

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE ADOPTING A “RESOLUTION OF LOCAL SUPPORT” TO RECEIVE GRANT FUNDING ASSIGNED TO THE METROPOLITAN TRANSPORTATION COMMISSION (MTC) FOR TWO (2) TRANSIT-ORIENTED COMMUNITIES PLANNING AND IMPLEMENTATION GRANTS FOR THE STATION ACCESS AND CIRCULATION PROJECT AND THE PARKING MANAGEMENT PROJECT; AND FOR TWO (2) CLIMATE PROGRAM IMPLEMENTATION GRANTS FOR THE CHARGING INFRASTRUCTURE PROGRAM AND THE ADVANCING CURB MANAGEMENT PROJECT OF THE PARKING MANAGEMENT PROJECT; AND INDICATING THE CITY WILL (A) AUTHORIZE THE FILING OF AN APPLICATION FOR FUNDING AND COMMITTING ANY NECESSARY MATCHING FUNDS; AND (B) COMPLY WITH THE METROPOLITAN TRANSPORTATION COMMISSION’S IMPLEMENTATION POLICIES AND ACKNOWLEDGES THE REQUIREMENT TO PREPARE AND IMPLEMENT A PROJECT EVALUATION PLAN

WHEREAS, THE CITY OF SAN JOSE (herein referred to as APPLICANT) is submitting an application to MTC for \$700,000 in funding assigned to MTC for programming discretion under the Transit-Oriented Communities Planning and Implementation Grant, which includes federal funding administered by the Federal Highway Administration (FHWA) and federal or state funding administered by the California Transportation Commission (CTC) such as Surface Transportation Block Grant Program (STP) funding, Congestion Mitigation and Air Quality Improvement Program (CMAQ) funding, Carbon Reduction Program (CRP) funding, Transportation Alternatives (TA) set-aside/Active Transportation Program (ATP) funding, and Regional Transportation Improvement Program (RTIP) funding (herein collectively referred to as REGIONAL DISCRETIONARY FUNDING) for the Station Access and Circulation Project (\$400,000) and the Parking Management Project (\$300,000); and

WHEREAS, THE APPLICANT is submitting an additional application to MTC for \$4,495,000 in funding assigned to MTC for programming discretion under the Two Climate Program Implementation Grants, which includes federal funding administered by the Federal Highway Administration (FHWA) and federal or state funding administered by the California Transportation Commission (CTC) such as Surface Transportation Block Grant Program (STP) funding, Congestion Mitigation and Air Quality Improvement Program (CMAQ) funding, Carbon Reduction Program (CRP) funding, Transportation Alternatives (TA) set-aside/Active Transportation Program (ATP) funding, and Regional Transportation Improvement Program (RTIP) funding (herein collectively referred to as REGIONAL DISCRETIONARY FUNDING) for the San Jose Community Electric Vehicle Charging Access Project (\$2,495,000) and the Advancing Curb Management Project (\$2,000,000); and

WHEREAS, the United States Congress from time to time enacts and amends legislation to provide funding for various transportation needs and programs, (collectively, the FEDERAL TRANSPORTATION ACT) including, but not limited to the Surface Transportation Block Grant Program (STP) (23 U.S.C. § 133), the Congestion Mitigation and Air Quality Improvement Program (CMAQ) (23 U.S.C. § 149), the Carbon Reduction Program (CRP) (23 U.S.C. § 175), and the Transportation Alternatives (TA) set-aside (23 U.S.C. § 133); and

WHEREAS, state statutes, including California Streets and Highways Code §182.6, §182.7, and §2381(a)(1), and California Government Code §14527, provide various funding programs for the programming discretion of the Metropolitan Planning Organization (MPO) and the Regional Transportation Planning Agency (RTPA); and

WHEREAS, pursuant to the FEDERAL TRANSPORTATION ACT, and any regulations promulgated thereunder, eligible project sponsors wishing to receive federal or state funds for a regionally-significant project shall submit an application first with the

appropriate MPO, or RTPA, as applicable, for review and inclusion in the federal Transportation Improvement Program (TIP); and

