RESOLUTION NO. 05-51

A RESOLUTION AUTHORIZING THE CITY OF ALBANY APPROVAL OF AMENDMENT NO. 1 TO THE ALAMEDA COUNTY TRANSPORTATION EXPENDITURE PLAN, DATED AUGUST 1986

WHEREAS, in 1986, the voters of Alameda County approved Measure B, a ½ cent sales tax to pay for transportation projects as described in the Alameda County Transportation Expenditure Plan (Expenditure Plan), dated August 1986, and to be administered by the Alameda County Transportation Authority (ACTA); and

WHEREAS, the Measure B projects and programs in the Expenditure in North County and East County have been delivered and ACTA is currently working towards completing the delivery of the remaining projects in South County;

WHEREAS, the Route 238 and Route 84 project, sponsored by the California Department of Transportation (Caltrans), was one of the ten capital projects in the Expenditure Plan; and

WHEREAS, Caltrans developed the Route 238 Hayward Bypass Project as "a six lane freeway/expressway along Foothill and Mission Boulevards to Industrial Parkway" as part of the Route 238 and Route 84 project specified in the Expenditure Plan; and

WHEREAS, court decisions in 2002 specified Measure B funds could not be utilized to deliver the Route 238 Hayward Bypass Project as proposed by Caltrans without amending the Expenditure Plan; and

WHEREAS, Caltrans has relinquished sponsorship of the Route 238 Hayward Bypass portion of the Route 238 and Route 84 project in the Expenditure Plan; and

WHEREAS, on March 1, 2005, the City Council of Hayward passed a resolution submitting the Route 238 Corridor Improvement Project to the ACTA as the proposed replacement for the Route 238 Hayward Bypass Project in regional planning documents and the Expenditure Plan; and

WHEREAS, the ACTA Board approved the concept of the proposed Amendment No. 1 to the Expenditure Plan on April 28, 2005, and the specific language of Amendment No. 1 to the Expenditure Plan on May 26, 2005; and

WHEREAS, Amendment No. 1 to the Expenditure Plan was transmitted on June 1, 2005 to the Metropolitan Transportation Commission (MTC) for review and approval and MTC action is expected to occur in September 2005; and

WHEREAS, the Mayors' Conference at their meeting on July 13, 2005 endorsed the proposed Amendment No. 1 to the Expenditure Plan by a unanimous vote of those in attendance.

NOW, THEREFORE BE IT RESOLVED, that the City of Albany hereby approves Amendment No. 1 to the Expenditure Plan as defined in the October 10, 2005 agenda report. This approval is contingent upon MTC approval of the Amendment substantially in the form in the agenda report and will be effective immediately after MTC approval.

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Mayor Robert Good