

RESOLUTION NO. _____

**County of Sonoma
Santa Rosa, CA 95403**

Date: _____

**RESOLUTION OF THE BOARD OF SUPERVISORS, COUNTY OF SONOMA
AUTHORIZING THE TRANSPORTATION AND PUBLIC WORKS DEPARTMENT TO
APPLY FOR FISCAL YEAR 2009-10 TRANSPORTATION DEVELOPMENT ACT
ARTICLE 3 FUNDS IN THE AMOUNT OF \$500,000 ALLOCATED TO THE COUNTY OF
SONOMA FOR THE WESTERN AVENUE BIKE SHOULDER WIDENING PROJECT TO
PROVIDE A MULTI-USE PATHWAY.**

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. 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 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 Sonoma 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 is for the exclusive benefit and/or use of pedestrians and/or bicyclists.

NOW, THEREFORE, BE IT RESOLVED that the County of Sonoma declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code.

BE IT FURTHER RESOLVED that there is no pending or threatened litigation that might adversely affect the project described in Attachment 'A' to this resolution, or that might impair the ability of the County of Sonoma to carry out the project.

BE IT FURTHER RESOLVED that the County of Sonoma attests to the accuracy of and approves the statements in Attachment "A" to this resolution.

BE IT FURTHER RESOLVED that a certified copy of this resolution and its attachments, and any accompanying supporting materials shall be forwarded to the Sonoma County Transportation Authority for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

SUPERVISORS:

Brown_____ Kerns_____ Zane_____ Carrillo_____ Kelley_____

Ayes_____ Noes_____ Abstain_____ Absent_____

SO ORDERED.

Attachment A

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Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2009-10 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

Findings

1. That the County of Sonoma Transportation and Public Works Department 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 County of Sonoma Transportation and Public Works Department legally impeded from undertaking the projects described in “Attachment B” of this resolution.
2. That the County of Sonoma Transportation and Public Works Department has committed adequate staffing resources to complete the projects described in Attachment B.
3. A review of the projects 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 projects.
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 projects 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 descriptions of the projects in Attachment B, the sources of funding other than TDA are assured and adequate for completion of the projects.
7. That the projects 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.
8. That the projects 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.).
9. That any project described in Attachment B that is a “Class I Bikeway,” meets the mandatory minimum safety design criteria published in Chapter 1000 of the California Highway Design Manual.
10. That the projects described in Attachment B are ready to commence implementation during the fiscal year of the requested allocation.
11. That the County of Sonoma Transportation and Public Works Department agrees to maintain, or provide for the maintenance of, the projects and facilities described in Attachment B, for the benefit of and use by the public.

F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) October 2010_____	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

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