

1 [Grant of Federal Funds.]  
2

3 **Resolution authorizing the Municipal Transportation Agency to accept and expend**  
4 **\$29,453,769 of Section 5309 fixed guideway capital assistance for various Municipal**  
5 **Railway capital projects and activities, excluding administrative overhead costs.**  
6

7 WHEREAS, The Secretary of Transportation is authorized to make monies available  
8 under the Federal Safe, Accountable, Flexible, Efficient, Transportation Equity Act-A Legacy  
9 for Users (SAFETEA-LU) for mass transportation projects; and

10 WHEREAS, The Municipal Transportation Agency (MTA), City and County of San  
11 Francisco, is an eligible claimant for flexible capital or operating assistance projects under  
12 Section 5309 of SATETEA-LU; and

13 WHEREAS, Section 5309 fixed guideway funds are apportioned according to a  
14 statutory formula and may be used to build new fixed guideway systems or modernize and  
15 enhance existing fixed guideway systems, including repairing and purchasing rolling stock to  
16 operate as part of the fixed guideway system; and

17 WHEREAS, The grant contract for financial assistance will impose certain obligations  
18 on the applicant, including providing the local share of project costs; and

19 WHEREAS, The local share of project costs will be funded through a variety of  
20 sources, which may include San Francisco Municipal Railway fare revenue, San Francisco  
21 Municipal Railway Improvement Corporation funds, Regional Bridge Toll net revenues, and/or  
22 sales taxes from the San Francisco County Transportation Authority; and

23 WHEREAS, The U.S. Department of Transportation (DOT) requires that in connection  
24 with the filing of an application for federal assistance, the applicant give an assurance that it  
25

1 will comply with Title VI of the Civil Rights Act of 1964 and the DOT requirements  
2 implementing that Act; and

3 WHEREAS, It is the goal of the applicant that disadvantaged business enterprises  
4 (DBEs) be utilized to the fullest extent possible in connection with this project, and that  
5 definitive procedures shall be established and administered, consistent with federal law, to  
6 ensure that DBEs be utilized to the fullest extent possible and shall have the maximum  
7 possible opportunity to compete for contracts, supplies, equipment contracts, or consultant  
8 and other services; and

9 WHEREAS, The Metropolitan Transportation Commission has prepared a regional  
10 program of projects that are funded through Section 5309; and

11 WHEREAS, The Municipal Railway's projects that are included in the regional program  
12 are high priority Municipal Railway capital improvements listed in MTA's current Short Range  
13 Transit Plan and in the Regional Transportation Plan; and

14 WHEREAS, There is no allowance for indirect costs; and

15 WHEREAS, The Executive Director/CEO of the MTA (or his designee) must execute  
16 agreements to complete transfer of the funds now, therefore, be it

17 RESOLVED, That on behalf of the City and County of San Francisco, the MTA is  
18 authorized to accept and expend \$29,453,769 in federal Section 5309 fixed guideway capital  
19 assistance for the following projects:

- 20 • Cable Car Infrastructure Rehabilitation
- 21 • Cable Car Vehicle Rehabilitation
- 22 • Overhead Lines Reconstruction
- 23 • Wayside Fare Collection Equipment Procurement
- 24 • Metro East Maintenance facility Construction
- 25 • Wayside Signal/Communications Equipment Rehabilitation; and, be it

1 FURTHER RESOLVED, That the Board of Supervisors waives inclusion of indirect  
2 costs in the grant budget; and, be it

3 FURTHER RESOLVED, That the MTA is authorized to furnish whatever additional  
4 information or assurances that might be requested by the funding agencies in connection with  
5 this request; and, be it

6 FURTHER RESOLVED, That the MTA is authorized to execute any and all agreements  
7 necessary to complete transfer of the funds.

8  
9 **RECOMMENDED:**

10  
11   
12 GAVIN NEWSOM  
Mayor

  
13  
14 EDWARD HARRINGTON  
15 Controller

16   
17 NATHANIEL P. FORD, SR.  
18 Executive Director/CEO



City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tails  
Resolution

File Number: 061258

Date Passed:


Resolution authorizing the Municipal Transportation Agency to accept and expend \$29,453,769 of Section 5309 fixed guideway capital assistance for various Municipal Railway capital projects and activities, excluding administrative overhead costs.

October 17, 2006 Board of Supervisors — ADOPTED

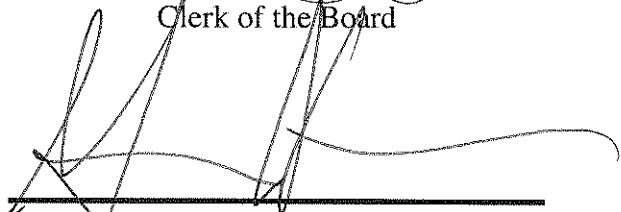
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 061258

I hereby certify that the foregoing Resolution was ADOPTED on October 17, 2006 by the Board of Supervisors of the City and County of San Francisco.

  
\_\_\_\_\_  
Gloria L. Young  
Clerk of the Board

October 24, 2006  
Date Approved

  
\_\_\_\_\_  
Mayor Gavin Newsom