

RESOLUTION NO. 2023-52

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS TO APPROVE THE REQUEST BY THE CITY OF LOS ALTOS TO THE METROPOLITAN TRANSPORTATION COMMISSION FOR AN ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 PEDESTRIAN AND BICYCLE PROJECT FUNDING FOR FISCAL YEAR 2024

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 Los Altos** 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 IT IS HEREBY RESOLVED, ORDERED AND FOUND by the City Council of the City of Los Altos, State of California, as follows:

1. the **City of Los Altos** 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
2. 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 Los Altos** to carry out the project; and furthermore, be it
3. the **City of Los Altos** attests to the accuracy of and approves the statements in Attachment A to this resolution; and furthermore, be it
4. 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 **County of Santa Clara** for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

I HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution passed and adopted by the City Council of the City of Los Altos at a meeting thereof on the 27th day of June, 2023 by the following vote:

AYES: Dailey, Fligor, Lee Eng, Meadows, Weinberg

NOES:

ABSENT:

ABSTAIN:


Sally Meadows, MAYOR

Attest:


Melissa Thurman, MMC
CITY CLERK

Attachment A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2024 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

Findings

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

TDA Article 3 Project Application Form

| | | | |
|--|--|---------------------------------|----------------|
| 1. Agency | City of Los Altos | | |
| 2. Primary Contact | Marisa Lee | | |
| 3. Mailing Address | 1 N San Antonio Rd Los Altos CA 94022 | | |
| 4. Email Address | mlee@losaltosca.gov | 5. Phone Number | (650) 947-2626 |
| 6. Secondary Contact (in the event primary is not available) | Nafis Shahbazi | | |
| 7. Mailing address (if different) N/A <input checked="" type="checkbox"/> | | | |
| 8. Email Address | nshahbazi@losaltosca.gov | 9. Phone Number | |
| 10. Send allocation instructions to (if different from above): | | | |
| 11. Project Title | Hetch Hetchy Trail Maintenance and Accessibility Project | | |
| 12. Amount requested | \$129,725 | 13. Fiscal Year of Claim | 2024 |

14. **Description of Overall Project:**

Reconstruction of curb ramps to the Hetch Hetchy Class I Pathway to meet current ADA standards. Installation of bike and pedestrian infrastructure including crosswalks, advance yield lines, crosswalk signage, bicycle striping and signage where the pathway approaches and intersects with Los Altos Avenue and Estrellita Wy. This will provide a continuous, accessible connection to the Palo Alto - Los Altos Bike Path.

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

Finalization of design, construction of the above improvements.

16. **Project Location:** A map of the project location is attached or a link to a online map of the project location is provided below:

Grab your reader's attention with a great quote from the document or use this space to emphasize a key point. To place this text box anywhere on the page, just drag it.]

Location:

- Los Altos Ave
- Estrellita Way



<https://www.google.com/maps/place/Estrellita+Way,+Los+Altos,+CA+94022/@37.4015308,-122.1224876,17.5t/data=!3m1!1e3!1s0x8089c08236847190:0x0578790050112c618:0x1274016687141414>

Yes ☐ No ☒

Yes ☐ No ☒

| Project Phase | TDA 3 | Other Funds | Total Cost | Estimated Completion (month/year) |
|---------------|-----------|-------------|------------|--------------------------------------|
| Bike/Ped Plan | | | | |
| ENV | | | | |
| PA&ED | | | | |
| PS&E | \$10,000 | | | September 2023 |
| ROW | | | | |
| CON | | | | |
| Total Cost | \$119,725 | | | September 2024 |
| | \$129,725 | | | December 2024 |

Project Eligibility

- A. Has the project been reviewed by the Bicycle and Pedestrian Advisory Committee? Yes ☒ No ☐

If "YES," identify the date and provide a copy or link to the agenda.

- March 30, 2022

https://www.losaltosca.gov/sites/default/files/fileattachments/complete_streets_commission/meeting/81461/csc_agenda_033022.pdf

- July 27, 2022

https://www.losaltosca.gov/sites/default/files/fileattachments/complete_streets_commission/meeting/83840/csc_agenda_072722_r1.pdf

If "NO," provide an explanation).

- B. Has the project been approved by the claimant's governing body?

Yes ☒ No ☐

If "NO," provide expected date: __Project approved by CSC on July 27, 2022__

- C. Has this project previously received TDA Article 3 funding?

Yes ☐ No ☒

(If "YES," provide an explanation on a separate page)

- D. For "bikeways," does the project meet Caltrans minimum safety design criteria

Yes ☒ No ☐

pursuant to [Chapter 1000 of the California Highway Design Manual?](#)

- E. 1. Is the project categorically exempt from CEQA, pursuant to CCR Section 15301(c), Yes ☒ No ☐

Existing Facility?

2. If "NO" above, is the project is exempt from CEQA for another reason?

Yes ☐ No ☐

Cite the basis for the exemption. _____

N/A ☐

If the project is not exempt, please check "NO," and provide environmental documentation, as appropriate.

- F. Estimated Completion Date of project (month and year): ____ June 2025 ____

- G. Have provisions been made by the claimant to maintain the project or facility, or has Yes ☒ No ☐

the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility, please identify below and provide the agreement.

H. Is a Complete Streets Checklist required for this project ?

Yes ☐ No ☒

If the amount requested is over \$250,000 or if the total project phase or construction

phase is over \$250,000, a Complete Streets checklist is likely required. Please attach

the Complete Streets checklist or record of review, as applicable. More information

and the form may be found here:

<https://mtc.ca.gov/planning/transportation/complete-streets>