

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 190521-052

WHEREAS, The San Francisco Municipal Transportation Agency (SFMTA) has submitted an application to the Metropolitan Transportation Commission (MTC) for up to \$6,000,000 in funding assigned to the 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 (collectively referred to as “Regional Discretionary Funding”) for the following project: 6th Street Pedestrian Safety Project (Project), which is part of the Regional Active Transportation Program (ATP); and

WHEREAS, The Fixing America’s Surface Transportation Act (the FAST Act), and any extensions or successor legislation for continued funding, 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 the FAST Act, 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 MTC is the MPO for the nine counties in the San Francisco Bay Area region; and

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

WHEREAS, As part of the application for Regional Discretionary Funding, the 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

\$13,761,000 for the Project; and

2. The Regional Discretionary Funding is fixed at the programmed amount, 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 will complete the Project as described in the application as included in the MTC's federal TIP; and
5. The Project will have adequate staffing resources to deliver and complete the Project within the schedule submitted with the SFMTA's application to the MTC for up to \$6,000,000 in funding; 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 the MTC's Transit Coordination Implementation Plan to more efficiently deliver transit projects in the region; and

WHEREAS, On October 23, 2017, the San Francisco Planning Department, issued a Final Negative Declaration for the Project; and

WHEREAS, On October 16, 2018, the SFMTA Board of Directors approved Resolution No. 181016-140, which stated, in part, that the Board reviewed and considered the Sixth Street Safety Project Final Negative Declaration and the record as a whole and found that there is no substantial evidence that the proposed project will have a significant effect on the environment; and

WHEREAS, Copies of the CEQA determinations are on file with the Secretary to the SFMTA Board of Directors; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors finds that since the Sixth Street Safety Project Final Negative Declaration was finalized and approved by this Board, there have been no substantial project changes and no substantial changes in project circumstances that would require major revisions to the FND due to the involvement of new significant environmental effects or an increase in the severity of previously identified significant impacts, there is no new information of substantial importance that would change the conclusions set forth in the FND, and that the proposal would not require the preparation of a subsequent negative declaration under CEQA Guidelines section 15162; and be it further

RESOLVED, That the SFMTA Board of Directors adopts a Resolution of Local Support for the 6th Street Pedestrian Safety Project, to be funded in part from a 2019 Regional ATP Cycle 4 grant in the amount of up to \$6,000,000 from the Metropolitan Transportation Commission; and be it further


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

1. The SFMTA commits to provide local matching funds of at least \$13,761,000 of the total estimated cost of \$19,761,000;
2. The regional discretionary funding for Regional ATP Cycle 4 Program 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 additional regional discretionary funding;
3. Because the Regional ATP Cycle 4 funds may originate from the State, the SFMTA:
 - a. understands and will comply with the procedures, delivery milestones, and funding deadlines associated with these funds and specified in the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, as revised);
 - b. the SFMTA has and will retain the expertise, knowledge, and resources necessary to deliver state funded transportation projects; and
 - c. has assigned, and will maintain, a single point of contact for all Caltrans-funded transportation projects to coordinate within the SFMTA and with the San Francisco County Transportation Authority (i.e., the SFMTA's Congestion Management Agency), MTC, the California Department of Transportation (Caltrans), and, if required, FHWA on all communications, inquiries, or issues that may arise during the state programming and delivery process for all FHWA-funded transportation projects and transit projects the SFMTA implements;
4. The SFMTA assures it will complete the Project as described in the SFMTA's application to the MTC for Regional ATP funding and in this resolution, and, if approved, as described and for the amount programmed in the MTC's federal Transportation Improvement Program (TIP);
5. The Project will have adequate staffing resources to deliver and complete the Project within the schedule submitted with the SFMTA's application to the MTC for Regional ATP funding;
6. The Project will comply with Project-specific requirements as set forth in the Regional ATP Program; and
7. The Project will comply with MTC Resolution No. 3866, as revised, which sets forth the requirements of the MTC's Transit Coordination Implementation Plan to more efficiently deliver transit projects in the region; and be it

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

FURTHER RESOLVED, That the SFMTA requests the MTC to support the applications for the Project described in the resolution and to include the Project, if approved, in the 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 21, 2019.

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Secretary to the Board of Directors
San Francisco Municipal Transportation Agency