

Date: July 27, 2005  
W.I.: 1255  
Referred by: PAC  
Revised: 04/25/07-C  
03/26/08-C  
04/28/10-C

ABSTRACT

MTC Resolution No. 3712, Revised

This resolution approves the allocation of Regional Measure 2 funds for the Sonoma Marin Area Rail Transit District (SMART) Corridor Ferry Extension project sponsored and implemented by the SMART.

This resolution includes the following attachments:

- Attachment A - Allocation Summary Sheet
- Attachment B - Project Specific Conditions for Allocation Approval
- Attachment C - MTC staff's review of Sonoma Marin Area Rail Transit District's Initial Project Report (IPR) for this project
- Attachment D - RM2 Deliverable/Useable Segment Cash Flow Plan

This resolution was amended on April 25, 2007 to approve \$600,000 in supplemental final design funds and \$400,000 for right-of-way funds for subproject 1, Cal Park Hill Tunnel Rehabilitation and Multi-Use Pathway Improvement project.

This resolution was amended on March 26, 2008 to allocate \$7.8 million in construction funds for subproject 1: Cal Park Hill Tunnel Rehabilitation and Multi-Use Pathway Improvement project, Phase A.

This resolution was amended on April 28, 2010 by Commission action to rescind \$2.5 million from Phase A of the Cal Park Hill Tunnel Rehabilitation and Multi-Use Pathway Improvement project, and to allocate \$6.1 million in construction funds for Phase B of the same project.

Additional discussion of this allocation is contained in the Executive Director's memorandum to the MTC Programming and Allocations Committee dated July 13, 2005, and the Programming and Allocation Committee Summary Sheet dated March 5, 2008, and April 14, 2010.

Date: July 27, 2005  
W.I.: 1255  
Referred by: PAC

Re: Approval of Allocation of Regional Measure 2 funds for the Sonoma Marin Area Rail Transit District Corridor Ferry Extension

METROPOLITAN TRANSPORTATION COMMISSION  
RESOLUTION No. 3712

WHEREAS, pursuant to Government Code Section 66500 et seq., the Metropolitan Transportation Commission (“MTC”) is the regional transportation planning agency for the San Francisco Bay Area; 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, on March 2, 2004, voters approved Regional Measure 2, increasing the toll for all vehicles on the seven state-owned toll bridges in the San Francisco Bay Area by \$1.00, with this extra dollar funding various transportation projects within the region that have been determined to reduce congestion or to make improvements to travel in the toll bridge corridors, as identified in SB 916 (Chapter 715, Statutes of 2004), commonly referred as Regional Measure 2 (“RM2”); and

WHEREAS, RM2 establishes the Regional Traffic Relief Plan and lists specific capital projects and programs and transit operating assistance eligible to receive RM2 funding as identified in Streets and Highways Code Sections 30914(c) & (d); and

WHEREAS, RM2 assigns administrative duties and responsibilities for the implementation of the Regional Traffic Relief Plan to MTC; and

WHEREAS, BATA shall fund the projects of the Regional Traffic Relief Plan by transferring RM2 authorized funds to MTC; and

WHEREAS, MTC adopted policies and procedures for the implementation of the Regional Measure 2 Regional Traffic Relief Plan, which specifies the allocation criteria and project compliance requirements for RM 2 funding (MTC Resolution No. 3636); and

WHEREAS, Sonoma Marin Area Rail Transit District (SMART) has submitted a request for the allocation of RM 2 funds for the SMART Corridor Ferry Extension project; and

WHEREAS, SMART's Corridor Ferry Extension is identified as capital project number 10 under RM 2 and is eligible to receive RM 2 funding as identified in Streets and Highways Code Sections 30914(c); and

WHEREAS, SMART has submitted an Initial Project Report ("IPR"), as required pursuant to Streets and Highway Code Section 30914(e), to MTC for review and approval; and

