



Legislation Text

File #: 13-313, **Version:** 1

ADOPT: Resolution Authorizing the City Manager’s Execution of a Grant Funding Agreement for Funding and Committing Necessary Matching Funds and Stating the Assurance to Complete the West Juana Pedestrian Improvements Project (provides for the receipt of a \$346,000 Grant and the commitment of the City to provide matching funds and complete the West Juana Pedestrian Improvements Project)

WHEREAS, the City of San Leandro (“APPLICANT”) has submitted an application to the Alameda County Transportation Commission (“Alameda CTC”) for \$346,000 from the following funding source administered by the Alameda CTC and programmed at Alameda CTC’s discretion as part of the Alameda CTC FY 2012-13 Coordinated Program (“PROGRAM”): Measure B Bicycle and Pedestrian Countywide Discretionary Fund (“FY 2012-13 COORDINATED PROGRAM FUNDING”), for the West Juana Pedestrian Improvements Project (“PROJECT”); and

WHEREAS, Alameda CTC is a joint powers authority resulting from the merger of the Alameda County Congestion Management Agency and Alameda County Transportation Improvement Authority and is responsible for distributing to local jurisdictions certain Measure B and Vehicle Registration Fee (VRF) revenues for bicycle and pedestrian safety, local streets and roads, local transportation technology, mass transit, paratransit and transit center development programs; and

WHEREAS, APPLICANT represents that APPLICANT is an eligible grant recipient for such Measure B and/or VRF funds; and

WHEREAS, prior to entering into a funding agreement for FY 2012-13 COORDINATED PROGRAM FUNDING, Alameda CTC requires the responsible grant recipient to adopt a resolution confirming the following:

- 1) APPLICANT commits to providing the amount of matching funds specified in the grant funding agreement; and
- 2) APPLICANT understands that the amount of FY 2012-13 COORDINATED PROGRAM FUNDING is capped at the amount approved by the Alameda CTC Commission, and therefore APPLICANT cannot anticipate any PROJECT cost increase to be funded with additional Measure B and/or VRF grant funds; and
- 3) APPLICANT shall complete the project as described in the grant funding agreement; and
- 4) APPLICANT will comply with all project-specific requirements as set forth in the PROGRAM Guidelines and grant funding agreement.

NOW, THEREFORE, BE IT RESOLVED that APPLICANT is authorized to enter into a funding agreement for FY 2012-13 COORDINATED PROGRAM FUNDING for the PROJECT; and

BE IT FURTHER RESOLVED that the APPLICANT, by adopting this resolution does hereby confirm and agree that:

1. APPLICANT will provide \$378,000 in matching funds;
2. APPLICANT understands that the amount of FY 2012-13 COORDINATED PROGRAM FUNDING for the project is capped at the amount approved by the Alameda CTC, and that any cost increases must be funded by the APPLICANT from other funds, and that APPLICANT does not expect any cost increases to be funded with additional Measure B/VRF grant funding;
3. PROJECT will be implemented as described in the application, grant funding agreement, and this resolution;
4. APPLICANT and the PROJECT will comply with the requirements set forth in the PROGRAM Guidelines and grant funding agreement; and

BE IT FURTHER RESOLVED that APPLICANT is an eligible sponsor of Measure B and/or VRF funded projects; and

BE IT FURTHER RESOLVED that there is no pending or threatened litigation that might in any way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such PROJECT; and

BE IT FURTHER RESOLVED that APPLICANT authorizes the City Manager to execute a funding agreement with Alameda CTC for FY 2012-13 COORDINATED PROGRAM FUNDING for the PROJECT as referenced in this resolution; and

BE IT FURTHER RESOLVED that a copy of this resolution will be transmitted to Alameda CTC by June 30, 2013.