ALAMEDA COUNTY
CONGESTION MANAGEMENT AGENCY

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Memorandum

June 25, 2009
Agenda Item 6.4.1

Date: June 9, 2009

To: CMA Board

From: Administration and Legislation Committee

Subject: **Update of Countywide Bicycle Plan**

Action Requested
The proposed update of the Countywide Bicycle Plan in FY 09/10 is estimated to cost $165,000 for staff and consultants. This funding will be provided through a combination of $130,000 of Measure B funds with a CMA match of $35,000. It is recommended that the Board: 1) adopt the attached resolution number 09-04 authorizing the execution of a grant funding agreement with ACTIA, committing the necessary non-Measure B match, and stating the assurance to complete the project, and 2) authorize the Executive Director or his designee to enter into any agreements necessary to provide professional services for the preparation of the update of a Countywide Bicycle Plan not to exceed $110,000. The required $35,000 match is included in CMA's recommended Fiscal Year 2009/2010 budget.

Next Steps
ACTIA and CMA will enter into a funding agreement July 1, 2009. A consultant will be retained to prepare the Plan Update in fall 2009.

Discussion
The Countywide Bicycle Plan was last updated in 2006. ACTIA approved the CMA's application for $130,000, with a match provided by CMA of $35,000, to update the Bike Plan. The 2010 Bicycle Plan will update the bicycle network including high priority routes and maps, funding, policy and programs. It will discuss Transit Oriented Developments, transit priority zones & bicycles to and on transit. It will also include a climate change discussion in consideration of SB 375 and AB 32.

Consultants will be hired fall 2009 to begin the update. The Bicycle Plan Update is expected to be complete November 2010.

Financial Impact to CMA Budget
The revenues and costs associated with this project have been incorporated in the CMA's currently approved budget and will be funded through MTC Planning and Programming funds. No change to the CMA's approved budget is required.

Resolution of Grant Recipient Support
Measure B Grant Funding

Resolution No. 09-04

Authorizing the execution of a grant funding agreement and committing the necessary non-Measure B match and stating the assurance to complete the project

WHEREAS, Alameda County Congestion Management Agency ("APPLICANT") has submitted an application to the Alameda County Transportation Improvement Authority ("ACTIA") for $130,000 in Measure B funding for the Alameda Countywide Bicycle Plan ("PROJECT") for Cycle 4 of the Bicycle/Pedestrian Countywide Discretionary Program ("PROGRAM"); and

WHEREAS, The voters of Alameda County, pursuant to the provisions of the Local Transportation Authority and Improvement Act, California Public Utilities Code Section 180000 et seq., approved the reauthorization of Measure B at the General Election held on November 7, 2000, thereby authorizing that ACTIA be given the responsibility to administer the proceeds from the continued one-half cent transaction and use tax. The duration of the tax will be 20 years from the initial year of collection that began April 1, 2002, with said tax to terminate/expire on March 31, 2022; and

WHEREAS, APPLICANT represents that APPLICANT is an eligible grant recipient for Measure B funds; and

WHEREAS, as part of the application for Measure B funding, ACTIA requires a resolution adopted by the responsible grant recipient stating the following:

1) the commitment of the amount of project sponsor matching funds specified in the grant funding agreement; and
2) that the APPLICANT understands that the amount of Measure B funding is capped at the amount awarded as specified in the grant funding agreement, and therefore any cost increase cannot be expected to be funded with additional Measure B funds; and
3) the assurance of the APPLICANT to complete the project as described in the grant funding agreement; and
4) that the project will comply with all the project-specific requirements as set forth in the grant funding agreement.

NOW, THEREFORE, BE IT RESOLVED that APPLICANT is authorized to submit an application for Measure B funding for PROJECT; and be it further

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

1. APPLICANT will provide $35,000 in non-Measure B matching funds; and
2. APPLICANT understands that the amount of Measure B funding for the project is capped at the amount awarded as specified in the grant funding agreement, 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 Measure B funding; and

3. PROJECT will be implemented as described in the grant funding agreement and in this resolution; and
4. APPLICANT and the PROJECT will comply with the requirements as set forth in the grant funding agreement; and therefore be it further

RESOLVED that APPLICANT is an eligible sponsor of Measure B funded projects; 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

RESOLVED that APPLICANT authorizes its Executive Director, General Manager, or designee to execute a funding agreement with ACTIA for Measure B funding for the PROJECT as referenced in this resolution; and be it further

RESOLVED that a copy of this resolution will be transmitted to ACTIA in conjunction with an executed grant funding agreement.

DULY PASSED AND ADOPTED by the Alameda County Congestion Management Agency at the regular meeting of the Board held on Thursday, June 25, 2009, by the following vote:

AYES: **NOES:** **ABSTAIN:** **ABSENT:**

SIGNED:

By: _____
Mark Green, Chairperson

ATTEST:

_____
Gladys V. Parmelee, Board Secretary