

GARDEN GROVE CITY COUNCIL

RESOLUTION NO. 9256-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
AUTHORIZING APPLICATIONS FOR THE ARTERIAL PAVEMENT MANAGEMENT
PROGRAM FUNDED WITH REGIONAL SURFACE TRANSPORTATION PROGRAM
FUNDING UNDER THE MOVING AHEAD FOR PROGRESS IN THE 21ST CENTURY
FEDERAL TRANSPORTATION ACT FOR GARDEN GROVE'S THREE ARTERIAL
PROJECTS

WHEREAS, the United States Congress enacted the Moving Ahead for Progress in the 21st Century (MAP-21) Federal Transportation Act on July 6, 2012, which makes Regional Surface Transportation Program (RSPT) funds available to the Orange County Transportation Authority (OCTA);

WHEREAS, OCTA has established the procedures and criteria for reviewing proposals;

WHEREAS, the City of Garden Grove possesses authority to nominate projects using RSTP funding, provide sufficient local matching funds; and finance, acquire, and construct the proposed project;

WHEREAS, by formal action the City of Garden Grove authorizes the nomination of Garden Grove's Three Arterial Projects, which include Westminster Avenue, from Bowen Street to Euclid Street, Brookhurst Street, from Trask Avenue to Emerson Street, and Knott Street from Garden Grove Boulevard to Lampson Avenue. This includes all understanding and assurances contained therein, and authorizes the person identified as the official representative of the City of Garden Grove to act in connection with the nomination and to provide such additional information as may be required;

WHEREAS, the City of Garden Grove will maintain and operate the property acquired, developed, rehabilitated, or restored for the life of the resultant facility(ies) or activity;

WHEREAS, with the approval of the California Department of Transportation (Caltrans) and/or OCTA, the City of Garden Grove or its successors interest in the property may transfer the responsibility to maintain and operate the property;

WHEREAS, the City of Garden Grove will give Caltrans and/or OCTA's representatives access to and the right to examine all records, books, papers, or documents related to the arterial pavement management project;

WHEREAS, the City of Garden Grove will cause project work to commence within six months following notification from the State or OCTA that funds have been authorized to proceed by the Federal Highway Administration and that the project will be carried to completion with reasonable diligence;

WHEREAS, the City of Garden Grove commits \$3,500,000 of Measure M2 and Gas Tax funds and will provide seventy percent (70%) local agency matching funds of the total project cost to the requested \$1,500,000 in OCTA RSTP funds for a total cost estimated to be \$5,000,000 for all three projects;

WHEREAS, the City of Garden Grove is responsible for preparing and submitting all necessary Caltrans-required documentation including an E-76 request. The City of Garden Grove agrees to submit an E-76 Request to Caltrans District 12 by February 1 of the fiscal year identified;

WHEREAS, the City of Garden Grove will comply where applicable with provisions of the California Environmental Quality Act, the National Environmental Policy Act, the Americans with Disabilities Act, Federal Title VI, Disadvantaged Business Enterprise (DBE), Buy America Provision, and any other applicable federal, state, and/or local laws, rules and/or regulations; and

WHEREAS, the City of Garden Grove authorizes the execution of any necessary cooperative agreements between the City of Garden Grove and OCTA to facilitate the delivery of the project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garden Grove, hereby authorizes the City Engineer as the official representative of the City of Garden Grove to apply for the Regional Surface Transportation Program funding under the Moving Ahead for Progress in the 21st Century Federal Transportation Act for the Three Arterial Projects.

BE IT FURTHER RESOLVED, that the City of Garden Grove agrees to fund its share of the project costs and any additional costs over the identified programmed amount.

Adopted this 9th day of September 2014.

ATTEST:

/s/ BRUCE A. BROADWATER

MAYOR

/s/ KATHLEEN BAILOR, CMC

CITY CLERK

