

**Metropolitan Transportation Commission
Programming and Allocations Committee**

June 9, 2010

Item Number 2d

Resolution Nos. 3950, 3951, 3955, Revised and 3956

Subject: Allocation of State Transit Assistance (STA), Transportation Development Act (TDA) and Regional Measure 2 (RM2) funds to support transit operations and capital projects and revision of the RM2 Operating Assistance Program to include the RM2 marketing program.

Background: The Committee’s actions this month kick off the annual allocation process. Entities requesting TDA and RM2 allocations this month that exceed the \$1 million delegated authority limit include County Connection, LAVTA, MTC, NCTPA, Sonoma County Transit, Vacaville and the Water Emergency Transportation Authority (WETA). Allocation requests less than \$1.0 million are handled separately by the Executive Director’s Delegated Authority process. The allocation requests are consistent with the adopted MTC Fund Estimate (Resolution 3939 for TDA and STA funds) and the adopted RM2 Operating Program (Resolution 3955). Total allocation requests, greater than \$1.0 million, are summarized below:

Transit Operator/Claimant	Resolution No. 3950 (TDA)	Resolution No. 3951 (STA)	Resolution No. 3956 (RM2)	Total
County Connection	\$11,418,351			\$11,418,351
LAVTA	5,555,019			\$5,555,019
MTC		2,952,000	1,400,000	\$4,352,000
NCTPA	7,904,543			\$7,904,543
Sonoma County Transit	4,845,533			\$4,845,533
Vacaville	1,274,000			\$1,274,000
WETA			4,950,000	\$4,950,000
Total	\$30,997,446	\$2,952,000	\$6,350,000	\$40,299,446

Attachment A details the change in operator budgets from FY 2009-10 to FY 2010-11 as well as expected changes in service levels. As seen in recent years, the increase in operating cost percent generally exceeds the increase in service hour change. Somewhat surprisingly, most operators requesting allocations this month are proposing modest service increases in FY 2010-11.

Staff will provide an update at the July Programming and Allocations Committee meeting on the state of the economy and the economy’s impact on Bay Area transit operators’ finances. Staff will also recommend revisions to the FY 2010-11 Fund Estimate to reflect actual revenue generation during the current fiscal year.

In addition, staff recommends revising Resolution 3955, the RM2 Operating Assistance Program for FY 2010-11, to include the \$2.3 million for RM2 Marketing and the Clipper Launch program.

Issues: **1) Final FY 2009-10 TDA Revenues:** Based on MTC staff analysis of actual Board of Equalization sales tax payments for the last eleven months, the region, as a whole, is

expected to receive about \$252 million in TDA funds during FY 2009-10, down from the original estimate of \$285 million, or a decrease of nearly 12%. TDA generations are 11% below actual generations for FY 2008-09. AB 1107 funds, which are also sales-tax-based, are expected to be about \$55 million, down from the original estimate of \$60 million, a decline of 7%. As noted above, the final revenues and companion rescissions to address the lower revenues will be presented at the July meeting.

2) STA Funds: AB 9 will lift the suspension of STA funds with \$400 million statewide available for the combined 2009-10 and 2010-11 fiscal years. It is currently anticipated that payment will be made by the end of June, however, that could be delayed due to a lack of data to calculate statewide revenue factors and/or the cash-flow implications of the payment for the state. It is possible that the state could make the payments in several increments. Most claimants have chosen to delay their allocations until July when MTC does the end-of-year revision to the Fund Estimate. This will simplify the allocation and disbursement process and should not result in a significant delay.

Recommendation: Refer MTC Resolution Nos. 3950, 3951 and 3955, Revised and 3956 to the Commission for approval.

Attachments: Table A – Transit Operator Budget Summary
MTC Resolution Nos. 3950, 3951 and 3955, Revised and 3956

Date: June 23, 2010
Referred by: PAC
Revised:

ABSTRACT
Resolution No. 3950

This resolution approves the allocation of fiscal year 2010-11 Transportation Development Act Article 4, Article 4.5 and Article 8 funds to claimants in the MTC region.

