

1 [Grant and Cooperative Agreement with Metropolitan Transportation Commission]

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3 **Resolution authorizing the San Francisco Municipal Transportation Agency to enter**
4 **into a Grant and Cooperative Agreement with the Metropolitan Transportation**
5 **Commission to procure, through existing TransLink® contracts, new SFMTA**
6 **TransLink®-only fare collection equipment and related support services, for an amount**
7 **not to exceed \$29,150,000, to help complete the rollout of the regional TransLink®**
8 **smartcard system.**

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10 WHEREAS, On February 17, 2009, President Obama signed into law the American
11 Recovery and Reinvestment Act of 2009 (ARRA), landmark legislation aimed at addressing
12 the nation's crucial infrastructure needs and creating jobs in the process; and

13 WHEREAS, ARRA allocates more than \$8 billion worth of new funding for
14 transportation, of which nearly \$500 million will come to the Bay Area for capital rehabilitation
15 and improvement projects; and

16 WHEREAS, The Federal Transportation Administration recently announced that the
17 San Francisco Municipal Transportation Agency (SFMTA) will receive \$67.2 million to
18 complete critical fleet, infrastructure and facilities rehabilitation and improvement projects; and

19 WHEREAS, In order to receive the ARRA funds, strict, non-negotiable timelines must
20 be honored; specifically, the Metropolitan Transportation Commission (MTC) has mandated
21 that all ARRA-funded contracts be awarded by no later than November 30th, 2009, or the
22 funds will be withdrawn and reallocated to other transit agencies; and

23 WHEREAS, One of the SFMTA's projects, "Fare Collection Equipment Replacement,"
24 has been allocated \$11,000,000 in ARRA funds to replace the technically obsolete Muni

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1 Metro subway fare collection equipment with a modern Translink®-only fare collection system;
2 and

3 WHEREAS, To ensure consistency in fare collection across the various Bay Area
4 transit agencies, this project will be co-managed with MTC through a Grant and Cooperative
5 Agreement between the SFMTA and MTC, under which MTC will procure the new Muni fare
6 collection equipment through existing TransLink® contracts that have been competitively bid,
7 and SFMTA will assist with grant administration services, project management, and
8 construction and management of site preparation; and

9 WHEREAS, Contracting with MTC will ensure that the new fare collection equipment
10 will be delivered to the SFMTA in 2010; and

11 WHEREAS, Under Section 21.6 of the Administrative Code, the SFMTA may utilize the
12 competitive procurement process of any other public agency to make purchases of
13 commodities or services for the use of the City under the terms established in that agency's
14 competitive procurement process and as agreed upon by the City and the procuring agency,
15 upon making a determination that (i) the other agency's procurement process was competitive
16 or the result of a sole source award, and (ii) the use of the other agency's procurement would
17 be in the City's best interests; and

18 WHEREAS, On June 16, 2009, the SFMTA Board of Directors adopted Resolution No.
19 09-096, which authorized the execution of a Grant and Cooperative Agreement with MTC, in a
20 form substantially as presented to the SFMTA Board, to procure, through existing TransLink®
21 contracts, new SFMTA TransLink®-only fare collection equipment and related support
22 services, for an amount not to exceed \$29,150,000, to help complete the rollout of the
23 regional TransLink® smartcard system, subject to approval by the Board of Supervisors and
24 the Civil Service Commission; and

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1 WHEREAS, The SFMTA Board found that such procurement would assist SFMTA in
2 reaching Goals 1, 3, and 6 of the Strategic Plan to provide safe, accessible, reliable, clean
3 and environmentally sustainable service, to improve the customer experience, community
4 value, enhance the image of the SFMTA, and leverage technology to improve service and
5 efficiency; and

6 WHEREAS, Subsequent to the SFMTA Board action, the SFMTA and MTC concluded
7 negotiations of the Grant and Cooperative Agreement, on file with the Clerk of the Board of
8 Supervisors in File No. 090918, which is hereby declared to be a part of this motion as if set
9 forth fully herein; and

10 WHEREAS, Section 9.118 of the City Charter requires approval of the Board of
11 Supervisors by resolution of contracts entered into by the City and County requiring
12 anticipated expenditures of ten million dollars or more; now, therefore, be it

13 RESOLVED, That this Board authorizes the SFMTA to execute a Grant and
14 Cooperative Agreement with the Metropolitan Transportation Commission to procure fare
15 collection equipment for the Muni Metro subway system through existing MTC Translink[®]
16 contracts, in an amount not to exceed \$29,150,000.