WHEREAS, MTC is the MPO and RTPA for the nine counties of the San Francisco Bay region; and

WHEREAS, MTC has adopted a Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) that sets out procedures governing the application and use of REGIONAL DISCRETIONARY FUNDING; and

WHEREAS, MTC has adopted the Bus Accelerated Infrastructure Delivery (BusAID) Program (MTC Resolution No. 4647) which is a Blue Ribbon Transit Transformation Action Plan initiative to reduce transit travel times and improve transit reliability, with a focus on near-term improvements; and

WHEREAS, APPLICANT is an eligible sponsor for REGIONAL DISCRETIONARY FUNDING; and

WHEREAS, as part of the application for REGIONAL DISCRETIONARY FUNDING for the BusAID program, MTC requires a resolution adopted by the responsible implementing agency stating the following:

- the commitment of any required matching funds; and
- that the sponsor understands that the REGIONAL DISCRETIONARY FUNDING is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded with additional REGIONAL DISCRETIONARY FUNDING; and
- that the PROJECTS will comply with the procedures, delivery milestones and funding deadlines specified in the Regional Project Funding Delivery Policy (MTC

Resolution No. 3606, revised) and Bus Accelerated Infrastructure Delivery Program Guidelines (MTC Resolution No. 4647); and

- the assurance of the sponsor to complete the PROJECTS as described in the application, subject to environmental clearance, and if approved, as included in MTC's federal Transportation Improvement Program (TIP); and
- that the PROJECTS will have adequate staffing resources to deliver and complete the PROJECTS within the schedule submitted with the project application; and
- that the PROJECTS will comply with all project-specific requirements as set forth in the PROGRAM; and
- that APPLICANT has assigned, and will maintain a single point of contact for all FHWA- and CTC-funded transportation projects to coordinate within the agency and with the respective County Transportation Agency (CTA), MTC, Caltrans, FHWA, and CTC on all communications, inquiries or issues that may arise during the federal programming and delivery process for all FHWA- and CTC-funded transportation and transit projects implemented by APPLICANT; and
- in the case of a transit project, the PROJECTS will comply with MTC Resolution No. 3866, revised, which sets forth the requirements of MTC's Transit Coordination Implementation Plan to more efficiently deliver transit projects in the region; and
- in the case of a highway project, the PROJECTS will comply with MTC Resolution No. 4104, which sets forth MTC's Traffic Operations System (TOS) Policy to install and activate TOS elements on new major freeway projects; and
- in the case of an RTIP project, state law requires PROJECTS be included in a local congestion management plan, or be consistent with the capital improvement program adopted pursuant to MTC's funding agreement with the County Transportation Agency (CTA); and

WHEREAS, that APPLICANT is *authorized to submit an application for REGIONAL DISCRETIONARY FUNDING for the PROJECT; and

WHEREAS, there is no legal impediment to APPLICANT making applications for the funds; and

WHEREAS, there is no pending or threatened litigation that might in any way adversely affect the proposed PROJECTS, or the ability of APPLICANT to deliver such PROJECTS; and

WHEREAS, APPLICANT authorizes its Executive Director, General Manager, or designee to execute and file an application with MTC for REGIONAL DISCRETIONARY FUNDING for the PROJECTS as referenced in this resolution; and

WHEREAS, MTC requires that a copy of this resolution be transmitted to the MTC in conjunction with the filing of the application;

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

With the adoption of the Resolution of Local Support, the City:

- A. Is authorized to execute and file an application for funding for the PROJECTS for REGIONAL DISCRETIONARY FUNDING under the FEDERAL TRANSPORTATION ACT or continued funding; and
- B. Will provide any required matching funds; and