Discussion of the allocations made under this resolution is contained in the Summary Sheets and/or Executive Director Memoranda presented to the Programming and Allocations Committee on June 9, 2010.

Date: June 23, 2010
Referred by: PAC

Re: Allocation of Fiscal Year 2010-11 Transportation Development Act Article 4, Article 4.5 and Article 8 Funds to Claimants in the MTC Region

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 3950

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, the Mills-Alquist-Deddeh Act (“Transportation Development Act” or “TDA”), Public Utilities Code Section 99200 et seq., makes certain retail sales tax revenues available to eligible claimants for public transportation projects and purposes; and

WHEREAS, MTC is responsible for the allocation of TDA funds to eligible claimants within the MTC region; and

WHEREAS, claimants in the MTC region have submitted claims for the allocation of fiscal year 2010-11 TDA funds; and

WHEREAS, Attachment A to this resolution, attached hereto and incorporated herein as though set forth at length, lists the amounts of and purposes for the fiscal year 2010-11 allocations requested by claimants, and is from time-to-time revised; and

WHEREAS, this resolution, including the revisions to Attachment A and the sum of all allocations made under this resolution, are recorded and maintained electronically by MTC; and

WHEREAS, Attachment B to this resolution, attached hereto and incorporated herein as though set forth at length, lists the required findings MTC must make, as the case may be, pertaining to the various claimants to which funds are allocated; 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 the findings set forth in Attachment B to this resolution; and, be it further

RESOLVED, that MTC approves the allocation of fiscal year 2010-11 TDA funds to the claimants, in the amounts, for the purposes, and subject to the conditions, as listed and recorded on Attachment A to this resolution; and, be it further

RESOLVED, that pursuant to 21 California Code of Regulations Sections 6621 and 6659, a certified copy of this resolution, along with written allocation instructions for the disbursement of TDA funds as allocated herein, shall be forwarded to the county auditor of the county in which each claimant is located.

METROPOLITAN TRANSPORTATION COMMISSION

Scott Haggerty, Chair

The above resolution was approved by the Metropolitan Transportation Commission at a regular meeting of the Commission held in Oakland, California, on June 23, 2010.

Table A - Transit Operator Budget Summary

Operator	FY 2008-09 Operating Budget	FY 2009-10 Operating Budget	% Increase	Revenue Vehicle Hours % Increase	FY 2009-10 Operating Request	Allocation Request as a % of Operating Budget	Highlight of FY 2009-10 Budgets
CCCTA	30,313,937	31,528,710	4%	0%	17,098,478	54%	<ul style="list-style-type: none"> • County Connection's budget will increase by 4% in FY 2010-11. • Largest percentage component of cost increase is fuel and lubricants at 19%. • Revenue vehicle miles will remain flat in FY 2010-11. • No fare increases are currently planned.
LAVTA	14,300,748	14,120,366	-1%	10%	7,596,640	54%	<ul style="list-style-type: none"> • LAVTA's budget will decrease by 1% in FY 2010-11. • Labor costs will decrease by 3% but fringe benefits will increase by 32%. • General services will decrease by 21% and material and supplies will decrease by 24%. • Adding new express bus route 10, supported by RM2 Operating funds.
NCTPA	10,263,730	11,290,100	10%	3%	5,504,700	49%	<ul style="list-style-type: none"> • NCTPA anticipates no fare increases in FY 2010-11. • Some small service adjustments are possible in FY 2010-11. • NCTPA's budget will increase by 10% and service hours will increase by 3%.
SCT	12,320,959	12,803,905	4%	2%	8,154,980	64%	<ul style="list-style-type: none"> • Sonoma County Transit's budget will increase by 4% in FY 2010-11 primarily due to increases in Purchased Transportation. • Revenue vehicle hours will increase 2%.
Vacaville	1,438,555	1,525,013	6%	4%	995,617	65%	<ul style="list-style-type: none"> • Vacaville's FY 2010-11 budget will increase by 6% matched by a 4% increase in revenue vehicle hours.
WETA (Includes Vallejo & Alameda ferries)	23,006,926	24,971,702	9%	N/A	3,950,000	20%	<ul style="list-style-type: none"> • WETA's budget shows a 9% increase in FY 2010-11. • WETA staff has been meeting with City of Alameda and City of Vallejo to continue discussions on the terms of the ferry service transitions.

