

RESOLUTION NO. 12-22

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND
AUTHORIZING A REQUEST TO THE METROPOLITAN TRANSPORTATION
COMMISSION FOR THE ALLOCATION OF FISCAL YEAR 2022-23
TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 PEDESTRIAN/BICYCLE
PROJECT FUNDING FOR THE RICHMOND FERRY TO BRIDGE BICYCLE &
PEDESTRIAN NETWORK IMPROVEMENTS PROJECT AND TO ACCEPT AND
APPROPRIATE THE FUNDS SHOULD THE GRANT BE AWARDED**

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 City of Richmond desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the project described in Attachment B to this resolution, which is for the exclusive benefit and/or use of pedestrians and/or bicyclists; and

WHEREAS, the project would implement Key Corridor recommendations of the award-winning Ferry to Bridge to Greenway Complete Streets Plan approved by the City Council on February 16, 2021; and

WHEREAS that the City of Richmond declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code; and

WHEREAS that 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 Richmond to carry out the project; and

WHEREAS that the Richmond Bicycle/Pedestrian Advisory Committee project voted unanimously on January 10, 2022, to recommend the project for TDA Article 3 funding; and

WHEREAS that the City of Richmond attests to the accuracy of and approves the statements in Attachment A to this resolution; and

WHEREAS 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 Contra Costa County for submission to MTC as part of the countywide coordinated TDA Article 3 claim; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Richmond, authorizes the City Manager, or designee, to execute all Agreements and any amendments thereto with the Metropolitan Transportation Commission and to execute agreements with the identified project partners to complete the grant funded project; and

BE IT FURTHER RESOLVED the City Council of the City of Richmond accepts and appropriates the grant award for the City of Richmond Fiscal Year 2022-23 budget, should the grant be awarded.

I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a regular meeting thereof held January 25, 2022, by the following vote:

AYES: Councilmembers Bates, Jimenez, Martinez, McLaughlin,
Vice Mayor Johnson III, and Mayor Butt.

NOES: None.

ABSTENTIONS: None.

ABSENT: Councilmember Willis.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

THOMAS K. BUTT
Mayor

Approved as to form:

DAVE ALESHIRE
Interim City Attorney



State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 12-22**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on January 25, 2022.

Pamela Christian, Clerk of the City of Richmond

Attachment A

**REQUEST TO THE METROPOLITAN TRANSPORTATION COMMISSION FOR THE
ALLOCATION OF FISCAL YEAR 2022-23 TRANSPORTATION DEVELOPMENT
ACT ARTICLE 3 PEDESTRIAN/BICYCLE PROJECT FUNDING**

Findings

1. That the City of Richmond 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 Richmond legally impeded from undertaking the project described in "Attachment B" of this resolution.
2. That the City of Richmond has committed adequate staffing resources to complete the project described in Attachment B.
3. A review of the project 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.
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 described in Attachment B complies 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 of the project in Attachment B, the sources of funding other than TDA are assured and adequate for completion of the project.
7. That the project described in Attachment B is for design, construction and engineering of bicycle and pedestrian facilities and an allocation of TDA Article 3 funding for such facilities has not been received by the City of Richmond within the prior five fiscal years.
8. That the project 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 described in Attachment B will be completed before the funds expire.

11. That the City of Richmond agrees to maintain, or provide for the maintenance of, the project and facilities described in Attachment B, for the benefit of and use by the public.

TDA Article 3 Project Application Form

Fiscal Year of this Claim: 2022/2023

Applicant: City of Richmond

Contact person: Patrick Phelan

Mailing Address: 450 Civic Center Plaza, Richmond, CA 94804

E-Mail Address: patrick_phelan@ci.richmond.ca.us

Telephone: (510) 307-8111

Secondary Contact (in event primary not available): Joe Leach

E-Mail Address: joe_leach@ci.richmond.ca.us

Telephone: (510) 620-5478

Short Title Description of Project: Richmond Ferry to Bridge Bicycle & Pedestrian Network Improvements

Amount of claim: \$ 178,400

Functional Description of Project:

The project is an essential element of the City's effort to carry out Key Corridor recommendations of the Ferry to Bridge to Greenway Complete Streets Plan (F2B2G Plan) by completing the spine Bay Trail between the Richmond-San Francisco Ferry Terminal, the Richmond-San Rafael (RSR) Bridge Trail and Point Molate Trail now funded for construction beginning mid-2022. Construction is starting on a protected two-way bikeway between the Ferry Terminal and Garrard Blvd. at the gateway to Point Richmond. This project will extend the bikeway to the RSR Bridge trailhead at Castro Street as shown on Attachment 1 and make pedestrian safety improvements en route through the Point Richmond Historic District. This TDA grant would complete funding for the project when added to WCCTAC's STMP funding allocation in the amount of \$241,000 and a contribution of \$28,000 from Chevron. The project is a very high priority due to the heavy cyclist and pedestrian traffic through this congested area with 195,000 bicyclist and pedestrian trips over the RSR Bridge Trail since November 2019.

The project will implement F2B2G Plan Interim Design Concepts shown in Attachment 2 and the 30% engineering design plans shown in Attachment 3 with exception of the short section of cycle track on West Richmond Avenue potentially requiring high-cost BNSF grade crossing improvements. In summary, these cyclist and pedestrian safety improvements include:

- Installation of protected two-way cycle tracks
- Reconfiguration of motor vehicle parking
- High visibility crosswalks with ADA-compliant curb ramps
- Sidewalk extensions to reduce street crossing distances
- AC Transit bus stop relocation and improvements to accommodate the cycle track
- Wayfinding signs and pavement markings

Financial Plan:

See Attachment 4 Project Budget for project costs and sources of funds and Attachment 5 Engineering Cost Estimate spreadsheet.

Project Elements: Preparation of PSE, bidding, construction engineering and construction management & construction.

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3		78,400	100,000		178,400
Chevron		28,000			28,000
STMP		241,000			241,000
2.					
3.					
4.					
Totals		347,400	100,000		447,400

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).	YES
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).	YES
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: Jan. 10, 2022	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): August 2023	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