STATEMENT

1. That the City of Hayward is not legally impeded from submitting a request to the Metropolitan Transportation Commission (MTC) 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 Attachment I-a of this resolution.

2. That the City of Hayward has committed adequate staffing resources to complete the project(s) described in Attachment I-a.

3. A review of the projects(s) described in Attachment I-a has resulted in the consideration of all pertinent matters, including those related to environmental and right-of-way permits and clearances, attended to the successful completion of project(s).

4. Issues attendant to securing environmental and right-of-way permits and clearances for the projects described in Attachment I-a 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 projects described in Attachment I-a comply with the requirements of the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 es seq.), and that they City of Hayward is in possession of the document(s) supporting such compliance, said document(s) having been made available for public review and stamped by the City Clerk or County Recorder of the county in which the claimant is located.

6. That as portrayed in the budgetary description(s) of the project(s) in Attachment I-a, the sources of funding other than TDA are assured and adequate for completion of the project(s).

7. The project(s) described in Attachment I-a are for capital construction and/or design engineering

8. That the project(s) described in Attachment I-a are ready to commence implementation during the fiscal year of the requested allocation.

9. That the City of Hayward agrees to maintain, or provide for the maintenance of the project(s) and facilities described in Attachment I-a, for the benefit of and use by the public.