Date: June 23, 2010
 Referred by: PAC
 Revised:

Attachment A
 MTC Resolution No. 3950
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ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT ARTICLE 4, 4.5 and 8 FUNDS
 DURING FISCAL YEAR 2010-11

Claimant	Project Description	Allocation Amount	Alloc. Code	Approval Date	Apportionment Area/Footnotes
5802 - 99260A Transit - Operations					
CCCTA	Transit Operating	11,418,351	01	06/23/10	CCCTA
LAVTA	Transit Operating	5,555,019	02	06/23/10	LAVTA
NCTPA	Transit Operating	1,706,400	03	06/23/10	NCTPA
Sonoma County Transit	Transit Operating	4,845,533	04	06/23/10	Sonoma County Transit
	Subtotal	23,525,303			
5803 - 99260A Transit - Capital					
NCTPA	Transit Capital	4,756,874	05	06/23/10	NCTPA
	Subtotal	4,756,874			
5813 - 99400E Contractual - Capital					
Vacaville	Transit Capital	1,274,000	06	06/23/10	Vacaville
	Subtotal	1,274,000			
5807 - 99400C General Public - Operating					
NCTPA	Transit Operating	1,441,269	07	06/23/10	NCTPA
	Subtotal	1,441,269			
	TOTAL	30,997,446			

Date: June 23, 2010
Referred by: PAC
Revised:

Attachment B
Resolution No. 3950
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ALLOCATION OF FISCAL YEAR 2010-11
TRANSPORTATION DEVELOPMENT ACT
ARTICLE 4, ARTICLE 4.5 AND ARTICLE 8
FUNDS TO CLAIMANTS IN THE MTC REGION

FINDINGS

The following findings pertain, as the case may be, to claimants to which Transportation Development Act funds are allocated under this resolution.

Transportation Development Act Article 4 Funds

Public Utilities Code § 99268 et seq.

1. That each claimant has submitted, or shall have submitted prior to the disbursement of funds, copies, to MTC and to appropriate agencies, of all required State Controller's reports and fiscal audit reports prepared in accordance with Public Utilities Code §§ 99243 and 99245; and
2. That the projects and purposes for which each claimant has submitted an application for TDA Article 4 funds to MTC are in conformance with MTC's Regional Transportation Plan (21 California Code of Regulations § 6651), and with the applicable state regulations (21 California Code of Regulations § 6600 et seq.), and with the applicable MTC rules and regulations; and
3. That each claimant has submitted to MTC as part of its application for TDA Article 4 funds a budget indicating compliance with the 50% expenditure limitation of Public Utilities Code § 99268, or with the applicable fare or fares-plus-local-support recovery ratio requirement (Public Utilities Code §§ 99268.2, 99268.3, 99268.4, 99268.12, or 99270.5), as so attested to by the claimant's chief financial officer; and
4. That the sum of each claimant's total allocation of Transportation Development Act and State Transit Assistance funds does not exceed the amount that the claimant is eligible to receive, in accordance with the calculations prescribed by 21 California Code of Regulations § 6633.1, or § 6634; and

5. That pursuant to Public Utilities Code § 99233.7 funds available for purposes stated in TDA Article 4.5 can be used to better advantage by a claimant for purposes stated in Article 4 in the development of a balanced transportation system.

