[Resolution authorizing the Director of the Department of Public Works to accept and expend federal grant funds totaling $6,110,000 for the SOMA Pavement Renovation Project and the Cortland Avenue Pavement Renovation Project.]

Resolution authorizing the Director of the Department of Public Works to accept and expend federal Surfacing Transportation Program funds totaling $6,110,000 for the SOMA Pavement Renovation Project and the Cortland Avenue Pavement Renovation Project.

WHEREAS, The Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA) continues the Surface Transportation Program (STP) and the Congestion Mitigation and Air Quality Improvement Program (CMAQ); and,

WHEREAS, SAFETEA legislation will guide STP, CMAQ, and Transportation Enhancements programming until a SAFETEA bill is authorized; and,

WHEREAS, Pursuant to SAFETEA, and the regulations promulgated thereunder, eligible project sponsors wishing to receive STP or CMAQ grants for a project shall submit an application first with the appropriate metropolitan transportation planning organization (MPO), for review and inclusion in the MPO's Transportation Improvement Program (TIP); and,

WHEREAS, The Metropolitan Transportation Commission is the MPO for the San Francisco Bay region; and,

WHEREAS, DPW is an eligible project sponsor for STP or CMAQ funds; and

WHEREAS, DPW is an eligible sponsor of projects in the State Transportation Improvement Program; and

WHEREAS, DPW is authorized to submit an application for State Transportation Improvement Program funds for the SOMA Pavement Renovation Project and the Cortland

**Department of Public Works**, Supervisor Ammiano
WHEREAS, The San Francisco County Transportation Authority, on behalf of the City and County of San Francisco, submitted an application to MTC for funds from the Federal Third Cycle STP Improvement Program in Fiscal Years 2006-07, 2007-08 and 2008-09 for the following projects: $4,860,000 for the SOMA Pavement Renovation Project and $1,250,000 for the Cortland Avenue Pavement Renovation Project, or a total of $6,110,000; and,

WHEREAS, The federal funding will cover 88.5 percent of eligible costs up to total project costs as defined by the Federal Highway Administration and administered by Caltrans; and,

WHEREAS, The non-federal share will be paid for with local half-cent sales tax administered by the San Francisco County Transportation Authority; and,

WHEREAS, The non-federal share of the total costs of the projects is $1,708,024 which is greater than the required 11.5 percent local match; and,

WHEREAS, The Department of Public Works understands that the total amount of STP funding for the aforementioned projects is fixed at $6,110,000, and that any cost increases incurred by the Department in delivering these projects must be funded by local funds, and that the Department of Public Works does not expect any cost increases to be funded with STP funds; and,

WHEREAS, The Department of Public Works will complete the project as described in the application and as programmed in MTC's TIP; and,

WHEREAS, The Department of Public Works understands that funds must be obligated by June 30 of the year that the projects are programmed for in the TIP, or the projects may be removed from the program; and,

WHEREAS, The Department of Public Works has a certified pavement management system (PMS); and,

**Department of Public Works**
WHEREAS, There is no legal impediment to the Department of Public Works making applications for STP and Regional Improvement Program funds for the SOMA Pavement Renovation Project and the Cortland Avenue Pavement Renovation Project; and,

WHEREAS, There is no pending or threatened litigation which might in any way adversely affect the proposed projects, or the ability of the Department of Public Works to deliver such projects; and,

WHEREAS, A copy of this resolution will be transmitted to the MTC in conjunction with the filing of the application; therefore, be it

RESOLVED, That this Board of Supervisors does hereby authorize the Director of the Department of Public Works to accept and expend $6,110,000 in Federal Third Cycle STP Improvement Program funds for Fiscal Years 2006-07, 2007-08 and 2008-09 for the SOMA Pavement Renovation Project and the Cortland Avenue Pavement Renovation Project and to execute all documents therefor.

Recommended:

Edwin M. Lee
Director of Public Works

Approved:

Mayor

Controller

"Department of Public Works"
Resolution authorizing the Director of the Department of Public Works to accept and expend federal Surfacing Transportation Program funds totaling $6,110,000 for the SOMA Pavement Renovation Project and the Cortland Avenue Pavement Renovation Project.

March 7, 2006  Board of Supervisors — ADOPTED
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Excused: 1 - McGoldrick

I hereby certify that the foregoing Resolution was ADOPTED on March 7, 2006 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Mayor Gavin Newsom