

RESOLUTION NO. 74374

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE APPROVING THE LIST OF PROPOSED PROJECTS TO BE SUBMITTED FOR FISCAL YEAR 2008-2009 TRANSPORTATION DEVELOPMENT ACT, ARTICLE 3 (TDA 3) GRANT FUNDING TO THE METROPOLITAN TRANSPORTATION COMMISSION, AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE THE NECESSARY GRANT DOCUMENTS TO EFFECTUATE THE GRANT IN AN AMOUNT TO EXCEED \$618,497

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 NTC 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 San José ("City") desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects in Attachment A to this resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The City of San José declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code.
2. There is no pending or threatened litigation that might adversely affect the project or projects described in Attachment A to this resolution, or that might impair the ability of the City of San José to carry out the project.
3. The City of San José attests to the accuracy of and approves the statements in Attachment A to this Resolution.
4. The list of proposed bicycle and pedestrian projects identified in Attachment A of this resolution for the State Transportation Development Act, Article 3 (TDA3) grant funding program for fiscal year 2008-2009 is hereby approved.
5. 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 Santa Clara County for submission to MTC as part of the countywide coordinated TDA Article 3 claim.
6. The City Manager is further authorized to negotiate and execute the necessary grant documents to effectuate the grant funding from the Transportation Development Act, Article 3 (TDA 3) grant program funds awarded to the City for fiscal year 2008-2009 for any of the projects contained in Attachment A of this resolution, in an amount not to exceed \$618,497.

ADOPTED this 20th day of May, 2008, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CORTESE, LICCARDO,
NGUYEN, OLIVERIO, PYLE, WILLIAMS, REED

NOES: NONE.

ABSENT: CONSTANT.

DISQUALIFIED: NONE.

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk

ATTACHMENT A
Proposed Projects for FY 2008-09
Transportation Development Act, Article 3 (TDA3) Funding

Sidewalk Improvements

- | | |
|---|------------|
| 1. Tully Road – Install sidewalk, curb, gutter, and AC pavement conform along the north side of Tully Road east of Monterey Highway. This project will close a sidewalk gap on the north side of Tully Road. (CD 7) | \$ 220,000 |
| 2. Bird Avenue – Install sidewalk, curb, gutter, driveway and AC conform on the west side of Bird Avenue north of Vernon Avenue. This project will close a sidewalk gap along the west side of Bird Avenue between Vernon Avenue and Willow Street. (CD 6) | \$ 120,000 |

Ongoing Programs

- | | |
|--|-----------|
| 3. Citywide Curb Ramps
Install ADA compliant curb ramps at corners and pedestrian crossings. These funds will supplement the City's existing curb ramp installation program. | \$108,000 |
| 4. Bicycle & Pedestrian Facility Signing & Striping
Stripe crosswalks and install other pedestrian sign improvements; stripe bike lanes and install other bicycling sign improvements. (Citywide) | \$120,497 |
| 5. Pedestrian & Bicycle Safety Education
Through the School Safety Program, provide safe walking and bicycling education in the City's grade K-9 schools. Through the Bicyclist & Pedestrian Program, provide adult Safe Bicycling courses to the public. (Citywide) | \$ 50,000 |

TOTAL	\$ 618,497
--------------	-------------------