

1 [Grant of Federal Funds.]

2

3 **Resolution authorizing the Municipal Transportation Agency to accept and expend**
4 **\$1,475,374 of New Start Federal Capital Assistance for the Third Street –Phase II,**
5 **Central Subway project, excluding administrative overhead costs.**

6

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

10 WHEREAS, The Municipal Transportation Agency (MTA), City and County of San
11 Francisco, is an eligible claimant for FTA capital assistance projects under Section 5309 of
12 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 provided using Traffic Congestion
16 Relief Plan (TCRP) funds and/or San Francisco County Transportation Sales Taxes; and

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

21 WHEREAS, It is the goal of the applicant that Disadvantaged Business Enterprises
22 (DBEs) be utilized to the fullest extent possible in connection with this project, and that
23 definitive procedures shall be established and administered, consistent with federal law, to
24 ensure that DBEs shall have maximum opportunity to compete for contracts, supplies,
25 equipment contracts, or consultant and other services; and

1 WHEREAS, Congress has dedicated funding in TEA 21 for a national program of
2 projects using Section 5309 New Starts capital assistance; and

3 WHEREAS, The Third Street Phase II, Central Subway project, included in the national
4 program, is a high priority San Francisco project; and

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

7 RESOLVED, That, on behalf of the City and County of San Francisco, the MTA is
8 authorized to execute and file an application for Section 5309 New Starts program funding
9 with DOT to aid in completing the Third Street Phase II, Central Subway project; and, be it

10 FURTHER RESOLVED, That the MTA is authorized to execute and file with such
11 application an assurance or any other document required by DOT effectuating the purpose of
12 Title VI of the Civil Rights Act of 1964; and, be it

13 FURTHER RESOLVED, That the MTA is authorized to accept and expend \$1,475,374
14 in FTA TEA 21 Section 5309 New Starts capital assistance for the Third Street Phase II,
15 Central Subway project; and, be it

16 FURTHER RESOLVED, That the MTA is authorized to furnish whatever additional
17 information may be requested by the funding agencies in connection with this request; and, be
18 it

19 FURTHER RESOLVED, That the MTA is authorized to execute any and all agreements
20 necessary to complete transfer of the funds; and, be it

21 FURTHER RESOLVED, That the MTA is authorized to set forth and execute DBE
22 policies in connection with the project's procurement needs.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

RECOMMENDED:

WILLIE L. BROWN, JR.
Mayor

EDWARD HARRINGTON
Controller