

RESOLUTION NO. 2021-XXXX

RESOLUTION OF THE CITY OF SAN MARCOS
APPROVING AN AMENDMENT TO THE *TRANSNET*
LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS
FOR FISCAL YEARS 2021 THROUGH 2025

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); and

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; and

WHEREAS, the City of San Marcos was provided with an estimate of annual *TransNet* local street improvement revenues for fiscal years 2021 through 2025; and

WHEREAS, the City of San Marcos approved its 2020 *TransNet* Local Street Improvement Program of Projects (POP) on June 9, 2020 and the City of San Marcos desires to make adjustments to its Program of Projects; and

WHEREAS, the City of San Marcos 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 RESOLVED that City of San Marcos requests that SANDAG make the changes to its 2020 POP (the "Amendment") as programmed in the 2021 RTIP, as reflected in Table 1, attached hereto and incorporated herein by reference: and

BE IT FURTHER RESOLVED that pursuant to Section 2(C)(1) of the *TransNet* Extension Ordinance, the City of San Marcos 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 San Marcos 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 of San Marcos' public hearing process for the Amendment.

BE IT FURTHER RESOLVED that the City of San Marcos 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 San Marcos 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 San Marcos' *TransNet* funded projects.

PASSED AND ADOPTED by the City of San Marcos on the 9th day of June, 2021.

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

Rebecca D. Jones, Mayor
City of San Marcos

ATTEST:

Phillip Scollick, City Clerk
City of San Marcos