WHEREAS, Attachment A to this resolution, attached hereto and incorporated herein as though set forth at length, lists the project and phase for which the SMART is requesting RM2 funding and the reimbursement schedule and amount recommended for allocation by MTC staff; and

WHEREAS, Attachment B to this resolution, attached hereto and incorporated herein as though set forth at length, lists the required project specific conditions which must be met prior to execution of the allocation and any reimbursement of RM2 funds; and

WHEREAS, Attachment C to this resolution, attached hereto and incorporated herein as though set forth at length, includes MTC staff's review of SMART's Initial Project Report (IPR) for this project; and

WHEREAS, Attachment D attached hereto and incorporated herein as though set forth at length, lists the cash flow of RM2 funds and complementary funding for the deliverable/useable RM2 project segment; and

WHEREAS, the claimants to which funds are allocated under this resolution have certified that the projects and purposes listed and recorded in Attachment A are in compliance with the requirements of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.), and with the State Environmental Impact Report Guidelines (14 California Code of Regulations Section 15000 et seq.); now, therefore, be it

RESOLVED, that MTC approves MTC staff's review of SMART's IPR for this project as set forth in Attachment C; and be it further

RESOLVED, that MTC approves the allocation and reimbursement of RM2 funds in accordance with the amount and reimbursement schedule for the phase, and activities as set forth in Attachment A; and, be it further

RESOLVED, that the allocation and reimbursement of RM2 funds as set forth in Attachment A are conditioned upon SMART complying with the provisions of the Regional Measure 2 Regional Traffic Relief Plan Policy and Procedures as set forth in length in MTC Resolution 3636; and be it further

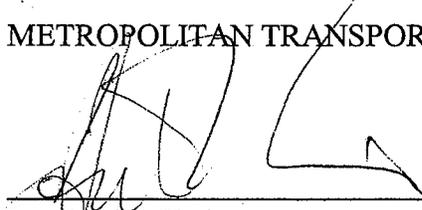
RESOLVED, that the allocation and reimbursement of RM2 funds are further conditioned upon the project specific conditions as set forth in Attachment B; and, be it further

RESOLVED, that the allocation and reimbursement of RM2 funds as set forth in Attachment A are conditioned upon the availability and expenditure of the complementary funding as set forth in Attachment D; and be it further

RESOLVED, that reimbursement of RM2 funds as set forth in Attachment A is subject to the availability of RM2 funding; and be it further

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

METROPOLITAN TRANSPORTATION COMMISSION



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Jon Rubin, Chair

The above resolution was entered into by the Metropolitan Transportation Commission at the regular meeting of the Commission held in Oakland, California, on July 27, 2005.

## REGIONAL MEASURE 2 PROGRAM Allocation of Funds

Project Title: Sonoma - Marin Area Rail Transit District (SMART) Corridor Ferry Extension:  
Cal Park Hill Tunnel  
Sponsor: Sonoma - Marin Area Rail Transit District  
Project Number: 10.1

<b>Allocation No. 10.1-1</b>					
Activities to be funded with Allocation #1:					
Allocation will fund design work for the rehabilitation of the Cal Park Hill Tunnel and construction of a pathway within the railroad right-of-way to provide bicycle/pedestrian improvements to connect the San Rafael Transit Center in downtown San Rafael and the Larkspur Ferry Terminal in Larkspur. The project includes the rehabilitation of the existing and partially collapsed 1,100 foot long Cal Park Tunnel for the dual use of future rail and a pedestrian pathway, and the use of the existing 72 foot long Auburn Street timber railroad trestle or a new pathway structure adjacent to it.					
Funding Information for Allocation #1:					
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date
06371201	27-Jul-05	\$ 1,000,000	PS&E	FY 2005-06	\$ 1,000,000

