



Public Works Agency
Alameda County

Daniel Woldesenbet, Ph.D., P.E., Director

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March 28, 2017

Honorable Board of Supervisors
County of Alameda
1221 Oak Street, Suite 536
Oakland, CA 94612-4305

Dear Board Members:

SUBJECT: ADOPT AND APPROVE A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDING ASSIGNED TO THE METROPOLITAN TRANSPORTATION COMMISSION ACTIVE TRANSPORTATION PROGRAM, COMMITTING ANY NECESSARY MATCHING FUNDS AND STATING ASSURANCE TO COMPLETE THE PROJECT DESIGN PHASES FOR THE SOMERSET AVENUE SAFE ROUTES TO SCHOOL PROJECT; THE D STREET SAFE ROUTES TO SCHOOL PROJECT; AND THE EAST LEWELLING BOULEVARD SAFE ROUTES TO SCHOOL PROJECT; AND TO IMPLEMENT THE ACTIVE OAKLAND COMPREHENSIVE SAFE ROUTES TO SCHOOL NON-INFRASTRUCTURE PROJECT

RECOMMENDATION:

Adopt and approve a resolution authorizing the filing of an application for funding in the amount of \$2,249,000 through the Metropolitan Transportation Commission Active Transportation Program, committing the necessary local match of \$471,000, and stating the assurance to complete the project design phases for the Somerset Avenue Safe Routes to School Project; the D Street Safe Routes to School Project; and the East Lewelling Boulevard Safe Routes to School Project; and to implement the Active Oakland Comprehensive Safe Routes to School Non-infrastructure Project.

DISCUSSION/SUMMARY:

In January 2017, the Metropolitan Transportation Commission approved the Cycle 3 Active Transportation Program Project List, which funds projects that provide safe routes to schools for residents of Alameda County. The approved program includes funding for the design of sidewalks


along East Lewelling Boulevard in Ashland, D Street in Fairview, and Somerset Avenue in Castro Valley for Safe Routes to School projects in Alameda County Unincorporated Areas. In addition, the Public Works Agency sponsored the Public Health Department's application for the Active Oakland Comprehensive Safe Routes to School Program. Active Oakland is a non-infrastructure program that provides Safe Routes to School programming to disadvantaged Oakland schools. The Public Works Agency holds the master contract with Caltrans that is necessary for Public Health to accomplish this project. The ATP grant funds are used for equipment and materials to provide program development, implementation, salaries, and evaluation.

The resolution funding is required by the Metropolitan Transportation Commission (MTC) prior to inclusion of our project into MTC Transportation Improvement Program (TIP). The resolution authorizes the filing of the County of Alameda's applications for federal funding through the MTC Active Transportation Program, commits the local match, and assures completion of the design project and the implementation of the Safe Routes to School Non-infrastructure Program.


FINANCING:

There will be no Net County Cost as a result of this action. The required match will come from the existing resource/funds within the Road Fund. Upon acceptance and approval of this project, the overall cost of \$2,720,000 with related federal revenue from the Active Transportation Program of \$1,743,000 will be included in the Road Fund FY 2019/20 budget request in Org. 270401, Road Department Account #456420 Federal Aid and \$977,000 will be included in Fund #10000, Org #350905, Project/Grant #PHG09CH43800.

Yours truly,



Daniel Woldesenbet, Ph.D., P.E.
Director of Public Works



Rebecca Gebhart, Interim Director
Health Care Services Agency

DW/PK/dc

Approved as to Form
DONNA R. ZIEGLER, County Counsel

By:  Deputy

THE BOARD OF SUPERVISORS OF THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA

RESOLUTION NUMBER: R- 2017-109

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDING ASSIGNED TO THE METROPOLITAN TRANSPORTATION COMMISSION ACTIVE TRANSPORTATION PROGRAM, COMMITTING ANY NECESSARY MATCHING FUNDS AND STATING ASSURANCE TO COMPLETE THE PROJECT DESIGN PHASES FOR THE SOMERSET AVENUE SAFE ROUTES TO SCHOOL PROJECT; THE D STREET SAFE ROUTES TO SCHOOL PROJECT; AND THE EAST LEWELLING BOULEVARD SAFE ROUTES TO SCHOOL PROJECT; AND TO IMPLEMENT THE ACTIVE OAKLAND COMPREHENSIVE SAFE ROUTES TO SCHOOL NON-INFRASTRUCTURE PROJECT

WHEREAS, the County of Alameda is submitting an application to the Metropolitan Transportation Commission (MTC) for \$2,249,000 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 Program (STP) funding, Congestion Mitigation and Air Quality Improvement (CMAQ) funding, Transportation Alternatives Program (TAP)/Active Transportation Program (ATP) funding, and Regional Transportation Improvement Program (RTIP) funding (herein collectively referred to as REGIONAL DISCRETIONARY FUNDING) for the project design phases for the Somerset Avenue Safe Routes to School Project; the D Street Safe Routes to School Project; and the East Lewelling Boulevard Safe Routes to School Project; and to implement the Active Oakland Comprehensive Safe Routes to School Non-infrastructure Project. (herein referred to as PROJECT) for the Active Transportation Program (herein referred to as PROGRAM).

WHEREAS, the Moving Ahead for Progress in the 21st Century Act (Public Law 112-141, July 6, 2012) and any extensions or successor legislation for continued funding (collectively, MAP 21) authorize various federal funding programs including, but not limited to the Surface Transportation 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 Program (TA) (23 U.S.C. §213); 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 MAP-21, 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, the County of Alameda 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 the County of Alameda 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 the County of Alameda; and

WHEREAS, that the County of Alameda is authorized to submit an application for REGIONAL DISCRETIONARY FUNDING for the PROJECT; and

WHEREAS, there is no legal impediment to the County of Alameda 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 the County of Alameda to deliver such PROJECT; and

WHEREAS, the County of Alameda authorizes its Director of Public Works or his 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.

NOW, THEREFORE, BE IT RESOLVED that the County of Alameda is authorized to execute and file an application for funding for the PROJECT for REGIONAL DISCRETIONARY FUNDING under MAP-21 or continued funding; and

BE IT FURTHER RESOLVED that the County of Alameda will provide required matching funds in an amount up to \$471,000; and

BE IT FURTHER RESOLVED that the County of Alameda 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 County of Alameda from other funds, and that the County of Alameda does not expect any cost increases to be funded with additional REGIONAL DISCRETIONARY FUNDING; and

BE IT FURTHER RESOLVED that the County of Alameda 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 the County of Alameda 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, 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 the County of Alameda; 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 the County of Alameda 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 the County of Alameda is an eligible sponsor of REGIONAL DISCRETIONARY FUNDING projects; and

BE IT FURTHER RESOLVED that the County of Alameda 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 the County of Alameda 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 the County of Alameda to deliver such PROJECT; and

BE IT FURTHER RESOLVED that the County of Alameda authorizes its Director of Public Works or his 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.

THE FOREGOING was **PASSED** and **ADOPTED** by a majority vote of the Alameda County Board of Supervisors this **11th** day of **April 2017**, to wit:

AYES: Supervisors: Valle, Haggerty, Miley, Carson & President Chan – 5

NOES: None

EXCUSED: None



PRESIDENT, BOARD OF SUPERVISORS

File No: 29961
Agenda No: 35
Document No: R-2017-109



I certify that the foregoing is a correct copy of a Resolution adopted by the Board of Supervisors, Alameda County, State of California

ATTEST:

Clerk of the Board
Board of Supervisors

By: _____



Deputy