



# STAFF REPORT

## SAUSALITO CITY COUNCIL

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### AGENDA TITLE:

Authorizing the filing of an application for Federal Funding of Gate 6 Road/Bridgeway Intersection Improvements Project

### RECOMMENDED ACTION:

Adopt a Resolution 1) Committing Local Match Funds and 2) Assuring the project will be completed

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### SUMMARY

The Transportation Authority of Marin (TAM) is the congestion management agency for Marin County. A responsibility they have is to coordinate with the Metropolitan Transportation Commission to develop project lists funded by the Federal Surface Transportation Program (STP) and the Congestion Mitigation Air Quality Program (CMAQ). TAM also coordinates with the Bay Area Air Quality Management District in developing project lists funded by the Transportation Fund for Clean Air (TFCA). TAM also coordinates with Caltrans to develop project lists funded through the Transportation Development Act, Article 3 (Bike and Ped path program).

In February of 2010 a "Multifund Call for Projects" was transmitted to Marin Agencies. This was a request for project proposals that could be funded by the STP/CMAQ, TFCA, and TDA programs. City staff proposed three projects. One project was selected for inclusion in the STP/CMAQ Program for the period 2011/2012. That project is an intersection improvement project at Gate 6 Road and Bridgeway to improve turning movements of cyclists and improve movements for pedestrians. The Project Budget is \$173,000. There is a requirement for local match funds of 11.47% (\$19,774 or about \$20,000).

To secure the programming of this project, MTC is requesting the Council adopt a resolution of support. Staff recommends the Council adopt the attached resolution of support.

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## BACKGROUND

The Federal and State Governments collect taxes and fees for various purposes including the operation and maintenance of the surface transportation network. Funds are dispersed through various programs two of which are called the Surface Transportation Program (STP) and the Congestion Mitigation Air Quality (CMAQ) Program. These programs have finite terms and need to be updated and reauthorized periodically.

The update process for these two programs began in February of 2010 when the Metropolitan Transportation Commission, through the Transportation Authority of Marin issued a call for projects.

Staff submitted three proposals for funding from these sources and two others called the Transportation Fund for Clean Air (administered by the Bay Area Air Quality Management District) and the Transportation Development Act, Article 3 Program (administered by Caltrans). The projects proposed were:

- 1) Street Overlay – Glen Drive from Johnson to Santa Rosa [\$96,200 Budget]
- 2) Path Planning along Bridgeway from the Ferry Landing to South City Limit [\$175,000 Budget]
- 3) Gate 6 Road/Bridgeway/Highway 101 Signal Modifications (improvements to improve accommodation of bikes and peds) [\$173,000 Budget]

The Gate 6 Road Intersection Improvements succeeded in meeting the programming screening criteria and have been conditionally programmed into the Federal Transportation Improvement Program under the Regional Bike/Ped Projects Category. The conditions imbedded in the grant funding award are:

- 1) To provide 11.47% match funding which is approximately \$20,000.
- 2) Agree to comply with Federal project delivery requirements outlined in Caltrans Local Assistance Procedures
- 3) Deliver the project within the time frame allowed by law (2-3 years, roughly)

To formalize the project programming MTC is requiring benefiting agencies to adopt a resolution of support for the project. This step is an effort to assure that governing boards and agency staff are together with regard to funded projects and community priorities.

## ISSUES

Origin of Project Concept: The proposed project is contained in the scope of improvements for Segment #13 of the North South Recreational Bikeway, an identified need in the City's Bicycle Plan, 2008 Update. This plan was adopted by the City Council on September 2, 2008 with Resolution 4970. The project scope is also described in the draft Gate 6 Road to Ferry Landing Bike Path Plan that is still under development. Marin County Bicycle Coalition has also advocated for the project and have asked Caltrans,

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Marin County and Sausalito to implement this project. The project is expected to improve the movement of non-motorized modes through the intersection, especially the southbound bicycle movement.

Priority: The project is not currently part of the Council Priority List. Adopting the resolution would commit the City to doing the project among current priorities. Delivering the project could create staff resource challenges. The project budget was estimated to allow consultant handling as much as possible to limit such impacts.

Aesthetics: The project is expected to have insignificant visual impacts. Work is expected to include additional detectors, some modified pavement striping, and signal timing/phasing changes (which have no visual impact). As assessments are completed there is a possibility for the need to change or install curbing and sidewalk to improve operations. The extent of such possible changes are not known at this time. They are expected to be minor.

