

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 \$408,123 and a state grant in the amount of \$52,877 from the**
5 **Metropolitan Transportation Commission for the Point Lobos 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 \$408,123 in federal
10 funds plus \$52,877 in state funds, for a total of \$461,000 in Transportation Enhancements
11 funds, from the 2010 Regional Transportation Improvement Program (RTIP) for the Point
12 Lobos Streetscape Improvements Project for the MTC 2010 RTIP, as authorized by MTC by
13 Resolution No. 3928; 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, 2010 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 Programming Request (PPR) form of the project
6 application, attached hereto and incorporated herein as though set forth at length, lists the
7 project, purpose, schedule and budget for which DPW is requesting that MTC program
8 Transportation 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, As part of the application for 2010 RTIP funding, MTC requires any
14 resolution adopted by the responsible implementing agency to state that the project will
15 comply with the procedures specified in the "Timely Use of Funds Provisions and Deadlines"
16 (MTC Resolution No. 3928, Attachment 1, Pages 14 - 15, and as may be further amended);
17 and,

18 WHEREAS, The federal portion of the Transportation Enhancements funds will cover
19 approximately 88.5 percent of eligible costs as defined by the Federal Highway Administration
20 and administered by Caltrans, up to \$408,123; and,

21 WHEREAS, The non-federal share of Transportation Enhancements funds will cover
22 11.5 percent of eligible costs, up to \$52,877; and,

23 WHEREAS, The environmental and planning phase is estimated to cost \$34,000 and
24 will be funded with General Funds appropriated to the Great Streets/Streetscape program in
25 the Fiscal Year 05-06 Annual Appropriation Ordinance (203-05); and;

1 WHEREAS, The total cost of the Point Lobos Streetscape Improvements project is
2 \$495,000; and,

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

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

10 WHEREAS, The grant budget includes provisions for indirect costs of approximately
11 \$5,012; now, therefore be it

12 RESOLVED, That the San Francisco Board of Supervisors authorizes DPW to accept
13 and expend a \$408,123 federal grant and a \$52,877 state grant from MTC for the Point Lobos
14 Streetscape Improvements Project; and be it

15 FURTHER RESOLVED, That DPW approves the assurances set forth in Part 2 of the
16 project application, attached to this resolution; and be it

17 FURTHER RESOLVED, That DPW will comply with the provisions and requirements of
18 the "Timely Use of Funds Provisions and Deadlines" (MTC Resolution No. 3928, Attachment
19 1, Pages 14-15, and as may be further amended), that the Point Lobos Streetscape
20 Improvements Project will be implemented as described in the complete application and in
21 this resolution and, if approved, for the amount programmed in the MTC federal TIP, and that
22 DPW and the Point Lobos Streetscape Improvements Project will comply with the
23 requirements as set forth in the 2010 RTIP Policies and Procedures (MTC Resolution No.
24 3928); and therefore be it
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1 FURTHER RESOLVED, That DPW has reviewed the project and has adequate staffing
2 resources to deliver and complete the project within the schedule set forth in the RTIP Project
3 Programming Request (PPR) form of the project application, attached to this resolution; and
4 be it

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

7 FURTHER RESOLVED, That DPW is authorized to submit an application for State
8 Transportation Improvement Program funds for the Point Lobos Streetscape Improvements
9 Project; and be it

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

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

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

19 FURTHER RESOLVED, That the Director of Public Works or his or her designee is
20 authorized to execute all documents pertaining to the project with Caltrans; and be it

21 FURTHER RESOLVED, That a copy of this resolution shall be transmitted to MTC in
22 conjunction with the filing of DPW's application referenced herein.

1 Recommended:
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5 Department Head
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Approved: _____

Mayor

Approved: _____

Controller