

**RESOLUTION NO. 2018-037**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, COUNTY OF NAPA, STATE OF CALIFORNIA, AUTHORIZING THE SUBMITTAL OF A TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 FUNDING APPLICATION FOR THE FY 2018/19 – FY 2020/21 THREE YEAR CYCLE FOR THE PIONEER PARK PEDESTRIAN BRIDGE AND LIGHTING PROJECT**

**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 Calistoga desires to submit a request to MTC for the allocation of TDA Article 3 funds for funding for the Pioneer Park Pedestrian Bridge and Lighting Project connecting Pioneer Park with the Calistoga Community Center which are for the exclusive benefit and/or use of pedestrians and/or bicyclists.

**NOW, THEREFORE, BE IT RESOLVED** that:

The City of Calistoga declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code;

There is no pending or threatened litigation that might adversely affect the City of Calistoga or its designee's ability to conduct bicycle education and safety training, or that might impair the ability of the City of Calistoga or its designee to carry out the project;

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 Napa County for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that:

The City Council of the City of Calistoga hereby authorizes and approves the submittal of a TDA 3 funding application for the Pioneer Park Pedestrian Bridge and Lighting Project located at Pioneer Park and adopts the findings contained in Attachment A.

## **Attachment A**

### **Findings**

1. That the City of Calistoga 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 Calistoga legally impeded from undertaking the Pioneer Park Pedestrian Bridge and Lighting Project.
2. That the City of Calistoga has committed adequate staffing resources to complete the project.
3. A review of the Pioneer Park Master Plan, and any updates thereto, 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 clearances for the pedestrian bridge and lighting project are currently underway and their completion and construction of the project 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. The City Council has previously approved the purchase of two segments of the pedestrian bridge and has contracted for preparation of the environmental review documents and securing the necessary agency permits for compliance with the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 et seq.).
6. That, as portrayed in the budgetary description of the project, the sources of funding other than TDA is assured and adequate for completion of the project.
7. That the project is for the exclusive use by pedestrians and bicycles and an allocation of TDA Article 3 funding is appropriate for this project.
8. That the project has been included in the City's Active Transportation Plan.
9. That the project is ready to commence implementation during the fiscal year of the requested allocation.