

Re: RESOLUTION SUPPORTING SUBMISSION OF A CLAIM TO THE METROPOLITAN TRANSPORTATION COMMISSION (MTC) FOR THE ALLOCAITON OF FISCAL YEAR 2023-2024 TRANSPORTATION DEVELOPMENT ACT (TDA) ARTICLE 3 PEDESTRIAN/BICYLCE PROJECT FUNDING FOR THE PROCUREMENT OF A FULLY ELECTRIC, COMPACT BIKE-LANE STREET SWEEPER

Findings

1. That the City of Hayward is not legally impeded from submitting a request to the Metropolitan Transportation Commission for the allocation of Transportation Development Act (TDA) Article 3 funds, nor is the City of Hayward legally impeded from undertaking the project(s) described in "Exhibit II" of this resolution.
2. That the City of Hayward has committed adequate staffing resources to complete the project(s) described in EXHIBIT II.
3. A review of the project(s) described in Exhibit II 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 Exhibit II 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 Exhibit II 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 Exhibit II, the sources of funding other than TDA are assured and adequate for completion of the project(s).
7. That the project(s) described in Exhibit II are for capital construction and/or final design and engineering or quick build project; and/or for the maintenance of a Class I bikeway which is closed to motorized traffic and/or Class IV separated bikeway; 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 3 funding for such a plan has not been received by the City of Hayward within the prior five fiscal years.
8. That the project(s) described in Exhibit II which are bicycle projects have been included in a detailed bicycle circulation element included in an adopted general plan, or included in an adopted comprehensive bikeway plan (such as outlined in Section 2377 of the California Bikeways Act, Streets and Highways Code section 2370 et seq.) or responds to an immediate community need, such as a quick-build project.

9. That any project described in Exhibit II bicycle project meets the mandatory minimum safety design criteria published in the California Highway Design Manual or is in a National Association of City and Transportation Officials (NACTO) guidance or similar best practices document.
10. That the project(s) described in Exhibit II will be completed in the allocated time (fiscal year of allocation plus two additional fiscal years).
11. That the City of Hayward agrees to maintain, or provide for the maintenance of, the project(s) and facilities described in Exhibit II, for the benefit of and use by the public.