

City of Calistoga

Staff Report

TO: Honorable Mayor and City Council
FROM: Michael Kirn, Public Works Director/City Engineer
DATE: May 1, 2018
SUBJECT: Transportation Development Act Article 3 Funding Application
Pioneer Park Pedestrian Bridge

APPROVAL FOR FORWARDING:



Dylan Feik, City Manager

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2 **ISSUE:** Consideration of a Resolution authorizing the submittal of an application to the
3 Metropolitan Transportation Commission (MTC) for the allocation of the Three-Year
4 Program FY 2018/19 – FY 2020/21 Transportation Development Act Article 3 funding in
5 the amount of \$200,000 for the Pioneer Park Pedestrian Bridge over the Napa River
6 and authoring the City Manager or Public Works Director to execute all grant documents
7 and agreements on behalf of the City for the project.

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9 **RECOMMENDATION:** Adopt the Resolution.

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11 **BACKGROUND:** The Transportation Development Act (TDA), Public Utilities Code
12 Sections 99233.3 and 99234, makes funds available in the nine-county MTC Region for
13 pedestrian/bicycle purposes. Transportation Development Act Article 3 (TDA-3) funds
14 are intended to be used exclusively for bicycle and pedestrian projects.

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16 These funds are allocated annually to Napa County and its incorporated cities and are
17 locally administered by the Napa Valley Transportation Authority (NVTA). The TDA-3
18 grant program generally funds pedestrian and bicycle projects, and bicycle and
19 pedestrian safety education. In order to streamline the administrative process NVTA
20 has transitioned from an annual call for projects to a three-year cycle call for projects so
21 we need to apply for future year projects at this time.

22 As part of the application process MTC and the NVTA require resolutions of support
23 from local agencies approving the submittal of project specific applications. The local
24 resolution is mandatory and must be adopted in order for NVTA to submit the Napa
25 County-wide application to MTC. On April 18, 2018 NVTA issued the three-year cycle
26 call for projects for the FY 2018/19 – FY 2020/21 Transportation Development Act
27 Article 3 funding opportunity.

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29 **DISCUSSION:** For the past several years there has been a desire to remove the Napa
30 River low-water crossing (low-water crossing) providing pedestrian connectivity between
31 the Community Center and Pioneer Park during low flow conditions

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33 The City of Calistoga has partnered with Napa County Flood District, California
34 Department of Fish and Wildlife (CFW), California Land Stewardship Institute/Fish
35 Friendly Farming to explore the removal of the low-water crossing. Even though the
36 low-water crossing has numerous 8” fish passage tubes, which have been observed to
37 be quite effective in allowing fish to navigate across the low-water crossing, CFW’s
38 position is that the crossing is a significant fish passage barrier which warrants removal.

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40 The City has been receptive to the removal of the low-water crossing provided there is
41 an alternate crossing linking the two activity centers, and that its removal is funded by
42 other parties. The estimated total investment required for the permanent bridge (not
43 including removal of the existing low-water crossing) is \$410,000.

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45 To demonstrate the City’s support for removal of the low-water crossing the City has
46 done the following:

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- 48 • Secured funding for preparation of plans and specifications for installation of a
49 permanent replacement bridge
- 50 • Secured funding for preparation of plans and specifications for removal of the
51 low-water crossing
- 52 • Expended \$110,000 for the purchase of two segments of a the three segment
53 permanent bridge
- 54 • Provided \$100,000 in funding for the preparation of environmental documents
55 and obtaining the necessary permits (anticipated to be secured past the 2018
56 construction window for in-river work) for construction of the pedestrian bridge

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58 The proposed permanent bridge would be consistent with the City’s efforts to enhance
59 the Sharpsteen Plaza and Community Center and to advance the City’s Active
60 Transportation Plan.

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62 The amount of the proposed application would be \$200,000 and would fund the
63 purchase of the remaining ten-foot section of the bridge and construction of the bridge
64 foundation, approaches and low level pedestrian lighting. Due to regulatory constraints

65 actual construction cannot commence prior to June 15 of any calendar year. Because
66 we will not have the required permits in place this year, construction and any grant fund
67 expenditures would take place after July 1, 2019 with the goal of completing the work by
68 October 15, 2019.

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70 **GENERAL PLAN CONFORMANCE:** General Plan policy directs the City to “seek
71 funding from federal and state grant programs to implement sidewalk construction
72 [Action A.3.2-3, Page CIR-18].” Pedestrian lighting would enhance pedestrian
73 connectivity between the activity centers.