Process: Projects funded with Federal Fund require extensive attention to record keeping, financial reporting, compliance with environmental regulations to assure transparency at all phases of the project and to assure that funds are not inappropriately used. These requirements add significant costs from a financial and time standpoint.

## **FISCAL IMPACT**

Adopting the attached resolution requires committing local match funds of approximately \$20,000 over a two to three year period. This project is not explicitly identified in the General Capital Projects Fund of 2010/11 City Budget. The current budget does allocate \$250,000 to allow upgrades of traffic signals. This budgeted project envisioned rehab of signal heads, pedestrian and ADA upgrades, signal timing changes to make the signals more responsive during peak periods. Resources from this project could be allocated to this Gate 6 Road project. Resources from the Street Repair Program could also be used.

Should the Council support the project Staff recommends that monies from the Traffic Signal Upgrade Project within the General Capital Projects Fund be allocated. Because the visual impacts are expected to be minor, staff anticipates project delivery to be rapid as compared to more visually controversial projects recently considered by the Council.

The subject signal is within right-of-way owned by the State and operated by Caltrans with financial contributions from the City of Sausalito (25%) and the County of Marin (25% we believe). Caltrans has been non-responsive to requests as the project is too small to consider as a stand-alone project. Marin County attempted to implement experimental improvements several years ago but was unable to obtain formal operational support for the proposed devices. Since that time Caltrans has changed its policies with regard to accommodation of non-motorized transportation. Both of these agencies, in theory, could contribute to the match funding. As of now no commitment has been secured. The funding is structured to be Federally Funded and locally matched by Sausalito. Should the Council

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wish for staff to explore getting contributions from these agencies staff suggests that the adoption motion include such direction. There are two possible outcomes. The first is total rejection of the City request because of the challenges of creating necessary agreements for the tri-party funded local match. The other is that the dollar commitment is such that Caltrans and Marin County staff may have some discretion to allocate funds thereby bypassing the need for formal agreements. Staff believes the likelihood of local match contributions from Caltrans is remote. Staff believes the likelihood of local match support from Marin County might be possible. Should the Council adopt the attached resolution it needs to be understood that the City is responsible for the entire local match, regardless of whether the amount can be reduced by Caltrans and/or Marin County contribution.

## STAFF RECOMMENDATIONS

1. Adopt a resolution of support for Gate 6 Road/Bridgeway Signal Modification Project and authorize the City Manager to approve up to \$20,000 in matching expenditures from the Traffic Signal Upgrades Project within the General Capital Projects Fund.

**ATTACHMENTS:** Resolution

PREPARED BY:



Todd Teachout, City Engineer

REVIEWED BY (Department Head):



Jonathon Goldman, Director of Public Works

REVIEWED BY:

Mary Wagner  
City Attorney

REVIEWED BY:

Charles Francis  
Administrative Services Director/Treasurer

SUBMITTED BY:



Adam W. Politzer  
City Manager

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RESOLUTION No. \_\_\_\_\_

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAUSALITO AUTHORIZING THE FILING OF AN APPLICATION FOR FEDERAL SURFACE TRANSPORTATION (STP) PROGRAM AND/OR CONGESTION MANAGEMENT AIR QUALITY (CMAQ) PROGRAM FUNDING AND COMMITTING NECESSARY NON-FEDERAL MATCH AND STATING THE ASSURANCE TO COMPLETE THE PROJECT**

**WHEREAS**, the City of Sausalito (herein referred to as APPLICANT) is submitting an application to the Metropolitan Transportation Commission (MTC) for \$173,000 in funding from the federal Surface Transportation Program (STP) and/or Congestion Mitigation and Air Quality Improvement (CMAQ) program for the Gate 6-Bridgeway Signal Modifications, Bicycle and Pedestrian Accommodation Improvements (a.k.a. Signal Modifications-Bicycle Accommodation Improvements) (herein referred to as PROJECT) for the MTC Resolution, No. 3925, New Federal Surface Transportation Act (FY 2009-10, FY 2010-11 and FY 2011-12) Cycle 1 STP/CMAQ Program: Project Selection Criteria, Policy, Procedures and Programming (herein referred to as PROGRAM); and

