

HAYWARD CITY COUNCIL

RESOLUTION NO. 25-____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT AND APPROPRIATE \$750,000 IN COMPREHENSIVE INVESTMENT PLAN FUNDS FROM THE ALAMEDA COUNTY TRANSPORTATION COMMISSION FOR THE DOWNTOWN BIKE LOOP PROJECT NO. 05353 AND EXECUTE A FUNDING AGREEMENT

WHEREAS, the Alameda County Transportation Commission (“Alameda CTC”) administers funding programs for projects and programs that benefit the Alameda County transportation system, consisting of Comprehensive Investment Plan (CIP) funding, and such funding is collectively defined as and shall be referenced herein as the “Alameda CTC Administered Funds”; and

WHEREAS, the City of Hayward (“City”) submitted a funding application (“Application”) to the Alameda CTC for the Downtown Bike Loop (“Project”); and

WHEREAS, the City Council of the City of Hayward is eligible to receive funding through the Alameda CTC CIP; that focuses on facilitating safe, efficient and accessible transportation; and

WHEREAS, the City will oversee the design and construction of the Project; and

WHEREAS, by action at its meeting held on May 22, 2025, Alameda CTC awarded \$750,000 in Alameda CTC Administered Funds to the City for the implementation and delivery of the Project; and

WHEREAS, this project is categorically exempt from environmental review under Section 15301(c) of the California Environmental Quality Act Guidelines for operation, repair, maintenance, or minor alteration of existing facilities; and

WHEREAS, prior to receipt of any Alameda CTC Administered Funds, City shall be required to enter into a Project Funding Agreement (Agreement) with Alameda CTC based on Alameda CTC’s form therefore, said Agreement shall set forth certain project-specific requirements applicable to the Project; and

WHEREAS, as part of the requirements to receive Alameda CTC Administered Funds awarded to the Project, Alameda CTC requires a resolution accepting the awarded funding to be adopted by the City Council confirming the following:

1. City's commitment to secure matching funds against the awarded Alameda CTC Administered Funds, if required; and
2. City's commitment to provide any additional funding required to deliver the Awarded Phase(s) of Project, with an understanding the same shall not be funded with additional Alameda CTC Administered Funds; and
3. City's commitment to implement the Awarded Phase(s) of Project as described in the funding application and the subsequent funding agreement between Alameda CTC and the City; and
4. City's commitment to comply with the Agreement; and
5. City's commitment to comply with the applicable requirements set forth in Alameda CTC's Local Business Contract Equity ("LBCE") Program for professional services and construction contracts funded with Measure B, Measure BB, and/or Vehicle Registration Fee (VRF) funds, and abide by the LBCE procedures in the applicable solicitations and contracts.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized and directed to accept and execute an agreement for up to \$750,000 in Comprehensive Investment Plan Funds from Alameda CTC to design and build the Downtown Bike Loop.

BE IT FURTHER RESOLVED that the City Council hereby finds and determines as follows:

1. The City is providing local matching funds through Measure BB Direct Local Distributions; and
2. City understands that the City shall be responsible to provide any additional funding required to deliver the Awarded Phase(s) of Project if the current funding is not sufficient to complete the project, and that the same shall not be funded with additional Alameda CTC Administered Funds; and
3. Awarded Phase(s) of Project will be implemented as described in the Application, Agreement and in this resolution; and
4. City will comply with the Agreement; and
5. City will comply with the applicable requirements set forth in Alameda CTC's LBCE Program; and therefore, be it further

BE IT FURTHER RESOLVED that the City Council confirms that there is no pending or threatened litigation that might in any way adversely affect City's ability to implement and deliver the proposed Project; and

BE IT FURTHER RESOLVED that City shall provide Alameda CTC with a fully executed copy of this Resolution.

IN COUNCIL, HAYWARD, CALIFORNIA, _____, 2025

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward