

DRAFT 6/5/23

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RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF SUNNYVALE TO REQUEST TO THE METROPOLITAN  
TRANSPORTATION COMMISSION FOR THE  
ALLOCATION OF FISCAL YEAR 2023/24  
TRANSPORTATION DEVELOPMENT ACT ARTICLE 3  
PEDESTRIAN/BICYCLE PROJECT FUNDING**

WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities Code Section 99200 et seq., authorizes the submission of claims to a regional transportation planning agency for the funding of projects exclusively for the benefit and/or use of pedestrians and bicyclists; and

WHEREAS, the Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC Resolution No. 4108, Revised, entitled “Transportation Development Act, Article 3, Pedestrian/Bicycle Projects,” which delineates procedures and criteria for submission of requests for the allocation of “TDA Article 3” funding; and

WHEREAS, MTC Resolution No. 4108, Revised, requires that requests for the allocation of TDA Article 3 funding be submitted as part of a single, countywide coordinated claim from each county in the San Francisco Bay region; and

WHEREAS, the City of Sunnyvale desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects described in Attachment B to this resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City of Sunnyvale declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code.

2. There is no pending or threatened litigation that might adversely affect the project or projects described in Attachment B to this resolution, or that might impair the ability of the City of Sunnyvale to carry out the project.

3. The City of Sunnyvale attests to the accuracy of and approves the statements in Attachment A to this resolution.

4. A certified copy of this resolution and its attachments, and any accompanying supporting materials shall be forwarded to the congestion management agency, countywide transportation planning agency, or county association of governments, as the case may be, of

Santa Clara County for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

Adopted by the City Council at a regular meeting held on \_\_\_\_\_, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

\_\_\_\_\_  
City Clerk  
(SEAL)

\_\_\_\_\_  
Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

## ATTACHMENT A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year **2023/24** Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

### Findings

Page 1 of 1

1. That the **City of Sunnyvale** 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 Sunnyvale** legally impeded from undertaking the project(s) described in “Attachment B” of this resolution.
2. That the **City of Sunnyvale** has committed adequate staffing resources to complete the project(s) described in Attachment B.
3. A review of the project(s) described in Attachment B 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 Attachment B 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 Attachment B comply with the requirements of the California Environmental Quality Act (CEQA, Public Resources Code section 21000 et seq.).
6. That as portrayed in the budgetary description(s) of the project(s) in Attachment B, the sources of funding other than TDA are assured and adequate for completion of the project(s).
7. That the project(s) described in Attachment B 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 Sunnyvale within the prior five fiscal years.
8. That the project(s) described in Attachment B 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 Attachment B 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 Attachment B will be completed in the allocated time (fiscal year of allocation plus two additional fiscal years).
11. That the City of Sunnyvale agrees to maintain, or provide for the maintenance of, the project(s) and facilities described in Attachment B, for the benefit of and use by the public.

## ATTACHMENT B

### TDA Article 3 Project Application Form

1. Agency	City of Sunnyvale		
2. Primary Contact	Dennis Ng		
3. Mailing Address	456 West Olive Avenue, Sunnyvale, CA 94086		
4. Email Address	<a href="mailto:Dng@sunnyvale.ca.gov">Dng@sunnyvale.ca.gov</a>	5. Phone Number	408-730-7591
6. Secondary Contact (in the event primary is not available)	Thinh Le		
7. Mailing address (if different) N/A <input type="checkbox"/>			
8. Email Address	<a href="mailto:Tle@sunnyvale.ca.gov">Tle@sunnyvale.ca.gov</a>	9. Phone Number	408-730-7523
10. Send allocation instructions to (if different from above):			
11. Project Title	Install Sidewalk on Poplar Avenue		
12. Amount requested	\$160,000 and bank \$176,620 for future construction phase	13. Fiscal Year of Claim	2023/24

#### 14. Description of Overall Project:

The project includes the design (current phase) and construction (future phase) of a 6-foot wide sidewalk and a 4-foot wide park strip on the east side of Poplar Avenue between El Camino Real and Bryant Way, and a minimal of 6-foot wide sidewalk on both sides of Bryant Way east of Poplar Avenue. The installation of the sidewalk would fill in the existing sidewalk gaps on these two streets. In addition, the project will install high visibility crosswalk on the east leg of the intersection of Poplar Avenue and Bryant Way, and curb extension on the northeast and southeast corners of the intersection.

