

City of Piedmont
COUNCIL AGENDA REPORT

DATE: October 7, 2024

TO: Mayor and Council

FROM: Rosanna Bayon Moore, City Administrator

SUBJECT: Consideration of a Resolution of for Staff to Apply for Alameda County Transportation Commission (ACTC) Comprehensive Investment Plan (CIP) Grant Funds in the Amount of \$1,000,000; Authorize the City Administrator to File a Grant Application to the ACTC for the Moraga Avenue Pedestrian Safety Project

RECOMMENDATION

By a single motion, take the following actions:

1. Adopt the attached Resolution.
2. Authorize the City Administrator to file a grant application with the Alameda County Transportation Commission for the Moraga Avenue Pedestrian Safety Project.

BACKGROUND

Moraga Avenue is one of the few arterial roadways within Piedmont, and it contains several roadway crosswalks that are identified as prominent pedestrian crossings for school children. Four such locations designated as high priority in the 2014 Piedmont Pedestrian and Bicycle Master Plan (PBMP), and in the 2021 Piedmont Safer Streets Plan (PSS), are the Moraga/Ramona intersection, the Highland/Moraga intersection, the Mesa/Moraga intersection, and the Red Rock/Moraga intersection.

The PBMP and PSS reports list these locations being ideal for permanent blub-outs with accompanying safety improvements, including high visibility crosswalks, new pedestrian ramps, Rectangular Rapid Flashing Beacons (RRFBs), refreshed street paint and new signage.

Public Works staff have confirmed that the Moraga Avenue above listed intersections meet the criteria for Alameda County Transportation Commission's (ACTC) 2026 Comprehensive Investment Plan (CIP) for funding to perform design and construction of the proposed improvements. Applications are due on October 31, 2024, and grant seekers are required to include a Resolution of Local Support that outlines program commitments. Based on preliminary estimates, improvements are anticipated to cost \$1,000,000. Although matching monies are not required from smaller cities within Alameda County for this grant application, this is a

competitive grant and the City will earn more scoring points on the overall application if a match is provided. The maximum amount of scoring points tops out when a small city provides a 25% match. As this is a priority project that has been identified in the PBMP and PSS reports, staff recommends providing a 25% match to ensure the application score is maximized. If the grant application is not successful, the proposed matching funds will not be expended. The City is responsible to provide all additional funding beyond the ACTC grant amount.

FISCAL IMPACT

The City anticipates that the total design and construction costs for the proposed project will be \$1,000,000. Matching funds will be comprised of Measure BB Funds, Gas Tax Fund, and SB-1 Funds. The funding allocation is anticipated to be as follows:

ACTC Funds	\$ 750,000
Local Match	\$ 250,000
Total Cost	\$1,000,000

CITY ATTORNEY REVIEW

The City Attorney has reviewed the Resolution of Local Support.

ATTACHMENTS

1. Resolution

By: Daniel Gonzales, Director of Public Works
John Wanger, City Engineer

RESOLUTION NO. ____

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF PIEDMONT
AUTHORIZING THE FILING OF AN APPLICATION FOR ALAMEDA COUNTY
TRANSPORTATION COMMISSION ADMINISTERED FUNDING FOR THE
MORAGA AVENUE PEDESTRIAN SAFETY PROJECT AND COMMITTING ANY
NECESSARY MATCHING FUNDS AND STATING ASSURANCES TO COMPLETE
THE PROJECT**

WHEREAS, the Alameda County Transportation Commission (“ALAMEDA CTC”) administers funding programs for projects and programs that benefit the Alameda County transportation system, consisting of 2000 Measure B, 2010 Vehicle Registration Fee (“VRF”), 2014 Measure BB, Congestion Management Agency Transportation Improvement Program (CMA-TIP), and Transportation Fund for Clean Air Programs, and such funding is collectively defined as and shall be referenced herein as the “ALAMEDA CTC ADMINISTERED FUNDS”; and

WHEREAS, the ALAMEDA CTC adopted 2026 Comprehensive Investment Plan (“CIP”) Guidelines at its Commission meeting on May 23, 2024 which includes procedures governing the 2026 CIP application process, programming guidelines, and eligible uses of ALAMEDA CTC ADMINISTERED FUNDS;

WHEREAS, City of Piedmont (“APPLICANT”) is the project sponsor for the Moraga Avenue Pedestrian Safety Project (“PROJECT”).

WHEREAS, the PROJECT will implement permanent blub-outs and accompanying safety improvements, including high visibility crosswalks, new pedestrian ramps, Rectangular Rapid Flashing Beacons (RRFBs), refreshed street paint and new signage at the Moraga/Ramona intersection, the Highland/Moraga intersection, the Mesa/Moraga intersection, and the Red Rock/Moraga intersection.

WHEREAS, as the Project Sponsor, APPLICANT has the legal authority to apply for funding for PROJECT and plans to submit a 2026 CIP application (“APPLICATION”) to ALAMEDA CTC for \$1,000,000.