<b>Allocation No. 10.1-2</b>					
Activities to be funded with Allocation #2:					
Allocation will fund final design work of the Cal Park Hill Tunnel. This will include design for both the bicycle/pedestrian and rail improvements within the tunnel. The design is currently estimated to be 90% complete with the construction documents to be finalized in the remaining phase, some minor scope changes have been initiated as a result project development. Funding allocation will also be used to prepare for the acquisition of necessary right-of-way easements and to comply with environmental mitigation measures required as part of the resource agency permitting process. The environmental mitigation measures involve depositing funds to a land bank, and are required prior to construction as a part of resource agency approval.					
Funding Information for Allocation #2:					
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date
07371202	25-Apr-07	\$ 600,000	PS&E	FY 2006-07	\$ 1,600,000
07371203	25-Apr-07	\$ 400,000	ROW	FY 2006-07	\$ 2,000,000

<b>Allocation No. 10.1-3</b>					
Activities to be funded with Allocation #3:					
This allocation will fund the construction of Phase A of the Tunnel Rehabilitation and Multi-Use Pathway Improvement project. Phase A includes all rehabilitation and improvement activities within the tunnel. Phase B, which is not included in this allocation, includes the construction of the approaches to the tunnel. \$2.453 million was rescinded from Allocation #08371204 for Phase A, and transferred to Phase B under Allocation #10371205					
Funding Information for Allocation #3:					
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date
08371204	26-Mar-08	\$ 7,800,000	CON	FY 2007-08	\$ 9,800,000
08371204	28-Apr-10	\$ (2,453,000)	CON	FY 2007-08	\$ 7,347,000

## **REGIONAL MEASURE 2 PROGRAM Project Specific Conditions**

Project Title: Sonoma - Marin Area Rail Transit District's Corridor Ferry Extension  
Sponsor: Sonoma - Marin Area Rail Transit District  
Project Number: 10

The allocation and reimbursement of RM2 funds for the above project are conditioned upon the following

1. Sonoma - Marin Area Rail Transit District (SMART) may invoice MTC for eligible expenses as frequently as monthly, in accordance with the cash flow plan.
2. Receipt of these funds by the SMART is conditioned on working cooperatively with MTC and the relevant local jurisdictions to encourage Transit-Oriented Development with the goal of assuring that an appropriate number of residences, jobs, services and other activities will be planned for and located within proximity to the rail service.
3. Allocation #3 (Allocation No. 08371204) for construction is contingent on the approval of the RM2 Resolution of Support, scheduled to be adopted by the SMART Board on March 19, 2008.
3. Allocation #4 (Allocation No. 10371205) for construction is contingent on the approval of the RM2 Resolution of Support, scheduled to be adopted by the SMART Board on April 21, 2010.

## RM2 Project Number: 10

# Sonoma - Marin Area Rail Transit District's Corridor Ferry Extension

Lead Sponsor Sonoma - Marin Area Rail Transit District	Other Sponsors(s) N/A	Implementing Agency (if applicable) N/A
Legislated Project Description Sonoma-Marina Area Rail Transit District (SMART) Extension to Larkspur or San Quentin. Extend rail line from San Rafael to a ferry terminal at Larkspur or San Quentin. Thirty-five million dollars (\$35,000,000). Up to five million dollars (\$5,000,000) may be used to study, in collaboration with the Water Transit Authority, the potential use of San Quentin property as an intermodal water transit terminal. The project sponsor is SMART.		
RM2 Legislated Funding (in \$1,000) \$35,000	Total Estimated Project Cost (in \$1,000) \$590,000	
Project Purpose and Description The SMART Corridor Project includes the implementation of commuter passenger rail service along the publicly held Northwestern Pacific Railroad alignment. The rail corridor is made up of 14 rail stations serving North Bay residents from Cloverdale in Sonoma County to a San Francisco bound ferry terminal in Marin County. The project includes the implementation of multi-modal rail stations, transit oriented development and the construction of a continuous Class 1 pedestrian-bicycle facility along the NWP right of way.		
Funding Description Committed Funds: \$35 Million in RM2; \$37 Million in TCRP; \$2 Million -FHWA Stations; \$28M in Prop 116; \$23 Million in Measure M Uncommitted Funds: \$189 Million in SMART Sales Tax; \$25 Million in Federal Funds TBD Funds: \$251 Million in TBD Funds Operating Capacity: Marin County will operate the Cal Park Hill Tunnel until rail service begins, at which time a new agreement will be executed.		

