocuSigned by:



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Colleen Chawla, Director

Health Care Services Agency

**Resolution of Local Support**  
**Resolution No. R-2021-60**

**Authorizing the filing of an application for funding assigned to MTC and committing any necessary matching funds and stating assurance to complete the project and Authorizing Approval and Execution of Program Supplement Agreement upon award**

**WHEREAS**, Alameda County Public Health Nutrition Services Program (herein referred to as APPLICANT) is submitting an application to the Metropolitan Transportation Commission (MTC) for \$999,000 in funding assigned to MTC for programming discretion, which includes federal funding administered by the Federal Highway Administration (FHWA) and federal or state funding administered by the California Transportation Commission (CTC) such as Surface Transportation Block Grant Program (STP) funding, Congestion Mitigation and Air Quality Improvement Program (CMAQ) funding, Transportation Alternatives (TA) set-aside/Active Transportation Program (ATP) funding, and Regional Transportation Improvement Program (RTIP) funding (herein collectively referred to as REGIONAL DISCRETIONARY FUNDING) for the Active and Safe Oakland Safe Routes to School Non-Infrastructure project (herein referred to as PROJECT) for the Active Transportation Program (herein referred to as PROGRAM); and

**WHEREAS**, the United States Congress from time to time enacts and amends legislation to provide funding for various transportation needs and programs, (collectively, the FEDERAL TRANSPORTATION ACT) including, but not limited to the Surface Transportation Block Grant Program (STP) (23 U.S.C. § 133), the Congestion Mitigation and Air Quality Improvement Program (CMAQ) (23 U.S.C. § 149) and the Transportation Alternatives (TA) set-aside (23 U.S.C. § 133); and

**WHEREAS**, state statutes, including California Streets and Highways Code §182.6, §182.7, and §2381(a)(1), and California Government Code §14527, provide various funding programs for the programming discretion of the Metropolitan Planning Organization (MPO) and the Regional Transportation Planning Agency (RTPA); and

**WHEREAS**, pursuant to the FEDERAL TRANSPORTATION ACT, and any regulations promulgated thereunder, eligible project sponsors wishing to receive federal or state funds for a regionally-significant project shall submit an application first with the appropriate MPO, or RTPA, as applicable, for review and inclusion in the federal Transportation Improvement Program (TIP); and

**WHEREAS**, MTC is the MPO and RTPA for the nine counties of the San Francisco Bay region; and

**WHEREAS**, MTC has adopted a Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) that sets out procedures governing the application and use of REGIONAL DISCRETIONARY FUNDING; and

**WHEREAS**, APPLICANT is an eligible sponsor for REGIONAL DISCRETIONARY FUNDING; and

**WHEREAS**, as part of the application for REGIONAL DISCRETIONARY FUNDING, MTC requires a resolution adopted by the responsible implementing agency stating the following:

- the commitment of any required matching funds; and
- that the sponsor understands that the REGIONAL DISCRETIONARY FUNDING is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded with additional REGIONAL DISCRETIONARY FUNDING; and
- that the PROJECT will comply with the procedures, delivery milestones and funding deadlines specified in the Regional Project Funding Delivery Policy (MTC Resolution

- No. 3606, revised); and
- the assurance of the sponsor to complete the PROJECT as described in the application, subject to environmental clearance, and if approved, as included in MTC's federal Transportation Improvement Program (TIP); and
- that the PROJECT will have adequate staffing resources to deliver and complete the PROJECT within the schedule submitted with the project application; and
- that the PROJECT will comply with all project-specific requirements as set forth in the PROGRAM; and
- that APPLICANT has assigned, and will maintain a single point of contact for all FHWA- and CTC-funded transportation projects to coordinate within the agency and with the respective Congestion Management Agency (CMA), MTC, Caltrans, FHWA, and CTC on all communications, inquiries or issues that may arise during the federal programming and delivery process for all FHWA- and CTC-funded transportation and transit projects implemented by APPLICANT; and
- in the case of a transit project, the PROJECT will comply with MTC Resolution No. 3866, revised, which sets forth the requirements of MTC's Transit Coordination Implementation Plan to more efficiently deliver transit projects in the region; and
- in the case of a highway project, the PROJECT will comply with MTC Resolution No. 4104, which sets forth MTC's Traffic Operations System (TOS) Policy to install and activate TOS elements on new major freeway projects; and
- in the case of an RTIP project, state law requires PROJECT be included in a local congestion management plan, or be consistent with the capital improvement program adopted pursuant to MTC's funding agreement with the countywide transportation agency; and

**WHEREAS**, that APPLICANT is authorized to submit an application for REGIONAL DISCRETIONARY FUNDING for the PROJECT; and

**WHEREAS**, there is no legal impediment to APPLICANT making applications for the funds; and

**WHEREAS**, there is no pending or threatened litigation that might in any way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such PROJECT; and

**WHEREAS**, APPLICANT authorizes its Executive Director, General Manager, or designee to execute and file an application with MTC for REGIONAL DISCRETIONARY FUNDING for the PROJECT as referenced in this resolution; and

**WHEREAS**, MTC requires that a copy of this resolution be transmitted to the MTC in conjunction with the filing of the application.

