

**Metropolitan Transportation Commission
Programming and Allocations Committee**

March 9, 2011

Item Number 2d

Resolution No. 3951, Revised

- Subject:** Allocation of \$2.4 million in State Transit Assistance (STA) funds to the Santa Clara Valley Transportation Authority (VTA).
- Background:** VTA is requesting allocation of \$2.4 in FY 2010-11 STA Lifeline funds to continue current bus and light-rail transit service. The request is consistent with the Lifeline programming purpose and amount contained in MTC Resolution No. 3965.
- Issues:** None
- Recommendation:** Refer MTC Resolution No. 3951, Revised to the Commission for approval.
- Attachments:** MTC Resolution No. 3951, Revised

Date: June 23, 2010
Referred by: PAC
Revised: 07/28/10-C 09/22/10-C
10/27/10-C 02/23/11-C
03/23/11-C

ABSTRACT

Resolution No. 3951, Revised

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

This resolution was revised on July 28, 2010 to allocate STA funds to various operators for transit operations.

This resolution was revised on September 22, 2010 to allocate STA funds to BART for transit operating.

This resolution was revised on October 22, 2010 to allocate STA funds to various operators for transit operations.

This resolution was revised on February 23, 2011 to allocate STA funds to SFMTA for transit capital and MTC for operations.

This resolution was revised on March 23, 2011 to allocate STA funds to VTA for transit operations.

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, July 14, 2010, September 8, 2010, October 13, 2010, February 23, 2011 and March 9, 2011.

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

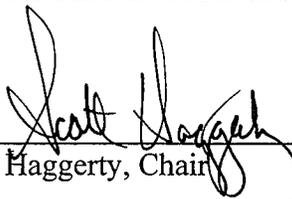
WHEREAS, the claimants to which funds are allocated under this resolution have certified that the projects and purposes listed and recorded in Attachment A are in compliance with the requirements of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.), and with the State 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

Attachment A
Resolution No. 3951
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ALLOCATION OF FISCAL YEAR 2010-11
STATE TRANSIT ASSISTANCE FUNDS
TO CLAIMANTS IN THE MTC REGION

INSERT MICROSOFT EXCEL DOCUMENT

Prior to Commission approval of this resolution or a revision to this resolution, the Microsoft Excel document resides on the MTC local area network at:

J:/Section/Allstaff/Resolution/Temp-res/MTC/tmp-3951.xls

Subsequent to Commission approval, the Microsoft Excel document resides on the MTC local area network at:

J:/Section/Allstaff/Resolution/RESOLUTIONS/MTC Resolutions/RES-3951.xls

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: June 23, 2010
 Referred by: PAC
 Revised: 07/28/10-C 09/22/10-C
 10/27/10-C 02/23/11-C

Attachment A
 MTC Resolution No. 3951, Revised
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ALLOCATION OF STATE TRANSIT ASSISTANCE FUNDS
 DURING FISCAL YEAR 2010-11

Claimant	Project Description	Allocation Amount	Alloc. Code	Approval Date	Apportionment Area	Note
5821 - 6730B Capital Costs - Population-based MTC Regional Coordination						
MTC	Clipper	2,952,000	01	06/23/10	MTC	
	Subtotal	2,952,000				
5820 - 6730A Operating Costs - Population-based MTC Regional Coordination						
MTC	Clipper	8,000,000	21	02/23/11	MTC	
	Subtotal	8,000,000				
5820 - 6730A Operating Costs - Population-based Small Operator/Northern Counties						
LAVTA	Transit Operating	1,226,941	02	07/28/10	LAVTA	
CCCTA	Transit Operating	2,987,971	03	07/28/10	CCCTA	
Golden Gate	Transit Operating	1,157,652	04	07/28/10	Marin County	(1)
ECCTA	Transit Operating	1,758,485	05	07/28/10	ECCTA	
	Subtotal	7,131,049				
5820 - 6730A Operating Costs - Population-based Regional Paratransit						
AC Transit	Transit Operating	1,700,461	06	07/28/10	Alameda County	(1)
SFMTA	Transit Operating	1,103,827	07	07/28/10	San Francisco County	(1)
VTA	Transit Operating	1,817,775	15	10/27/10	Santa Clara County	(2)
	Subtotal	4,622,063				
5820 - 6730A Operating Costs - Revenue-based						
AC Transit	Transit Operating	9,894,290	08	07/28/10	AC Transit	(1)
AC Transit	Transit Operating	2,460,084	09	07/28/10	BART	(1)
Golden Gate	Transit Operating	4,482,448	10	07/28/10	Golden Gate	(1)
SFMTA	Transit Operating	36,344,667	11	07/28/10	SFMTA	(1)
ECCTA	Transit Operating	2,003,794	12	07/28/10	BART	
WestCAT	Transit Operating	1,830,069	13	07/28/10	BART	
BART	Transit Operating	19,633,729	14	09/22/10	BART	(1)
VTA	Transit Operating	14,536,002	16	10/27/10	VTA	(2)
SamTrans	Transit Operating	3,390,227	17	10/27/10	SamTrans	(2)
SamTrans	Transit Operating	5,124,127	17	10/27/10	PCJPB	(1)
	Subtotal	99,699,437				
5821 - 6730B Capital Costs - Revenue-based						
SJRRRC	Maint & Layover Facility	1,379,809	18	10/27/10	Alameda CMA - ACE	
SFMTA	Transit Capital	1,106,946	20	02/23/11	SFMTA	
	Subtotal	2,486,755				
5820 - 6730A Operating Costs - Population-based Lifeline						
SFMTA	Bus Restoration Project	1,691,391	19	10/27/10	San Francisco	(1)
VTA	Transit Operating	2,440,562	22	03/23/11	Santa Clara County	
	Subtotal	4,131,953				
	TOTAL	129,023,257				

Note

- (1) Disbursement of 3rd and 4th quarter payments is conditioned on continued compliance with Resolution 3866, specifically, achieving fare media transition milestones.
 (2) Disbursement of 3rd and 4th quarter payments is conditioned on continued compliance with Resolution 3866, specifically, achieving ClipperSM customer launch and subsequent progress toward fare media transition milestones.