[Apply for, Accept, and Expend - Local Priority Development Area Planning and Implementation Efforts - $2,380,000]

Resolution authorizing the Planning Department to apply for, accept, and expend funds in the amount of $2,380,000 from the Metropolitan Transportation Commission for local Priority Development Area Planning and Implementation efforts spanning FYs 2012-2013 through FYs 2015-2016.

WHEREAS, The San Francisco Planning Department is submitting an application to the Metropolitan Transportation Commission (MTC) for $2,380,000 in funding assigned to MTC for programming discretion, including but not limited to federal funding administered by the Federal Highway Administration (FHWA) such as Surface Transportation Program (STP) funding, Congestion Mitigation and Air Quality Improvement (CMAQ) funding and/or Transportation Alternatives (TA) funding (herein collectively referred to as REGIONAL DISCRETIONARY FUNDING) for local PDA Planning and Implementation efforts spanning Fiscal Years 2012-13 through 2015-16 (herein referred to as PROJECT) for the County PDA Implementation program (herein referred to as PROGRAM); and

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

WHEREAS, State statutes, including California Streets and Highways Code 182.6 and 182.7 provide various funding programs for the programming discretion of the Metropolitan Planning Organization (MPO) and the Regional Transportation Planning Agency (RTPA); and

Supervisor Wiener
BOARD OF SUPERVISORS

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WHEREAS, Pursuant to MAP-21, and any regulations promulgated thereunder, eligible project sponsors wishing to receive federal funds for a project shall submit an application first with the appropriate MPO for review and inclusion in the MPO’s Transportation Improvement Program (TIP); and

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

WHEREAS, MTC has adopted a Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) that sets out procedures governing the application and use of federal funds; and

WHEREAS, The San Francisco Planning Department is an eligible sponsor for REGIONAL DISCRETIONARY FUNDING; and

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

1. the commitment of any required matching funds; and

2. that the sponsor understands that the REGIONAL DISCRETIONARY FUNDING is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded with additional REGIONAL DISCRETIONARY FUNDING; and

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

4. the assurance of the sponsor to complete the project as described in the application, and if approved, as included in MTC’s federal Transportation Improvement Program (TIP); and
5. that the project will comply with all project-specific requirements as set forth in the
   PROGRAM; and

6. that the project (transit only) will comply with MTC Resolution No. 3866, revised,
   which sets forth the requirements of MTC's Transit Coordination Implementation
   Plan to more efficiently deliver transit projects in the region.

Now, therefore, be it

   RESOLVED, That the San Francisco Planning Department is an eligible sponsor of
   REGIONAL DISCRETIONARY FUNDING funded projects; and be it

   FURTHER RESOLVED, That the San Francisco Planning Department is authorized to
   submit an application for REGIONAL DISCRETIONARY FUNDING for the PROJECT; and be
   it

   FURTHER RESOLVED, That there is no legal impediment to the San Francisco
   Planning Department making applications for the 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 t to deliver such PROJECT;
   and be it

   FURTHER RESOLVED, That the Board of Supervisors of the City and County of San
   Francisco authorizes its Director of Planning, or designee, to execute and file an application
   with MTC for REGIONAL DISCRETIONARY FUNDING for the PROJECT as referenced in
   this resolution; and be it

   FURTHER RESOLVED, That a copy of this resolution will be transmitted to the MTC in
   conjunction with the filing of the application; and be it

   FURTHER RESOLVED, That the MTC is requested to support the application for the
   PROJECT described in the resolution and to include the PROJECT, if approved, in MTC's
   federal TIP.
Recommended:  

Department Head

Approved:  

Mayor

Approved:  

Controller
Resolution authorizing the Planning Department to apply for, accept, and expend funds in the amount of $2,380,000 from the Metropolitan Transportation Commission for local Priority Development Area Planning and Implementation efforts spanning FYs 2012-2013 through 2015-2016.

January 23, 2013 Budget and Finance Committee - RECOMMENDED

January 29, 2013 Board of Supervisors - ADOPTED
Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener and Yee

I hereby certify that the foregoing Resolution was ADOPTED on 1/29/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved

2/4/13