

ATTACHMENT 1

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING APPLICATION FOR FUNDS FOR THE TRANSPORTATION ENHANCEMENT ACTIVITY (TEA) PROGRAM UNDER THE 1998 TRANSPORTATION EQUITY ACT FOR THE 21ST CENTURY FOR FIVE PROJECTS.

THE CITY COUNCIL OF THE CITY OF COSTA MESA DOES HEREBY RESOLVE AS FOLLOWS:

WHEREAS, the United State Congress in June 1998 enacted the Transportation Equity Act for the 21st Century, replacing the expired Intermodal Surface Transportation Efficiency Act of 1991 which make funds available to the Orange County Transportation Authority (OCTA) for transportation enhancement activities; and

WHEREAS, OCTA has established the procedures and criteria for reviewing proposals; and

WHEREAS, the City of Costa Mesa possesses authority to nominate transportation enhancement activities and to finance, acquire, and construct the proposed projects.

NOW, THEREFORE, BE IT RESOLVED that the City of Costa Mesa authorizes the nomination of each of the following projects, including all understanding and assurances contained therein:

1. Newport Boulevard Streetscape Improvements (south of 19th Street)
2. Gisler Avenue Bicycle Trail Landscape and Irrigation Improvements
3. Placentia Avenue Median Improvements (Wilson Street to South City Limits)

4. Newport Boulevard (southbound and northbound) Frontage Road Streetscape Improvements
5. Joann Street Bicycle Trail Landscape, Irrigation and Fencing Improvements

BE IT FURTHER RESOLVED, that the City of Costa Mesa, hereby authorizes the persons identified as the official representatives of the City of Costa Mesa to apply for the Transportation Enhancement Activities Program under the Transportation Equity Act for the 21st Century for the above listed projects; and

BE IT FURTHER RESOLVED, that the City of Costa Mesa authorizes the persons identified as the official representatives of the City of Costa Mesa to act in connection with the nomination and to provide such additional information as may be required; and

BE IT FURTHER RESOLVED, that the City of Costa Mesa will maintain and operate the property acquired, developed, rehabilitated, or restored for the life of the resultant facility(ies) or activity(ies); and

BE IT FURTHER RESOLVED, that, with the approval of the California Department of Transportation (Caltrans) and OCTA, the City of Costa Mesa or its successors in interest in the property may transfer the responsibility to maintain and operate the property; and

BE IT FURTHER RESOLVED, that the City of Costa Mesa will give Caltrans and OCTA's representatives access to and the right to examine all records, books, papers or documents related to transportation enhancement activities; and

BE IT FURTHER RESOLVED, that the City of Costa Mesa will cause work on the projects to be commenced within a reasonable time after receipt of notification from the State that funds have been approved by the Federal Highway Administration and that the projects will be carried to completion with reasonable diligence; and

BE IT FURTHER RESOLVED, that the City of Costa Mesa will comply where applicable with provisions of the California Environmental Quality Act, the National Environmental Policy Act, the American with Disabilities Act, and any other federal, state, and/or local laws, rules and/or regulations; and

BE IT FURTHER RESOLVED, that the City of Costa Mesa, agrees to fund its share of the project costs and any additional costs over the identified programmed amount, which action is in conformance with the OCTA TEA guidelines and which amount does not exceed seventy-five (75) percent of the total eligible costs.

PASSED AND ADOPTED this 7th day of September, 2004.

ATTEST:

Deputy City Clerk of the City of Costa Mesa

Mayor of the City of Costa Mesa

APPROVED AS TO FORM

City Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF COSTA MESA)

I, JULIE FOLCIK, Deputy City Clerk and ex-officio Clerk of the City Council of the City of Costa Mesa, hereby certify that the above and foregoing Resolution No. _____ was duly and regularly passed and adopted by the said City Council at a regular meeting thereof held on the 7th day of September, 2004, by the following roll call vote:

AYES:

NOES:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Costa Mesa this 8th day of September, 2004.

Deputy City Clerk and ex-officio Clerk of
the City Council of the City of Costa Mesa