

**Metropolitan Transportation Commission  
Programming and Allocations Committee**

June 10, 2009

Item Number 5d

**Resolution No. 3914**

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**Subject:** Approval of allocation of AB 1171 Bridge Toll funds for the Doyle Drive project

**Background:** Caltrans has requested an \$80 million allocation of AB 1171 Bridge Toll funds to accelerate delivery of the Doyle Drive project in San Francisco. The availability of the funds was established in Resolution 3434, Revised and committed to the project in BATA Resolution 82.

The attached memo provides detailed information on the project and previous funding commitments.

**Recommendation:** Refer MTC Resolution No. 3914 to the Commission for approval.

**Attachments:** Executive Director's Memorandum  
MTC Resolution No. 3914



METROPOLITAN  
TRANSPORTATION  
COMMISSION

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## *Memorandum*

TO: Programming and Allocations Committee

DATE: June 10, 2009

FR: Executive Director

W.I.: 1255

RE: Approval of allocation of AB 1171 Bridge Toll funds for the Doyle Drive project

Staff recommends approval of an \$80 million allocation of AB 1171 Bridge Tolls to Caltrans for construction of the Doyle Drive project.

### **Background**

The purpose of the Doyle Drive construction project is to improve the seismic, structural, and traffic safety of Doyle Drive within the setting and context of the Presidio of San Francisco and its purpose as a National Park. Doyle Drive is approaching the end of its useful life after over seventy years of operation. Permanent improvements are needed to bring Doyle Drive up to current design and safety standards. The project replaces three of the Bay Area's 11 most structurally deficient bridges, including the Presidio and Marina Viaducts, and Ruckman Avenue Undercrossing. As background, as of the last formal assessment, the Presidio Viaduct had a Federal Sufficiency Rating of 2 out of 100, with a 0 rating being completely deficient. Since that time, a rehabilitation project has been completed raising the sufficiency rating; however, MTC is not aware of any new official rating.

### **Summary**

AB 1171 authority provided funding for congestion relief projects in the toll bridge corridors. In September 2008, the Commission adopted Resolution 3434, Revised, which adjusted the amount of bridge toll estimates based on a new financial management strategy for toll revenues. The adjustment included in Resolution 3434, Revised, included the following: *Other Improvements: \$100 million for other corridor improvements.*

In November 2008, BATA adopted Resolution 82, committing \$80 million of AB 1171 funds to the Doyle Drive project. The \$80 million AB 1171 bridge toll commitment and \$75 million from the Golden Gate Bridge Highway and Transportation District (GGBHTD) were included in a Memorandum of Understanding between MTC, GGBHTD and the San Francisco County Transportation Authority to secure full funding status for the project.

As part of the November 2008 BATA Resolution 82, staff determined that although Doyle Drive is not located in a State-owned toll bridge corridor, it is nonetheless eligible for AB 1171 funds (Streets and Highways Code Sections 30913 and 31010 (b)) because of the significant adverse impact on traffic congestion levels on the State-owned toll bridges if Doyle Drive were to collapse and be out of service for an extended period of time.

**Accelerated Project Delivery**

A balanced funding strategy has been developed for Doyle Drive, relying on a combination of federal, state, regional and local funds to meet the project's approximately \$1.045 billion price tag. In conjunction with project funding partners, Caltrans is accelerating the project construction schedule to deliver this essential safety improvement project earlier and avoid escalation costs. This allocation will allow for early delivery of four of the eight Doyle Drive construction contracts.

The state has committed an additional \$50 million in federal American Recovery and Reinvestment Act (ARRA) funds to the project. However, in order to meet the early schedules of the initial contracts, the Department will be using Director's Orders with Emergency Limited Bidding. The Federal Highway Administration has notified Caltrans that they would not participate in this type of contract administration. Therefore, neither ARRA or any type of Federal funds can be used on these initial contracts. The ARRA funding will be utilized on subsequent contracts.

**Recommendation**

Staff recommends that the Programming and Allocations Committee refer MTC Resolution No. 3914 to the Commission for approval.



Steve Heminger

**Attachments**

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Date: June 24, 2009  
W.I.: 1255  
Referred By: PAC

ABSTRACT

Resolution No. 3914

This resolution allocates AB 1171 Bridge Toll funds to eligible projects.

This resolution includes the following attachments:

Attachment A – Allocations of AB 1171 Bridge Toll funds

Additional discussion of this allocation is contained in the Executive Director's memoranda and MTC Programming and Allocations Committee Summary sheet dated June 10, 2009.

Date: June 24, 2009  
W.I.: 1255  
Referred By: PAC

RE: Allocation of AB 1171 Bridge Toll funds

METROPOLITAN TRANSPORTATION COMMISSION  
RESOLUTION NO. 3914

WHEREAS, the Metropolitan Transportation Commission (MTC) is the regional transportation planning agency for the San Francisco Bay Area pursuant to Government Code Sections 66500 *et seq.*; and

WHEREAS, Streets and Highways Code Sections 30950 *et seq.* created the Bay Area Toll Authority ("BATA") which is a public instrumentality governed by the same board as that governing MTC; and

WHEREAS, pursuant to Streets and Highways Code (SHC) Section 31010(b), funds generated in excess of those needed to meet the toll commitments as specified by paragraph (4) of subdivision (b) of Section 188.5 of the SHC shall be available to BATA for funding projects consistent with SHC Sections 30913 and 30914; and

WHEREAS, MTC adopted Resolution 3434, Revised, which establishes commitments of AB 1171 bridge toll funds to specific projects and corridors; and be it

RESOLVED, that MTC approves the allocation and reimbursement of AB 1171 bridge toll funds in accordance with the amount, conditions and reimbursement schedule for the phase, and activities as set forth in Attachment A; and, be it further

RESOLVED, that should the allocation of AB 1171 Bridge Toll Funds be conditioned on the execution of a funding agreement, that the Executive Director or his designee is authorized to negotiate and enter into a funding agreement with claimant that includes the provisions contained in Attachment A.

RESOLVED, that a certified copy of this resolution, shall be forwarded to each project sponsor.

METROPOLITAN TRANSPORTATION COMMISSION

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Scott Haggerty, Chair

The above resolution was entered into by the Metropolitan Transportation Commission at a regular meeting of the Commission held in Oakland, California on June 24, 2009.

Date: June 24, 2009  
 W.I.: 1255  
 Referred by: PAC

Attachment A  
 Resolution No. 3914  
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ALLOCATION OF AB 1171 Bridge Toll Funds  
 Allocation Authorization: S&H § 31010(b)

Alloc. #	Fiscal Year	Claimant	Project Description	Allocation Amount	Date of MTC Approval	Allocation Conditions
01	2008-09	Caltrans	Doyle Drive project	\$80,000,000	06/24/2009	<p>Allocation and disbursement is contingent upon the execution of a funding agreement between MTC and Caltrans for the AB 1171 Bridge Toll funds. Such agreement shall include the following provisions:</p> <p>Caltrans shall agree to comply with the provisions of MTC Resolution No. 3636, Revised and that any AB 1171 Bridge Toll funds received under the funding agreement be subject to MTC Resolution No. 3636, Revised, unless otherwise stated in the agreement.</p>