- C. Understands that the REGIONAL DISCRETIONARY FUNDING for the project is fixed at the MTC approved programmed amount, and that any cost increases must be funded by the APPLICANT from other funds, and that APPLICANT does not expect any cost increases to be funded with additional REGIONAL DISCRETIONARY FUNDING; and
- D. Understands the funding deadlines associated with these funds and will comply with the provisions and requirements of the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) and Bus Accelerated Infrastructure Delivery Program Guidelines (MTC Resolution No. 4647), and APPLICANT has, and will retain the expertise, knowledge and resources necessary to deliver federally-funded transportation and transit projects, and has assigned, and will maintain a single point of contact for all FHWA- and CTC-funded transportation projects to coordinate within the agency and with the respective County Transportation Agency (CTA), MTC, Caltrans, FHWA, and CTC on all communications, inquires or issues that may arise during the federal programming and delivery process for all FHWA- and CTC-funded transportation and transit projects implemented by APPLICANT; and
- E. PROJECTS will be implemented as described in the complete application and in this resolution, including Exhibit A, subject to environmental clearance, and, if approved, for the amount approved by MTC and programmed in the federal TIP; and
- F. Has reviewed the PROJECTS and has adequate staffing resources to deliver and complete the PROJECTS within the schedule submitted with the project application; and

- G. PROJECTS will comply with the requirements as set forth in MTC programming guidelines and project selection procedures for the PROGRAM; and
- H. In the case of a transit project, APPLICANT agrees to comply with the requirements of MTC's Transit Coordination Implementation Plan as set forth in MTC Resolution No. 3866, revised; and
- I. In the case of a highway project, APPLICANT agrees to comply with the requirements of MTC's Traffic Operations System (TOS) Policy as set forth in MTC Resolution No. 4104; and
- J. In the case of an RTIP project, PROJECTS are included in a local congestion management plan, or is consistent with the capital improvement program adopted pursuant to MTC's funding agreement with the County Transportation Agency (CTA); and
- K. Is an eligible sponsor of REGIONAL DISCRETIONARY FUNDING funded projects; and
- L. Is authorized to submit an application for REGIONAL DISCRETIONARY FUNDING for the PROJECTS; and
- M. There is no legal impediment to APPLICANT making applications for the funds; and
- N. There is no pending or threatened litigation that might in any way adversely affect the proposed PROJECTS, or the ability of APPLICANT to deliver such PROJECTS; and

- O. Authorizes the City Manager, or designee to execute and file an application with MTC for REGIONAL DISCRETIONARY FUNDING for the PROJECTS as referenced in this resolution; and
- P. A copy of this resolution will be transmitted to the MTC in conjunction with the filing of the application; and
- Q. That the MTC is requested to support the application for the PROJECTS described in the resolution, and if approved, to include the PROJECTS in MTC's federal TIP upon submittal by the project sponsor for TIP programming.

ADOPTED this _____ day of _____, 2025, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, MMC
City Clerk

EXHIBIT A

The MTC TOC and CPI grants are funded through the One Bay Area Grant program adopted by the MTC in May 2012 to better integrate the region's federal transportation program with California's climate law (Senate Bill 375, Steinberg, 2008) and the Sustainable Communities Strategy. The current, third cycle of the One Bay Area Grant program was adopted in January 2022 to fund projects and programs that improve safety, spur economic development and help the Bay Area meet climate change and air quality improvement goals. MTC adopted the TOC Policy, which requires Bay Area jurisdictions to meet specific land use, access, and parking criteria to qualify for regional transit and/or transportation funding. The City's grant-funded projects are designed to support and advance compliance with these TOC Policy requirements. The MTC requires grant awardees to adopt a Resolution of Local Support as a requirement of the grant award process.

Upon City Council approval, the City will finalize efforts to enter into the required agreements with the MTC that would allow the City to be eligible to receive federal grant funding for the five awards made by MTC. Additional information on the planned projects is shown below:

Station Access and Circulation Project - TOC

This project will advance the City's compliance with the station access and circulation component of the Transit-Oriented Communities Policy. It will involve an update to the City's multimodal transportation improvement plans and urban village plans, ensuring that these plans would comply with MTC's TOC policy. Additionally, the project will develop new station access and circulation plans for transit-oriented communities not already covered by City-approved plans or VTA's station access studies. All aspects of this project will involve a robust stakeholder and community engagement process, to gather input, ensure equity, and build consensus.

