

1 [Accept-Expend Federal and State Grants]

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3 **Resolution authorizing the Department of Public Works to accept and expend a federal**  
4 **grant in the amount of \$1,559,899 and a state grant in the amount of \$202,101 from the**  
5 **Metropolitan Transportation Commission for the Leland Avenue Streetscape**  
6 **Improvements Project.**  
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8 WHEREAS, The San Francisco Department of Public Works (DPW) is submitting an  
9 application to the Metropolitan Transportation Commission (MTC) for \$1,559,899 in federal  
10 funds plus \$202,101 in state funds, for a total of \$1,762,000 in Transportation Enhancements  
11 funds, from the 2006 Regional Transportation Improvement Program (RTIP) for the Leland  
12 Avenue Streetscape Improvements Project for the County Share Transportation for Livable  
13 Communities (TLC) Capital Program; and,

14 WHEREAS, SB 45 (Chapter 622, Statutes 1997) substantially revised the process for  
15 estimating the amount of federal and state funds available for transportation projects in the  
16 state and for appropriating and allocating the available funds to these projects; and,

17 WHEREAS, As part of that process, MTC is responsible for programming projects  
18 eligible for Transportation Enhancements funds, pursuant to California Government Code  
19 Section 14527(b), for inclusion in the RTIP, and submission to the California Transportation  
20 Commission, for inclusion in the State Transportation Improvement Program; and,

21 WHEREAS, MTC will review and include, if approved, 2006 RTIP projects in the  
22 federal Transportation Improvement Program (TIP); and,

23 WHEREAS, MTC has requested eligible transportation project sponsors to submit  
24 applications nominating projects to be programmed for Transportation Enhancements funds in  
25 the RTIP; and,

1           WHEREAS, Applications to MTC must be submitted consistent with procedures,  
2 conditions, and forms it provides transportation project sponsors; and,

3           WHEREAS, DPW is a sponsor of transportation projects eligible for Transportation  
4 Enhancements funds; and,

5           WHEREAS, The RTIP project fact and fund sheet of the project application, attached  
6 hereto and incorporated herein as though set forth at length, lists the project, purpose,  
7 schedule and budget for which DPW is requesting that MTC program Transportation  
8 Enhancements funds for inclusion in the RTIP; and,

9           WHEREAS, Part 2 of the project application, attached hereto and incorporated herein  
10 as though set forth at length, includes the certification by DPW of assurances required by SB  
11 45 in order to qualify the project listed in the RTIP project nomination sheet of the project  
12 application for programming by MTC; and,

13           WHEREAS, The Leland Avenue Streetscape Improvements Project will comply with  
14 the procedures specified in the Regional Project Funding Delivery Policy (MTC Resolution No.  
15 3606, revised); and,

16           WHEREAS, As part of the application for 2006 RTIP funding, MTC requires any  
17 resolution adopted by the responsible implementing agency to state that the project will  
18 comply with the procedures specified in Regional Project Funding Delivery Policy (MTC  
19 Resolution No. 3606, revised, and as may be further amended); and,

20           WHEREAS, The federal portion of the Transportation Enhancements funds will cover  
21 approximately 88.5 percent of eligible costs as defined by the Federal Highway Administration  
22 and administered by Caltrans, up to \$1,559,899; and,

23           WHEREAS, The non-federal share of Transportation Enhancements funds will cover  
24 11.5 percent of eligible costs, up to \$202,101; and,

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1           WHEREAS, Approval of the project identified in this legislation is subject to the  
2 appropriate environmental review. This Resolution does not commit the Mayor, Board,  
3 Department of Public Works or any other official of the City to implement the project, nor does  
4 it foreclose the possibility of considering alternatives, mitigation measures or deciding not to  
5 approve or implement the project, after conducting appropriate environmental review under  
6 the California Environmental Quality Act; and,

7           WHEREAS, The grants do not require an ASO amendment; and,

8           WHEREAS, The grant budget includes provisions for indirect costs of approximately  
9 \$20,660; now, therefore be it

10           RESOLVED, That the San Francisco Board of Supervisors authorizes DPW to accept  
11 and expend a \$1,559,899 federal grant and a \$202,101 state grant from MTC for the Leland  
12 Avenue Streetscape Improvements Project; and be it

13           FURTHER RESOLVED, That DPW will comply with the provisions and requirements of  
14 the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised, and as may  
15 be further amended), that the Leland Avenue Streetscape Improvements Project will be  
16 implemented as described in the complete application and in this resolution and, if approved,  
17 for the amount programmed in the MTC federal TIP, and that DPW and the Leland Avenue  
18 Streetscape Improvements Project will comply with the requirements as set forth in the 2006  
19 RTIP Augmentation Policies and Procedures (MTC Resolution No. 3790); and therefore be it

20           FURTHER RESOLVED, That DPW has reviewed the project and has adequate staffing  
21 resources to deliver and complete the project within the schedule set forth in the RTIP project  
22 fact and fund sheet of the project application, attached to this resolution; and be it

23           FURTHER RESOLVED, That DPW is an eligible sponsor of projects in the State  
24 Transportation Improvement Program; and be it

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1 FURTHER RESOLVED, That DPW is authorized to submit an application for State  
2 Transportation Improvement Program funds for the Leland Avenue Streetscape  
3 Improvements Project; and be it

4 FURTHER RESOLVED, That there is no legal impediment to DPW making applications  
5 for Transportation Enhancements funds; and be it

6 FURTHER RESOLVED, That there is no pending or threatened litigation that might in  
7 any way adversely affect the proposed project, or the ability of DPW to deliver such project;  
8 and be it

9 FURTHER RESOLVED, That the San Francisco Board of Supervisors authorizes the  
10 Director of Public Works of his or her designee to execute and file an application with MTC to  
11 program Transportation Enhancements funds into the RTIP for the project, purposes and  
12 amounts included in the project application attached to this resolution; and be it

13 FURTHER RESOLVED, That the Director of Public Works or his or her designee is  
14 authorized to execute all documents pertaining to the project with Caltrans.

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Recommended:

Approved: \_\_\_\_\_  
Mayor

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Department Head

Approved: \_\_\_\_\_  
Controller