#### 15. Project Scope Proposed for Funding: (Project level environmental, preliminary planning, and ROW are ineligible uses of TDA funds.)

Design phase

16. Project Location: A map of the project location is attached or a link to a online map of the project location is provided below:



Project Relation to Regional Policies (for information only)

17. Is the project in an [Equity Priority Community](#)?

Yes ☐ No ☒

18. Is this project in a [Priority Development Area](#) or a [Transit-Oriented Community](#)?

Yes ☒ No ☐

19. Project Budget and Schedule

Project Phase	TDA 3	Other Funds	Total Cost	Estimated Completed (month/year)
Bike/Ped Plan				
ENV				
PA&ED				
PS&E	\$ 160,000			Jun 26
ROW				
CON				
Total Cost	\$ 160,000			

Project Eligibility

A. Has the project been reviewed by the Bicycle and Pedestrian Advisory Committee?

Yes ☒ No ☐

If "YES," identify the date and provide a copy or link to the agenda.

05/18/2023

See attached for agenda

If "NO," provide an explanation).

B. Has the project been approved by the claimant's governing body?

Yes ☐ No ☒

If "NO," provide expected date: 06/20/2023

C. Has this project previously received TDA Article 3 funding?

Yes ☐ No ☒

(If "YES," provide an explanation on a separate page)

D. For "bikeways," does the project meet Caltrans minimum safety design criteria

Yes ☐ No ☐

pursuant to [Chapter 1000 of the California Highway Design Manual](#)?

E. 1. Is the project categorically exempt from CEQA, pursuant to CCR Section 15301(c),

Yes ☒ No ☐

Existing Facility?

2. If "NO" above, is the project is exempt from CEQA for another reason?

Yes ☐ No ☐

Cite the basis for the exemption. \_\_\_\_\_

N/A ☒

If the project is not exempt, please check "NO," and provide environmental documentation, as appropriate.

F. Estimated Completion Date of project (month and year):

06/2026

G. Have provisions been made by the claimant to maintain the project or facility, or has

Yes ☒ No ☐

the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility, please identify below and provide the agreement.

H. Is a Complete Streets Checklist required for this project ?

Yes ☐ No ☒

If the amount requested is over \$250,000 or if the total project phase or construction phase is over \$250,000, a Complete Streets checklist is likely required. Please attach the Complete Streets checklist or record of review, as applicable. More information and the form may be found here:

<https://mtc.ca.gov/planning/transportation/complete-streets>





# City of Sunnyvale

## Notice and Agenda Bicycle and Pedestrian Advisory Commission

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Thursday, May 18, 2023

6:30 PM

Online and Bay Conference Room  
(Room 145), City Hall,  
456 W. Olive Ave.,  
Sunnyvale, CA 94086

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Meeting online link: <https://sunnyvale-ca-gov.zoom.us/j/97997417379>

### Public Participation

- *In-person participation: You may provide public comment by filling out a speaker card (optional) and giving it to the Recording Officer.*
- *Online participation: You may provide audio public comment by connecting to the meeting online or by telephone. Use the Raise Hand feature to request to speak (\*9 on a telephone)*

Meeting online link: <https://sunnyvale-ca-gov.zoom.us/j/97997417379>

Meeting call-in telephone number: 833-548-0276 | Meeting ID: 979 9741 7379  
(\*9 to request to speak | \*6 to unmute/mute)

- *Watch the BPAC meeting at: <http://youtube.com/SunnyvaleMeetings>*
- *Submit written comments to the BPAC no later than 4 hours prior to the meeting start to [BPAC@sunnyvale.ca.gov](mailto:BPAC@sunnyvale.ca.gov) or by mail to: City Clerk, 456 W. Olive Avenue, Sunnyvale, CA 94086*
- *Review recordings of this meeting and past meetings at <https://sunnyvaleca.legistar.com/calendar.aspx> or <http://youtube.com/SunnyvaleMeetings>*

### Accessibility/Americans with Disabilities Act (ADA) Notice

*Pursuant to the Americans with Disabilities Act (ADA), if you need special assistance to provide public comment, or for other special assistance; please contact the City at least 48 hours prior to the meeting to enable the City to make reasonable arrangements to ensure accessibility to this meeting. ADA contact:*

Lillian Tsang may be reached at 408-730-7415 or [Itsang@sunnyvale.ca.gov](mailto:Itsang@sunnyvale.ca.gov) (28 CFR 35.160 (b) (1)).