Parking Management Project - TOC

This project will advance the City's compliance with the parking component of the TOC Policy. It will involve a citywide review of existing policies and conditions, as well as stakeholder engagement to identify improvements to the City's existing Transportation Demand Management Program, update the soft parking maximums, and research the development of transportation management associations. With support from this grant, the City will further the significant strides it has made in parking policies to reduce automobile use and advance its goal of carbon neutrality by 2030.

San José Community EV Charging Access Project - CPI

The City will install public EV and electric bike chargers at six City-owned facilities in underserved San José neighborhoods that currently lack public charging access. Chargers will be added to the Mayfair, Bascom, Hank Lopez, Roosevelt, and Seven Trees Community Centers, as well as the Educational Park Library. The project includes four Direct Current Fast Charging ports, 60 Level 2 charging ports, and 30 micro-mobility secured charging ports. These facilities will support electric vehicles and electric bike riders, fostering clean multimodal transportation for residents and visitors.

Advancing Curb Management Project - CPI

This project will continue the Strengthening Mobility and Revolutionizing Transportation Stage 1-funded Curb Management Pilot by implementing data-informed curb reallocation, piloting additional technologies, and building a public-facing platform within the San José downtown core. The City anticipates decreased greenhouse gas emissions and increased safety as a result.

Projects will be funded through \$5,195,000 in federal grant funds administered by MTC. The two TOC grants total \$700,000 and have no local match requirement. The two CPI grants total \$4,495,000 and require a total local match of \$582,375. Pending the execution of the grant agreements, these funds will be recommended to be programmed as part of the Fiscal Year 2025-2026 Mid-Year budget process or other future budget process. Tables 1 – 4 below indicate anticipated Expenditures and Revenue for each of the four TOC grant projects.

Expenditures and Revenues by Fiscal Year

Table 1 - Station Access and Circulation Project

Expenses	FY 2025-2026	FY 2026-2027	FY 2027-2028	Total
Staffing	\$0	\$0	\$0	\$0
Contract	\$100,000	\$250,000	\$50,000	\$400,000
Grant Subtotal	\$100,000	\$250,000	\$50,000	\$400,000
Local Match	\$0	\$0	\$0	\$0
Project TOTAL	\$100,000	\$250,000	\$50,000	\$400,000
Total Reimbursable Revenue	\$100,000	\$250,000	\$50,000	\$400,000

Table 2 - Parking Management Project

Expenses	FY 2025-2026	FY 2026-2027	FY 2027-2028	Total
Staffing	\$0	\$0	\$0	\$0
Contract	\$100,000	\$200,000	\$0	\$300,000
Grant Subtotal	\$100,000	\$200,000	\$0	\$300,000
Local Match	0	\$0	\$0	\$0
Project TOTAL	\$100,000	\$200,000	\$0	\$300,000
Total Reimbursable Revenue	\$100,000	\$200,000	0	\$300,000

Table 3 - San José Community EV Charging Access Project

Expenses	FY 2025-2026	FY 2026-2027	FY 2027-2028	Total
Staffing	\$0	\$0	\$0	\$0
Contract	\$495,000	\$1,500,000	\$500,000	\$2,495,000
Grant Subtotal	\$495,000	\$1,500,000	\$500,000	\$2,495,000
Local Match	\$64,132	\$194,342	\$64,780	\$323,254
Project TOTAL	\$559,132	\$1,694,342	\$564,780	\$2,818,254
Total Reimbursable Revenue	\$495,000	\$1,500,000	\$500,000	\$2,495,000

Table 4 - Advancing Curb Management Project

Expenses	FY 2025-2026	FY 2026-2027	FY 2027-2028	Total
Staffing				
Contract	\$500,000	\$1,000,000	\$500,000	\$2,000,000
Grant Subtotal	\$500,000	\$1,000,000	\$500,000	\$2,000,000
Local Match	\$64,780	\$129,561	\$64,780	\$259,121
Project TOTAL	\$564,780	\$1,129,561	\$564,780	\$2,259,121
Total Reimbursable Revenue	\$500,000	\$1,000,000	\$500,000	\$2,000,000