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75 **CITY COUNCIL GOALS AND PROGRAMS:** The Project is in conformance with the
76 City Council’s goals and objectives for Fiscal Year 2018-19: Goal 3, Objective 7, which
77 is to improve all forms of transportation, including active transportation, such as walking
78 and cycling; and Goal 6, Objective 3, promote Calistoga as a walking-and-cycling
79 friendly city.

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81 **ENVIRONMENTAL REVIEW:** The recommended action described in this report are not
82 in-and-of-themselves a “project” pursuant to the California Environmental Quality Act
83 (CEQA) Guidelines Section 15378) since they do not result in a physical change in the
84 environment.

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86 As noted above the City has hired a consultant to conduct the required CEQA review,
87 and to identify and obtain the necessary permits from various agencies. Prior to actual
88 construction of the permanent bridge the City will prepare and file a Notice of
89 Determination for compliance with CEQA with the appropriate agencies.

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91 **FISCAL IMPACT:** To date the City has contracted for/or spent \$210,000 for the
92 permanent bridge replacement. This grant would provide \$200,000 in funding for
93 construction of the permanent crossing in FY 19/20 - or approximately 48% of the
94 estimated total.

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96 **ATTACHMENT:**

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98 1. Resolution Approving TDA-3 Grant Application for the Pioneer Park Pedestrian
99 Bridge Project.

RESOLUTION NO. 2018-XXX

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, COUNTY OF NAPA, STATE OF CALIFORNIA, AUTHORIZING THE SUBMITTAL OF A TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 FUNDING APPLICATION FOR THE FY 2018/19 – FY 2020/21 THREE YEAR CYCLE FOR THE PIONEER PARK PEDESTRIAN BRIDGE AND LIGHTING PROJECT

WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities Code (PUC) 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. 875, 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. 875, 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 Calistoga desires to submit a request to MTC for the allocation of TDA Article 3 funds for funding for the Pioneer Park Pedestrian Bridge and Lighting Project connecting Pioneer Park with the Calistoga Community Center which is for the exclusive benefit and/or use of pedestrians and/or bicyclists.

NOW, THEREFORE, BE IT RESOLVED that:

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

There is no pending or threatened litigation that might adversely affect the City of Calistoga or its designee's ability to conduct bicycle education and safety training, or that might impair the ability of the City of Calistoga or its designee to carry out the project;

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

NOW, THEREFORE, BE IT FURTHER RESOLVED that:

The City Council of the City of Calistoga hereby authorizes and approves the submittal of a TDA 3 funding application for the Pioneer Park Pedestrian Bridge and Lighting Project located at Pioneer Park and adopts the findings contained in Attachment A.

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NOW, THEREFORE, BE IT FURTHER RESOLVED that:

The City Council authorizes the City Manager or the Public Works Director to execute all project administration documents including a funding agreement and any amendments thereto between the City of Calistoga and the Bay Air Quality Management District, MTC and/or the Napa Valley Transportation Authority for the Pioneer Park Pedestrian Bridge and Lighting Project located at Pioneer Park on Cedar Street.

APPROVED AND ADOPTED by the City Council of the City of Calistoga at a regular meeting held this **1st day of May, 2018**, by the following vote:

- AYES:**
- NOES:**
- ABSTAIN:**
- ABSENT:**

Chris Canning, Mayor

ATTEST:

Kathy Flamson, City Clerk

Attachment A

Findings

1. That the City of Calistoga 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 Calistoga legally impeded from undertaking the Pioneer Park Pedestrian Bridge and Lighting Project.
2. That the City of Calistoga has committed adequate staffing resources to complete the project.
3. A review of the Pioneer Park Master Plan, and any updates thereto, 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.
4. Issues attendant to securing environmental and clearances for the pedestrian bridge and lighting project are currently underway and their completion and construction of the project 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. The City Council has previously approved the purchase of two segments of the pedestrian bridge and has contracted for preparation of the environmental review documents and securing the necessary agency permits for compliance with the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 et seq.).
6. That, as portrayed in the budgetary description of the project, the sources of funding other than TDA is assured and adequate for completion of the project.
7. That the project is for the exclusive use by pedestrians and bicycles and an allocation of TDA Article 3 funding is appropriate for this project.
8. That the project has been included in the City's Active Transportation Plan.
9. That the project is ready to commence implementation during the fiscal year of the requested allocation.