

1 [Accept and Expend Grant - San Francisco Safe Routes to School Program 2017-2019 Non-
2 Infrastructure Project - \$2,797,000]

3 **Resolution authorizing the San Francisco Department of Public Health to accept and**
4 **expend a grant in the amount of \$2,797,000 in Active Transportation Program Funds**
5 **through Metropolitan Transportation Commission’s Safe Routes to School Grant**
6 **Program for the period of September 1, 2017, through August 31, 2019, waiving indirect**
7 **costs, stating assurance to complete the project, and to delegate authorization to**
8 **execute these agreements and any amendments thereto to the Director of Health.**

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10 WHEREAS, The San Francisco Department of Public Health (herein referred to as
11 applicant) is submitting an application to the Metropolitan Transportation Commission (MTC)
12 for \$2,797,000 in funding assigned to MTC for programming discretion, which includes federal
13 funding administered by the Federal Highway Administration (FHWA) and federal or state
14 funding administered by the California Transportation Commission (CTC) such as Surface
15 Transportation Program (STP) funding, Congestion Mitigation and Air Quality Improvement
16 (CMAQ) funding, Transportation Alternatives Program (TAP)/Active Transportation Program
17 (ATP) funding, and Regional Transportation Improvement Program (RTIP) funding (herein
18 collectively referred to as regional discretionary funding) for the SF Safe Routes to School
19 Non-Infrastructure Project (herein referred to as project) for the Active Transportation Program
20 (herein referred to as program); and

21 WHEREAS, The Moving Ahead for Progress in the 21st Century Act (Public Law 112-
22 141, July 6, 2012) and any extensions or successor legislation for continued funding
23 (collectively, MAP 21) authorize various federal funding programs including, but not limited to
24 the Surface Transportation Program (STP) (23 U.S.C., Section 133), the Congestion Mitigation
25 and Air Quality Improvement Program (CMAQ) (23 U.S.C., Section 149), and the

1 Transportation Alternatives Program (TA) (23 U.S.C., Section 213); and

2 WHEREAS, State statutes, including California Streets and Highways Code, Sections
3 182.6, 182.7, and 2381(a)(1), and California Government Code, Section 14527, provide
4 various funding programs for the programming discretion of the Metropolitan Planning
5 Organization (MPO) and the Regional Transportation Planning Agency (RTPA); and

6 WHEREAS, Pursuant to MAP-21, and any regulations promulgated thereunder, eligible
7 project sponsors wishing to receive federal or state funds for a regionally-significant project
8 shall submit an application first with the appropriate MPO, or RTPA, as applicable, for review
9 and inclusion in the federal Transportation Improvement Program (TIP); and

10 WHEREAS, MTC is the MPO and RTPA for the nine counties of the San Francisco Bay
11 region; and

12 WHEREAS, MTC has adopted a Regional Project Funding Delivery Policy (MTC
13 Resolution No. 3606, revised) that sets out procedures governing the application and use of
14 regional discretionary funding; and

15 WHEREAS, Applicant is an eligible sponsor for regional discretionary funding; and
16 WHEREAS, As part of the application for regional discretionary funding, MTC requires a
17 resolution adopted by the responsible implementing agency stating the following: 1) the
18 commitment of any required matching funds; and 2) that the sponsor understands that the
19 regional discretionary funding is fixed at the programmed amount, and therefore any cost
20 increase cannot be expected to be funded with additional regional discretionary funding; and 3)
21 that the project will comply with the procedures, delivery milestones and funding deadlines
22 specified in the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised);
23 and 4) the assurance of the sponsor to complete the PROJECT as described in the
24 application, subject to environmental clearance, and if approved, as included in MTC's federal
25 Transportation Improvement Program (TIP); and 5) that the PROJECT will have adequate

1 staffing resources to deliver and complete the project within the schedule submitted with the
2 project application; and 6) that the project will comply with all project-specific requirements as
3 set forth in the program; and 7) that applicant has assigned, and will maintain a single point of
4 contact for all FHWA- and CTC-funded transportation projects to coordinate within the agency
5 and with the respective Congestion Management Agency (CMA), MTC, Caltrans, FHWA, and
6 CTC on all communications, inquires or issues that may arise during the federal programming
7 and delivery process for all FHWA- and CTC-funded transportation and transit projects
8 implemented by applicant; and 8) in the case of a transit project, the project will comply with
9 MTC Resolution No. 3866, revised, which sets forth the requirements of MTC's Transit
10 Coordination Implementation Plan to more efficiently deliver transit projects in the region; and
11 9) in the case of a highway project, the project will comply with MTC Resolution No. 4104,
12 which sets forth MTC's Traffic Operations System (TOS) Policy to install and activate TOS
13 elements on new major freeway projects; and 10) in the case of an RTIP project, state law
14 requires PROJECT be included in a local congestion management plan, or be consistent with
15 the capital improvement program adopted pursuant to MTC's funding agreement with the
16 countywide transportation agency; and

17 WHEREAS, That applicant is authorized to submit an application for regional
18 discretionary funding for the project; and

19 WHEREAS, There is no legal impediment to applicant making applications for the
20 funds; and

21 WHEREAS, There is no pending or threatened litigation that might in any way adversely
22 affect the proposed project, or the ability of applicant to deliver such project; and

