



## CITY COUNCIL AGENDA REPORT

**Meeting Date:** May 19, 2022

**From:** Randy Breault, Director of Public Works/City Engineer

**Subject:** Intended Use of FY 2022-23 TDA Article 3 Funding

### Community Goal/Result

- (1) Safe Community
- (2) Ecological Sustainability

### Purpose

To obtain Council's approval and to adopt the resolution required by the Metropolitan Transportation Commission (MTC) as a condition to receive transportation funding from the Transportation Development Act Article 3 (TDA 3) to improve a section of the central Brisbane alley between Alvarado St. and San Benito Rd., and to obtain a supplemental appropriation of \$60,000 from the General Fund to provide the required local match.

### Recommendation

Adopt a resolution requesting the Metropolitan Transportation Commission allocate fiscal year 2022-2023 Transportation Development Act Article 3 Pedestrian/Bicycle project funding in the amount of \$240,000, and approve the local project match in the amount of \$60,000.

### Background

The MTC is the federal Metropolitan Planning Organization for the nine counties of the San Francisco Bay Region. In that capacity, they are required to develop programs and guidelines for the distribution of federal dollars for use on local transportation projects. One of the MTC's guidelines requires that the enclosed resolution, without changes, be adopted by the local agency before they are eligible to receive state and federal funds. This requirement for TDA 3 funds, which are part of the third round of MTC's One Bay Area Grant administered by City/County Association of Governments (C/CAG) of San Mateo County, is nearly identical to requirement and corresponding resolution previously adopted by Council to receive Local Streets and Roads funds for the 2019 Tunnel Avenue Rehabilitation Project.

City staff worked with C/CAG (the local Congestion Management Agency) to develop a project submittal that met the requirements for the Transportation Development Act funding, and with the third application cycle for this project, Brisbane finally received funding.

The project will build a concrete walkway where a steep dirt trail currently exists. The walkway will be a mixture of steps and flat landings, depending on the steepness of the grade. The walkway will also include a handrail on one side and pathway lighting via

bollards. A high-visibility crosswalk and pedestrian crossing signs will be installed on Alvarado St. at the northern limit of the project area.

**Fiscal Impact**


The project construction is estimated to cost \$300,000. The formula distribution amount for the City of Brisbane is \$240,000, and the requested supplemental appropriation from the General Fund of \$60,000 (into project account 400-9111-000-53010) will make up the remainder of funds needed.


**Measure of Success**

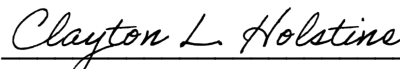
Opening of the project to competitive bids that will enable the City to select a qualified contractor for the construction work.

**Attachments**

1. Proposed Resolution

  
\_\_\_\_\_  
Tomas Santoyo-Velazquez, Assistant Engineer

  
\_\_\_\_\_  
Randy Breault, Director of Public Works

  
\_\_\_\_\_  
Clay Holstine, City Manager

**PROPOSED RESOLUTION**

**REQUEST TO THE METROPOLITAN TRANSPORTATION COMMISSION FOR THE ALLOCATION OF FISCAL YEAR 2022-2023  
TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 PEDESTRIAN/BICYCLE PROJECT FUNDING**

**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, 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 Brisbane desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects described in Attachment B to this resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists; now, therefore, be it

**RESOLVED**, that the City of Brisbane declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code, and furthermore, be it

**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 Brisbane to carry out the project; and furthermore, be it

**RESOLVED**, that the City of Brisbane attests to the accuracy of and approves the statements in Attachment A to this resolution; and furthermore, be it

**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 San Mateo County for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

The CITY OF BRISBANE adopted this resolution on May 19th, 2022.

AYES:

NAYS:

Certified to by (signature): \_\_\_\_\_  
Coleen Mackin, Mayor

Attest: \_\_\_\_\_  
Ingrid Padilla, City Clerk

**Resolution No.**

Attachment A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2022-2023  
Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

**Findings**

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1. That the **City of Brisbane** 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 Brisbane** legally impeded from undertaking the project(s) described in “Attachment B” of this resolution.
2. That the **City of Brisbane** 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 Brisbane** 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 Brisbane** 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.

**Resolution No.**

Attachment B

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**TDA Article 3 Project Application Form**

Fiscal Year of this Claim: 2022-2023

Applicant: City of Brisbane

Contact person: Karen Kinser

Mailing Address: 50 Park Place, Brisbane ,CA, 94005

E-Mail Address: kkinser@ci.brisbane.ca.us

Telephone: (415) 508-2133

Secondary Contact (in event primary not available) Tomas Santoyo-Velazquez

E-Mail Address: tsantoyo@ci.brisbane.ca.us

Telephone: 415-259-1107

**Project Title (Short Description): Alvarado to San Benito Walkway**

Amount of claim: \$240,000

**Description of Overall Project:**

Build a concrete walkway where a steep dirt trail currently exists. The walkway will be a mixture of steps and flat landings, depending on the steepness of the grade. The walkway will also include a handrail on one side and pathway-lighting bollards spaced approximately 25 ft. apart. A high-visibility crosswalk and pedestrian crossing signs will be installed on Alvarado St. at the northern limit of the project area.

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

General construction including mobilization, traffic control, erosion control, materials, and installation of stairway

**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	\$240,000	\$60,000	\$300,000	10/2024
<b>Total Cost</b>	<b>\$240,000</b>	<b>\$60,000</b>	<b>\$300,000</b>	

Project Eligibility:	YES?/NO?
<b>A.</b> Has the project been approved by the claimant's governing body? (If "NO," provide the approximate date approval is anticipated). Design was funded in 2019, Council to approve project 5/19/22	No
<b>B.</b> Has this project previously received TDA Article 3 funding? If "YES," provide an explanation on a separate page.	No
<b>C.</b> For "bikeways," does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: <a href="http://www.dot.ca.gov">http://www.dot.ca.gov</a> ).	N/A
<b>D.</b> Has the project been reviewed by the Bicycle and Pedestrian Advisory Committee? (If "NO," provide an explanation).	Yes
<b>E.</b> Has the public availability of the environmental compliance documentation for the project (pursuant to CEQA) been evidenced by the dated stamping of the document by the county clerk or county recorder? (required only for projects that include construction).	Yes

<b>F.</b> Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) October, 2024_____	Yes
<b>G.</b> Have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility provide its name: _____)	Yes