RESOLUTION NO. 10- 37

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING APPLICATIONS FOR FUNDS FOR THE TRANSPORTATION ENHANCEMENT (TE) PROGRAM UNDER THE 2005 SAFE, ACCOUNTABLE, FLEXIBLE, EFFICIENT, TRANSPORTATION EQUITY ACT – LEGACY FOR USERS FOR FOUR (4) PROJECTS IN THE CITY OF COSTA MESA.

THE CITY COUNCIL OF THE CITY OF COSTA MESA HEREBY RESOLVES AS FOLLOWS:

WHEREAS, the United States Congress enacted the Safe, Accountable, Flexible, Efficient, Transportation Equity Act – Legacy for Users August 2005, replacing the Transportation Equity Act for the 21st Century 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; and

WHEREAS, by formal action the City of Costa Mesa City Council authorizes the nomination of four (4) listed projects, including all understanding and assurances contained therein, and authorizes the person identified as the official representative of the City of Costa Mesa to act in connection with the nomination and to provide such additional information as may be required; and

WHEREAS, the City of Costa Mesa or agency with appropriate jurisdiction will maintain and operate the property acquired, developed, rehabilitated, or restored for the life of the resultant facility(ies) or activity; and

WHEREAS, 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

WHEREAS, the City of Costa Mesa will give the Caltrans and OCTA's representatives access to and the right to examine all records, books, papers or documents related to the transportation enhancement activity; and

WHEREAS, 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 project will be carried to completion with reasonable diligence; and

WHEREAS, 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;

NOW, THEREFORE, BE IT RESOLVED that the City of Costa Mesa, hereby authorizes the Director of Public Services as the official representative of the City of Costa Mesa to apply for the Transportation Enhancement Activities Program under the Jobs for Main Street Act of 2010 for the following projects:

1. Fairview Channel Bicycle Trail;
2. Newport Boulevard Frontage Roads Landscape Enhancement Project (19th Street to Fair Drive);
3. East 17th Street Streetscape Improvements (Santa Ana Avenue to Irvine Avenue); and
4. Harbor Boulevard Corridor Streetscape Improvements (MacArthur Boulevard to Adams Avenue).

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.

PASSED AND ADOPTED this 1st day of June 2010.

Allan R. Mansoor, Mayor

ATTEST:

Julie Folcik, City Clerk

APPROVED AS TO FORM:

Kimberly Hall Barlow, City Attorney

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

I, JULIE FOLCIK, City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the foregoing is the original of Resolution No. 10-37 which was duly passed and adopted by the City Council of the City of Costa Mesa at a regular meeting held on the 1st day of June, 2010, by the following roll call vote, to wit:

AYES:	COUNCIL MEMBERS:	MANSOOR, LEECE, BEVER, FOLEY, MONAHAN
NOES:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	NONE

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 2nd day of June, 2010.

JULIE FOLCIK, CITY CLERK

(SEAL)