

## **2.21 Actions Related to Grant Funding for Bicycle and Pedestrian Projects.**

### **Recommendation:**

Adopt a resolution:

(a) Authorizing the City Manager or her designee to submit a request to the Metropolitan Transportation Commission for the allocation of Fiscal Year 2024-2025 Transportation and Development Act, Article III State grant funding in the amount of \$1,388,980 for bicycle and pedestrian projects;

(b) Making the certifications and assurances required under the Transportation and Development Act, Article III grant; and

(c) Authorizing the City Manager or her designee to accept Transportation and Development Act, Article III grant funding awarded from the Metropolitan Transportation Commission, and to negotiate and execute any grant documents to effectuate the grant.

CEQA: Categorically Exempt, File No. ER23-009, CEQA Guidelines Section 15301, Existing Facilities. (Transportation)



# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** John Ristow

**SUBJECT:** SEE BELOW

**DATE:** April 29, 2024

Approved

Date

5/8/24

**SUBJECT: ACTIONS RELATED TO GRANT FUNDING FOR BICYCLE AND PEDESTRIAN PROJECTS**

## **RECOMMENDATION**

Adopt a resolution:

- (a) Authorizing the City Manager or her designee to submit a request to the Metropolitan Transportation Commission for the allocation of Fiscal Year 2024-2025 Transportation and Development Act, Article III State grant funding in the amount of \$1,388,980 for bicycle and pedestrian projects;
- (b) Making the certifications and assurances required under the Transportation and Development Act, Article III grant; and
- (c) Authorizing the City Manager or her designee to accept Transportation and Development Act, Article III grant funding awarded from the Metropolitan Transportation Commission, and to negotiate and execute any grant documents to effectuate the grant.

## **SUMMARY AND OUTCOME**

Transportation and Development Act, Article III (TDA3) grant funding for pedestrian and bicycle projects and programs will provide the community safer and more convenient walking and biking options in a way that is consistent with the City's Better Bike Plan 2025, Vision Zero San José, Envision San José 2040 General Plan, and Climate Smart San José.

## **BACKGROUND**

The State of California TDA3 grant provides cities with a guaranteed share of annual funding for the design and construction of pedestrian and bicycle transportation infrastructure. Funds are derived from state sales tax and allocated to cities based on population. Funds are transferred from the state to metropolitan planning organizations, then to county congestion management

agencies, and finally to cities. In this process, the City's funds pass from the state to the Metropolitan Transportation Commission, then to the Santa Clara Valley Transportation Authority, and finally to the City. For FY 2024-2025, the City's guaranteed TDA3 funds total \$1,388,980. No local matching funds are required.

## **ANALYSIS**

The TDA3 grant program generally funds minor (low cost) pedestrian and bicycle projects such as bike lanes and routes, pedestrian safety improvements such as crosswalks, bicycle parking facilities such as lockers and racks, and bicycle safety and education programs.

For Fiscal Year 2024-2025, the following three projects are recommended for funding.

	<b>Recommended Projects</b>	<b>Amount</b>
1.	Citywide Bikeway Implementation <i>Install bikeways throughout the city as part of Better Bike Plan 2025 implementation.</i>	\$1,253,980
2.	Citywide Bicycle Parking Program Implementation <i>Install bicycle parking facilities citywide, including bicycle racks and lockers.</i>	\$35,000
3.	Citywide Bicycle and Pedestrian Safety and Education <i>Support pedestrian and bicycle safety education efforts that align with the San José Vision Zero program.</i>	\$100,000
	Total	\$1,388,980

### ***Climate Smart San José Analysis***

The recommendations in this memorandum align with the Climate Smart San José Strategy 2.3: Create Clean Personalized Mobility Choices and Strategy 2.4: Developing integrated, accessible public and active transport reduces the dependency on the car to move within the city.

### **Table of Expenditures and Revenue by Fiscal Year**

<b>Grant Project</b>	<b>FY 2024-2025</b>	<b>FY 2025-2026</b>	<b>FY 2026-2027</b>	<b>Total</b>
Citywide Bikeway Implementation	\$253,980	\$500,000	\$500,000	<b>\$1,253,980</b>
Citywide Bicycle Parking Program Implementation		\$35,000		<b>\$35,000</b>
Citywide Bicycle and Pedestrian Safety and Education		\$50,000	\$50,000	<b>\$100,000</b>
<b>TOTAL</b>	<b>\$253,980</b>	<b>\$585,000</b>	<b>\$550,000</b>	<b>\$1,388,980</b>
Revenue	\$253,980	\$585,000	\$550,000	\$1,388,980

The first project will fund several miles of new and enhanced bikeways in the City's *Better Bike Plan 2025*, advancing the City's goal of completing a 557-mile on-street bikeway network. Specific projects will be identified, prioritized, and constructed based on *Better Bike Plan 2025* priorities, requests from community members, suggestions from City Council Offices, and opportunities through the Department of Transportation's annual pavement maintenance program. The Department of Transportation has completed 477 miles of on-street bikeways to date.

