[Resolution of Local Support]

Resolution of Local Support of the Valencia Streetscape Improvements Project.

WHEREAS, The Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA) (Public Law 109-59, August 10, 2005) continues the Surface Transportation Program (23 U.S.C. § 133) and the Congestion Mitigation and Air Quality Improvement Program (CMAQ) (23 U.S.C. § 149); and,

WHEREAS, Pursuant to SAFETEA, and the regulations promulgated thereunder, eligible project sponsors wishing to receive federal transportation grants for a project shall submit an application first with the appropriate Metropolitan Planning Organization (MPO), for review and inclusion in the MPO's Transportation Improvement Program (TIP); and,

WHEREAS, The Metropolitan Transportation Commission (MTC) is the MPO for the nine counties of the San Francisco Bay region; and,

WHEREAS, The San Francisco Department of Public Works (DPW) is an eligible project sponsor for federal transportation funds; and,

WHEREAS, MTC awarded to DPW a $2.6 million federal transportation grant through MTC's Transportation for Livable Communities (TLC) program for the Valencia Streetscape Improvements Project; and,

WHEREAS, Such federal funds were appropriated by the Board of Supervisors in the FY 2006-07 DPW budget; and,

WHEREAS, On January 30, 2007, the San Francisco County Transportation Authority Board passed Resolution 07-43, allocating $64,394 in Proposition K transportation sales tax funds to DPW for design engineering of the Valencia Streetscape Improvements Project, and making a commitment to allocate the remaining $435,606 in construction funds when DPW
completes the design engineering phase, for a total allocation of $500,000 in local matching funds; and,

WHEREAS, MTC requires a separate resolution adopted by the San Francisco Board of Supervisors providing their support for the project; and,

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

WHEREAS, DPW understands that federal funding through the TLC program is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded through the TLC program; and,

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

WHEREAS, DPW will complete the project as described in the application, and as programmed in MTC's Transportation Improvement Program; and,

WHEREAS, The Valencia Streetscape Improvements Project will comply with all the project-specific requirements as set forth in the Transportation for Livable TLC program; now, therefore be it

RESOLVED, That DPW is an eligible sponsor for federal transportation funds; and be it FURTHER RESOLVED, That there is no legal impediment to DPW making applications for TLC program funds; and be it
FURTHER RESOLVED, That there is no pending or threatened litigation that might in any way adversely affect the proposed project, or the ability of DPW to deliver such project; and be it

FURTHER RESOLVED, That DPW is authorized to proceed with the federal-aid process with Caltrans for the Valencia Streetscape Improvements Project; and be it

FURTHER RESOLVED, That local matching funds in the amount of $500,000 will be provided by Proposition K transportation sales tax funds; and be it

FURTHER RESOLVED, That DPW understands that federal funding for the project through the TLC program is fixed at $2.6 million, and that DPW does not expect any cost increases to be funded through the TLC program; and be it

FURTHER RESOLVED, That the Valencia Streetscape Improvements Project will be built as described in the submitted application and as programmed in MTC’s Transportation Improvement Program; and be it

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

Recommended:

Department Head

Approved:

Mayor

Controller
Resolution of Local Support of the Valencia Streetscape Improvements Project.

February 6, 2007  Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

I hereby certify that the foregoing Resolution was ADOPTED on February 6, 2007 by the Board of Supervisors of the City and County of San Francisco.

FEB 6 2007

Date Approved

Mayor Gavin Newsom