



## **Staff Report**

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RESOLUTION APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROGRAM UNDER SECTION 164.56 OF THE STREETS AND HIGHWAYS CODE FOR THE U.S. HIGHWAY 101 BICYCLE/PEDESTRIAN BRIDGE PROJECT, CITY CONTRACT NUMBER 433

Honorable Mayor and Council Members:

### **Summary**

Staff is seeking approval from City Council to apply for the Fiscal Year 2008/2009 California Transportation Commission (CTC) Environmental Enhancement and Mitigation (EEM) grant for the amount of \$350,000 (maximum eligible funding amount) to fund construction of the U.S. Highway 101 Bicycle/Pedestrian Bridge Project. The application was due on December 22, 2008.

### **Background**

The Environmental Enhancement and Mitigation Program, as provided by the Streets and Highways Code Section 164.56, authorizes the allocation of up to \$10 million each year for grants to State, local, and federal governmental agencies and non-profit organizations to mitigate the environmental impacts of modified or new public transportation facilities.

Construction of a bicycle and pedestrian bridge over U.S. Highway 101 is one of the City's priority projects. The project design is now complete and the City will be ready to invite bids for construction as soon as it obtains sufficient funding commitments. Public Works projects of this size are typically funded from several sources, drawing primarily from federal and state grants. The City's strategy for this project is to identify all appropriate grant opportunities and apply for grants as they become available. The City has identified \$400,000 of Park Improvement funds, but will not commit these funds until such time as it accumulates sufficient grant funding to complete the project.

The current estimate for the bicycle and pedestrian bridge is \$8.185 million for construction and construction management services. The City has secured the following funding:

<u>Secured Funding Sources</u>	<u>Amount</u>
• BAAQMD Bicycle Facility Program Grant	\$ 57,000
• City funds (Park Improvement funds)	\$ 400,000
• Bicycle Transportation Account (BTA) FY 01/02	\$ 585,000
• Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)	<u>\$2,600,000</u>
Total	\$3,642,000

No matching funds are required for the EEM Program. This application for \$350,000 is the maximum allowed by the program. Staff is watching for other funding opportunities and will recommend applying for them when they become available.

### **Discussion**

The attached Resolution authorizes the filing of an application for the Environmental Enhancement and Mitigation (EEM) Grant Program through the State of California Resources Agency for the U.S. Highway 101 Bicycle/Pedestrian Bridge Project, City Contract Number 433. This grant allows for enhancing and/or mitigating environmental impacts caused by new or modified state transportation facilities such as the U.S. Highway 101/Ralston Avenue Interchange Modification Project, City Contract Number 402. The U.S. Highway 101 Bicycle/Pedestrian Bridge Project will improve and mitigate pedestrian and bicycle access generated by the U.S. Highway 101/Ralston Avenue Interchange Modification Project.

The State of California Resources Agency will send a list of recommended projects and funding amounts to the CTC by early 2009. In early spring 2009, it is anticipated that the CTC will give preliminary approval to projects to be funded, with funding allocations to be considered at the time or at the subsequent CTC meeting. Projects that are to be funded by this program must be completed prior to April 30, 2011.

### **General Plan/Vision Statement**

The installation of bicycle pathways comply with the General Plan:

Circulation Element Goal #10: *“To provide a system of hiking and riding trails, pedestrian paths, bicycle paths and lanes to: a) Provide recreation, particularly scenic, quiet, leisurely neighborhood walks and rides; b) Furnish easy access to trails from individual properties; c) Permit safe, pleasant travel among parts of the community; d) Connect local areas within the City to through trails and paths and regional trail and path systems.”*

**Fiscal Impact**

There is no direct fiscal impact from Council's approval of the EEM grant application. If the application for \$350,000 is approved, the funding will be used for the construction of the project.

**Public Contact**

Posting of City Council agenda.

**Recommendation**

It is recommended that City Council authorize the Director of Public Works to submit an application for the Environmental Enhancement and Mitigation (EEM) Program grant for the U.S. Highway 101 Bicycle/Pedestrian Bridge project, City Contract Number 433.

**Alternatives**

1. Take no action.
2. Refer back to staff for further information.
3. Deny approval

**Attachments**

- A. Resolution

Respectfully submitted,

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Gilbert Yau, PE  
Senior Civil Engineer

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Raymond E. Davis III, PE, PTOE  
Director of Public Works

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Jack R. Crist  
City Manager

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**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELMONT APPROVING  
THE APPLICATION FOR GRANT FUNDS FOR THE ENVIRONMENTAL  
ENHANCEMENT AND MITIGATION PROGRAM UNDER SECTION 164.56 OF THE  
STREETS AND HIGHWAYS CODE FOR THE U.S. HIGHWAY 101  
BICYCLE/PEDESTRIAN BRIDGE PROJECT, CITY CONTRACT NUMBER 433**

**WHEREAS**, the Legislature of the State of California has enacted AB 471 (Chapter 106 of the Statutes of 1989), which is intended to provide \$10 million annually for a period of 10 years for grant funds to local, state and federal agencies and nonprofit entities for projects to enhance and mitigate the environmental impacts of modified or new public transportation facilities; and,

**WHEREAS**, the Resources Agency has established the procedures and criteria for reviewing grant proposals and is required to submit to the California Transportation Commission a list of recommended projects from which the grant recipients will be selected; and,

**WHEREAS**, said procedures and criteria established by the Resources Agency require a resolution certifying the approval of application by the applicant’s governing body before submission of said application to the State; and,

**WHEREAS**, the application contains assurances that the applicant must comply with; and,

**WHEREAS**, the City of Belmont, if selected will enter into an agreement with the State of California to carry out the environmental enhancement and mitigation project.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Belmont:

1. Approves the filing of an application for the Environmental Enhancement and Mitigation Program for grant assistance.
2. Certifies that said applicant will make adequate provisions for operation and maintenance of the US Highway 101 Bicycle/Pedestrian Bridge Project CCN 433.
3. Appoints the Director of Public Works, Raymond E. Davis, III as agent of the City of Belmont to conduct all negotiations, execute and submit all documents, including, but not limited to applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the aforementioned project.

\* \* \* \* \*

I hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the City of Belmont at a regular meeting thereof held on January 13, 2009 by the following vote:

AYES, COUNCILMEMBERS: \_\_\_\_\_

NOES, COUNCILMEMBERS: \_\_\_\_\_

ABSTAIN, COUNCILMEMBERS: \_\_\_\_\_

ABSENT, COUNCILMEMBERS: \_\_\_\_\_

\_\_\_\_\_  
CLERK of the City of Belmont

APPROVED:

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MAYOR of the City of Belmont