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RESOLUTION NO. 2021-31

**A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING
THE REQUEST TO THE METROPOLITAN TRANSPORTATION
COMMISSION FOR AN ALLOCATION OF TRANSPORTATION
DEVELOPMENT ACT ARTICLE 3 BICYCLE & PEDESTRIAN
PROJECT FUNDING FOR FISCAL YEAR 2021-2022**

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 Albany desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the Masonic Intersections/Ohlone Greenway Trail Safety Improvements Project (CIP No. 25007), described in Attachment B to this resolution, for the benefit and/or use of pedestrians and/or bicyclists.

NOW, THEREFORE, BE IT RESOLVED, that the City of Albany declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code; and

1 **BE IT FURTHER RESOLVED**, that there is no pending or threatened litigation
2 that might adversely affect the project, or that might impair the ability of the City of Albany
3 to carry out the project; and
4

5 **BE IT FURTHER RESOLVED**, that the project has been reviewed by the Bicycle
6 Advisory Committee of the City of Albany; and
7

8 **BE IT FURTHER RESOLVED**, that the City of Albany attests to the accuracy of
9 and approves the statements in Attachment A to this Resolution; and
10

11 **BE IT FURTHER RESOLVED**, that a certified copy of this resolution and its
12 attachments, and any accompanying supporting materials shall be forwarded to the
13 congestion management agency, countywide transportation planning agency, or county
14 association of governments, as the case may be, of Alameda County for submission to
15 MTC as part of the countywide coordinated TDA Article 3 claim; and
16

17 **BE IT FURTHER RESOLVED**, that the City Council authorize staff to execute
18 and file this application for inclusion in said countywide coordinated TDA Article 3 claim
19 to MTC for Fiscal Year 2021/2022; and
20

21 **BE IT FURTHER RESOLVED**, that the City Council appropriate the funding
22 allocation in the amount of \$109,083 and adjust the project budget to incorporate this
23 funding source in the amount noted.
24

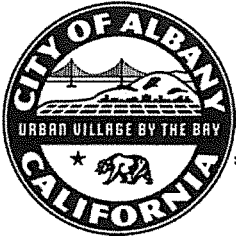
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GE'NELL GARY, MAYOR

28 **Attachments**

29 Attachment A – Findings

 Attachment B – Project Application Form



City of Albany

1000 San Pablo Avenue • Albany, California 94706
(510) 528-5710 • www.albanyca.org

RESOLUTION NO. 2021-31

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

The 5th day of April, 2021, by the following votes:

AYES: Council Members Jordan, McQuaid, Nason, Tiedemann and Mayor Gary

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 6th
day of April, 2021.

Anne Hsu
CITY CLERK

The City of Albany is dedicated to maintaining its small town ambiance, responding to the needs of a diverse community, and providing a safe, healthy and sustainable community.