

RESOLUTION NO. RES-2025-030

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE DIRECTOR OF TRANSPORTATION AND PUBLIC WORKS TO SUBMIT AN ALLOCATION AND OBLIGATION REQUEST FOR FEDERAL REGIONAL DISCRETIONARY GRANT FUNDS THROUGH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION, DIVISION OF LOCAL ASSISTANCE (CALTRANS) AND THE CALIFORNIA TRANSPORTATION COMMISSION FOR THE ACTIVE TRANSPORTATION PROGRAM GRANT AND THE HOUSING INCENTIVE POOL GRANT FOR THE HIGHWAY 101 BICYCLE AND PEDESTRIAN OVERCROSSING; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO APPROPRIATE APPROVED FUNDS

WHEREAS, a pedestrian and bicycle overcrossing at Highway 101 is identified in the Santa Rosa Bicycle and Pedestrian Master Plan, North Santa Rosa Station Area Specific Plan, and the Santa Rosa General Plan; and

WHEREAS, a pedestrian and bicycle overcrossing at Highway 101 implements climate policies identified in the Climate Action Plan; and

WHEREAS, the Highway 101 Bicycle and Pedestrian Overcrossing Project has been reviewed in compliance with the California Environmental Quality Act (CEQA) and an Initial Study/Mitigated Negative Declaration (IS/MND) was prepared. The Project has also been reviewed pursuant to the National Environmental Policy Act (NEPA) and qualified for a Categorical Exclusion. The Categorical Exclusion (CE) and the IS/MND for the project were certified in March 2021; and

WHEREAS, City of Santa Rosa (herein referred to as City) has submitted an application to the Metropolitan Transportation Commission (MTC) for \$12.0 million in funding assigned to MTC for programming discretion, which includes federal funding administered by the Federal Highway Administration (FHWA) and federal or state funding administered by the California Transportation Commission (CTC) such as Surface Transportation Block Grant Program (STP) funding, Congestion Mitigation and Air Quality Improvement Program (CMAQ) funding, Transportation Alternatives (TA) set-aside ATP funding, and Regional Transportation Improvement Program (RTIP) funding (herein collectively referred to as Regional Discretionary Funding) for the Highway 101 Bicycle and Pedestrian Overcrossing (herein referred to as Project) for the Active Transportation Program (herein referred to as Program); and

WHEREAS, the City of Santa Rosa was awarded \$1,292,000 in funding under the Housing Incentive Pool program by the Metropolitan Transportation Commission (MTC), ultimately assigned to MTC for programming discretion, which includes Regional Discretionary Funding administered by the Federal Highway Administration (FHWA) and federal or state funding administered by the California Department of Transportation (Caltrans) for the Project; and

WHEREAS, the United States Congress from time to time enacts and amends legislation to provide funding for various transportation needs and programs, (collectively, the Federal Transportation Act) including, but not limited to the STP (23 U.S.C. § 133), the Congestion Mitigation and Air Quality Improvement Program (CMAQ) (23 U.S.C. § 149) and the TA set-aside (23 U.S.C. § 133); and

WHEREAS, state statutes, including California Streets and Highways Code §182.6, §182.7, and §2381(a)(1), and California Government Code §14527, provide various funding programs for the programming discretion of the Metropolitan Planning Organization (MPO) and the Regional Transportation Planning Agency (RTPA); and

WHEREAS, pursuant to the Federal Transportation Act, and any regulations promulgated thereunder, eligible project sponsors wishing to receive federal or state funds for a regionally-significant project shall submit an application first with the appropriate MPO, or RTPA, as applicable, for review and inclusion in the federal Transportation Improvement Program (TIP); and

WHEREAS, MTC is the MPO and RTPA 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) that sets out procedures governing the application and use of Regional Discretionary Funding; and

WHEREAS, the CITY is an eligible sponsor for Regional Discretionary Funding; and

WHEREAS, as part of the application for Regional Discretionary Funding, MTC requires a resolution adopted by the responsible implementing agency, which was adopted by the City Council on August 17, 2021; and

WHEREAS, there is no pending or threatened litigation that might in any way adversely affect the proposed Project, or the ability of to deliver such Project; and

WHEREAS, the City authorizes its City Manager, or designee to execute and file an allocation request with CTC for Regional Discretionary Funding for the Project as referenced in this resolution; and

WHEREAS, MTC requires that a copy of this resolution be transmitted to the MTC in conjunction with the filing of the allocation request.

NOW, THEREFORE, BE IT RESOLVED that the Council authorizes the Director of Transportation and Public Works to file an allocation and obligation request for funding for the Project for Regional Discretionary Funding under the Federal Transportation Act or continued funding; and

BE IT FURTHER RESOLVED that the Council delegates authority to the Chief Financial Officer to appropriate the \$12.0 million in Regional Discretionary Funding for Active Transportation Program into JL Key 17685 upon obligation; and

BE IT FURTHER RESOLVED that the Council delegates authority to the Chief Financial Officer to appropriate the \$1,292,000 in Regional Discretionary Funding for Housing Incentive Pool into JL Key 17686 upon obligation; and

BE IT FURTHER RESOLVED that the CITY understands that the Regional Discretionary Funding for the project is fixed at the MTC approved programmed amount, and that any cost increases must be funded by the City from other funds, and that Applicant does not expect any cost increases to be funded with additional Regional Discretionary Funding; and

BE IT FURTHER RESOLVED that the City understands the funding deadlines associated with these funds and will comply with the provisions and requirements of the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) and Applicant has, and will retain the expertise, knowledge and resources necessary to deliver federally-funded transportation and transit projects, and has assigned, and will maintain a single point of contact for all FHWA and CTC funded transportation projects to coordinate within the agency and with the respective CMAQ, MTC, Caltrans, FHWA, and CTC on all communications, inquires or issues that may arise during the federal programming and delivery process for all FHWA and CTC funded transportation and transit projects implemented by the City; and

BE IT FURTHER RESOLVED that the Project will comply with the requirements as set forth in MTC programming guidelines and project selection procedures for the Program; and

BE IT FURTHER RESOLVED that the City is an eligible sponsor of Regional Discretionary Funding 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 the City to deliver such Project.

IN COUNCIL DULY PASSED this 25th day of February, 2025.

AYES: (5) Mayor Stapp, Vice Mayor Alvarez, Council Members Bañuelos, Fleming, and Rogers

NOES: (0)

ABSENT: (2) Council Members MacDonald and Okrepkie

ABSTAIN/RECUSE: (0)

ATTEST: _____
Deputy City Clerk

APPROVED: _____
Mayor

APPROVED AS TO FORM: _____
City Attorney