Transportation Development Act Article 4.5 Funds

Public Utilities Code § 99275

1. That each claimant has submitted, or shall have submitted prior to the disbursement of funds, copies, to MTC and to appropriate agencies, of all required State Controller's reports and fiscal audit reports prepared in accordance with Public Utilities Code §§ 99243 and 99245; and

2. That the projects and purposes for which each claimant has submitted an application for TDA Article 4.5 funds to MTC are in conformance with MTC's Regional Transportation Plan (21 California Code of Regulations § 6651), and with the applicable state regulations (21 California Code of Regulations § 6600 et seq.), and with the applicable MTC rules and regulations, including MTC Resolution No. 1209, Revised; and

3. That in accordance with Public Utilities Code § 99275.5(c), MTC finds that the projects and purposes for which each claimant has submitted an application for TDA Article 4.5 funds to MTC, responds to a transportation need not otherwise met in the community of the claimant; that the services of the claimant are integrated with existing transit services, as warranted; that the claimant has prepared and submitted to MTC an estimate of revenues, operating costs and patronage for the fiscal year in which TDA Article 4.5 funds are allocated; and that the claimant has submitted a budget indicating compliance with the applicable fare or fares-plus-local-match recovery ratio requirement (as set forth, respectively, in Public Utilities Code § 99268.5 or MTC Resolution No. 1209, Revised), as so attested to by the claimant's chief financial officer; and

4. That the sum of each claimant's total allocation of Transportation Development Act and State Transit Assistance funds does not exceed the amount that the claimant is eligible to receive, in accordance with the calculations prescribed by 21 California Code of Regulations § 6634; and

5. That each claimant is in compliance with Public Utilities Code §§ 99155 and 99155.5, regarding user identification cards.

Transportation Development Act Article 8 Transit Funds

Public Utilities Code §§ 99400(c), 99400(d) and 99400(e)

1. That each claimant has submitted, or shall have submitted prior to the disbursement of funds, copies, to MTC and to appropriate agencies, of all required State Controller's reports and fiscal audit reports prepared in accordance with Public Utilities Code §§ 99243 and 99245; and
2. That the projects and purposes for which each claimant has submitted an application for TDA Article 8 funds to MTC are in conformance with MTC's Regional Transportation Plan (21 California Code of Regulations § 6651), and with the applicable state regulations (21 California Code of Regulations § 6600 et seq.), and with the applicable MTC rules and regulations, including MTC Resolution No. 1209, Revised; and
3. That each claimant has submitted to MTC as part of its application for TDA Article 8 funds a budget indicating compliance the applicable fare or fares-plus-local-match recovery ratio requirement (as set forth, respectively, in Public Utilities Code §§ 99268.5, 99268.12, or MTC Resolution No. 1209, Revised), as so attested to by the claimant's chief financial officer; and
4. That the sum of each claimant's total allocation of Transportation Development Act and State Transit Assistance funds does not exceed the amount that the claimant is eligible to receive, in accordance with the calculations prescribed by 21 California Code of Regulations § 6634.

Date: June 23, 2010
Referred by: PAC
Revised:

ABSTRACT
Resolution No. 3951

This resolution approves the allocation of State Transit Assistance funds for fiscal year 2010-11.

Discussion of the allocations made under this resolution are contained in the MTC Operator Summaries and/or Executive Director Memoranda presented to the Programming and Allocations Committee on June 9, 2010.

