



City of Emeryville

CALIFORNIA

MEMORANDUM

DATE: July 6, 2021
TO: Christine Daniel, City Manager
FROM: Mary Grace Houlihan, Public Works Director
SUBJECT: 40th Street Pedestrian/Bike Improvements Grant Support

Resolution of The City Council Of The City Of Emeryville Transferring And Appropriating \$154,500.90 From T-01 (CIP Project No. 17240005) Fund 242 To T-13 (CIP Project No. NEW) Fund 242 And Upon Receipt From ACTC For Local Matching Funds, Returning Said Funds To T-01 (CIP Project No. 17240005) Fund 242

Resolution of The City Council Of The City Of Emeryville Authorizing The Filing Of An Application For Funding Assigned To Metropolitan Transportation Commission (MTC) And Committing Any Necessary Matching Funds And Stating Assurance To Complete The Project

RECOMMENDATION

Staff recommends that the City Council adopt the above-entitled resolutions.

BACKGROUND

On March 3, 2020, the City Council adopted Resolution No. 20-17 approving the 40th and San Pablo Bus Hub Project concept design, with an estimated project cost of \$16,803,000. The Project is listed in the Capital Improvement Program under T-13, 40th-San Pablo Transit Hub and 40th Street Reconstruction (Project). The Project is on a draft list of projects for the next Countywide Transportation Plan, but that may not lead to full funding.

In Resolution No. 20-17, the Project was found to be exempt from environmental review under State CEQA Guidelines Section 15301(c), which applies to minor alterations of existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities; and the “general rule” at Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the proposal may have a significant effect on the environment.

On March 25, 2020, Caltrans issued a call for Active Transportation Program grant applications. Some of the funds are allocated to regional commissions (MTC for the Bay Area). Project sponsors are encouraged to apply to Caltrans and their regional commission. The regional agency considers applications that are not funded by Caltrans. Applications are due on September 15.

On September 1, 2020, the City Council adopted Resolution No. 20-97 authorizing the City Manager to submit applications to the California Department of Transportation

(Caltrans) and the Metropolitan Transportation Commission (MTC) for an Active Transportation Program Grant in the amount of \$13,915,000 for the bicycle and pedestrian portions of the Project.

On March 11, 2021, the City received notice that the state grant was not awarded. On March 16, 2021, the City received notice that the MTC Regional ATP grant would be awarded. The California Transportation Committee (CTC) is scheduled to approve MTC's list into the formal Regional ATP program on June 23-24, 2021.

DISCUSSION

Staff is working with MTC staff to gather necessary documentation and to execute ATP grant funding agreements. MTC requires a resolution of local support to be approved by the local agency to move forward with funding agreements. The resolution of local support authorizes the City to file an application for funding assigned to MTC, to commit any necessary matching funds, and stating assurance to complete the project.

The funded project as defined for this grant is for the Design (PS&E) Phase of the project only.

FISCAL IMPACT

The MTC Regional ATP Grant will provide \$1,347,000 of funds for the Design (PS&E) Phase of the Project. The Regional ATP grant requires 11.47% of local matching funds which equates to \$154,500.90. In a support letter for the grant application, Alameda County Transportation Commission has indicated that they are in support of the Project and will provide the local match if the Project is successfully recommended for ATP funds, subject to ACTC's Commission approval. The local match funding agreement from ACTC will be brought forward to City Council tentatively in August/September 2021, where \$154,500.90 of ACTC grant funds can be appropriated into the Project budget.

Pending the approval from ACTC and to secure local match funds in the meantime, staff recommends that the City Council transfers and appropriates \$154,500.90 from T-01 (CIP Project No. 17240005) Fund 242 to T-13 (CIP Project No. NEW) Fund 242.

When the ACTC grant funds are secured by City Council resolution in August/September 2021, the funds being transferred and appropriated from T-01 (CIP Project No. 17240005) by this July 6th resolution will be transferred back to the original project. The T-01 Project (the Annual Street Rehabilitation and Preventive Maintenance Project) is expected to incur costs in Spring 2022, so the temporary transfer of these funds will not interfere with delivery of the T-01 project.

STAFF COMMUNICATION WITH THE PUBLIC

The ATP grant application scope was reviewed by the Commission on Aging on July 8, 2020, and by the Bicycle and Pedestrian Advisory Committee on August 3, 2020. Both advisory committees voted unanimously to write letters of support for the applications.

CONFLICT OF INTEREST

None

CONCLUSION

Staff recommends that the City Council adopt the above-entitled resolutions.

PREPARED BY: Ryan O'Connell, Senior Civil Engineer

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



Christine Daniel, City Manager

ATTACHMENTS

- Draft Resolutions:
 - Local Matching Funds
 - Local Support ATP 40th Street