

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

RESOLUTION NO. 2010-11

A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING THE FILING OF AN APPLICATION FOR FEDERAL JOBS FOR MAIN STREET ACT OF 2010 (STIMULUS II) FUNDING AND STATING THE ASSURANCE TO COMPLETE PROJECT

WHEREAS, The City of Albany (herein referred as APPLICANT) is submitting an application to the Metropolitan Transportation Commission (MTC) for approximately \$1,430,000 in funding from the federal Jobs for Main Street Act of 2010 for the Solano Avenue Re Pavement (herein referred as PROJECT) for the MTC Regional Jobs for Main Street Act Program (MTC Resolution No. 3943); and

WHEREAS, pursuant to Jobs for Main Street Act of 2010, and any regulations and/or guidance promulgated thereunder, eligible project sponsors wishing to receive Regional Jobs for Main Street Act of 2010 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) applicable to federal Jobs for Main Street Act of 2010 fund delivery and has adopted (or is scheduled to adopt) in MTC Resolution No. 3943 such additional requirements as are necessary or appropriate to meet the obligations/award deadlines in the Jobs for Main Street Act of 2010; and

WHEREAS, APPLICANT is an eligible project sponsor for Jobs for Main Street

1 Act of 2010 funds; and

2
3 **WHEREAS**, as part of the application for Jobs for Main Street Act of 2010
4 funding, MTC requires a resolution adopted by the responsible implementing agency
5 stating the following:

6
7 1) that the sponsor understands that the Jobs for Main Street Act of 2010
8 funding is fixed at the programmed amount, and therefore any cost increase cannot be
9 expected to be funded with additional Jobs for Main Street Act of 2010 or other MTC-
10 programmed funds; and

11 2) that PROJECT will comply with the procedures specified in MTC's
12 Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) and with
13 all project-specific requirements as set forth in MTC's Regional Jobs for Main Street Act
14 Program (MTC Resolution No. 3943); and PROJECT as described in the application, and
15 if approved, as included in MTC's TIP; and

16 3) that PROJECT will comply with all the project-specific requirements as
17 set forth in the federal Jobs for Main Street Act of 2010 and appropriate applicable
18 regulations or guidance.

19
20 **NOW, THEREFORE, BE IT RESOLVED**, that (APPLICANT) is authorized
21 to execute and file an application for funding under the Jobs for Main Street Act of 2010
22 for (PROJECT); and be it further

23
24 **RESOLVED** that the APPLICANT by adopting this resolution does hereby state
25 that:

26 1) APPLICANT understands that the Jobs for Main Street Act of 2010 funding
27 for the project is fixed at the MTC approved programmed amount, and that
28 any cost increases must be funded by the APPLICANT from other funds, and
29 that APPLICANT does not expect any cost increases to be funded with

- 1 additional Jobs for Main Street Act of 2010 or MTC-programmed funds; and
- 2 2) APPLICANT understands the funding deadlines associated with these funds
- 3 and will comply with the applicable provisions and requirements of the
- 4 Regional Jobs for Main Street Program (MTC Resolution No. 3943) and
- 5 Regional Project Funding Delivery Policy (MTC Resolution No. 3606, as
- 6 revised); and
- 7 3) PROJECT will be implemented as described in the complete application and
- 8 in this resolution and, if approved, for the amount programmed in the MTC
- 9 federal TIP; and
- 10 4) PROJECT will comply with all the project-specific requirements as set forth
- 11 in the Jobs for Main Street Act of 2010 and appropriate applicable
- 12 regulations or guidance; and be it further

13

14 **RESOLVED** that there is no legal impediment to APPLICANT making

15 applications for the funds; and be it further

16

17 **RESOLVED** that there is no pending or threatened litigation that might in any

18 way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver

19 such PROJECT; and be it further

20

21 **RESOLVED** that APPLICANT authorizes its Executive Director, General

22 Manager, or designee to execute and file an application with MTC for Jobs for Main

23 Street Act of 2010 funding for the PROJECT as referenced in this resolution; and be it

24 further

25

26 **RESOLVED** that a copy of this resolution will be transmitted to the MTC in

27 conjunction with the filing of the application; and be it further

28

29 **RESOLVED** that the MTC is requested to support the application for the

1 PROJECT described in the resolution and to include the PROJECT, if approved, in
2 MTC's TIP.

3
4
5

Joanne Wile, MAYOR
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29