### Overall Project Cost and Schedule

Phase	Scope	Start	End	Cost (in \$1,000)
1	Final Environmental Document	10/2002	06/2005	\$32,900
2	Plans, Specifications and Estimates	07/2006	07/2007	\$21,500
3	Right-of-Way	01/2003	01/2006	\$8,900
4	Construction	07/2007	09/2009	\$526,700

**Total: \$590,000**

## Total Project Funding Plan: Committed and Uncommitted Sources

(Amounts Escalated in Thousands)

<b>Project Title</b>	SMART's Corridor Ferry Extension Project						<b>Project No. 10</b>			
<b>Lead Sponsor</b>	Sonoma - Marin Area Rail Transit District									

Fund Source	Phase	Prior	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	Future	Total
<b>Committed</b>										
TCRP	ENV	3,950	2,250	2,450	250					8,900
RM2	ENV			1,000						1,000
Measure M	PSE				20,500					20,500
TCRP	PSE				21,500					21,500
FHWA Marin Stations	ROW				2,300					2,300
TCRP	ROW				6,600					6,600
Prop 116	Construction					28,000				28,000
RM2	Construction				6,400	27,600				34,000
Measure M	Construction					2,500				2,500
<b>Total:</b>		3,950	2,250	3,450	57,550	58,100	0	0	0	125,300
<b>Uncommitted</b>										
District Sales Tax	Construction				94,350	94,350				188,700
Federal	Construction					12,500	12,500			25,000
<b>Total:</b>		0	0	0	94,350	106,850	12,500	0	0	213,700
<b>Total Project Committed and Uncommitted</b>										
		<b>Prior</b>	<b>2004-05</b>	<b>2005-06</b>	<b>2006-07</b>	<b>2007-08</b>	<b>2008-09</b>	<b>2009-10</b>	<b>Future</b>	<b>Total</b>
<b>Total:</b>		3,950	2,250	3,450	151,900	164,950	12,500	0	0	339,000

## REGIONAL MEASURE 2 PROGRAM Project Cash Flow Plan

Project Title: SMART Corridor Ferry Extension  
 Sponsor: Sonoma - Marin Area Rail Transit District  
 Project Number: 10

RM2 Project # 16	PRIOR	FY 2004-05	FY 2005-06	FY 2006-07	FY 2007-08	FY 2008-09	FY 2009-10	TOTAL
<b>RM2 Funds Total</b>	-	-	1,000,000	1,000,000	5,347,000	-	-	7,347,000
<b>Environmental (ENV)</b>	0	0	0	0	0	0	0	0
								0
								0
								0
<b>Final Design (PS&amp;E)</b>	0	0	1,000,000	600,000	0	0	0	1,600,000
RM2			1,000,000	600,000				1,600,000
								0
								0
								0
<b>Right of Way</b>	0	0	0	400,000	0	0	0	400,000
RM2				400,000				400,000
								0
								0
								0
<b>Construction</b>	0	0	0	0	5,347,000	0	6,059,000	11,406,000
RM2					5,347,000			5,347,000
RM2							6,059,000	6,059,000
								0
								0
<b>TOTAL FUNDING</b>								
Environmental	0	0	0	0	0	0	0	0
Final Design (PS&E)	0	0	1,000,000	600,000	0	0	0	1,600,000
Right of Way	0	0	0	400,000	0	0	0	400,000
Construction	0	0	0	0	5,347,000	0	6,059,000	11,406,000
<b>PROJECT TOTAL</b>	0	0	1,000,000	1,000,000	5,347,000	0	6,059,000	13,406,000