**WHEREAS** if awarded, the Program Supplement Agreement and accompanying award documents shall be approved and executed according to County of Alameda guidance including the APPLICANTS board processes.

**WHEREAS** The County of Alameda Board of Supervisors and designees are authorized to sign Program Supplement Agreement and any additional documentation for this APPLICANT and subsequent award, if granted

**NOW, THEREFORE, BE IT RESOLVED** that the APPLICANT is authorized to execute and file an application for funding for the PROJECT for REGIONAL DISCRETIONARY FUNDING under the FEDERAL TRANSPORTATION ACT or continued funding; and be it further

**RESOLVED** that APPLICANT will provide any required matching funds; and be it further

**RESOLVED** that APPLICANT understands that the REGIONAL DISCRETIONARY FUNDING for the project is fixed at the MTC approved programmed amount, and that any cost increases must be funded by the APPLICANT from other funds, and that APPLICANT does not expect any cost increases to be funded with additional REGIONAL DISCRETIONARY FUNDING; and be it

further

**RESOLVED** that APPLICANT understands the funding deadlines associated with these funds and will comply with the provisions and requirements of the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) and APPLICANT has, and will retain the expertise, knowledge and resources necessary to deliver federally-funded transportation and transit projects, and has assigned, and will maintain a single point of contact for all FHWA- and CTC-funded transportation projects to coordinate within the agency and with the respective Congestion Management Agency (CMA), MTC, Caltrans, FHWA, and CTC on all communications, inquires or issues that may arise during the federal programming and delivery process for all FHWA- and CTC-funded transportation and transit projects implemented by APPLICANT; and be it further

**RESOLVED** that PROJECT will be implemented as described in the complete application and in this resolution, subject to environmental clearance, and, if approved, for the amount approved by MTC and programmed in the federal TIP; and be it further

**RESOLVED** that APPLICANT has reviewed the PROJECT and has adequate staffing resources to deliver and complete the PROJECT within the schedule submitted with the project application; and be it further

**RESOLVED** that PROJECT will comply with the requirements as set forth in MTC programming guidelines and project selection procedures for the PROGRAM; and be it further

**RESOLVED** that, in the case of a transit project, APPLICANT agrees to comply with the requirements of MTC's Transit Coordination Implementation Plan as set forth in MTC Resolution No. 3866, revised; and be it further

**RESOLVED** that, in the case of a highway project, APPLICANT agrees to comply with the requirements of MTC's Traffic Operations System (TOS) Policy as set forth in MTC Resolution No. 4104; and be it further

**RESOLVED** that, in the case of an RTIP project, PROJECT is included in a local congestion management plan, or is consistent with the capital improvement program adopted pursuant to MTC's funding agreement with the countywide transportation agency; and be it further

**RESOLVED** that APPLICANT is an eligible sponsor of REGIONAL DISCRETIONARY FUNDING funded projects; and be it further

**RESOLVED** that APPLICANT is authorized to submit an application for REGIONAL DISCRETIONARY FUNDING for the PROJECT; and be it further

**RESOLVED** that there is no legal impediment to APPLICANT making applications for the funds; and be it further

**RESOLVED** that there is no pending or threatened litigation that might in any way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such PROJECT; and be it further

**RESOLVED** that APPLICANT authorizes its Executive Director, General Manager, City Manager, or designee to execute and file an application with MTC for REGIONAL DISCRETIONARY FUNDING for the PROJECT as referenced in this resolution; and be it further

**RESOLVED** that a copy of this resolution will be transmitted to the MTC in conjunction with the filing of the application; and be it further

**RESOLVED** that the MTC is requested to support the application for the PROJECT described in the resolution, and if approved, to include the PROJECT in MTC's federal TIP upon submittal by the project sponsor for TIP programming

**BE IT FURTHER RESOLVED** that the President of the Board of Supervisors be and is authorized and directed to sign and execute the Program Supplement for this APPLICANT upon award or designate signature authority on behalf of the County of Alameda

The foregoing Resolution was passed and adopted by the Board of Supervisors of the County of Alameda on February 9, 2021, by the following vote:

Ayes: Supervisors Chan, Haubert, Miley, Valle and President Carson  
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Noes: None

Excused: None


  
[signature]  
President, Board of Supervisors

KEITH CARSON  
[Print name]

ATTEST:  
ANIKA CAMPBELL-BELTON  
CLERK OF THE BOARD OF SUPERVISORS

By:   
Deputy

APPROVED AS TO FORM:  
DONNA R. ZIEGLER,  
County Counsel, County of Alameda

DocuSigned by:  
  
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By: \_\_\_\_\_  
K. Joon Oh, Deputy County Counsel