

1 [Accept and Expend Grant - Safe Routes to School - \$500,000]

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3 **Resolution authorizing the Department of Public Health to accept and expend a grant in**

4 **the amount of \$500,000 in Federal Surface Transportation Program and/or Congestion**

5 **Mitigation and Air Quality Improvements Funds through the Metropolitan**

6 **Transportation Commission's Safe Routes to School Grant Program for the period**

7 **September 1, 2011, through August 31, 2013, waiving indirect costs, stating assurance**

8 **to complete the project, and to delegate authorization to execute these agreements and**

9 **any amendments thereto to the Director of Public Health.**

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11 WHEREAS, the San Francisco Department of Public Health (herein referred to as

12 APPLICANT) is submitting an application to the Metropolitan Transportation Commission

13 (MTC) for \$500,000 in funding from the federal Surface Transportation Program (STP) and/or

14 Congestion Mitigation and Air Quality Improvement (CMAQ) program for the San Francisco

15 Safe Routes to School Education and Outreach Program (herein referred to as PROJECT) for

16 the MTC Resolution, No. 3925, New Federal Surface Transportation Act (FY 2009-10, FY

17 2010-11 and FY 2011-12) Cycle 1 STP/CMAQ Program: Project Selection Criteria, Policy,

18 Procedures and Programming (herein referred to as PROGRAM); and,

19 WHEREAS, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A

20 Legacy for Users (SAFETEA) (Public Law 109-59, August 10, 2005) authorized the Surface

21 Transportation Program (23 U.S.C. § 133) and the Congestion Mitigation and Air Quality

22 Improvement Program (CMAQ) (23 U.S.C. § 149) through September 30, 2009; and,

23 WHEREAS, SAFETEA has been extended through December 31, 2010 pursuant to

24 Public Law 111-147, March 18, 2010 and may be subsequently extended pending enactment

25 of successor legislation for continued funding; and,

1        WHEREAS, pursuant to SAFETEA, and the regulations promulgated thereunder,  
2 eligible project sponsors wishing to receive federal Surface Transportation Program and/or  
3 Congestion Mitigation and Air Quality Improvement Program (STP/CMAQ) funds for a project  
4 shall submit an application first with the appropriate Metropolitan Planning Organization  
5 (MPO), for review and inclusion in the MPO's Transportation Improvement Program (TIP); and

6        WHEREAS, the Metropolitan Transportation Commission (MTC) is the MPO for the  
7 nine counties of the San Francisco Bay region; and,

8        WHEREAS, MTC has adopted a Regional Project Funding Delivery Policy (MTC  
9 Resolution No. 3606, revised) that sets out procedures governing the application and use of  
10 STP/CMAQ funds; and,

11       WHEREAS, MTC established the Safe Routes to School Program (SR2S) as part of  
12 the federal Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds; and,

13       WHEREAS, the intent of this program is to complement existing state and federal  
14 SR2S programs promoting walking and biking to and from school, with the overall goal of  
15 significantly reducing vehicle emissions stemming from school-related travel; and,

16       WHEREAS, MTC designated \$17 million in Congestion Mitigation and Air Quality  
17 Program funds for Cycle 1 of the SR2S program, making \$2 million available through a  
18 region-wide call for projects and distributing \$15 million among the nine Bay Area counties  
19 based on the K-12 school enrollment; and,

20       WHEREAS, San Francisco will receive \$1,079,000 based on San Francisco's  
21 proportion of K-12 school enrollment; and,

22       WHEREAS, as CMA for San Francisco, the San Francisco County Transportation  
23 Authority collaborated with the San Francisco SR2S Coalition led by APPLICANT to develop a  
24 two-pronged approach to programming San Francisco's SR2S funds to enhance the existing  
25 SR2S efforts in San Francisco and best achieve the objectives for SR2S set by MTC; and,

1        WHEREAS, there is \$500,000 in Fiscal Year 2010/11 funds available to extend and  
2    expand the Coalition's existing education and outreach program from September 1, 2011 to  
3    August 31, 2013; and,

4        WHEREAS, the \$500,000 for the education and outreach program will be matched by  
5    \$90,000 from the City's general fund from the APPLICANT; and,

6        WHEREAS, the San Francisco County Transportation Authority staff reviewed the  
7    education and outreach program proposal from the APPLICANT and found it eligible for the  
8    SR2S program; and,

9        WHEREAS, APPLICANT is an eligible project sponsor for STP/CMAQ funds; and,

10        WHEREAS, as part of the application for STP/CMAQ funding, MTC requires a  
11    resolution adopted by the responsible implementing agency stating the following: 1) the  
12    commitment of necessary local matching funds of at least 11.47%; and 2) that the sponsor  
13    understands that the STP/CMAQ funding is fixed at the programmed amount, and therefore  
14    any cost increase cannot be expected to be funded with additional STP/CMAQ funds; and  
15    3) that the project will comply with the procedures specified in Regional Project Funding  
16    Delivery Policy (MTC Resolution No. 3606, revised); and 3) the assurance of the sponsor to  
17    complete the project as described in the application, and if approved, as included in MTC's  
18    TIP; and 4) that the project will comply with all the project-specific requirements as set forth in  
19    the PROGRAM; and 5) that the project (transit only) will comply with MTC Resolution No.  
20    3866, which sets forth the requirements of MTC's Transit Coordination Implementation Plan to  
21    more efficiently deliver transit projects in the region.