The second project will install bicycle parking facilities, including racks and lockers. Facility types and locations will be prioritized based on factors including project costs, adjacent land uses, and community requests.

The third project will support bicycle safety and education programs that align with the City's Vision Zero goals. The TDA3 program allows all City applicants in Santa Clara County combined a maximum of 5% of the total county funds of \$3,673,344 to be used for safety/education programs.

As part of the grant process, the Metropolitan Transportation Commission requires the City Council to adopt a resolution making certain findings, as indicated in the related resolution. Staff is unaware of any issues that would prevent the City Council from adopting a resolution with these findings.

### **EVALUATION AND FOLLOW-UP**

During FY 2024-2025, staff will identify and design specific projects for implementation using TDA3 grant funds. As part of its annual Bike Plan status report to the Transportation and Environment Committee each spring, staff will provide an update on the projects funded by this TDA3 grant.

### **COST SUMMARY/IMPLICATIONS**

The proposed recommendations initiate a request for grant funding from the TDA3 program in the amount of \$1,388,980. The awarded revenue and corresponding project expense adjustments will be included as part of the FY 2025-2029 Adopted Capital Improvement Program.

### **COORDINATION**

Preparation of this report was coordinated with the City Attorney's Office, the City Manager's Budget Office, and the Department of Planning, Building, and Code Enforcement.

HONORABLE MAYOR AND CITY COUNCIL

April 29, 2024

**Subject: Actions Related to Grant Funding for Bicycle and Pedestrian Projects**

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## **PUBLIC OUTREACH**

This memorandum will be posted on the City's Council Agenda website for the May 21, 2024 City Council meeting.

## **COMMISSION RECOMMENDATION AND INPUT**

On March 25, 2024, the City's Bicycle and Pedestrian Advisory Committee reviewed the FY 2024-2025 TDA3 funding recommendations described above as required by the Metropolitan Transportation Commission.

## **CEQA**

Categorically Exempt, File No. ER23-009, CEQA Guidelines Section 15301, Existing Facilities.

## **PUBLIC SUBSIDY REPORTING**

This item does not include a public subsidy as defined in section 53083 or 53083.1 of the California Government Code or the City's Open Government Resolution.

/s/

JOHN RISTOW

Director of Transportation

The principal author of this memorandum is Scott Karoly, Transportation Specialist. For questions, please contact Ryan Smith, Associate Transportation Specialist, at [ryan.smith@sanjoseca.gov](mailto:ryan.smith@sanjoseca.gov).

RESOLUTION NO.

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE (1) AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO SUBMIT A REQUEST TO THE METROPOLITAN TRANSPORTATION COMMISSION (“MTC”) FOR THE ALLOCATION OF FISCAL YEAR 2024-2025 TRANSPORTATION AND DEVELOPMENT ACT, ARTICLE III (“TDA3”) STATE GRANT FUNDING IN THE AMOUNT OF \$1,388,980 FOR CITYWIDE BICYCLE AND PEDESTRIAN PROJECTS; (2) MAKING THE CERTIFICATIONS AND ASSURANCES REQUIRED UNDER THE TDA3 GRANT PROGRAM; AND (3) AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO ACCEPT TDA3 GRANT FUNDING AWARDED FROM MTC AND TO NEGOTIATE AND EXECUTE ANY GRANT DOCUMENTS TO EFFECTUATE THE GRANT**

**WHEREAS**, the State of California, Transportation Development Act, Article 3 (“TDA3”) grant provides annual funding for the improvement of pedestrian and bicycle transportation infrastructure, which funds are derived from State sales tax and distributed based on population; and

**WHEREAS**, the Metropolitan Transportation Commission (“MTC”) administers the grants for the San Francisco Bay region, selecting projects based on recommendations from member agencies, and the Santa Clara Valley Transportation Authority coordinates the local project selection process; and

**WHEREAS**, the TDA3 grant program generally funds minor (low cost) pedestrian and bicycle projects and for Fiscal Year 2023-2024 the City of San José (“City”) expects to receive \$1,388,980 in TDA3 funds, which is proposed to be used for Citywide projects including installation of bikeways throughout the City pursuant to implementation of *Better Bike Plan 2025*, installation of bicycle parking facilities citywide, including bicycle racks and lockers, and bicycle and pedestrian safety and education programs that align with *San José Vision Zero Program*; and

