

**Metropolitan Transportation Commission
Programming and Allocations Committee**

July 13, 2011

Item Number 2f

Resolution No. 4009

Subject: Programming and allocation of approximately \$3.1 million in Five Percent Unrestricted State Fund Revenues and \$659,000 in Two Percent Bridge Toll Revenues. The Five Percent Revenues are proposed to continue to fund the San Francisco Bay Trail project and ferry operations, on behalf of the Water Emergency Transportation Authority (WETA), the Alameda/Oakland Ferry, Alameda Harbor Bay Ferry, and Vallejo ferry services through FY 2011-12. The Two Percent Revenues are proposed to fund specific ferry capital improvements and maintenance and San Francisco Bay Trail program management and capital support.

Background: The Two Percent Bridge Toll revenues are derived from the transit element of Regional Measure 1. The Five Percent Unrestricted State Fund Revenues are state funds derived from a cooperative agreement between the California Department of Transportation, Federal Highway Administration, and the Bay Area Toll Authority (BATA) following state action to “federalize” certain toll bridge projects under BATA’s jurisdiction. The state funds replace the Five Percent Bridge Toll Program funds originally generated from RM 1 bridge toll revenues for ferry operations.

In April 2010, the Bay Area Toll Authority (BATA) approved the transfer of \$507 million to MTC as full payment for BATA’s obligation to fund the AB 664, Two Percent Bridge Toll Revenue, and RM1 Rail Reserve transit capital programs for the next 50 years. Programming and allocations policies were revised in Resolution No. 4015 in June 2011 to reflect the transfer, recent changes related to ferry service operations, and to establish the Association of Bay Area Governments as an eligible recipient of Two Percent Bridge Toll revenues for Bay Trail capital projects.

In March 2010, through the approval of MTC Resolution No. 3966 for Two Percent Bridge Toll revenues, the Commission recognized the planned transition of ferry services from Vallejo to WETA and required WETA concurrence in applications for ferry service and projects. Because WETA will become the sole eligible applicant when transition agreements between WETA/City of Vallejo are complete, staff recommends that disbursement of operating funding for the 2nd and subsequent quarters operating revenues be made directly to WETA. WETA will reimburse the City of Vallejo if Vallejo operates the ferry beyond the anticipated October 1, 2011 transition date.

Issues: None.

Recommendation: Refer MTC Resolution No. 4009 to the Commission for approval.

Attachments: MTC Resolution Nos. 4009

J:\SECTION\ALLSTAFF\Resolution\TEMP-RES\MTC\July PAC\tmp-4009.doc

Date: July 27, 2011
W.I.: 1514
Referred by: PAC

ABSTRACT

Resolution No. 4009

This resolution approves the Five Percent Unrestricted State Fund Revenues and the Two Percent Bridge Toll Revenues program of projects and allocation of funds for the FY 2011-12. Attachment A to this resolution lists the projects to be funded.

Further discussion of the programming and allocation is contained in the MTC Programming and Allocations Summary sheets dated July 13, 2011.

Date: July 27, 2011
W.I.: 1514
Referred by: PAC

RE: Programming and Allocation of Five Percent Unrestricted State Fund Revenues and Two Percent Bridge Toll Revenues in the Fiscal Year 2011-12 to Various Claimants

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4009

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

WHEREAS, with the toll increase authorized by the Regional Measure 1, approved by the voters on November 8, 1988, 3% of the revenue from the toll increase collected on all the state-owned bridges in the region may be allocated by MTC pursuant to Streets and Highways Code §§ 30913 and 30914, for certain projects which are designed to reduce vehicular traffic congestion on these bridges; and

WHEREAS, Streets and Highways Code §§ 30913 and 30914 have been amended to require that an additional 2% of those toll revenues be allocated by MTC for the planning, construction, and acquisition of rapid water transit systems; and,

WHEREAS, pursuant to Streets and Highways Code § 30894, MTC has adopted MTC Resolution No. 4015 which sets forth MTC's Bridge Toll Revenue Allocation Policy and established the Five Percent Unrestricted State Fund Revenues and Two Percent Bridge Toll Revenues Programming and Allocation Policy; and

WHEREAS, the claimants listed on Attachment A have submitted applications to MTC for allocation of Five Percent Unrestricted State Fund Revenues and Two Percent Bridge Toll Revenues in FY 2011-12; and

WHEREAS, those applications are for projects and purposes that are in conformance with MTC's Regional Transportation Plan, with the requirements of the California Environmental Quality Act (Public Resources Code § 2100 et seq.) and the State Environmental Impact Report Guidelines (14 Cal. Admin. Code § 15000 et seq.); now therefore, be it

RESOLVED, that MTC approves the programming and allocation of Five Percent Unrestricted State Fund Revenues and Two Percent Bridge Toll Funds in FY2011-12 to the

claimants, in the amounts, for the purposes, and subject to the conditions listed on Attachment A to this resolution, attached hereto and incorporated herein as though set forth at length.

METROPOLITAN TRANSPORTATION COMMISSION

Adrienne J. Tissier, Chair

The above resolution was entered into
by the Metropolitan Transportation Commission
at a regular meeting of the Commission
held in Oakland, California on July 27, 2011.

ALLOCATION OF FIVE PERCENT UNRESTRICTED STATE FUND REVENUES AND
TWO PERCENT BRIDGE TOLL REVENUES
FOR FISCAL YEAR 2011-12

Five Percent Unrestricted State Fund Revenues

Claimant	Project Title	Allocation Amount	Alloc. Code	Approval Date
City of Vallejo on behalf of WETA	BayLink Ferry Operations ¹	314,200	01	7/27/2011
WETA	BayLink Ferry Operations ¹	942,600	02	7/27/2011
WETA	Alameda/Oakland and Harbor Bay Ferry Operations	1,607,842	03	7/27/2011
ABAG	Bay Trail Project Operations ²	257,575	04	7/27/2011
Total - Five Percent Unrestricted State Fund Revenues		\$3,122,217		

Two Percent Bridge Toll Revenues

Claimant	Project Title	Allocation Amount	Alloc. Code	Approval Date
WETA	BayLink Ferry Dredging Project ³	209,000	05	7/27/2011
ABAG	Bay Trail Program Management and Capital Support	450,000	06	7/27/2011
		Subtotal		
		659,000		
Total - Two Percent Restricted Bridge Toll Revenues		\$659,000		
TOTAL		\$3,781,217		

¹ First Quarter funds will be allocated directly to Vallejo on behalf of WETA; second quarter and subsequent disbursements will be made directly to WETA if Vallejo operates BayLink Ferry service beyond the anticipated date of execution of a transition agreement transferring BayLink operations to WETA.

² Amount reflects adjustment calculated every three years, beginning in FY2011-12, per Bridge Tolls Policy Resolution No. 4015.

³ Will provide local match to leverage \$836,000 FTA grant for dredging for the BayLink ferry service.