

RESOLUTION NO.2009- 150

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM AUTHORIZING THE DIRECTOR OF PUBLIC WORKS OR HER DESIGNEE TO SUBMIT AN APPLICATION ON BEHALF OF THE CITY OF ANAHEIM TO CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE TRANSPORTATION INVESTMENTS GENERATING ECONOMIC RECOVERY (TIGER) GRANT, AND IF AWARDED, AUTHORIZING THE ACCEPTANCE OF SUCH PROJECT ASSISTANCE ON BEHALF OF THE CITY

WHEREAS, funds are available through the U.S. Department of Transportation (“U.S. DOT”) for the completion of Highway or bridge projects eligible under title 23 U.S. Code, including interstate rehabilitation, improvements to the rural collector road system, the reconstruction of overpasses and interchanges, bridge replacements, seismic retrofit projects for bridges, and road realignments. Such funds will be allocated by U.S. DOT to such projects; and

WHEREAS, the City of Anaheim (the “City”) is currently acquiring right of way and preparing Engineering plans and specifications to construct Gene Autry Way (west) to complete the existing overpass structure over Interstate 5 and provide access to Haster Street ; and

WHEREAS, the Gene Autry Way (west) Highway / I-5 HOV Interchange project would improve the operation of the I-5 HOV off ramp at Gene Autry Way and adjacent arterial street circulation; and

WHEREAS, a the Gene Autry Way (west) Highway / I-5 HOV Interchange project would enhance the corridor connectivity that Anaheim envisions, linking key points of the City and providing access to motorists and pedestrians to and from the west side of the freeway; and

WHEREAS, the Gene Autry Way (west) Highway / I-5 HOV Interchange project would improve access across the I-5 freeway between the Anaheim Resort Area, ARTIC, Platinum Triangle and the stadium area, thus serving as an alternate route to the congested I-5 corridor for east-west travel in Anaheim; and

WHEREAS, The Gene Autry Way (west) Highway / I-5 HOV Interchange project, would reduce traffic volumes along Katella to the north, bring Haster Street into compliance with the Arterial Street Standards, and implement the traffic / circulation goals of the plan through construction of the Gene Autry Way (west) Highway / I-5 HOV Interchange project; and

WHEREAS, the City of Anaheim, a municipal corporation and charter city (the “City”), desires to seek funding to complete the Gene Autry Way West/I-5 High Occupancy Vehicle Interchange Project through to Haster Street; and

WHEREAS , the City has determined that the project is consistent with the funding requirements which includes projects that preserve and create jobs, promote economic recovery, invest in transportation infrastructure, provide long-term economic benefits, and assist areas most affected by the current economic downturn; and

WHEREAS, the project has received regional support from the Orange County Transportation Authority (OCTA) and was included as part of a priority project for Southern California through a Regional Consensus Group effort lead by OCTA for Orange County; and

WHEREAS, the City is familiar with the terms, conditions and limitations of any such Grant; and

WHEREAS, the City is willing and able to conform to each of the terms, conditions and limitations imposed upon any such Grant to the City; and

WHEREAS, the City desires to accept any such Grant which may be awarded to the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Anaheim as follows:

1. The Anaheim Director of Public Works or her designee is hereby authorized to submit an application for and on behalf of the City of Anaheim, a public entity established under the laws of the State of California, and the Anaheim Director of Public Works, or her designee is authorized to execute any actions necessary for the purpose of obtaining the assistance provided by U.S. Department of Transportation (“U.S. DOT”) (the “Grantor”), including any extensions and amendments thereof.
2. That the Director of the Anaheim Public Works Department or her designee has reviewed the application and supports said application to be submitted to the U.S. Department of Transportation.
3. The City Council of the City of Anaheim hereby agrees to, and by this resolution, does accept any such Grant so awarded to the City of Anaheim without further action of the City Council being required therefor.
4. The City of Anaheim hereby agrees to comply with each and all of the terms, conditions and limitations imposed by the Grantor upon said Grant, and the Anaheim Director of Public Works or her designee is hereby authorized and directed to execute any agreements, assurances, or other documents as may be necessary in connection with the acceptance of said Grant as may be required by the Grantor, if such Grant is awarded to the City.
5. That the City Council of the City of Anaheim hereby agrees to, and by this resolution, attests that the City has the capability to provide the amount of funding and/or in-kind contributions specified in the funding plan.
6. That the Director of the Anaheim Public works Department or her designee will work with the U.S. Department of Transportation to meet established deadlines for entering into a Cooperative Agreement.

7. That the City shall submit to the U.S. Department of Transportation an application to participate in the Grant in response to the Notice of Funding Availability published June 17, 2009, which if successful, will provide funding for the Gene Autry Way (West) Highway/I-5 HOV Interchange Project.
8. The annual budget of the City of Anaheim for Fiscal Year 2009-10 is hereby amended by increasing the appropriations and authorized expenditures in such amount equal to the amount of the Grant funds to be received by the City.

THE FOREGOING RESOLUTION is approved and adopted by the City Council of the City of Anaheim this 1st day of September, 2009, by the following roll call vote:

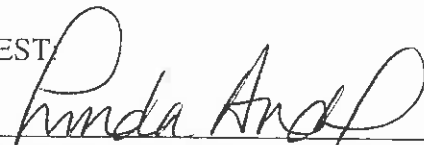
AYES: Mayor Pringle, Council Members Hernandez, Sidhu, Galloway, Kring

NOES: NONE


ABSENT: NONE

ABSTAIN: NONE

ATTEST



CITY CLERK OF THE CITY OF ANAHEIM
68581.2/bmorley

CITY OF ANAHEIM


MAYOR OF THE CITY OF ANAHEIM