22        WHEREAS, The full project period of the grant starts on September 1, 2011 and ends  
23    on August 31, 2013; and,

24        WHEREAS, The purpose of this project is to promote walking and biking to and from  
25    school in San Francisco; and,

1        WHEREAS, The grant requires matching funds in the amount of \$90,000 from the San  
2        Francisco Department of Public Health General Fund for the period of September 1, 2011  
3        through August 31, 2013; and,

4        WHEREAS, APPLICANT will subcontract with Presidio Community YMCA, San  
5        Francisco Bicycle Coalition, and San Francisco Unified School District in the total amount of  
6        \$321,025; for the period of September 1, 2011 through August 31, 2013; and,

7        WHEREAS, The MTC does not allow for indirect costs in order to maximize the use of  
8        grant funds on direct services; and,

9        WHEREAS, APPLICANT is eligible to receive Federal and/or State funding for certain  
10      Non-Infrastructure Transportation Projects through CalTrans; and,

11      WHEREAS, Master Agreements, Program Supplemental Agreements, Fund Exchange  
12      Agreements, and/or Fund Transfer Agreements need to be executed with CalTrans before  
13      such funds could be claimed; and,

14      WHEREAS, An ASO amendment is not required as the grant partially reimburses  
15      APPLICANT for one existing position, one Health Educator (Job Class #2282) at .50 FTE for  
16      the period of September 1, 2011 through August 31, 2013; now, therefore, be it

17      RESOLVED, That APPLICANT is hereby authorized to accept and expend a grant in  
18      the amount of \$500,000 from MTC; and, be it

19      FURTHER RESOLVED, That APPLICANT is hereby authorized to accept and expend  
20      the grant funds pursuant to San Francisco Administrative Code section 10.170-1; and, be it

21      FURTHER RESOLVED that the APPLICANT is authorized to execute and file an  
22      application for funding for the PROJECT under the Surface Transportation Program (STP)  
23      and Congestion Mitigation and Air Quality Improvement Program (CMAQ) of SAFETEA, any  
24      extensions of SAFETEA or any successor legislation for continued funding; and, be it

25      FURTHER RESOLVED that the APPLICANT by adopting this resolution does hereby

1 state that: 1) APPLICANT will provide \$90,000 in non-federal matching funds; and  
2 2) APPLICANT understands that the STP/CMAQ funding for the project is fixed at the MTC  
3 approved programmed amount, and that any cost increases must be funded by the  
4 APPLICANT from other funds, and that APPLICANT does not expect any cost increases to be  
5 funded with additional STP/CMAQ funding; and 3) APPLICANT understands the funding  
6 deadlines associated with these funds and will comply with the provisions and requirements of  
7 the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, as revised); and 4)  
8 PROJECT will be implemented as described in the complete application and in this resolution  
9 and, if approved, for the amount programmed in the MTC federal TIP; and 5) APPLICANT (for  
10 a transit project only) agrees to comply with the requirements of MTC's Transit Coordination  
11 Implementation Plan as set forth in MTC Resolution 3866; and 6) APPLICANT and the  
12 PROJECT will comply with the requirements as set forth in the program; and, be it

13 FURTHER RESOLVED that APPLICANT is an eligible sponsor of STP/CMAQ funded  
14 projects; and, be it

15 FURTHER RESOLVED that APPLICANT is authorized to submit an application for  
16 STP/CMAQ funds for the PROJECT; and, be it

17 FURTHER RESOLVED that there is no legal impediment to APPLICANT making  
18 applications for the funds; and, be it

19 FURTHER RESOLVED that there is no pending or threatened litigation that might in  
20 any way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such  
21 PROJECT; and, be it

22 FURTHER RESOLVED that APPLICANT authorizes its Executive Director, General  
23 Manager, or designee to execute and file an application with MTC for STP/CMAQ funding for  
24 the PROJECT as referenced in this resolution; and, be it

25 FURTHER RESOLVED that a copy of this resolution will be transmitted to the MTC in

1 conjunction with the filing of the application; and, be it

2 FURTHER RESOLVED that the MTC is requested to support the application for the  
3 PROJECT described in the resolution and to include the PROJECT, if approved, in MTC's  
4 TIP; and, be it

5 FURTHER RESOLVED, The City and County of San Francisco wishes to delegate  
6 authorization to execute these agreements and any amendments thereto to the Director of  
7 Public Health authorized to execute all Master Agreements, Program Supplemental  
8 Agreements, Fund Exchange Agreements, Fund Transfer Agreements and any amendments  
9 thereto with CalTrans.

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13 RECOMMENDED:

APPROVED:

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16 Barbara Garcia, MPA  
17 Director of Health

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Office of the Mayor

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Office of the Controller