Date: June 23, 2010
Referred by: PAC

Re: Allocation of Fiscal Year 2010-11 State Transit Assistance to Claimants in the MTC Region

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 3951

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

WHEREAS, the Mills-Alquist-Deddeh Act (“Transportation Development Act” or “TDA”), Public Utilities Code Section 99200 et seq., provides that the State Controller shall, pursuant to Public Utilities Code Section 99310, allocate funds in the Public Transportation Account (“PTA”) to the MTC region to be subsequently allocated by MTC to eligible claimants in the region; and

WHEREAS, pursuant to Public Utilities Code Section 99313.6, MTC has created a State Transit Assistance (“STA”) fund which resides with the Alameda County Auditor for the deposit of PTA funds allocated to the MTC region; and

WHEREAS, pursuant to Public Utilities Code Sections 99314.5(a) and 99314.5(b), claimants eligible for Transportation Development Act Article 4 and Article 8 funds are eligible claimants for State Transit Assistance funds; and

WHEREAS, eligible claimants have submitted applications to MTC for the allocation of fiscal year 2010-11 STA funds; and

WHEREAS, Attachment A to this resolution, attached hereto and incorporated herein as though set forth at length, lists the amounts of and purposes for the fiscal year 2010-11 allocations requested by claimants, and is from time-to-time revised; and

WHEREAS, this resolution, including the revisions to Attachment A and the sum of all allocations made under this resolution, are recorded and maintained electronically by MTC; and

WHEREAS, pursuant to 21 California Code of Regulations Section 6754, and MTC Resolution No. 2310, Revised, Attachment B to this resolution, attached hereto and incorporated herein as though set forth at length, lists the required findings MTC must make, as the case may be, pertaining to the various claimants to which funds are allocated; 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 the findings set forth in Attachment B to this resolution; and, be it further

RESOLVED, that MTC approves the allocation of fiscal year 2010-11 STA funds to the claimants, in the amounts, for the purposes, and subject to the conditions, as listed and recorded on Attachment A to this resolution; and, be it further

RESOLVED, that, pursuant to 21 Cal. Code of Regs. §§ 6621 and 6753, a certified copy of this resolution, along with written allocation instructions for the disbursement of STA funds as allocated herein, shall be forwarded to the Alameda County Auditor.

METROPOLITAN TRANSPORTATION COMMISSION

Scott Haggerty, Chair

The above resolution was approved by the Metropolitan Transportation Commission at a regular meeting of the Commission held in Oakland, California, on June 23, 2010.

Date: June 23, 2010
Referred by: PAC
Revised:

Attachment A
MTC Resolution No. 3951
Page 1 of 1

ALLOCATION OF STATE TRANSIT ASSISTANCE FUNDS
DURING FISCAL YEAR 2010-11

Claimant	Project Description	Allocation Amount	Alloc. Code	Approval Date	Apportionment Area
<i>5821 - 6730B Capital Costs - Population-based MTC Regional Coordination</i>					
MTC	Clipper	2,952,000	01	06/23/10	MTC
		TOTAL	2,952,000		

ALLOCATION OF FISCAL YEAR 2010-11 STATE TRANSIT ASSISTANCE FUNDS
TO CLAIMANTS IN THE MTC REGION

FINDINGS

The following findings pertain, as the case may be, to claimants to which State Transit Assistance funds are allocated under this resolution.

1. That each claimant has submitted, or shall have submitted prior to the disbursement of funds, copies, to MTC and to appropriate agencies, of all required State Controller's reports and fiscal audit reports prepared in accordance with PUC §§ 99243 and 99245; and
2. That the projects and purposes for which each claimant has submitted an application for TDA Article 8 funds to MTC are in conformance with MTC's Regional Transportation Plan (21 Cal. Code of Regs. § 6651), and with the applicable state regulations (21 Cal. Code of Regs. § 6600 *et seq.*), and with the applicable MTC rules and regulations; and
3. That each claimant has submitted to MTC as part of its application for TDA Article 4 funds a budget indicating compliance with the 50% expenditure limitation of PUC § 99268, or with the applicable fare or fares-plus-local-support recovery ratio requirement (PUC §§ 99268.2, 99268.3, 99268.4, 99268.12, or 99270.5), or with the applicable fare or fares-plus-local-match recovery ratio requirement (as set forth, respectively, in PUC §§ 99268.5, 99268.12, or MTC Resolution No. 1209, Revised), as so attested to by the claimant's chief financial officer; and
4. That each claimant is making full use of federal funds available under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users Act for the 21st Century (SAFETEA), as amended; and
5. That the sum of each claimant's allocation of Transportation Development Act and State Transit Assistance funds does not exceed the amount the claimant is eligible to receive, in accordance with the calculations prescribed by 21 Cal. Code of Regs. § 6633.1 or § 6634; and

