

**GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT**

**RESOLUTION NO. 2009-052**

**AUTHORIZE THE FILING OF APPLICATIONS FOR FEDERAL TRANSIT  
ADMINISTRATION SECTIONS 5307 AND 5309 AND SURFACE TRANSPORTATION  
PROGRAMS FUNDING FOR VARIOUS TRANSIT CAPITAL PROJECTS,  
COMMITTING THE NECESSARY LOCAL MATCH,  
AND ASSURING COMPLETION OF THE PROJECTS**

June 12, 2009

**WHEREAS**, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) (Public Law Public Law 109-59, August 10, 2005) continues the Federal Transit Administration (FTA) Formula Programs (23 U.S.C. §53) and Surface Transportation Program (23 U.S.C. § 133); and,

**WHEREAS**, pursuant to SAFETEA-LU, and the regulations promulgated there under, eligible project sponsors wishing to receive FTA Section 5307 Urbanized Area Formula Program and Section 5309 Fixed Guideway (FG) Formula or Surface Transportation Program 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 (MTC) is the MPO for the San Francisco Bay region; and,

**WHEREAS**, the Golden Gate Bridge, Highway and Transportation District (GGBHTD) is an eligible project sponsor for FTA Section 5307, FTA 5309 FG, or Surface Transportation Program funds; and,

**WHEREAS**, GGBHTD wishes to submit grant applications to MTC for funds from the FY 2009-10 to FY 2011-12 FTA Section 5307 and FTA 5309 FG, or Surface Transportation Program funds for the following projects:

Various transit capital projects including: Replacement Buses, Replacement Paratransit Vans, Ferry Main Propulsion, Ferry Major Components, Ferry Dredging, Ferry Fixed Guideway Connectors, SF Bus Lot Modifications, and Facilities Rehabilitation; and,

**WHEREAS**, MTC requires, as part of the application, a resolution stating the following:

- 1) The commitment of necessary local matching funds of at least of 20% for FTA Section 5307 and FTA Section 5309 FG and 11.47% for Surface Transportation Program funds; and,
- 2) That the sponsor understands that the FTA Section 5307, FTA Section 5309 FG and Surface Transportation Programs funding is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded FTA Section 5307, FTA Section 5309 FG and Surface Transportation Programs funds; and,

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- 3) The assurance of the sponsor to complete the project as described in the application, and if approved, as programmed in MTC's TIP; and,
- 4) That the sponsor understands that FTA funds must be obligated within three years of programming and the Surface Transportation Program funds must be obligated by September 30 of the year that the project is programmed for in the TIP, or the project may be removed from the program; and,

**WHEREAS**, the Finance-Auditing Committee, at its meeting of June 11, 2009 has so recommended; now therefore, be it

**RESOLVED** by the GGBHTD Board of Directors that the General Manager or her designee is authorized to execute and file applications for funding under the FTA Section 5307, FTA Section 5309 FG, and/or Surface Transportation Program of SAFETEA-LU in the amount of \$91,886,038.00 for various transit capital projects; and, be it further

**RESOLVED** that the GGBHTD is an eligible sponsor of projects in the FTA Sections 5307 and 5309 FG and STP Programs; and, be it further

**RESOLVED** that there is no legal impediment to the GGBHTD making applications for FTA Sections 5307 and 5309 FG and STP funds; and, be it further

**RESOLVED** that there is no pending or threatened litigation which might in any way adversely affect the proposed project, or the ability of the GGBHTD to deliver such project; and, be it further

**RESOLVED** that the GGBHTD Board of Directors, by adopting this resolution does hereby state that:

- 1) GGBHTD will provide up to \$22,692,147 in local matching funds; and,
- 2) GGBHTD understands that the FTA Sections 5307 and 5309 FG and STP funding for the projects is fixed at \$91,886,038, and that any cost increases must be funded by the GGBHTD from local matching funds, and that GGBHTD does not expect any cost increases to be funded with FTA Sections 5307 and 5309 FG and Surface Transportation Program funds; and,
- 3) The transit capital projects will be built as described in this resolution and, if approved, for the amount shown in the Metropolitan Transportation Commission (MTC) Transportation Improvement Program (TIP) with obligation occurring within the timeframe established below; and,
- 4) The program funds are expected to be obligated by September 30 of the year the project is programmed for in the TIP; and, be it further


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**RESOLVED** that a copy of this resolution will be transmitted to the MTC in prior to MTC programming the FTA Section 5307 and 5309 FG or Surface Transportation Program funded project in the Transportation Improvement Program (TIP); and, be it further


**RESOLVED** that the MTC is requested to support the application for the projects described in the resolution and to program the projects, if approved, in MTC's TIP.

**ADOPTED** this 12th day of June, 2009, by the following vote of the Board of Directors:

**AYES (13):** Directors Chu, Elsbernd, Grosboll, Kerns, McGlashan, Moylan, Newhouse Segal, Pahre, Sanders, Snyder, Sobel and Stroeh; Acting President Eddie  
**NOES (0):** None  
**ABSENT (6):** Directors Brown, Campos, Cochran and Dufty; First Vice President Reilly; President Boro

  
James C. Eddie  
**James C. Eddie**  
**Acting President, Board of Directors**

**ATTEST:**

  
Janet S. Tarantino  
**Janet S. Tarantino**  
**Secretary of the District**