

**Metropolitan Transportation Commission
Programming and Allocations Committee**

June 8, 2011

Item Number 2g

Resolution Nos. 3999, 4000, 4001 and 4002

Subject: Allocation of \$163.7 million in Transportation Development Act (TDA), State Transit Assistance (STA), Assembly Bill 1107 (1107) and Regional Measure 2 (RM2) funds to support transit operations and capital projects.

Background: The Committee's actions this month kick off the annual allocation process. Entities requesting TDA, STA, 1107 and RM2 allocations this month that exceed the \$1 million delegated authority limit include AC Transit, County Connection, LAVTA, MTC, SolTrans, Sonoma County Transit, Tri Delta Transit, Vallejo, WestCAT and the Water Emergency Transportation Authority (WETA). Allocation requests less than \$1.0 million are approved separately through the Executive Director's Delegated Authority process. The allocation requests are consistent with the adopted MTC Fund Estimate (Resolution 3990 for TDA, STA and 1107 funds) and the proposed RM2 Operating Program (MTC Resolution 3998 – agenda item 2d). Total allocation requests, greater than \$1.0 million, are summarized below:

Transit Operator/Claimant	Resolution No. 4000 (TDA)	Resolution No. 4001 (STA) n	Resolution No. 4002 (1107)	Resolution No. 3999 (RM2)	Total
AC Transit	\$50,097,810	\$13,009,420	\$29,164,284	\$9,679,911	\$101,951,425
County Connection	12,742,835	1,852,940	0	0	\$14,595,775
Tri Delta Transit	9,479,977	2,893,672	0	0	\$12,373,649
LAVTA	8,009,554	0	0	0	\$8,009,554
MTC	0	0	0	1,726,031	\$1,726,031
Sonoma County Transit	4,974,719	1,031,881	0	0	\$6,006,600
SolTrans	5,544,541	0	0	1,223,840	\$6,768,381
Vallejo	0	0	0	1,485,800	\$1,485,800
WestCAT	2,264,044	1,753,502	0	0	\$4,017,546
WETA	0	0	0	6,243,000	\$10,243,000
Total	\$93,113,480	\$20,541,415	\$29,164,284	\$20,358,582	\$163,177,761

Attachment A details the change in operator budgets from FY2010-11 to FY2011-12 as well as expected changes in service levels. Most transit operator's service levels will remain unchanged in FY2011-12 and most operators do not currently plan to raise fares.

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 FY2011-12 Fund Estimate to reflect actual revenue generation during the current fiscal year.

A new transit claimant appears in this year's annual transit operating allocations. Solano Transit (SolTrans) is a newly formed Joint Powers Agency which merges the

bus and paratransit operations of Vallejo Transit and Benicia Transit into a single system.

Vallejo Transit is claiming funds for the first quarter of Vallejo Ferry operations. WETA will claim the remaining three-quarters of the operating funds and reimburse Vallejo if Vallejo operates the ferry beyond the anticipated October 1, 2011 transition date.

Issues:

AC Transit’s FY2011-12 TDA claim includes a \$13.1 million initial projected deficit. Item 3a on today’s agenda details a recent financial review of AC Transit’s 10-year operating plan as well as recommends preventive maintenance funding to balance the FY2011-12 budget. Consistent with cost containment strategies approved by AC Transit to-date (as highlighted in item 3a), the chart below shows that total costs are declining and cost-per-hour is declining 2% and cost-per-passenger is declining 1%. As discussed in item 3a, additional cost savings will need to be achieved for AC Transit to achieve long-term financial sustainability.

AC Transit	FY2010-11	FY2011-12	% Change
Total Cost	315,702,524	311,914,590	-1%
Revenue Hours	2,140,277	2,148,886	0%
Total Passengers	61,805,480	61,821,149	0%
Cost/Hour	\$ 148	\$ 145	-2%
Cost/Passenger	\$ 5.11	\$ 5.05	-1%

Recommendation: Refer MTC Resolution Nos. 3999, 4000, 4001 and 4002 to the Commission for approval.

