

1 [Grant of Federal Funds.]

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3 **Resolution authorizing the Municipal Transportation Agency to accept and expend**
4 **\$22,447,850 of Federal Discretionary Capital Assistance for construction of the Third**
5 **Street Corridor Track/Maintenance Facility project, excluding administrative overhead**
6 **costs.**

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

11 WHEREAS, The Municipal Transportation Agency (MTA), City and County of San
12 Francisco, is an eligible claimant for FTA capital assistance projects under Section 5309 of
13 TEA 21; and

14 WHEREAS, The grant contract for financial assistance will impose certain obligations
15 upon the applicant, including providing the local share of project costs; and

16 WHEREAS, The local share of project costs will be funded using a variety of sources,
17 which may include State of California Proposition 116 Bond Funds, Regional Bridge Toll Net
18 Revenues, San Francisco Municipal Railway Improvement Corporation Funds and/or San
19 Francisco County Transportation Sales Taxes; and

20 WHEREAS, the U.S. Department of Transportation (DOT) requires that in connection
21 with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing
22 of an application for federal assistance, the applicant provide an assurance that it will comply
23 with Title VI of the Civil Rights Act of 1964 and DOT requirements implementing Title VI; and

24 WHEREAS, It is the goal of the applicant that disadvantaged business enterprises
25 (DBEs) be utilized to the fullest extent possible in connection with this project, and that

1 definitive procedures shall be established and administered to ensure that DBEs shall have
2 the maximum possible opportunity to compete for contracts, supplies, equipment contracts, or
3 consultant and other services; and

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

6 WHEREAS, The Third Street Corridor Track/Maintenance Facility project, included in
7 the national program, is a high priority San Francisco project; and

8 WHEREAS, The Director of Transportation of the MTA (or his designee) must execute
9 agreements to complete transfer of the funds; now, therefore, be it

10 RESOLVED, That, on behalf of the City and County of San Francisco, the MTA is
11 authorized to execute and file an application for Section 5309 program funding with DOT to
12 aid in this capital assistance project; and, be it

13 FURTHER RESOLVED, That the MTA is authorized to execute and file with such
14 application an assurance or any other document required by DOT effectuating the purpose of
15 Title VI of the Civil Rights Act of 1964; and, be it

16 FURTHER RESOLVED, That the MTA is authorized to accept and expend
17 \$22,447,850 in federal FTA Section 5309 capital assistance for the Third Street Corridor
18 Track/Maintenance Facility project; and, be it

19 FURTHER RESOLVED, That the MTA is authorized to furnish whatever additional
20 information might be requested by the funding agencies in connection with this request; and,
21 be it

22 FURTHER RESOLVED, That the MTA is authorized to execute any and all agreements
23 necessary to complete transfer of the funds; and, be it

24 FURTHER RESOLVED, That the MTA is authorized to set forth and execute DBE
25 policies in connection with the project's procurement needs.

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RECOMMENDED:

WILLIE L. BROWN, JR.
Mayor

EDWARD HARRINGTON
Controller