6. That MTC has given priority consideration to claims to offset reductions in federal operating assistance and the unanticipated increase in the cost of fuel, to enhance existing public transportation services, and to meet high priority regional, countywide, or areawide public transportation needs; and
7. That each claimant has made a reasonable effort to implement the productivity improvements recommended pursuant to PUC § 99244; and
8. That each claimant has submitted to MTC a copy of a certification from the California Highway Patrol verifying that the claimant is in compliance with Section 1808.1 of the Vehicle Code (“Pull Notice Program”), as required by PUC § 99251; and
9. That each claimant is in compliance with the eligibility requirements of PUC §§ 99314.6 or 99314.7; and
10. That each claimant has certified that it has entered into a joint fare revenue sharing agreement with every connecting transit operator, and that it is in compliance with MTC’s Transit Coordination Implementation Plan, pursuant to Government Code §§ 66516 and 66516.5, PUC §§ 99314.5(c) and §99314.7, and MTC Resolution No. 3055, Revised.

Date: May 26, 2010
W.I.: 1255
Referred by: PAC
Revised: 06/23/10-C

ABSTRACT

Resolution No. 3955, Revised

This resolution adopts the Regional Measure 2 (RM2) Operating Assistance Program for FY 2010-11.

This resolution was revised on June 23, 2010 to include program set-aside amounts for RM2 Marketing and Clipper Launch activities, totaling \$2,285,000.

Further discussion of this action is contained in the Programming and Allocations Committee Summary Sheets dated May 12, 2010 and June 9, 2010.

FY 2010-11 RM-2 Operating Assistance Program -- Streets and Highways Code 30914(d)

Project #	Project Name	Operator	Route	Programmed (1)	Notes
1	Richmond Bridge Express Bus	Golden Gate Transit	Route 40	2,195,925	
2	Napa VINE Service	NCTPA	Vallejo Intermodal Express Bus	390,000	
3	Express Bus North	Vallejo	Route 78	510,226	
		Vallejo	Route 80	511,873	
		Vallejo	Route 85	201,741	
		ECCTA	Route 300	531,835	
		Fairfield/Suisun Transit	Route 40	184,072	
		Fairfield/Suisun Transit	Route 90	526,963	
		Golden Gate Transit	Route 72	151,264	
		Golden Gate Transit	Route 101	145,339	
		WestCat	Route 30Z/JPX	249,294	
			Total	3,012,608	
4	Express Bus South	AC Transit	Route F	890,865	
		AC Transit	Route LA	146,761	
		AC Transit	Route NL/BA	2,678,379	
		AC Transit	Route NX1	91,779	
		AC Transit	Route NX2	88,191	
		AC Transit	Route O	779,077	
		AC Transit	Route P	385,034	
		AC Transit	Route U - Dumbarton Corridor	311,238	
		AC Transit	Route W	56,580	
		CCCTA(2)	Route 98X	414,090	
		LAVTA	Route 10	580,836	
		WestCat	Hercules LYNX/JX	317,950	
			Total	6,740,780	
6	Ferry Service	WETA	Operations	15,300,000	
7	Owl Service	AC Transit	Route 800	665,771	
		AC Transit	Route 801	667,852	
		MUNI	Route 14	187,501	
		SamTrans	Route 397	305,876	
			Total	1,827,000	
8	MUNI Metro 3rd Street	SF MUNI	Metro 3rd Street extension	2,500,000	
9	AC Transit Rapid Bus Corridor	AC Transit	Enhanced Bus Service in the Berkeley/Oakland/San Leandro Corridor	3,000,000	
10	TransLink®	MTC	Operations	1,400,000	
11	WETA planning	WETA	Planning and operations	3,000,000	
			Grand Total	39,366,313	
RM2 / Clipper® Marketing Assistance Program (3)					
N/A	RM2 Marketing	MTC	Operating / Capital Projects	550,000	(4)
	Clipper® Launch (public outreach, fare incentives)	MTC	AC Transit & Other Operators	1,735,000	(4)
			Total	2,285,000	

