Resolution authorizing the San Francisco Port Commission to accept and expend a
grant in the amount of $400,000 from the California Department of Transportation for
the Downtown Ferry Terminal Public Pier Project

WHEREAS, The Ferry Terminal Public Pier Project is a component of the Downtown
Ferry Terminal Project, currently under construction, that includes a new, freestanding
breakwater, which the Port completed in July 2001 at a cost of $3 million; and

WHEREAS, The proposed Public Pier Project would finish the top of the breakwater
with public pedestrian improvements to create a landmark public access fishing and
recreation pier, extending 637-feet into the Bay; and,

WHEREAS, The Ferry Terminal Public Pier Project (the "Project") will provide public
access improvements on the existing Ferry Terminal breakwater, support recreational fishing
and other wildlife-associated recreation uses, and will include interpretive displays on the
Bay's natural resources; and,

WHEREAS, The Project is an important part of the Port's Waterfront Land Use Plan;

and,

WHEREAS, All relevant agencies, including the Bay Conservation and Development
Commission, the Regional Water Quality Control Board, and the Army Corps of Engineers,
have issued permits for approval of the Project; and,

WHEREAS, The San Francisco Planning Department adopted and issued a Final
Negative Declaration (the "Negative Declaration") pursuant to the California Environmental
Quality Act on August 7, 1997 and the Federal Highway Administration issued a finding of no

Supervisor Peskin
Port Commission
BOARD OF SUPERVISORS
significant impact pursuant to the National Environmental Policy Act for the Downtown Ferry
Terminal Project, which incorporates the Project; and,

WHEREAS, The Port Commission by Resolution No. 05-03, dated January 11, 2005
authorized the Port's Executive Director to apply for, accept and expend the $400,000 in grant
funds from the California Department of Transportation, Transportation Enhancement
Activities Program; and,

WHEREAS, The Port Commission now seeks the approval of the Board of Supervisors
to apply for, accept and expend funds from the California Department of Transportation; and,

WHEREAS, The Port Commission proposes to maximize use of available grant funds
on program expenditures by not including indirect costs in the grant budget; now, therefore,
be it

RESOLVED, That the Board of Supervisors authorizes the San Francisco Port
Commission to apply for, accept and expend $400,000 in grant funds from the California
Department of Transportation; and be it

FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the San
Francisco Port Commission to execute any documents required for the implementation of this
grant, including any amendments, augmentations or extensions thereof; and be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
indirect costs in the grant budget; and be it

FURTHER RESOLVED, That the Executive Director of the Port, or her designee, is
authorized to approve, sign and execute an agreement to hold the granting agency harmless
from liability arising out of the Project.
Recommended:

Department Head

Approved:

Mayor

Approved:

Controller
Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of $400,000 from the California Department of Transportation for the Downtown Ferry Terminal Public Pier Project.

April 26, 2005 Board of Supervisors — ADOPTED
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

File No. 050715

I hereby certify that the foregoing Resolution was ADOPTED on April 26, 2005 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

May 06 2005

Date Approved

Mayor Gavin Newsom