

1 [Apply for Funding - Municipal Transportation Commission - Active Transportation Program –
2 Up to \$990,000]

3 **Resolution authorizing the Department of Public Health to submit an application to the**
4 **Metropolitan Transportation Commission for up to \$990,000 in the Active**
5 **Transportation Program.**

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7 WHEREAS, Department of Public Health (herein referred to as APPLICANT) is
8 submitting an application to the Metropolitan Transportation Commission (MTC) for \$990,000
9 in funding assigned to MTC for programming discretion, which includes federal funding
10 administered by the Federal Highway Administration (FHWA) and federal or state funding
11 administered by the California Transportation Commission (CTC) such as Surface
12 Transportation Program (STP) funding, Congestion Mitigation and Air Quality Improvement
13 (CMAQ) funding, Transportation Alternatives (TA)/Active Transportation Program (ATP)
14 funding, and Regional Transportation Improvement Program (RTIP) funding (herein
15 collectively referred to as REGIONAL DISCRETIONARY FUNDING) for the San Francisco
16 Safe Routes to School Non-Infrastructure Project (herein referred to as PROJECT) for the
17 Active Transportation Program (herein referred to as PROGRAM); and

18 WHEREAS, The Moving Ahead for Progress in the 21st Century Act (Public Law 112-
19 141, July 6, 2012) and any extensions or successor legislation for continued funding
20 (collectively, MAP 21) authorize various federal funding programs including, but not limited to
21 the Surface Transportation Program (STP) (23 U.S.C., Section 133), the Congestion
22 Mitigation and Air Quality Improvement Program (CMAQ) (23 U.S.C., Section 149) and the
23 Transportation Alternatives Program (TA) (23 U.S.C., Section 213); and

24 WHEREAS, State statutes, including California Streets and Highways Code, Section
25 182.6, Section 182.7, and Section 2381(a)(1), and California Government Code, Section

1 14527, provide various funding programs for the programming discretion of the Metropolitan
2 Planning Organization (MPO) and the Regional Transportation Planning Agency (RTPA); and

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

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

9 WHEREAS, MTC has adopted a Regional Project Funding Delivery Policy (MTC
10 Resolution No. 3606, revised) that sets out procedures governing the application and use of
11 REGIONAL DISCRETIONARY FUNDING; and

12 WHEREAS, APPLICANT is an eligible sponsor for REGIONAL DISCRETIONARY
13 FUNDING; and

14 WHEREAS, As part of the application for REGIONAL DISCRETIONARY FUNDING,
15 MTC requires a resolution adopted by the responsible implementing agency stating the
16 following:

17 • the commitment of any required matching funds; and
18 • that the sponsor understands that the REGIONAL DISCRETIONARY FUNDING is
19 fixed at the programmed amount, and therefore any cost increase cannot be expected to be
20 funded with additional REGIONAL DISCRETIONARY FUNDING; and

21 • that the PROJECT will comply with the procedures, delivery milestones and funding
22 deadlines specified in the Regional Project Funding Delivery Policy (MTC Resolution No.
23 3606, revised); and

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1 • the assurance of the sponsor to complete the PROJECT as described in the
2 application, subject to environmental clearance, and if approved, as included in MTC's federal
3 Transportation Improvement Program (TIP); and

4 • that the PROJECT will have adequate staffing resources to deliver and complete the
5 PROJECT within the schedule submitted with the project application; and

6 • that the PROJECT will comply with all project-specific requirements as set forth in the
7 PROGRAM; and

8 • that APPLICANT has assigned, and will maintain a single point of contact for all
9 FHWA- 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

14 WHEREAS, That APPLICANT is authorized to submit an application for REGIONAL
15 DISCRETIONARY FUNDING for the PROJECT; and

16 WHEREAS, There is no legal impediment to APPLICANT making applications for the
17 funds; and

18 WHEREAS, There is no pending or threatened litigation that might in any way
19 adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such
20 PROJECT; and

21 WHEREAS, APPLICANT authorizes its Executive Director, General Manager, or
22 designee to execute and file an application with MTC for REGIONAL DISCRETIONARY
23 FUNDING for the PROJECT as referenced in this resolution; and

24 WHEREAS, MTC requires that a copy of this resolution be transmitted to the MTC in
25 conjunction with the filing of the application; now, therefore, be it

1 RESOLVED, That the APPLICANT is authorized to execute and file an application for
2 funding for the PROJECT for REGIONAL DISCRETIONARY FUNDING under MAP-21 or
3 continued funding; and, be it

4 FURTHER RESOLVED, That APPLICANT will provide any required matching funds;
5 and, be it

6 FURTHER RESOLVED, That APPLICANT understands that the REGIONAL
7 DISCRETIONARY FUNDING for the project is fixed at the MTC approved programmed
8 amount, and that any cost increases must be funded by the APPLICANT from other funds,
9 and that APPLICANT does not expect any cost increases to be funded with additional
10 REGIONAL DISCRETIONARY FUNDING; and, be it

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

21 FURTHER RESOLVED, That PROJECT will be implemented as described in the
22 complete application and in this resolution, subject to environmental clearance, and, if
23 approved, for the amount approved by MTC and programmed in the federal TIP; and, be it

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1 FURTHER RESOLVED, That APPLICANT has reviewed the PROJECT and has
2 adequate staffing resources to deliver and complete the PROJECT within the schedule
3 submitted with the project application; and, be it

4 FURTHER RESOLVED, That PROJECT will comply with the requirements as set forth
5 in MTC programming guidelines and project selection procedures for the PROGRAM; and, be
6 it

7 FURTHER RESOLVED, That APPLICANT is an eligible sponsor of REGIONAL
8 DISCRETIONARY 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
15 PROJECT; and, be it

16 FURTHER RESOLVED, That APPLICANT authorizes its Executive Director, General
17 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
23 federal TIP upon submittal by the project sponsor for TIP programming.

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1 RECOMMENDED:

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4 Barbara A. Garcia, MPA
5 Director of Health

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