- Notes:
- The amounts listed reflect the RM-2 base subsidy, with certain projects subject to a 1.5% annual escalation rate through FY 2007-08. Escalation was suspended starting in FY 2008-09 until RM2 BATA RM2 receipts surpass the amounts budgeted to fund the legislative operating projects.
 - Funding for Route 98X was granted an extension through FY 2011 after not meeting the RM2 performance standards. CCCTA must report to the Commission on the route's performance in December, 2010.
 - Marketing assistance programs are funded with RM2 toll revenue receipts pursuant to Streets and Highways Code 30914(f) and are outside of the 38% limit on operating funding as described in Streets and Highways Code 30914(d).
 - Added to the program on 6/23/10.

Date: June 23, 2010
W.I.: 1255
Referred by: PAC

ABSTRACT
Resolution No. 3956

This resolution approves the allocation of the Regional Measure 2 operating and planning funds for FY 2010-11.

Additional discussion of these allocations is contained in the Programming & Allocation Committee Summary Sheets dated June 9, 2010.

Date: June 23, 2010
W.I.: 1255
Referred by: PAC

Re: Allocation of Regional Measure 2 funds for transit operations and planning for FY 2010-11

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION No. 3956

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 programs eligible for RM2 funding for transit operating and planning assistance as identified in Streets and Highways Code Section 30914(d).

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 on June 23, 2004, specifying the allocation criteria and project compliance requirements for RM 2 funding (MTC Resolution No. 3636, Revised); and

WHEREAS, MTC has reviewed the allocation requests submitted for RM2 transit operations and planning funds from the project sponsor(s) listed in Attachment A to this resolution, attached hereto and incorporated herein as though set forth at length funds; and

WHEREAS, project sponsors seeking RM2 funds are required to submit an Operating Assistance Proposal (OAP), pursuant to Streets and Highway Code Section 30914(e) to MTC for review and approval, which demonstrates a fully funded operating plan and consistency with the performance measures, as applicable; and

WHEREAS, Attachment A lists the projects requested by project sponsors for RM2 funding, project specific conditions, and amounts recommended for RM2 allocation by MTC staff; and

RESOLVED, that MTC approves staff's review of the OAP for the projects listed in Attachment A; and be it further

RESOLVED, that MTC approves the allocation of RM2 funds in accordance with Attachment A; and be it further

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

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

METROPOLITAN TRANSPORTATION COMMISSION

Scott Haggerty, Chair

The above resolution was entered into by the Metropolitan Transportation Commission at the regular meeting of the Commission held in Oakland, California, on June 23, 2010.

FY 2010-11 ALLOCATION OF REGIONAL MEASURE 2 FUNDS
FOR TRANSIT OPERATIONS AND PLANNING

Claimant	Project Description	Allocation Amount	Allocation Code	Approval Date	Project Number	Farebox Requirement
MTC	Clipper	1,400,000	1	06/23/10	10	n.a.
WETA	Operating Expenses	950,000	2	06/23/10	6	n.a.
WETA	Marketing and Public Information	1,000,000	3	06/23/10	6	n.a.
WETA	Planning and Admin.	3,000,000	4	06/23/10	11	n.a.
	Total	6,350,000				