

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 15-067

WHEREAS, The Metropolitan Transportation Commission (MTC) has issued a call for projects for \$15 million 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 its Transit Performance Initiative-Incentive Grant Program under the Transit Sustainability Project (TSP); and

WHEREAS, For FY 2015, SFMTA will receive \$4,656, 260 of these federal funds; and

WHEREAS, These funds must be used by transit agencies to fund projects focused on increasing ridership and/or productivity; and

WHEREAS, The Moving Ahead for Progress in the 21<sup>st</sup> 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 STP program (23 U.S.C. § 133), the CMAQ program (23 U.S.C. § 149) and the TA Program (23 U.S.C. § 213); and

WHEREAS, State statutes, including California Streets and Highways Code Sections 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

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, The Metropolitan Transportation Commission (MTC) is the MPO for the nine counties in the San Francisco Bay Area 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 CMAQ funds; and

WHEREAS, SFMTA is an eligible project sponsor for Regional Discretionary Funding; and

WHEREAS, As part of the application for Regional Discretionary Funding, MTC requires a Resolution of Local Support be adopted stating that the SFMTA Board understands that:

1. the SFMTA commits to provide local matching funds of at least 11.47% (\$603,268); and
2. the Regional Discretionary Funding is fixed at the programmed amount, and any cost increases must be funded by the SFMTA, and the SFMTA does not expect any cost increases to be funded with Regional Discretionary Funding; and
3. 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 SFMTA has, and will retain, the expertise, knowledge and resources necessary to deliver federally funded transportation projects, and has assigned, and will maintain, a single point of contact for all FHWA-funded transportation projects to coordinate within the agency and with the respective Congestion Management Agency, MTC, Caltrans and FHWA on all communications, inquiries or issues that may arise during the federal programming and delivery process for all FHWA-funded transportation projects implemented by SFMTA; and
5. the SFMTA will complete the project as described in the application, and if approved, as included in MTC's federal TIP; and
6. the project will comply with all project-specific requirements as set forth in the program; and
7. the project 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 SFMTA Board of Directors authorizes the SFMTA, through its Director of Transportation or his designee, to accept and expend \$4,656,260 in Transit Performance Initiative Incentive Grant Program funds from the Metropolitan Transportation Commission, to be used for its LRV Overhaul Program project; and be it

FURTHER RESOLVED, That the SFMTA Board of Directors adopts a Resolution of Support for the Project under the STP/CMAQ programs of MAP-21, any extensions of MAP-21, or any successor legislation for continued funding; and be it

FURTHER RESOLVED, That the SFMTA Board of Directors, by adopting this Resolution of Support, states that:

1. SFMTA will provide at least \$603,268 in local, non-federal matching funds; and
2. SFMTA understands that the Regional Discretionary Funding for the project is fixed at the MTC approved programmed amount, that any cost increases must be funded by the SFMTA from other funds, and that the SFMTA does not expect any cost increases to be funded with additional Regional Discretionary Funding; and

3. SFMTA understands the funding deadlines associated with these funds and will comply with the provisions and requirements of the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised); and
4. SFMTA has, and will retain, the expertise, knowledge and resources necessary to deliver federally funded transportation projects, and has assigned, and will maintain, a single point of contact for all FHWA-funded transportation projects to coordinate within the agency and with the respective Congestion Management Agency, MTC, Caltrans and FHWA on all communications, inquiries or issues that may arise during the federal programming and delivery process for all FHWA-funded transportation projects implemented by SFMTA; and
5. The project will be implemented as described in the complete application and in this resolution and, if approved, for the amount approved by MTC and programmed in the federal TIP; and
6. SFMTA and the project will comply with the requirements as set forth in MTC programming guidelines and project selection procedures for the Program; and
7. SFMTA agrees to comply with the requirements of MTC's Transit Coordination Implementation Plan as set forth in MTC Resolution No. 3866, as revised; and be it

FURTHER RESOLVED, That as stated in the Opinion of Counsel submitted with this resolution, the SFMTA is an eligible sponsor of projects funded through Regional Discretionary Funding; and be it

FURTHER RESOLVED, That the SFMTA Board of Directors authorizes its Director of Transportation to transmit a copy of this resolution to the MTC in conjunction with the filing of the application; and be it

FURTHER RESOLVED, That the SFMTA requests MTC to support the application for the Project and to include the Project, if approved, in MTC's federal TIP.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of May 5, 2015.

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Secretary, Board of Directors  
San Francisco Municipal Transportation Agency