WHEREAS, there are no legal impediments to APPLICANT applying for funding and there is no active, pending or threatened litigation that may adversely affect the proposed PROJECT or the ability of APPLICANT to deliver such PROJECT; and

WHEREAS, APPLICANT authorizes its CITY ADMINISTRATOR or designee to execute and file an application with ALAMEDA CTC for discretionary ALAMEDA CTC ADMINISTERED FUNDS for the PROJECT as referenced in this Resolution; and

WHEREAS, as part of the requirements to apply and receive ALAMEDA CTC ADMINISTERED FUNDS, the ALAMEDA CTC requires a resolution adopted by the responsible implementing agency stating the following:

1. APPLICANT will implement the PROJECT as described in the APPLICATION; and

2. APPLICANT will have adequate staffing resources to deliver and complete the PROJECT within the time period identified in the APPLICATION; and
3. APPLICANT understands it will enter into a Project Funding Agreement (“AGREEMENT”) with ALAMEDA CTC, and will comply with the AGREEMENT’s requirements, including adherence to the agreed upon project scope, project delivery milestones, funding deadlines, project reporting and deliverable deadlines; and
4. APPLICANT is committed to deliver the PROJECT consistently with the Commission approved CIP Programming Guidelines and CIP policies, as they may change, for the funds awarded by the Commission to the PROJECT; and
5. APPLICANT is committed to secure matching funds as proposed in the APPLICATION required for awarded ALAMEDA CTC ADMINISTERED FUNDS, by phase; and
6. APPLICANT is committed to provide any additional funding that may be required beyond the original proposed APPLICATION match amount to deliver the phase of the PROJECT that is awarded with ALAMEDA CTC ADMINISTERED FUNDS; and
7. APPLICANT understands that ALAMEDA CTC ADMINISTERED FUNDS awarded to the PROJECT is limited to the Commission approved programmed amount by phase, and therefore any cost increases or unexpected funding shortfalls cannot be expected to be funded by shifting funds between phases, or by requesting additional ALAMEDA CTC ADMINISTERED FUNDS; and
8. APPLICANT understands that any cost savings in the ALAMEDA CTC-funded phase(s) will be shared proportionally between APPLICANT and ALAMEDA CTC; and
9. APPLICANT is committed to comply with the applicable requirements set forth in ALAMEDA CTC’s Local Business Contract Equity (“LBCE”) Program and related exhibits, as applicable, for professional services and construction contracts funded with Measure B, Measure BB, and/or VRF funds, such as including LBCE Program goal(s) and provisions in applicable solicitations and resulting contracts, providing timely notification to ALAMEDA CTC of applicable solicitations prior to advertisement, and adhering to reporting requirements.

NOW, THEREFORE, BE IT RESOLVED that APPLICANT is authorized to file an APPLICATION to ALAMEDA CTC for funding for the PROJECT; and be it further

RESOLVED that APPLICANT hereby confirms that there is no pending or threatened litigation that might in any way adversely affect APPLICANT’s ability to implement and deliver the proposed PROJECT; and be it further

RESOLVED that APPLICANT authorizes its CITY ADMINISTRATOR or designee to execute the funding AGREEMENT with ALAMEDA CTC; and be it further

RESOLVED that APPLICANT shall provide ALAMEDA CTC with a fully-executed copy of this Resolution concurrently with submittal of the APPLICATION; and be it further

RESOLVED that the CITY COUNCIL of APPLICANT, by adopting this resolution, hereby confirms that:

1. APPLICANT will commit to implementing the PROJECT as described in the APPLICATION; and

2. APPLICANT will have adequate staffing resources to deliver and complete the PROJECT within the time period identified in the application; and
3. APPLICANT understands it will enter into an AGREEMENT with ALAMEDA CTC, and will comply with the AGREEMENT 's requirements, including adherence to the completion of the agreed upon project scope, project delivery milestones, funding deadlines, project reporting and deliverable deadlines; and
4. APPLICANT commits to delivering the PROJECT consistently with the Commission approved CIP Programming Guidelines and CIP policies, as they may change, for the funds awarded by the Commission to the PROJECT; and
5. APPLICANT will commit matching funds as proposed in the APPLICATION against the awarded ALAMEDA CTC ADMINISTERED FUNDS by phase in the amount(s) of \$250,000, anticipated to be from regional source(s); and
6. APPLICANT will provide any additional funding that may be required beyond the original proposed APPLICATION match amount to deliver the phase of the PROJECT that is awarded with ALAMEDA CTC ADMINISTERED FUNDS; and
7. APPLICANT understands that ALAMEDA CTC ADMINISTERED FUNDS awarded to the PROJECT are limited to the Commission approved programmed amount by phase, and therefore any cost increases or unexpected funding shortfalls cannot be expected to be funded by shifting funds between phases, or by requesting additional ALAMEDA CTC ADMINISTERED FUNDS; and
8. APPLICANT understands that any cost savings in the ALAMEDA CTC-funded phase(s) will be shared proportionally between APPLICANT and ALAMEDA CTC; and
9. APPLICANT will comply with the applicable requirements set forth in ALAMEDA CTC's Local Business Contract Equity ("LBCE") Program and related exhibits, as applicable, for professional services and construction contracts funded with Measure B, Measure BB, and/or VRF funds, such as including LBCE Program goal(s) and provisions in applicable solicitations and resulting contracts, providing timely notification to ALAMEDA CTC of applicable solicitations prior to advertisement, and adhering to reporting requirements.

Duly passed and adopted at the regular CITY COUNCIL meeting held on Monday, October 7, 2024 in Piedmont, California by the following votes:

AYES:

NOES:

ABSTAIN:

ABSENT:

SIGNED:

Rosanna Bayon Moore, City Administrator

ATTEST:

Anna Brown, City Clerk