

GARDEN GROVE CITY COUNCIL

RESOLUTION NO. 9366-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
AUTHORIZING APPLICATION FOR FUNDS FOR THE BICYCLE CORRIDOR
IMPROVEMENT PROGRAM FUNDED WITH CONGESTION MITIGATION AND AIR
QUALITY IMPROVEMENT PROGRAM FUNDING UNDER THE MOVING AHEAD FOR
PROGRESS IN THE 21ST CENTURY AND FIXING AMERICAS SURFACE
TRANSPORTATION FEDERAL TRANSPORTATION ACT FOR CITY OF GARDEN GROVE
BICYCLE CORRIDOR IMPROVEMENTS

WHEREAS, the United State Congress enacted the Moving Ahead for Progress in the 21st Century (MAP-21) Federal Transportation Act on July 6, 2012, and Fixing America's Surface Transportation (FAST) Federal Transportation Act on December 4, 2015, which makes Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds available to the Orange County Transportation Authority (OCTA);

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

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

WHEREAS, the City of Garden Grove possesses authority to nominate bicycle projects funded using Congestion Mitigation and Air Quality Improvement Program funding and to finance, acquire, and construct the proposed project;

WHEREAS, by formal action, the City Council authorizes the nomination of City of Garden Grove Bicycle Corridor Improvements, including 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 in 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 bicycle 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 or Federal Transit Administration and that the project will be carried to completion with reasonable diligence;

WHEREAS, the City of Garden Grove commits \$163,905 of AQMD Rideshare and Public Works Capital funds and will provide 12% of the total project as match to the requested \$1,201,978 in OCTA CMAQ funds for a total project cost estimated to be \$1,365,883;

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, Buy American provision, and any other federal, state, and/or local laws, rules and/or regulations;

WHEREAS, the City of Garden Grove City Council authorize the execution of any necessary cooperative agreements between the City of Garden Grove and OCTA to facilitate the delivery of the project; and

WHEREAS, the City of Garden Grove will amend the agency Capital Improvement Program (CIP) to include the project if selected for funding.

NOW, THEREFORE, BE IT RESOLVED that the City/County of Garden Grove hereby authorizes Lisa Kim, the Community and Economic Development Director, as the official representative of the City of Garden Grove to apply for the Congestion Mitigation and Air Quality funding under the Moving Ahead for Progress in the 21st Century Federal Transportation Act and Fixing Americas Surface Transportation Act for the City of Garden Grove Bicycle Corridor Improvements.

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

Adopted this 14th day of June 2016.

ATTEST:

/s/ BAO NGUYEN
MAYOR

/s/ KATHLEEN BAILOR, CMC
CITY CLERK

STATE OF CALIFORNIA)
 COUNTY OF ORANGE) SS:
 CITY OF GARDEN GROVE)

I, KATHLEEN BAILOR, City Clerk of the City of Garden Grove, do hereby certify that the foregoing Resolution was duly adopted by the City Council of the City of Garden Grove, California, at a meeting held on the 14th day of June 2016, by the following vote:

AYES: COUNCIL MEMBERS: (5) BEARD, BUI, JONES, PHAN, NGUYEN
 NOES: COUNCIL MEMBERS: (0) NONE
 ABSENT: COUNCIL MEMBERS: (0) NONE

/s/ KATHLEEN BAILOR, CMC
 CITY CLERK