**WHEREAS**, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA) (Public Law 109-59, August 10, 2005) authorized the Surface Transportation Program (23 U.S.C. § 133) and the Congestion Mitigation and Air Quality Improvement Program (CMAQ) (23 U.S.C. § 149) through September 30, 2009; and

**WHEREAS**, SAFETEA has been extended through December 31, 2010 pursuant to Public Law 111-147, March 18, 2010 and may be subsequently extended pending enactment of successor legislation for continued funding; and

**WHEREAS**, pursuant to SAFETEA, and the regulations promulgated thereunder, eligible project sponsors wishing to receive federal Surface Transportation Program and/or Congestion Mitigation and Air Quality Improvement Program (STP/CMAQ) funds for a project shall submit an application first with the appropriate Metropolitan Planning Organization (MPO), for review and inclusion in the MPO's Transportation Improvement Program (TIP); and

**WHEREAS**, the Metropolitan Transportation Commission (MTC) is the MPO for the nine counties of the San Francisco Bay region; and

**WHEREAS**, MTC has adopted a Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) that sets out procedures governing the application and use of STP/CMAQ funds; and

**WHEREAS**, APPLICANT is an eligible project sponsor for STP/CMAQ funds; and

**WHEREAS**, as part of the application for STP/CMAQ funding, MTC requires a resolution adopted by the responsible implementing agency stating the following:

- 1) the commitment of necessary local matching funds of at least 11.47%; and
- 2) that the sponsor understands that the STP/CMAQ funding is fixed at the programmed

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- amount, and therefore any cost increase cannot be expected to be funded with additional STP/CMAQ funds; and
- 3) that the project will comply with the procedures specified in Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised); and
  - 4) the assurance of the sponsor to complete the project as described in the application, and if approved, as included in MTC's TIP; and
  - 5) that the project will comply with all the project-specific requirements as set forth in the PROGRAM.; and
  - 6) that the project (transit only) will comply with MTC Resolution No. 3866, which sets forth the requirements of MTC's Transit Coordination Implementation Plan to more efficiently deliver transit projects in the region.

**NOW, THEREFORE, BE IT RESOLVED** that the APPLICANT is authorized to execute and file an application for funding for the PROJECT under the Surface Transportation Program (STP) and Congestion Mitigation and Air Quality Improvement Program (CMAQ) of SAFETEA, any extensions of SAFETEA or any successor legislation for continued funding ; and be it further

**RESOLVED** that the APPLICANT by adopting this resolution does hereby state that:

1. APPLICANT will provide and APPLICANT's City Manager is authorized to expend up to \$ 19,774 in non-federal matching funds from APPLICANT'S Traffic Signal Upgrades Project within its General Capital Projects Fund under APPLICANT'S adopted FY10-11 budget; and
2. APPLICANT understands that the STP/CMAQ funding for the project is fixed at the MTC approved programmed amount, 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 STP/CMAQ funding; and
3. APPLICANT understands the funding deadlines associated with these funds and will comply with the provisions and requirements of the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, as revised); and
4. PROJECT will be implemented as described in the complete application and in this resolution and, if approved, for the amount programmed in the MTC federal TIP; and
5. APPLICANT (for a transit project only) agrees to comply with the requirements of MTC's Transit Coordination Implementation Plan as set forth in MTC Resolution 3866; and
6. APPLICANT and the PROJECT will comply with the requirements as set forth in the program; and therefore be it further

**RESOLVED** that APPLICANT is an eligible sponsor of STP/CMAQ funded projects; and be it further

**RESOLVED** that APPLICANT is authorized to submit an application for STP/CMAQ funds for the PROJECT; and be it further

**RESOLVED** that there is no legal impediment to APPLICANT making applications for the funds; 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

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**RESOLVED** that APPLICANT authorizes its City Manager, or designee to execute and file an application with MTC for STP/CMAQ funding for the PROJECT as referenced in this resolution; and be it further

**RESOLVED** that a copy of this resolution will be transmitted to the MTC in conjunction with the filing of the application; and be it further

**RESOLVED** that the MTC is requested to support the application for the PROJECT described in the resolution and to include the PROJECT, if approved, in MTC's TIP.

AYES: Councilmembers:  
NOES: Councilmembers:  
ABSTAIN: Councilmembers:

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Mayor, City of Sausalito

ATTEST:

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City Clerk

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