## **CALL TO ORDER**

## **SALUTE TO THE FLAG**

## **ROLL CALL**

## **ORAL COMMUNICATIONS**

*This category provides an opportunity for members of the public to address the Bicycle and Pedestrian Advisory Commission on items not listed on the agenda and is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the Chair) with a maximum of up to three minutes per speaker. Please note the Brown Act (Open Meeting Law) does not allow the Bicycle and Pedestrian Advisory Commission to take action on an item not listed on the agenda. If you wish to address the Bicycle and Pedestrian Advisory Commission, please refer to the notice at the beginning of this agenda. Individuals are limited to one appearance during this section.*

## **CONSENT CALENDAR**

*All matters listed on the consent calendar are considered to be routine and will be acted upon by one motion. There will be no separate discussion of these items. If a member of the public would like a consent calendar item pulled and discussed separately, please refer to the notice at the beginning of this agenda.*

- 1.A**    [23-0592](#)            Approve the Bicycle and Pedestrian Commission Meeting Minutes of April 20, 2023.

**Recommendation:** Approve the Bicycle and Pedestrian Commission Meeting Minutes of April 20, 2023 as submitted.

## **PUBLIC HEARINGS/GENERAL BUSINESS**

*If you wish to speak to a public hearing/general business item, please refer to notice at the beginning of this agenda. Each speaker is limited to a maximum of three minutes.*

- 2**        [23-0428](#)            Consider Converting All Part-Time Bike Lanes on Homestead Road Into Full-Time Bike Lanes

**Recommendation:** Alternative 1: Convert All Part-Time Bike Lanes on Homestead Road Into Permanent Full-Time Bike Lanes by Removing Parking and Preserve Some Parking Through a Road Diet Between Bernardo and Wright Avenues and Reallocate Lane Widths From Blaney Avenue to Approximately 500 Feet East of Blaney Avenue.

- 3      [23-0429](#)      Recommend to City Council a Project for the Application of Transportation Development Act (TDA) Article 3 Funding for Fiscal Year 2023/24

**Recommendation:** Alternative 1: Recommend to City Council to use \$160,000 of FY 2023/24 TDA Article 3 grant fund for the design phase of Project No. 6, and bank the remainder of the funding for the construction phase of Project No. 6.

- 4      [23-0600](#)      Review FY 2023/24 Recommended Budget
- 5      [23-0601](#)      Report and Discussion of Recent Santa Clara Valley Transportation Authority (VTA) Bicycle and Pedestrian Advisory Committee (BPAC) Meeting

### **STANDING ITEM: CONSIDERATION OF POTENTIAL STUDY ISSUES**

### **NON-AGENDA ITEMS & COMMENTS**

-Commissioner Comments

-Staff Comments

### **INFORMATION ONLY REPORTS/ITEMS**

- [23-0602](#)      BPAC 2023 Annual Work Plan
- [23-0603](#)      Active Items List May 2023
- [23-0604](#)      2023 Deferred Study Issues

### **ADJOURNMENT**

*Notice to the Public:*

*Any agenda related writings or documents distributed to members of this meeting*

*body regarding any item on this agenda will be made available for public inspection in the originating department or can be accessed through the Office of the City Clerk located at 456 W. Olive Avenue, during normal business hours and in the Bay Conference Room (Room 145) on the evening of the Bicycle and Pedestrian Advisory Commission Meeting, pursuant to Government Code §54957.5.*

*Agenda information is available by contacting Lillian Tsang at 408-730-7415 or [pubworks@sunnyvale.ca.gov](mailto:pubworks@sunnyvale.ca.gov). Agendas and associated reports are also available 72 hours before the meeting on the City's website at [sunnyvale.ca.gov](http://sunnyvale.ca.gov) and during normal business hours at the NOVA Workforce Services reception desk located on the first floor of City Hall at 456 W. Olive Avenue.*