

1 [Accept and expend State grant - Transportation Development Act, Article 3]

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3 **Resolution authorizing the Department of Public Works to accept and expend state**
4 **Transportation Development Act (TDA) Article 3 funds totaling \$333,000 for various**
5 **pedestrian projects in the City and County of San Francisco in FY 2009-10.**

6
7 WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities
8 Code (PUC) Section 99200 et seq., authorizes the submission of claims to a regional
9 transportation planning agency for the funding of projects exclusively for the benefit and/or
10 use of pedestrians and bicyclists; and,

11 WHEREAS, The Metropolitan Transportation Commission (MTC), as the regional
12 transportation planning agency for the San Francisco Bay region, has adopted MTC
13 Resolution No. 875, Revised, entitled "Transportation Development Act, Article 3,
14 Pedestrian/Bicycle Projects," which delineates procedures and criteria for submission of
15 requests for the allocation of "TDA Article 3" funding; and,

16 WHEREAS, MTC Resolution No. 875, Revised requires that requests for the allocation
17 of TDA Article 3 funding be submitted as part of a single, countywide coordinated claim from
18 each county in the San Francisco Bay region; and,

19 WHEREAS, MTC has granted an exception to the Department of Public Works for
20 Fiscal Year 2009-10, allowing the Department to submit an individual claim; and,

21 WHEREAS, The Department of Public Works of the City and County of San Francisco
22 desires to submit a request to MTC for the allocation of TDA Article 3 funds to support eligible

1 projects that are for the exclusive benefit and/or use of pedestrians and or bicyclists; and,

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

4 WHEREAS, There is no pending or threatened litigation that might adversely affect the
5 projects described in this resolution, or that might impair the ability of the Department of Public
6 Works to implement the projects; and,

7 WHEREAS, The Department of Public Works is not legally impeded from submitting a
8 request to the MTC for the allocation of Transportation Development Act (TDA) Article 3
9 funds, nor is the Department of Public Works legally impeded from undertaking the projects
10 described below; and,

11 WHEREAS, The Department of Public Works has identified \$166,500 in work for the
12 preliminary engineering and design of curb ramps to be constructed at various locations
13 throughout San Francisco as required by the federal Americans with Disabilities Act, to be
14 funded from Fiscal year 2009-10 TDA Article 3 funds; and,

15 WHEREAS, The Department of Public Works has identified \$166,500 in work to repair
16 public sidewalks at various locations throughout San Francisco to be funded from Fiscal Year
17 2009-10 TDA Article 3 funds; and,

18 WHEREAS, The Department of Public Works has committed adequate staffing
19 resources to complete the projects; and,

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

22 WHEREAS, The City's Planning Department has determined that the Department of

1 Public Works' actions contemplated in this Resolution are in compliance with the requirements
2 of the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 et
3 seq.); said determination is on file with the Clerk of the Board of Supervisors in File
4 No. 090861 and is incorporated herein by reference; and,

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

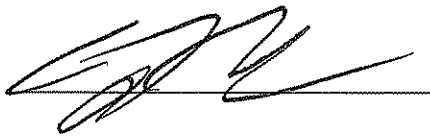
6 WHEREAS, The projects are ready to commence implementation during the fiscal year
7 of the requested allocation; and,

8 WHEREAS, The Department of Public Works agrees to maintain, or provide for the
9 maintenance of the projects for the benefit of and use by the public; and,

10 WHEREAS, The grant budget includes provision for indirect costs in the amount of
11 \$28,354; now, therefore, be it

12 RESOLVED, That this Board of Supervisors authorizes the Department of Public
13 Works to accept and expend up to \$333,000 in state TDA Article 3 funds for FY 2009-10 for
14 the projects described above and to execute all required documents for receipts of such
15 funds.

16
17 Recommended:

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19 

20 Edward Reiskin

21 Director of Public Works

Approved 

22
Mayor

Approved 

Controller



City and County of San Francisco

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

Tails
Resolution

File Number: 090861

Date Passed:

Resolution authorizing the Department of Public Works to accept and expend State Transportation Development Act (TDA) Article 3 funds totaling \$333,000 for various pedestrian projects in the City and County of San Francisco in FY 2009-2010.

July 21, 2009 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

File No. 090861

I hereby certify that the foregoing Resolution was ADOPTED on July 21, 2009 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

7/27/09

Date Approved

Mayor Gavin Newsom