

1 [Accept and Expend Grant - Retroactive - 2018 Repurposed Federal Earmark - Sloat
2 Infrastructure Improvements - \$163,513]

3 **Resolution retroactively authorizing Public Works to accept and expend an earmark**
4 **grant of \$163,513 from the Federal Highway Administration 2018 Earmark Repurposing**
5 **Final Approved List to fund the construction of the Sloat Infrastructure Improvements**
6 **project for a term of September 16, 2021, through December 1, 2023; authorizing Public**
7 **Works to execute all required documents for the project; and affirming the Planning**
8 **Department's determination under the California Environmental Quality Act.**

9
10 WHEREAS, On March 13, 2007, the City and County of San Francisco Board of
11 Supervisors adopted Resolution No. 134-07, a copy of which is on file with the Clerk of the
12 Board of Supervisors in File No. 070261, and is incorporated herein by reference as though
13 fully set forth; and

14 WHEREAS Resolution No. 134-07 authorizes the Director of Public Works to execute
15 Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund
16 Transfer Agreements, and any amendments thereto with the California Department of
17 Transportation; and

18 WHEREAS, The Department of Transportation Appropriations Act, 2018 allows states
19 to repurpose any earmark that was designated on or before September 30, 2007, and is less
20 than 10 percent obligated or final vouchered and closed; and

21 WHEREAS, On May 9, 2018, the Federal Highway Administration (FHWA) issued
22 guidance on the implementation of earmark repurposing provisions contained in the
23 Department of Transportation Appropriations Act, 2018; and

24 WHEREAS, The repurposed funds may be obligated on a new or existing project in the
25 state within 50 miles of the earmark designation; and

1 WHEREAS, On August 13, 2018, the Department of Public Works (“Public Works”)
2 submitted a request to repurpose \$163,513 of federal grant funds originally designated and
3 budgeted for the 19th Avenue Streetscape Improvement project to be used for the Great
4 Highway Restoration and Reconfiguration project (“Project”); and

5 WHEREAS, The 2018 Earmark Repurposing Final Approved List by FHWA, on file with
6 the Clerk of the Board of Supervisors in File No. 221109, includes \$163,513 for the Project
7 (“2018 Repurposed Earmark”); and

8 WHEREAS, The second phase of the Project includes improved pedestrian
9 accessibility on Sloat Boulevard from Great Highway to Skyline Boulevard; and

10 WHEREAS, The Planning Department has determined that the actions contemplated in
11 this Resolution comply with the California Environmental Quality Act (California Public
12 Resources Code Sections 21000 et seq.) (“CEQA Determination”); said CEQA Determination
13 is on file with the Clerk of the Board of Supervisors in File No. 221109 and is incorporated
14 herein by reference; and

15 WHEREAS, The Project budget includes matching funds of \$32,703 which will be
16 provided through Transportation Development Act Article 3 funds; and

17 WHEREAS, The Project budget includes \$18,906 for the reimbursement of the City’s
18 indirect costs now, therefore be it

19 RESOLVED, That the Board of Supervisors adopts the CEQA Determination as its
20 own; and, be it

21 FURTHER RESOLVED, That the Board of Supervisors retroactively authorizes Public
22 Works to accept and expend up to \$163,513 in 2018 Repurposed Earmark for the Project
23 described above for a term of September 16, 2021, through December 1, 2023; and, be it

24 FURTHER RESOLVED, That the Director of Public Works or the Director’s designee is
25 authorized to execute all required documents for receipt of 2018 Repurposed Earmark funds

1 and to take further action in accordance with the 2018 Repurposed Earmark requirements;
2 and, be it

3 FURTHER RESOLVED, That within 30 days of the 2018 Repurposed Earmark
4 agreement being executed by all parties, Public Works shall provide the final agreement to the
5 Clerk of the Board for inclusion in File No. 221109.

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9 Recommended: Approved: _____ /s/ _____
10 Mayor

11 _____ /s/ _____
12 Carla Short

13 Interim Director, San Francisco Public Works Approved: _____ /s/ _____
14 Controller

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City and County of San Francisco

Tails
Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 221109

Date Passed: December 06, 2022

Resolution retroactively authorizing Public Works to accept and expend an earmark grant of \$163,513 from the Federal Highway Administration 2018 Earmark Repurposing Final Approved List to fund the construction of the Sloat Infrastructure Improvements project for a term of September 16, 2021, through December 1, 2023; authorizing Public Works to execute all required documents for the project; and affirming the Planning Department's determination under the California Environmental Quality Act.

November 30, 2022 Budget and Finance Committee - RECOMMENDED

December 06, 2022 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 221109

I hereby certify that the foregoing
Resolution was ADOPTED on 12/6/2022 by
the Board of Supervisors of the City and
County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

12/16/22

Date Approved