

RESOLUTION NO. 071585

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION

MAKING REQUIRED FINDINGS AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS, OR HIS DESIGNEE TO:

- 1. SUBMIT A CLAIM TO THE METROPOLITAN TRANSPORTATION COMMISSION AND ACCEPT TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 FUNDING IN THE AMOUNT OF \$194,549 FOR THE CRYSTAL SPRINGS REGIONAL TRAIL SOUTH OF HIGHWAY 92 PROJECT; AND**
- 2. EXECUTE ALL NECESSARY APPLICATIONS OR OTHER DOCUMENTS ASSOCIATED WITH SUBMISSION OF THE CLAIM AND ACCEPTANCE OF FUNDING FROM THE METROPOLITAN TRANSPORTATION COMMISSION IN THE AMOUNT OF \$194,549**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

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;

WHEREAS, the Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC 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

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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 County of San Mateo desires to submit a claim to MTC for the allocation of TDA Article 3 funds to support the project described in this resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Director of Public Works shall submit a claim/request for funds in the amount of \$194,549 for the Crystal Springs Regional Trail South of Highway 92 Project to Metropolitan Transportation Commission for an allocation of Transportation Development Act Article 3 Pedestrian and Bicycle Project funding for FY 2011/2012.

NOW, THEREFORE, IT IS FURTHER DETERMINED AND ORDERED that the Board of Supervisors by adoption of this resolution approving the submittal of and acceptance of a claim in the amount of \$194,549 to the Metropolitan Transportation Commission, TDA Article 3 for the Crystal Springs Regional Trail South of Highway 92 Project:

1. Declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code, and
2. Certifies that there is no pending or threatened litigation that might adversely affect the project described in this resolution, or that might impair the ability of the County of San Mateo to carry out the project; and

3. Resolves that a certified copy of this resolution and its attachment and any accompanying supporting materials shall be forwarded to the City/County Association of Governments for submission to MTC as part of the countywide coordinated TDA Article 3 claim.
4. Makes the findings attached hereto as Attachment A.

IT IS FURTHER ORDERED, that the Director of Public Works, or his designee, is authorized to execute all necessary applications, or other documents associated with submission of the claim and acceptance of funding from the Metropolitan Transportation Commission in the amount of \$194,549.

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Resolution No.
Attachment A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2011-2012 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

Findings

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1. That San Mateo County 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 San Mateo County legally impeded from undertaking the project(s) described in this resolution.
2. That San Mateo County has committed adequate staffing resources to complete the project.
3. A review of the project 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.
4. Issues attendant to securing environmental and right-of-way permits and clearances for the project 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 complies 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 of the project, the sources of funding other than TDA are assured and adequate for completion of the project.
7. That the project is 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 San Mateo County within the prior five fiscal years.
8. That the project which is a bicycle project has 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.).
9. That the project is a "Class I Bikeway," and meets the mandatory minimum safety design criteria published in Chapter 1000 of the California Highway Design Manual.
10. That the project is ready to commence implementation during the fiscal year of the requested allocation.
11. That San Mateo County agrees to maintain, or provide for the maintenance of, the project and facilities for the benefit of and use by the public.

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Regularly passed and adopted this 9th day of August, 2011.

AYES and in favor of said resolution:

Supervisors:

DAVE PINE

CAROLE GROÓM

DON HORSLEY

ROSE JACOBS GIBSON

NOES and against said resolution:

Supervisors:

NONE

Absent Supervisors:

ADRIENNE J. TISSIER

Carole GroóM

President, Board of Supervisors
County of San Mateo
State of California

Certificate of Delivery

I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.

R. Romero

Rebecca Romero, Deputy
Clerk of the Board of Supervisors

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