Attachments: Table A – Transit Operator Budget Summary.
MTC Resolution Nos. 3999, 4000, 4001 and 4002

Table A - Transit Operator Budget Summary

Operator	FY 2010-11 Operating Budget	FY2011-12 Operating Budget	% Increase	Revenue Vehicle Hours % Increase	FY2011-12 Operating Request	Allocation Request as a % of Operating Budget	Highlight of FY2011-12 Budgets
AC Transit	315,702,524	311,914,590	-1%	-14%	102,794,666	33%	<ul style="list-style-type: none"> • AC Transit's FY2011-12 operating budget will increase by 1% over FY 2010-11. • No service changes are currently anticipated in FY 2011-12. • A 5% fare increase (base-fare from \$2.00 \$2.10) will occur on August 1, 2011. Fare revenue is expected to increase 1%.
County Connection	30,502,463	32,581,191	7%	0%	17,086,014	52%	<ul style="list-style-type: none"> • No fare increases are expected in FY 2011-12. • Fare revenue is expected to increase 2% annually for fixed-route and 3% for paratransit. Fare increases are planned for FY 2012-13, FY 2015-16 and FY 2018-19. • County Connection has reduced administrative staffing levels from a high of 36.5 in FY 2006-07 to 30 in FY 2011-12. • No additional service reductions are planned in FY 2011-12.
LAVTA	14,029,670	14,108,530	1%	2%	6,956,538	49%	<ul style="list-style-type: none"> • LAVTA's FY2011-12 budget will remain the same as FY 2010-11. • No service changes are currently anticipated in FY 2011-12. • No fare increases are anticipated during FY 2011-12.

Operator	FY 2010-11 Operating Budget	FY2011-12 Operating Budget	% Increase	Revenue Vehicle Hours % Increase	FY2011-12 Operating Request	Allocation Request as a % of Operating Budget	Highlight of FY2011-12 Budgets
SolTrans	14,703,395	13,000,015	-12%	-12%	8,433,412	65%	<ul style="list-style-type: none"> • SolTrans is the newly formed Joint Powers Agency which is a result of the merger of Vallejo Transit's bus and paratransit operations and Benicia Transit's bus and paratransit operations. • The 12% reduction in cost and revenue vehicle hours is due to a 44% reduction in the Route 200 bus service that parallels the ferry service between Vallejo and San Francisco.
Sonoma County Transit	12,560,266	12,814,213	2%	1%	8,024,776	63%	<ul style="list-style-type: none"> • Sonoma County Transit will increase service levels 2% in FY 2011-12. • No fare increases are currently anticipated for FY 2011-12. • Sonoma County Transit claims TDA and STA on behalf of Healdsburg and Cloverdale and then reimburses those cities for their transit services.
Tri Delta Transit	19,283,558	20,201,724	5%	0%	13,630,197	67%	<ul style="list-style-type: none"> • The FY2011-12 fixed-route budget is the essentially the same as the FY 2010-11 budget. Fixed-route service will remain at FY 2010-11 levels. • The FY2011-12 Dial-a-Ride budget will increase by 7%. Dial-a-Ride service is assumed to grow by 4% in FY 2011-12. • No fare increases are currently anticipated for FY 2011-12.
WestCAT	8,357,800	9,299,100	11%	0%	5,373,971	58%	<ul style="list-style-type: none"> • The FY2011-12 budget assumes no changes in service levels. • No fare increases are anticipated in FY 2011-12.
WETA	11,250,826	10,745,702	-4%	0%	6,243,000	58%	<ul style="list-style-type: none"> • WETA began operation of the Alameda Oakland Ferry Service and the Alameda Harbor Bay Ferry Service on April 29, 2011. • It is anticipated that WETA will assume operation of the Vallejo Baylink Ferry in the second quarter of FY 2011-12. • It is also anticipated that WETA will begin the South San Francisco Ferry Service to the east bay in the third quarter of FY 1011-12.
TOTAL	426,390,502	424,665,065			168,542,574	40%	

Date: June 22, 2011
Referred by: PAC

ABSTRACT
Resolution No. 4000

This resolution approves the allocation of fiscal year 2011-12 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 8, 2011.

Date: June 22, 2011
Referred by: PAC

Re: Allocation of Fiscal Year 2011-12 Transportation Development Act Article 4, Article 4.5 and Article 8 Funds to Claimants in the MTC Region

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4000

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 2011-12 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 2011-12 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 2011-12 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

Adrienne J. Tissier, Chair

The above resolution was approved by the Metropolitan Transportation Commission at a regular meeting of the Commission held in Oakland, California, on June 22, 2011.

ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT ARTICLE 4, 4.5 and 8 FUNDS
 DURING FISCAL YEAR 2011-12

Claimant	Project Description	Allocation Amount	Alloc. Code	Approval Date	Apportionment Area/Footnotes	Note
5802 - 99260A Transit - Operations						
Sonoma County Transit	Transit Operating	4,974,719		6/22/2011	County of Sonoma	
AC Transit	Transit Operating	5,096,132		6/22/2011	AC Transit C.C.Co. D1	
SolTrans	Transit Operating	5,544,541		6/22/2011	Vallejo	
LAVTA	Transit Operating	5,746,399		6/22/2011	LAVTA	
AC Transit	Transit Operating	8,650,972		6/22/2011	AC Transit Ala.Co. D2	
CCCTA	Transit Operating	12,742,835		6/22/2011	CCCTA	
AC Transit	Transit Operating	33,809,344		6/22/2011	AC Transit Ala.Co. D1	
AC Transit	Transit Operating	2,541,362		6/22/2011	County of Alameda	(1)
WCCTA	Transit Operating	2,264,044		6/22/2011	WCCTA	
ECCTA	Transit Operating	9,479,977		6/22/2011	ECCTA	
	Subtotal	90,850,325				
5803 - 99260A Transit - Capital						
LAVTA	Transit Capital	2,263,155		6/22/2011	LAVTA	
	Subtotal	2,263,155				
	TOTAL	93,113,480				

Note:

(1) MTC finds that these Article 4.5 funds can be used to better advantage for Article 4 purposes.

Date: June 22, 2011
Referred by: PAC

Attachment B
Resolution No. 4000
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ALLOCATION OF FISCAL YEAR 2011-12
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 22, 2011
Referred by: PAC

ABSTRACT
Resolution No. 4001

This resolution approves the allocation of State Transit Assistance (STA) funds for fiscal year 2011-12.

Discussion of the allocations made under this resolution is contained in the MTC Operator Summaries and/or Executive Director Memoranda presented to the Programming and Allocations Committee on June 8, 2011.

Date: June 22, 2011
Referred by: PAC

Re: Allocation of Fiscal Year 2011-12 State Transit Assistance to Claimants in the MTC Region

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4001

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 2011-12 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 2011-12 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 2011-12 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

Adrienne J. Tissier, Chair

The above resolution was approved by the Metropolitan Transportation Commission at a regular meeting of the Commission held in Oakland, California, on June 22, 2011.

Date: June 22, 2001
Referred by: PAC

Attachment A
MTC Resolution No. 4001
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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
5820 - 6730A Operating Costs - Population-based Small Operator/Northern Counties						
CCCTA	Transit Operating	1,852,940		06/22/11	CCCTA	
ECCTA	Transit Operating	1,085,091		06/22/11	ECCTA	
	Subtotal	2,938,031				
5820 - 6730A Operating Costs - Population-based Regional Paratransit						
AC Transit	Paratransit Operating	1,146,431		06/22/11	Alameda County	
	Subtotal	1,146,431				
5820 - 6730A Operating Costs - Revenue-based						
AC Transit	Transit Operating	3,666,000		06/22/11	BART	
AC Transit	Transit Operating	8,196,989		06/22/11	AC Transit Ala.Co. D1	
ECCTA	Transit Operating	1,808,581		06/22/11	BART	
WCCTA	Transit Operating	1,753,502		06/22/11	BART	
	Subtotal	15,425,072				
5822 - 6731C Paratransit - Operating - Population-based Small Operator/Northern Counties						
Sonoma County Transit	Paratransit Operating	1,031,881		06/22/11	Sonoma County	
	Subtotal	1,031,881				
	TOTAL	20,541,415				

ALLOCATION OF FISCAL YEAR 2011-12 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 22, 2011
Referred by: PAC

ABSTRACT

Resolution No. 4002

This resolution approves the allocation of fiscal year 2011-12 AB 1107 half-cent sales tax funds to AC Transit.

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 8, 2011.

