

RESOLUTION NO. 2023-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MESA ADOPTING
AN AMENDMENT TO THE TRANSNET LOCAL STREET IMPROVEMENT
PROGRAM OF PROJECTS FOR FISCAL YEARS 2023 THROUGH 2027

WHEREAS, on November 4, 2004, the voters of San Diego County approved the San Diego Transportation Improvement Program Ordinance and Expenditure Plan (*TransNet* Extension Ordinance);

WHEREAS, the *TransNet* Extension Ordinance provides that SANDAG, acting as the Regional Transportation Commission, shall approve on a biennial basis a multi-year program of projects submitted by local jurisdictions identifying those transportation projects eligible to use transportation sales tax (*TransNet*) funds;

WHEREAS, the City/County of La Mesa was provided with an estimate of annual *TransNet* local street improvement revenues for fiscal years 2023 through 2027;

WHEREAS, the City of La Mesa approved its 2023 *TransNet* Local Street Improvement Program of Projects (POP) on May 24, 2022, and the City of La Mesa desires to adjust its Program of Projects; and

WHEREAS, the City of La Mesa has held a noticed public hearing with an agenda item that clearly identified the proposed amendment prior to approval of the projects by its authorized legislative body in accordance with Section 5(A) of the *TransNet* Extension Ordinance and Rule 7 of SANDAG Board Policy No. 31.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, that City of La Mesa requests that SANDAG make the following changes to its 2023 Program of Projects (the "Amendment") as programmed in the 2023 RTIP.

BE IT FURTHER RESOLVED, that pursuant to Section 2(C)(1) of the *TransNet* Extension Ordinance, the City of La Mesa certifies that no more than 30 percent of its annual revenues shall be spent on local street and road maintenance-related projects as a result of the Amendment.

BE IT FURTHER RESOLVED, that pursuant to Section 4(E)(3) of the *TransNet* Extension Ordinance, the City of La Mesa certifies that all new or changed projects, or major reconstruction projects included in the Amendment and funded by *TransNet* revenues shall accommodate travel by pedestrians and bicyclists, and that any exception to this requirement permitted under the Ordinance and proposed was clearly noticed as part of the City's public hearing process for the Amendment.

BE IT FURTHER RESOLVED, that the City of La Mesa does hereby certify that all applicable provisions of the *TransNet* Extension Ordinance and SANDAG Board Policy No. 31 have been met.

BE IT FURTHER RESOLVED, that the City of La Mesa continues to agree to indemnify, hold harmless, and defend SANDAG, the San Diego County Regional Transportation Commission, and all officers and employees thereof against all causes of action or claims related to City of La Mesa's *TransNet* funded projects.

BE IT FURTHER RESOLVED, funds totaling \$2,928, originally programmed 2014 RTIP, Project LAM17-Street Construction shall be re-programmed to the 2023 RTIP, Project LAM40-Street Reconstruction.

PASSED AND ADOPTED at a Regular meeting of the City Council of the City of La Mesa, California, held the 9th day of May 2023, by the following vote, to wit:

AYES:

NOES:

ABSENT:

CERTIFICATE OF CITY CLERK

I, MEGAN WIEGELMAN, City Clerk of the City of La Mesa, California, do hereby certify the foregoing to be a true and exact copy of Resolution No. 2023-__, duly passed and adopted by the City Council of said City on the date and by the vote therein recited.

MEGAN WIEGELMAN, CMC, City Clerk

(SEAL OF CITY)