23 WHEREAS, Applicant authorizes its Executive Director, General Manager, or designee
24 to execute and file an application with MTC for regional discretionary funding for the project as
25 referenced in this resolution; and

1 WHEREAS, MTC requires that a copy of this resolution be transmitted to the
2 MTC in conjunction with the filing of the application; and

3 WHEREAS, The full project period of the grant starts on September 1, 2017 and
4 ends on August 31, 2019; and

5 WHEREAS, The purpose of this project is to promote walking and biking to and
6 from school in San Francisco; and

7 WHEREAS, The grant requires matching funds in the amount of \$133,370 from
8 San Francisco Department of Health General Fund and San Francisco Unified School
9 District; and

10 WHEREAS, Project does not contain indirect costs because applicant prohibits
11 including indirect costs in the budget; and

12 WHEREAS, An Annual Salary Ordinance amendment is not required as the grant
13 partially reimburses applicant for two existing positions, one Health Educator (Job Class
14 No. 2822) at .50 FTE and one Health Program Planner (Job Class No. 2818) at 1.0 FTE
15 for the period of September 1, 2017, through August 31, 2019; now, therefore, be it

16 RESOLVED, That applicant is hereby authorized to accept and expend a grant in
17 the amount of \$2,797,000 from MTC; and, be it

18 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion
19 of indirect costs in the grant budget; and, be it

20 FURTHER RESOLVED, That the applicant is authorized to execute and file an
21 application for funding for the project for regional discretionary funding under MAP-21 or
22 continued funding; and, be it

23 FURTHER RESOLVED, That applicant will provide any required matching funds; and,
24 be it

25 FURTHER RESOLVED, That applicant understands that the regional discretionary

1 funding for the project is fixed at the MTC approved programmed amount, and that any cost
2 increases must be funded by the applicant from other funds, and that applicant does not
3 expect any cost increases to be funded with additional regional discretionary funding; and, be it

4 FURTHER RESOLVED, That applicant understands the funding deadlines associated
5 with these funds and will comply with the provisions and requirements of the Regional Project
6 Funding Delivery Policy (MTC Resolution No. 3606, revised) and applicant has, and will retain
7 the expertise, knowledge and resources necessary to deliver federally-funded transportation
8 and transit projects, and has assigned, and will maintain a single point of contact for all FHWA-
9 and CTC-funded transportation projects to coordinate within the agency and with the
10 respective Congestion Management Agency (CMA), MTC, Caltrans, FHWA, and CTC on all
11 communications, inquires or issues that may arise during the federal programming and
12 delivery process for all FHWA- and CTC-funded transportation and transit projects
13 implemented by applicant; and, be it

14 FURTHER RESOLVED, That project will be implemented as described in the complete
15 application and in this resolution, subject to environmental clearance, and, if approved, for the
16 amount approved by MTC and programmed in the federal TIP; and, be it

17 FURTHER RESOLVED, That applicant has reviewed the project and has adequate
18 staffing resources to deliver and complete the project within the schedule submitted with the
19 project application; and, be it

20 FURTHER RESOLVED, That project will comply with the requirements as set forth in
21 MTC programming guidelines and project selection procedures for the program; and, be it

22 FURTHER RESOLVED, That, in the case of a transit project, applicant agrees to
23 comply with the requirements of MTC's Transit Coordination Implementation Plan as set forth
24 in MTC Resolution No. 3866, revised; and, be it

25 FURTHER RESOLVED, That, in the case of a highway project, applicant agrees to

1 comply with the requirements of MTC's Traffic Operations System (TOS) Policy as set forth in
2 MTC Resolution No. 4104; and, be it

3 FURTHER RESOLVED That, in the case of an RTIP project, project is included in a
4 local congestion management plan, or is consistent with the capital improvement program
5 adopted pursuant to MTC's funding agreement with the countywide transportation agency;
6 and, be it

7 FURTHER RESOLVED, That applicant is an eligible sponsor of regional discretionary
8 funding funded projects; and, be it

9 FURTHER RESOLVED, That applicant is authorized to submit an application for
10 regional discretionary funding for the project; and, be it

11 FURTHER RESOLVED, That there is no legal impediment to applicant making
12 applications for the funds; and, be it

13 FURTHER RESOLVED, That there is no pending or threatened litigation that might in
14 any way adversely affect the proposed project, or the ability of applicant to deliver such project;
15 and, be it

16 FURTHER RESOLVED, That applicant authorizes its Executive Director, General
17 Manager, City Manager, or designee to execute and file an application with MTC for regional
18 discretionary funding for the project as referenced in this resolution; and, be it

19 FURTHER RESOLVED, That a copy of this resolution will be transmitted to the MTC in
20 conjunction with the filing of the application; and, be it

21 FURTHER RESOLVED, That the MTC is requested to support the application for the
22 project described in the resolution, and if approved, to include the project in MTC's federal TIP
23 upon submittal by the project sponsor for TIP programming; and, be it

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1 FURTHER RESOLVED, That applicant is hereby authorized to accept and
2 expend the grant funds pursuant to San Francisco Administrative Code, Section 10.170-
3 1; and, be it

4 FURTHER RESOLVED, That the Director of Health is authorized to enter into the
5 agreement on behalf of the City.

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RECOMMENDED:

Barbara A. Garcia, MPA
Director of Health

APPROVED:

Office of the Mayor

Office of the Controller