**WHEREAS**, as part of the grant process, MTC requires the City Council to adopt a resolution making certain findings described in Attachment A to this Resolution; and

**WHEREAS**, the City desires to submit a request to MTC for the allocation of TDA3 funds to support the projects described in Attachment B to this Resolution, which may be amended from time to time;

**NOW, THEREFORE**, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The City Manager, or designee, is authorized to submit a request to the Metropolitan Transportation Commission ("MTC") for the allocation of Fiscal Year 2024-2025 Transportation and Development Act, Article III ("TDA3") State grant funding in the amount of \$1,388,980 for Citywide Bicycle and Pedestrian projects.
2. The City of San José ("City") makes the certifications and assurances required under the grant program.
3. The City Manager, or designee, is further authorized to accept TDA3 grant funding awarded from MTC and to negotiate and execute any grant documents to effectuate the grant.

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ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2024, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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MATT MAHAN  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk



Attachment A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2024-2025 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

**Findings**

Page 1 of 1

1. That the City of San José is not legally impeded from submitting a request to the Metropolitan Transportation Commission for the allocation of Transportation and Development Act (TDA) Article III funds, nor is the City of San José legally impeded from undertaking the project(s) described in “Attachment B” of this resolution.
2. That the City of San José has committed adequate staffing resources to complete the project(s) described in Attachment B.
3. A review of the project(s) described in Attachment B has resulted in the consideration of all pertinent matters, including those related to environmental and right-of-way permits and clearances, attendant to the successful completion of the project(s).
4. Issues attendant to securing environmental and right-of-way permits and clearances for the projects described in Attachment B have been reviewed and will be concluded in a manner and on a schedule that will not jeopardize the deadline for the use of the TDA funds being requested.
5. That the project(s) described in Attachment B comply with the requirements of the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 et seq.).
6. That as portrayed in the budgetary description(s) of the project(s) in Attachment B, the sources of funding other than TDA are assured and adequate for completion of the project(s).
7. That the project(s) described in Attachment B are for capital construction and/or design engineering; and/or for the maintenance of a Class I bikeway which is closed to motorized traffic; and/or for the purposes of restriping Class II bicycle lanes; and/or for the development or support of a bicycle safety education program; and/or for the development of a comprehensive bicycle and/or pedestrian facilities plan, and an allocation of TDA Article III funding for such a plan has not been received by the City of San José within the prior five fiscal years.
8. That the project(s) described in Attachment B is included in a locally approved bicycle, pedestrian, transit, multimodal, complete streets, or other relevant plan.

October 2013

*Model resolution for TDA Article 3 County Administrators*

A-1

T-47467 \ 2106394  
Council Agenda: 05-21-2024  
Item No.: 2.21

**DRAFT – Contact the Office of the City Clerk at (408) 535-1260 or [CityClerk@sanjoseca.gov](mailto:CityClerk@sanjoseca.gov) for final document.**

9. That any project described in Attachment B that is a bikeway meets the mandatory minimum safety design criteria published in Chapter 1000 of the California Highway Design Manual.
10. That the project(s) described in Attachment B will be completed before the funds expire.
11. That the City of San José agrees to maintain, or provide for the maintenance of, the project(s) and facilities described in Attachment B, for the benefit of and use by the public.

*October 2013*

*Model resolution for TDA Article III County Administrators*

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T-47467 \ 2106394  
Council Agenda: 05-21-2024  
Item No.: 2.21

**DRAFT – Contact the Office of the City Clerk at (408) 535-1260 or [CityClerk@sanjoseca.gov](mailto:CityClerk@sanjoseca.gov) for final document.**

**ATTACHMENT B**  
**Proposed Projects for FY 2024-2025**  
**Transportation and Development Act, Article III (TDA3) Funding**

<b>1. Citywide Bikeway Implementation</b>	<b>\$1,253,980</b>
Install bikeways throughout the City as part of Better Bike Plan 2025.	
<b>2. Citywide Bicycle Parking Program Implementation</b>	<b>\$35,000</b>
Install bicycle parking facilities citywide, including bicycle racks and lockers.	
<b>3. Citywide Bicycle and Pedestrian Safety and Education</b>	<b>\$100,000</b>
Support pedestrian and bicycle safety education efforts that align with the San José Vision Zero Program.	
<b>TOTAL</b>	<b>\$1,388,980</b>