

1 [Accept-Expend State Grant]

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3 **Resolution authorizing the San Francisco Port Commission to accept and expend a**
4 **grant in the amount of \$400,000 from the California Department of Transportation for**
5 **the Downtown Ferry Terminal Public Pier Project**

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7 WHEREAS, The Ferry Terminal Public Pier Project is a component of the Downtown
8 Ferry Terminal Project, currently under construction, that includes a new, freestanding
9 breakwater, which the Port completed in July 2001 at a cost of \$3 million; and

10 WHEREAS, The proposed Public Pier Project would finish the top of the breakwater
11 with public pedestrian improvements to create a landmark public access fishing and
12 recreation pier, extending 637-feet into the Bay; and,

13 WHEREAS, The Ferry Terminal Public Pier Project (the "Project") will provide public
14 access improvements on the existing Ferry Terminal breakwater, support recreational fishing
15 and other wildlife-associated recreation uses, and will include interpretive displays on the
16 Bay's natural resources; and,

17 WHEREAS, The Project is an important part of the Port's Waterfront Land Use Plan;
18 and,

19 WHEREAS, All relevant agencies, including the Bay Conservation and Development
20 Commission, the Regional Water Quality Control Board, and the Army Corps of Engineers,
21 have issued permits for approval of the Project; and,

22 WHEREAS, The San Francisco Planning Department adopted and issued a Final
23 Negative Declaration (the "Negative Declaration") pursuant to the California Environmental
24 Quality Act on August 7, 1997 and the Federal Highway Administration issued a finding of no
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1 significant impact pursuant to the National Environmental Policy Act for the Downtown Ferry
2 Terminal Project, which incorporates the Project; and,

3 WHEREAS, The Port Commission by Resolution No. 05-03, dated January 11, 2005
4 authorized the Port's Executive Director to apply for, accept and expend the \$400,000 in grant
5 funds from the California Department of Transportation, Transportation Enhancement
6 Activities Program; and,

7 WHEREAS, The Port Commission now seeks the approval of the Board of Supervisors
8 to apply for, accept and expend funds from the California Department of Transportation; and,

9 WHEREAS, The Port Commission proposes to maximize use of available grant funds
10 on program expenditures by not including indirect costs in the grant budget; now, therefore,
11 be it

12 RESOLVED, That That the Board of Supervisors authorizes the San Francisco Port
13 Commission to apply for, accept and expend \$400,000 in grant funds from the California
14 Department of Transportation; and be it

15 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the San
16 Francisco Port Commission to execute any documents required for the implementation of this
17 grant, including any amendments, augmentations or extensions thereof; and be it

18 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
19 indirect costs in the grant budget; and be it

20 FURTHER RESOLVED, That the Executive Director of the Port, or her designee, is
21 authorized to approve, sign and execute an agreement to hold the granting agency harmless
22 from liability arising out of the Project.

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1 Recommended:
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4 Department Head

Approved: _____

Mayor

Approved: _____

Controller

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