



City of Emeryville

CALIFORNIA

MEMORANDUM

DATE: June 20, 2017

TO: Carolyn Lehr, City Manager

FROM: Charles S. Bryant, Community Development Director

SUBJECT: **Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To File An Application For Funding Assigned To The Metropolitan Transportation Commission, Committing Any Necessary Matching Funds, And Assuring Completion Of The Frontage Road, 65th Street, And Powell Street Slurry Seal Project**

STAFF RECOMMENDATION

Staff recommends that the City Council adopt the attached resolution authorizing the City Manager to file an application for funding assigned to the Metropolitan Transportation Commission (MTC), committing any necessary matching funds and assuring completion of the Frontage Road, 65th Street and Powell Street Slurry Seal Project.

BACKGROUND

On August 29, 2016, the Alameda County Transportation Commission (ACTC) issued a call for project nominations for its 2018 Capital Improvement Program, which included funding from the One Bay Area Grant 2 (OBAG 2) Local Streets and Roads Program (LSR). Emeryville was allocated \$125,000 in LSR funds from the Surface Transportation Block Grant and Congestion Mitigation and Air Quality Improvement Programs. Both are federal sources. LSR funds are only eligible for pavement rehabilitation of federal aid roadways, which are roads classified as “minor collectors” or larger.

Given the limited applicability of these funds, the relatively small amount of LSR funding Emeryville receives as compared to most area cities and the complex administrative requirements that accompany federal transportation funds, staff anticipates an exchange of these funds for other transportation funds that are more easily administered (i.e. non-federal funds). However, to secure the LSR funds either for use in Emeryville or to work with local partners for an equitable exchange of funds in the future, a resolution of local support is required for the initial allocation of funds. The resolution must also identify a specific, LSR eligible project. For these purposes, Public Works staff has identified slurry seal treatment of Frontage Road, 65th Street and Powell Street as an eligible project, although staff believes this project would be more efficiently completed using non-federal funds.

DISCUSSION

Under the OBAG 1 LSR allocations, Emeryville was awarded the lowest award of any jurisdiction, \$100,000, due to the City's low population. Given the complexity of administering these federal funds, Public Works implemented the Hollis Street repaving without using these funds and in 2016, ACTC rolled the OBAG 1 award forward to combine the \$100,000 with the \$125,000 OBAG 2 award of LSR funds, for a total of \$225,000.

Staff prefers a swap of these funds between jurisdictions using Federal funds to implement mutually beneficial projects, such as a roadway located in both jurisdictions or in another jurisdiction but accessing Emeryville. Alternatively, providing these funds to a jurisdiction in exchange for that jurisdiction's non-federal transportation funds is also a desirable outcome.

ACTC staff has indicated that the resolution authorizing the filing of an application for the LSR funds and providing assurances of project completion is required in order to retain access to the funds notwithstanding whether the City elects to exchange these funds with another jurisdiction.

Matching requirements. Projects funded by the LSR must demonstrate a minimum of 11.7% matching funds. Any funding to a project or program proposed for the 2018 Capital Improvement Program (CIP) can be considered for fulfillment of the match requirement, including but not limited to Transportation Impact Fees or State SB 1 gas tax augmentation. The slurry seal project is included in the CIP.

FISCAL IMPACT

The award of funds to any of the projects included in the City's current CIP would allow implementation of awarded projects with the 11.7% required match. The proposed application requires a total estimated match of about \$25,000 from sources available for paving projects. If funds are exchanged, the source of the match would need to be tailored to the match requirements of the received funds. Staff will evaluate matching funds requirements in considering any potential swap.

STAFF COMMUNICATION WITH THE PUBLIC

There was no staff communication with the public.

LEGAL CONSIDERATIONS

The City Attorney has reviewed and approved as to form the attached resolution and this staff report.

PREPARED BY: Amber Evans
Community and Economic Development Coordinator II

REVIEWED BY: Chadrick Smalley
Economic Development and Housing Manager

**APPROVED AND FORWARDED TO THE
CITY COUNCIL OF THE CITY OF EMERYVILLE:**



Carolyn Lehr, City Manager

ATTACHMENTS
1. Draft Resolution