

[Grant of Federal Funds.]

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3 **Resolution authorizing the Municipal Transportation Agency to accept and expend**  
4 **\$23,305,667 Federal Formula Section 5309 Fixed Guideway capital projects and**  
5 **activities, excluding administrative overhead costs.**  
6

7 WHEREAS, The Secretary of Transportation is authorized to make monies available  
8 under the Transportation Equity Act for the 21st Century (TEA 21) for mass transportation  
9 projects; and

10 WHEREAS, The Municipal Transportation Agency (MTA) of the City and County of San  
11 Francisco, is an eligible claimant for flexible capital or operating assistance projects under  
12 Section 5309-Fixed Guideway of TEA 21; and

13 WHEREAS, The grant contract for financial assistance will impose certain obligations  
14 upon the applicant, including providing the local share of project costs; and

15 WHEREAS, The local share of project costs will be funded through a variety of  
16 sources, which may include San Francisco Municipal Railway fare revenue, San Francisco  
17 Municipal Railway Improvement Corporation funds, regional bridge toll net revenues and/or  
18 sales taxes administered by the San Francisco County Transportation Authority; and

19 WHEREAS, The U.S. Department of Transportation (DOT) requires that in connection  
20 with the filing of an application for federal assistance, the applicant give an assurance that it  
21 will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of  
22 Transportation requirements implementing that Act; and

23 WHEREAS, It is the goal of the applicant that disadvantaged business enterprises  
24 (DBEs) be utilized to the fullest extent possible in connection with this project, and that  
25 definitive procedures be established and administered, consistent with federal law, to ensure

1 that DBEs are utilized to the fullest extent possible and have the maximum possible  
2 opportunity to compete for contracts, supplies, equipment contracts, or consultant and other  
3 services; and

4 WHEREAS, Section 5309 Fixed Guideway is a formula-apportioned source of funds  
5 that may be used to build new fixed guideway systems or modernize and enhance existing  
6 fixed guideway systems, including repairing and purchasing rolling stock to operate as part of  
7 the fixed guideway system; and

8 WHEREAS, The Metropolitan Transportation Commission has prepared a regional  
9 program of projects that are funded through Section 5309; and

10 WHEREAS, The MTA's projects that are included in the regional program are high  
11 priority Municipal Railway capital improvements listed in MTA's current Short Range Transit  
12 Plan and in the Regional Transportation Plan and include trolley coach procurement, cable  
13 car infrastructure rehabilitation, rail replacement, overhead lines reconstruction, historic  
14 streetcar rehabilitation, wayside fare collection equipment procurement, and the Metro East  
15 Light Rail Facility; and

16 WHEREAS, The Director of Transportation of the MTA (or his designee) must execute  
17 agreements to complete transfer of the funds; now, therefore, be it

18 RESOLVED, That on behalf of the City and County of San Francisco, the MTA is  
19 authorized to accept and expend \$23,305,667 in federal Section 5309 Fixed Guideway  
20 capital assistance for the following projects:

- 21 • Trolley Coach Procurement
- 22 • Cable Car Infrastructure Rehabilitation
- 23 • Cable Car Vehicle Renovation
- 24 • Overhead Lines Reconstruction
- 25 • Historic Rail Car Rehabilitation

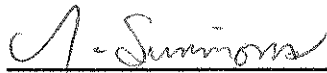
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- Wayside Fare Collection Equipment; and, be it

FURTHER RESOLVED, That the MTA is authorized to furnish whatever additional information or assurances that might be requested by the funding agencies in connection with this request; and, be it

FURTHER RESOLVED, That the MTA is authorized to execute any and all agreements necessary to complete transfer of the funds.

**RECOMMENDED:**

  
GAVIN NEWSOM  
Mayor *fn*

*for*

  
EDWARD HARRINGTON  
Controller



City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tails  
Resolution

File Number: 051679

Date Passed:

Resolution authorizing the Municipal Transportation Agency to accept and expend \$23,305,667 Federal Formula Section 5309 Fixed Guideway capital projects and activities, excluding administrative overhead costs.

December 6, 2005 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 051679

I hereby certify that the foregoing Resolution was ADOPTED on December 6, 2005 by the Board of Supervisors of the City and County of San Francisco.

APPROVED DEC 16 2005

Date Approved

Gloria L. Young  
Clerk of the Board

Mayor Gavin Newsom