

1 [Grants Federal Funds.]

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3 **Resolution authorizing the Municipal Transportation Agency to accept and expend**
4 **\$3,960,116 of federal earmarked capital assistance for MUNI's Particulate Matter Traps**
5 **Procurement and Natural Gas Facility Rehabilitation Project.**

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

10 WHEREAS, The City and County of San Francisco, through its Municipal
11 Transportation Agency (MTA), is an eligible claimant for capital assistance under Section
12 5309 of 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 funded separately using a variety of
16 sources, which may include State of California Proposition 116 Bond Funds, Regional Bridge
17 Toll Net Revenues, San Francisco Municipal Railway Improvement Corporation Funds and/or
18 San Francisco County Transportation Sales Taxes; and,

19 WHEREAS, DOT requires an applicant for federal assistance to give an assurance that
20 it will comply with Title VI of the Civil Rights Act of 1964 and DOT requirements thereunder;
21 and,

22 WHEREAS, It is the goal of the applicant that disadvantaged business enterprises
23 (DBEs) be utilized to the fullest extent possible in connection with this project, and that
24 definitive procedures shall be established and administered to ensure that DBEs shall have
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1 the maximum possible opportunity to compete for contracts, supplies, equipment contracts, or
2 consultant and other services; and,

3 WHEREAS, Congress has earmarked funding in TEA 21 for a national program of
4 projects using Section 5309 capital assistance; and

5 WHEREAS, The Particulate matter Traps Procurement and natural Gas Facility
6 Rehabilitation project, included in the national program, is a high priority San Francisco capital
7 improvement project; and,

8 WHEREAS, This Board must approve all requests to accept and expend grant funding
9 that are outside of the regular appropriations process; and

10 WHEREAS, The project costs are estimated as follows:

11	- Construction/Purchase/Consultant Contracts	\$3,401,315
12	- In-House Design/Project Management/Rehabilitation	310,445
13	- Indirect Costs	<u>248,356</u>
14	Total Project Cost	\$3,960,116

15 now, therefore, be it

16 RESOLVED, That the Municipal Transportation Agency is authorized to execute and
17 file an application on behalf of the City and County of San Francisco with the DOT to aid in the
18 capital assistance projects funded under Section 5309; and, be it

19 FURTHER RESOLVED, That the Municipal Transportation Agency Board is authorized
20 to execute and file with such application an assurance or any other document required by
21 DOT effectuating the purpose of Title VI of the Civil Rights Act of 1964; and, be it

22 FURTHER RESOLVED, That the Municipal Transportation Agency is authorized to
23 accept and expend \$3,960,116 in federal Section 5309 capital assistance for the following
24 San Francisco project:

- 25 • Particulate Matter Trap Procurement and Natural Gas Facility Rehabilitation; and, be it

1 FURTHER RESOLVED, That the Municipal Transportation Agency is authorized to
2 furnish whatever additional information might be requested by the funding agencies in
3 connection with this request; and, be it

4 FURTHER RESOLVED, That the Director of Transportation (or his designee) is
5 authorized to execute any and all agreements necessary to transfer the funds, and, be it

6 FURTHER RESOLVED, That the Municipal Transportation Agency is authorized to set
7 forth and execute DBE policies in connection with the project's procurement needs.

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9 **RECOMMENDED:**

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12 WILLIE L. BROWN, JR.
13 Mayor

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15 EDWARD HARRINGTON
16 Controller

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