

1 [Accept and Expend Grant - Transportation Development Act, Article 3 - \$696,000]

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3 **Resolution authorizing the San Francisco Municipal Transportation Agency to accept**
4 **and expend a grant from the State Transportation Development Act Article 3 funds**
5 **totaling \$696,000, including \$341,000 for the Department of Public Works and \$355,000**
6 **for various pedestrian and bicycle projects in San Francisco in FY2011-2012.**

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8 WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities
9 Code (PUC) Section 99200 *et seq.*, authorizes the submission of claims to a regional
10 transportation planning agency for the funding of projects exclusively for the benefit and/or
11 use of pedestrians and bicyclists; and,

12 WHEREAS, The Metropolitan Transportation Commission (MTC), as the regional
13 transportation planning agency for the San Francisco Bay region, has adopted MTC
14 Resolution No. 875, Revised, entitled "Transportation Development Act, Article 3,
15 Pedestrian/Bicycle Projects," which delineates procedures and criteria for submission of
16 requests for the allocation of "TDA Article 3" funding; and,

17 WHEREAS, MTC Resolution No. 875, Revised, requires that requests for the allocation
18 of TDA Article 3 funding be submitted as part of a single, countywide coordinated claim from
19 each county in the San Francisco Bay region; and,

20 WHEREAS, The San Francisco Municipal Transportation Agency (SFMTA) and the
21 Department of Public Works (DPW) of the City and County of San Francisco desire to submit
22 a request to MTC for the allocation of TDA Article 3 funds to support eligible projects that are
23 for the exclusive benefit and/or use of pedestrians and or bicyclists; and,

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1 WHEREAS, The SFMTA and DPW are eligible to request allocations of TDA Article 3
2 funds pursuant to Sections 99233.3 and 99234 of the Public Utilities Code to support various
3 pedestrian and bicycle improvements; and,

4 WHEREAS, The SFMTA has identified \$355,000 in work for the planning, engineering,
5 construction, maintenance and project management of bicycle facility projects in San
6 Francisco to be funded from Fiscal Year 2011-12 TDA Article 3 funds; and,

7 WHEREAS, There is no legal impediment or pending or threatened litigation that might
8 adversely affect the implementation of bicycle safety education programs or the planning and
9 engineering of bicycle facility projects; and,

10 WHEREAS, The City's Planning Commission has determined that the SFMTA's actions
11 contemplated in this Resolution are in compliance with the requirements of the California
12 Environmental Quality Act (CEQA, Public Resources Code Sections 21000 *et seq.*), which
13 decision has been upheld by the Board of Supervisors; said determination is on file with the
14 Clerk of the Board of Supervisors in File No. 110597 and is incorporated herein by
15 reference; and,

16 WHEREAS, The SFMTA Board of Directors adopted Resolution No. 11-049 at its April
17 19, 2010 meeting, authorizing the Executive Director/CEO of the SFMTA (or his designee) to
18 execute documents necessary to accept and expend \$355,000 of Fiscal Year 2011-12 TDA
19 Article 3 funds for bicycle safety outreach and education programs and bicycle facility
20 projects; and,

21 WHEREAS, DPW has identified \$170,500 in work for the preliminary engineering and
22 design of curb ramps to be constructed at various locations throughout San Francisco as
23 required by the federal Americans with Disabilities Act, to be funded from Fiscal Year 2011-12
24 TDA Article 3 funds; and,

1 WHEREAS, DPW has identified \$170,500 in work to repair public sidewalks at various
2 locations throughout San Francisco to be funded from Fiscal Year 2011-12 TDA Article 3
3 funds; and,

4 WHEREAS, There is no legal impediment or pending or threatened litigation that might
5 adversely affect DPW's projects described above, or that might impair the ability of DPW to
6 implement the projects; and,

7 WHEREAS, Environmental and right-of-way issues have been reviewed, and will not
8 jeopardize DPW's ability to meet fund obligations deadlines; and,

9 WHEREAS, The City's Planning Department has determined that DPW's actions
10 contemplated in this Resolution are in compliance with the requirements of the California
11 Environmental Quality Act (CEQA, Public Resources Code Sections 21000 *et seq.*); said
12 determination is on file with the Clerk of the Board of Supervisors in File No. 110597
13 and is incorporated herein by reference; and,

14 WHEREAS, The SFMTA's and DPW's staffing resources are adequate to complete the
15 projects; and,

16 WHEREAS, Adequate local funding is available to complete the projects; and,

17 WHEREAS, The projects are ready to commence implementation during the fiscal year
18 of the requested allocation; and,

19 WHEREAS, The SFMTA and DPW agree to maintain or provide for the maintenance of
20 the projects for the benefit of and use by the public; and,

21 WHEREAS, DPW's proposed grant budget includes indirect costs of \$128,000 and the
22 SFMTA's grant budget does not include provision for indirect costs; now, therefore, be it

23 RESOLVED, That this Board of Supervisors authorizes the San Francisco Municipal
24 Transportation Agency and the Department of Public Works to accept and expend up to
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1 \$696,000 in state TDA Article 3 funds for FY 2011-12 for the projects described above and to
2 execute all required documents for receipt of such funds.

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5 Recommended: Approved _____
6 Mayor

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9 Nathaniel P. Ford Sr.
Executive Director/CEO, SFMTA

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11 Recommended: Approved _____
12 Controller

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15 Edward Reiskin
Director of Public Works

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