

RESOLUTION NO. _____

AUTHORIZING ASSURANCE FROM THE CITY OF MILPITAS TO COMPLETE THE SOUTH MAIN STREET STREETScape IMPROVEMENTS – PHASE I PROJECT UNDER THE SANTA CLARA VALLEY TRANSPORTATION AUTHORITY’S COMMUNITY DESIGN FOR TRANSPORTATION (CDT) PROGRAM AND COMMITTING THE NECESSARY LOCAL MATCH FOR THE PROJECT

WHEREAS, the Safe Accountable Flexible Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) (Public Law 109-59) continue the Transportation Enhancements Program, and the Congestion Mitigation and Air Quality Improvement Program which provide funds for Community Design and Transportation (CDT) projects; and

WHEREAS, City of Milpitas wishes to receive federal transportation funds through a grant from VTA’S CDT Program for the following Project: South Main Street Streetscape Improvements – Phase I located along S Abel Street and S Main Street between Great Mall Parkway and Cedar Way; and

WHEREAS, in accordance with SAFETEA-LU, and the regulations promulgated thereunder, applicant, in order to receive a federal transportation grant for the Project has submitted an application with Valley Transportation Authority (VTA) in its capacity as Congestion Management Agency (CMA) for Santa Clara County, for review and consideration in the Transportation Improvement Program (TIP); and

WHEREAS, VTA requires assurance that:

- 1) City of Milpitas will commit necessary local matching funds of at least 20%; and
- 2) City of Milpitas understands that the federal funding through the CDT program is fixed at the programmed amount, and therefore any cost increase will not be funded through the CDT program; and
- 3) City of Milpitas will complete the Project as described in the application, and if approved, as programmed in the TIP; and
- 4) City of Milpitas will obligate funds by May 30, 2008 for the Project, or VTA may remove the project from the program.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Milpitas that:

- 1) City of Milpitas will provide \$350,000 in local matching funds; and
- 2) City of Milpitas agrees that the CDT Program funding for the Project is fixed and that any cost increases must be funded by the City of Milpitas from local matching funds, and that City of Milpitas does not expect any cost increases to be funded through the CDT program; and
- 3) City of Milpitas will build improvements as described in this resolution and submitted grant application; and
- 4) City of Milpitas will obligate program funds by May 30, 2008.

BE IT FURTHER RESOLVED that a copy of this resolution will be transmitted to VTA. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this ____ day of _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Steven T. Mattas, City Attorney

City of Milpitas, California

BUDGET CHANGE FORM

Type of Change	From		To	
	Account	Amount	Account	Amount
Check one:			311-951424314800	\$150,000
<input checked="" type="checkbox"/> Budget Appropriation	311-9514243153575	\$850,000	311-951424324800	\$25,000
	311-9514243153899	\$175,000	311-951424344800	\$75,000
<input type="checkbox"/> Budget Transfer	311-9514243153841	\$175,000	311-951424374800	\$950,000
	310-2931	\$175,000	310-3999	\$175,000
	390-2940	\$175,000	390-3939	\$175,000

Explain the reason for the budget change:

Staff submitted a grant proposal in April 2007 to the Valley Transportation Authority (VTA) in response to their call-for-project for their Community Design for Transportation (CDT) – Release 2 Capital Grant Program. The grant application proposal for the South Main St Streetscape Improvements Phase I project was selected for funding by the VTA and the Board of Directors will be authorizing funding distribution during their August 30, 2007 meeting. This grant will provide Milpitas with \$850,000 for this project.

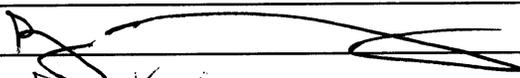
The project includes bicycle/pedestrian-focused streetscape enhancements geared towards promoting transit use within the new residential communities currently under construction along South Main Street such as decorative sidewalks, pedestrian-scale lighting, landscaped median islands and large decorative shade trees.

A City funding match of \$350,000 is required for this project. A new CIP project in the total amount of \$1,200,000 (\$850,000 grant and \$350,000 City matching funds) is recommended in order to appropriate the grant funds and the City's share. The City matching funds are available from the Street Fund and RDA Tax Increment (50%/50%). VTA also requires the City to approve a resolution accepting the grant, committing to provide the City's local funding match and to committing to completing this project.

Approve a budget appropriation of \$1,200,000 from the Santa Clara VTA CDT Capital Grant Program awarded a grant for \$850,000 and \$350,000 from the from the Street Fund and RDA Tax Increment (50%/50%) for the South Main Street Streetscape Improvements – Phase I project between Great Mall Parkway and Cedar Way with streetscape enhancements.

Check if City Council Approval required.

Meeting Date: September 18, 2007

Itemization of funds, if needed:			Amount
Requested by:	Division Head:	Date:	
	Department Head: 	Date: 7/10/07	
Reviewed by:	Finance Director: 	Date: 9/10/07	
Approved by:	City Manager:	Date:	
Date approved by City Council, if required:		Confirmed by:	