RESOLUTION NO. 3665-21

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR AUTHORIZING THE TOWN MANAGER TO REQUEST THE METROPOLITAN TRANSPORTATION COMMISSION TO ALLOCATE FISCAL YEAR 2021-22 TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 PROJECT FUNDING FOR THE ENHANCED CROSSWALK IMPROVEMENTS ON STARR ROAD AND STELLAR LANE PROJECT

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, entitled "Transportation Development Act, Article 3, Pedestrian and 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 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 Town of Windsor desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the project described in Exhibit B to this resolution, which is for the exclusive benefit and/or use of pedestrians and/or bicyclists.

NOW, THEREFORE BE IT RESOLVED that the Town of Windsor Town Council declares that the Town of Windsor is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code, and hereby authorizes the Town Manager to submit such request; and

BE IT FURTHER RESOLVED that there is no pending or threatened litigation that might adversely affect the project described in Exhibit B to this resolution, or that might impair the ability of the Town of Windsor to carry out the project; and

BE IT FURTHER RESOLVED that the projects have been reviewed by the Bicycle and Pedestrian Advisory Committee (BPAC) of the Town of Windsor; and

BE IT FURTHER RESOLVED that the Town Council attests to the accuracy of and approves the statements in Exhibit A to this resolution; and

BE IT FURTHER 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 the Town of Windsor for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

PASSED, APPROVED AND ADOPTED this 21st day of April 2021, by the following vote:

AYES:	**COUNCILMEMBERS FUDGE, LEMUS AND VICE MAYOR SALMON**
NOES:	**NONE**
ABSTAIN:	**NONE**
ABSENT:	**MAYOR FOPPOLI**

SAM SALMON, VICE MAYOR

ATTEST:

SOMMER HAGEMAN,
DEPUTY TOWN CLERK

Attachments:

- **Exhibit A -** Findings
- **Exhibit B -** Grant application

Exhibit A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2021-22 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

Findings

1. That the **Town of Windsor** 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 **Town of Windsor** legally impeded from undertaking the project(s) described in "Attachment B" of this resolution.
2. That the **Town of Windsor** 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 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 the **Town of Windsor** within the prior five fiscal years.
8. That the project(s) described in Attachment B is included in a locally approved bicycle, pedestrian, transit, multimodal, complete streets, or other relevant plan.
9. That any project described in Attachment B that is a bikeway meets the mandatory minimum safety design criteria published in Chapter 1000 of the California Highway Design Manual.
10. That the project(s) described in Attachment B will be completed before the funds expire.
11. That the **Town of Windsor** 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.

Exhibit B

TDA Article 3 Project Application Form

Fiscal Year of this Claim: FY 21-22 Applicant: Town of Windsor

Contact person: Alejandro Perez

Mailing Address: 9291 Old Redwood Highway, P.O. Box 100 Windsor CA, 95492

E-Mail Address: aperez@townofwindsor.com Telephone: 707-838-5318

Secondary Contact (in event primary not available) Mona Ibrahim

E-Mail Address: mibrahim@townofwindsor.com Telephone: 707-838-5349

Short Title Description of Project: Crosswalk Enhancement on Starr Road and Stellar Lane

Amount of claim: $ 110,000

Functional Description of Project:

Install pedestrian activated flashing beacons, ADA curb ramps, streetlight and stripe yield markings. Refresh existing high visibility school crosswalks.

Financial Plan:

List the project elements for which TDA funding is being requested (e.g., planning, engineering, construction, contingency). Use the table below to show the project budget for the phase being funded or total project. Include prior and proposed future funding of the project. Planning funds may only be used for comprehensive bicycle and pedestrian plans. Project level planning is not an eligible use of TDA Article 3.

Project Elements:

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3		$51,472	$29,365	$29,163	$110,000
list all other sources:					
1.					
2.					
3.					
4.					
Totals		$51,472	$29,365	$29,163	$110,000

Project Eligibility:	**YES?/NO?**
A. Has the project been approved by the claimant's governing body? (If "NO," provide the approximate date approval is anticipated). **April 21, 2021**	NO
B. Has this project previously received TDA Article 3 funding? If "YES," provide an explanation on a separate page.	NO
C. 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: http://www.dot.ca.gov).	N/A
D. Has the project been reviewed by a Bicycle Advisory Committee (BAC)? (If "NO," provide an explanation). Enter date the project was reviewed by the BAC: **1/19/2021**	YES
E. 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
F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) April 2022	YES
G. 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