Date: June 22, 2011
Referred by: PAC

Re: Allocation of Fiscal Year 2011-12 "AB 1107" Half-Cent Sales Tax Funds

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4002

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, Public Utilities Code Section 29142.2(b) provides that, after deductions for certain administrative expenses, twenty-five percent (25%) of the proceeds from the one-half cent transactions and use tax collected within the San Francisco Bay Area Rapid Transit District (hereinafter referred as "AB 1107" funds), shall, on the basis of regional priorities established by MTC, be allocated by MTC to the City and County of San Francisco for the Municipal Railway ("Muni") and to the Alameda-Contra Costa Transit District ("AC Transit"), for transit services; and

WHEREAS, Muni and/or AC Transit has submitted a request for the allocation of fiscal year 2011-12 AB 1107 funds for transit service projects and purposes in accordance with the regional priorities established by MTC; 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 2011-12 allocations requested by Muni and/or AC Transit, 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 findings pertaining to the allocations made under this resolution to Muni and/or AC Transit, as the case may be; and

WHEREAS, Muni and/or AC Transit has certified that its 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 finds that the projects and purposes as listed and recorded in Attachment A are in conformance with MTC's Regional Transportation Plan; and, be it further

RESOLVED, that MTC approves the allocation of fiscal year 2011-12 funds under this resolution to Muni and/or AC Transit, in the amounts, for the purposes, and subject to the conditions, as listed and recorded on Attachment A.

METROPOLITAN TRANSPORTATION COMMISSION

Adrienne J. Tissier, Chair

The above resolution was approved by the Metropolitan Transportation Commission at a regular meeting of the Commission held in Oakland, California, on June 22, 2011.

Date: June 22, 2011
Referred by: PAC

Attachment A
MTC Resolution No. 4002
Page 1 of 1

ALLOCATION OF AB 1107 FUNDS
DURING FISCAL YEAR 2011-12

Claimant	Project Description	Fare Ratio Percentage		Allocation Amount	Alloc. Code	Approval Date	Note
		FY 10-11	FY 11-12				
AC Transit	Transit Operations	53.4%	51.5%	50% of deposits to MTC's AB 1107 account.	01	06/22/11	

Note:

Date: June 22, 2011
Referred by: PAC

Attachment B
Resolution No. 4002
Page 1 of 1

ALLOCATION OF FISCAL YEAR 2011-12
AB 1107 FUNDS

FINDINGS

The following findings pertain to the allocation of funds under this resolution to the San Francisco Municipal Transportation Agency (SFMTA) and/or AC Transit, as the case may be.

	<i>AC Transit</i>
1. In accordance with Public Utilities Code §29142.4(a), the operator is a participating member of the Bay Area Partnership, Partnership Transit Coordinating Committee, established by MTC and which serves the function of a regional transit coordinating council.	<i>YES</i>
2. In accordance with Public Utilities Code §29142(c), the operator has complied with the transit system standards established by MTC pursuant to Government Code §66517.5.	<i>YES</i>
3. In accordance with Public Utilities Code § 29142.5, MTC may consider local support revenues in excess of the operator's base amount as fare revenues, as long as by doing so it will enable the operator to maintain or improve vital transit service within a coordinated fare structure. The audited financials submitted by the claimant for FY 2009-10 and included in the proposed FY 2011-12 budget demonstrate a fare ratio of greater than 33 percent when considering other local excess revenue.	<i>YES</i>

Date: June 22, 2011
W.I.: 1255
Referred by: PAC

ABSTRACT
Resolution No. 3999

This resolution approves the allocation of the Regional Measure 2 operating and planning funds for FY2011-12.

Discussion of the allocations made under this resolution is contained in the MTC Operator Summaries and/or Executive Director Memoranda presented to the Programming and Allocations Committee on June 8, 2011.

Date: June 22, 2011
W.I.: 1255
Referred by: PAC

Re: Allocation of Regional Measure 2 funds for transit operations and planning for FY 2011-12

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION No. 3999

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

Adrienne J. Tissier, 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 22, 2011.

Date: June 22, 2011
W.I.: 1255
Referred by: PAC
Revised:

Attachment A
MTC Resolution No. 3999
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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	Note
WETA	Transition and Reserve Vehicles	1,270,000	1	06/22/11	6	n.a.	
WETA	Planning and Administration	3,000,000	2	06/22/11	11	n.a.	
WETA	Ferry Operating	1,973,000	3	06/22/11	6	n.a.	
AC Transit	Express Bus Service	5,346,288	5	06/22/11	6	30% (F, LA 20%)	
AC Transit	Owl Bus Service	1,333,623	6	06/22/11	7	0.1	
AC Transit	Enhanced/Rapid Bus Service	3,000,000	7	06/22/11	8	n.a.	
SolTrans	Enhanced Express Bus	1,223,840	8	06/22/11	3	0.2	
MTC	Clipper	1,726,031	9	06/22/11	10	n.a.	
Vallejo	Ferry Operating	1,485,800	10	06/22/11	6	30%	
	Total	20,358,582					