

1 Accept-Expend State Grant – Transportation Development Act, Article 3

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3 **Resolution authorizing the San Francisco Municipal Transportation Agency to accept**
4 **and expend a grant in the amount of \$1,089,413 from the Metropolitan Transportation**
5 **Commission for various bicycle projects in the City and County of San Francisco in**
6 **Fiscal Year 2009-2010.**

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8 WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities Code
9 Section 99200 *et seq.*, authorizes the submission of claims to a regional transportation
10 planning agency for the funding of projects exclusively for the benefit and/or use of
11 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 of
18 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, MTC has granted an exception to the San Francisco Municipal
21 Transportation Agency (SFMTA) for Fiscal Year 2009-2010, allowing the SFMTA to submit
22 an individual claim apart from the Department of Public Works; and,

23 WHEREAS, The SFMTA desires to submit a request to MTC for the allocation of TDA
24 Article 3 funds to support eligible projects that are for the exclusive benefit and/or use of
25 pedestrians and/or bicyclists; and,

1 WHEREAS, The SFMTA declares it is eligible to request an allocation of TDA Article 3
2 funds pursuant to Section 99234 of the Public Utilities Code; and,

3 WHEREAS, SFMTA will not implement new bicycle parking and bicycle construction
4 projects until the injunction prohibiting implementation of the San Francisco Bicycle Plan has
5 been lifted by the San Francisco Superior Court; and,

6 WHEREAS, The SFMTA has identified \$100,000 in work to implement bicycle safety
7 programs; and,

8 WHEREAS, The SFMTA has identified \$200,000 in work to implement purchase and
9 install bicycle parking racks at various locations in San Francisco as requested by the public
10 and identified by staff; and,

11 WHEREAS, The SFMTA has identified \$789,413 in work to implement bicycle facility
12 projects, such as striping and signing Class II bikeways (bike lanes) and improving Class III
13 bikeways (bike routes) by widening curb lanes and striping bicycle pavement arrows
14 (especially on roadways with heavy traffic volumes and narrow lanes); and,

15 WHEREAS, The SFMTA has committed adequate staffing resources to complete the
16 projects; and,

17 WHEREAS, Environmental and right-of-way issues have been reviewed and found to be
18 in such a state that fund obligation deadlines will not be jeopardized; and,

19 WHEREAS, The City's Planning Commission has determined that the SFMTA's actions
20 contemplated in this Resolution are in compliance with the requirements of the California
21 Environmental Quality Act (CEQA, Public Resources Code Sections 21000 *et seq*), which
22 decision has been upheld by the Board of Supervisors; and,

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

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

1 WHEREAS, The SFMTA agrees to maintain, or provide for the maintenance of the
2 projects for the benefit of and use by the public; and,

3 WHEREAS, On August 4, 2009, the SFMTA Board of Directors approved Resolution No.
4 09-123, to accept and expend up to \$1,089,413 in state TDA Article 3 funds for Fiscal Year
5 2009-2010 for the projects described above; and,

6 WHEREAS, The grant does not require an Annual Salary Ordinance amendment; and,

7 WHEREAS, The SFMTA proposes to maximize use of available grant funds on program
8 expenditures by not including citywide indirect costs in the grant budget; now, therefore, be it

9 RESOLVED, That the Board of Supervisors waives inclusion of citywide indirect costs in
10 the grant budget; and be it

11 FURTHER RESOLVED, That this Board of Supervisors authorizes the SFMTA to accept
12 and expend up to \$1,089,413 in state TDA Article 3 funds for Fiscal Year 2009-2010 for the
13 projects described above and to execute all required documents for receipt of such funds.

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16 Recommended:
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Approved: _____
Mayor

19 Department Head

Approved: _____
Controller, Grant Division

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