

**Metropolitan Transportation Commission  
Programming and Allocations Committee**

March 5, 2014

Resolution No. 4137

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**Subject:** Regional Measure 1 90% Rail Reserve (RM1) and Two Percent Capital Fund Programs

**Background:** In 2010, BATA and MTC approved an agreement that authorized BATA to provide full payment up-front for the value of certain bridge toll funds over the next 50 years (MTC Resolution No. 3948 and BATA Resolution No. 93). As a follow-on to that action, staff is proposing to document the project commitments made for two categories of those toll funds, the Regional Measure 1 90% Rail Reserve funds, and the Two-Percent Capital funds. This resolution is a companion to MTC Resolution No. 4015 which set forth the programming policies for the Two-Percent Toll funds and the AB664 bridge toll funds. The other main element of the transfer, the AB664 bridge toll funds, are programmed annually through the Transit Capital Priorities process and, more recently, through the Core Capacity Challenge Grant Program (MTC Resolution No. 4123).

The RM1 Rail Reserve and Two Percent Capital programs are proposed to reflect commitments already made by the Commission in the Regional Transit Expansion Program (MTC Resolution No. 3434, Revised) or in subsequent programming/allocation actions. This item does not propose any new commitments. The lists of project commitments are included in Attachment A to Resolution No. 4137.

**Issues:** None

**Recommendation:** Refer MTC Resolution No. 4137 to the Commission for approval.

**Attachments:** MTC Resolution No. 4137

Date: March 26, 2014  
W.I.: 1511  
Referred by: PAC

ABSTRACT

Resolution No. 4137

This resolution establishes the program of projects for Regional Measure 1 90% Rail Reserve funds and for Two Percent Capital Program funds.

The following attachment is provided with this resolution:

Attachment A. Program of Projects

Further discussion of this action is contained in the MTC Programming and Allocations Committee summary sheet dated March 5, 2014.

Date: March 26, 2014  
W.I.: 1511  
Referred by: PAC

RE: Programming of Regional Measure 1 90% Rail Reserve funds and Two Percent Capital Program funds

METROPOLITAN TRANSPORTATION COMMISSION  
RESOLUTION NO. 4137

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, MTC is responsible for the allocation of certain bridge toll revenues, to wit:

(1) Pursuant to Streets and Highways Code §30892, after deduction for MTC's administrative costs, MTC shall allocate toll bridge net revenues to public entities operating public transportation systems and to the California Department of Transportation (Caltrans) to achieve MTC's capital planning objectives in the vicinity of toll bridges as set forth in its adopted Regional Transportation Plan (RTP) ("Net Revenues"); and

(2) Streets and Highways Code §30914(a)(4), provides that 90 percent of the revenues derived from the toll increase for Class 1 vehicles on the San Francisco-Oakland Bay Bridge, authorized by Sections 30916 and 30917, shall be used exclusively for rail transit capital improvements ("90% Rail Reserve") consistent with Section 30919(b); and

WHEREAS, pursuant to Streets and Highways Code Section 30913 (b), MTC has allocated two-thirds of the 2 percent of the 1988 Regional Measure 1 toll increase ("Two Percent Bridge Toll Revenues") to projects which are designed to reduce vehicular traffic congestion on these bridges; and,

WHEREAS, MTC adopted Resolution 3434, Revised, which established the Regional Transit Expansion Plan designating projects as regional priorities; and

WHEREAS, MTC adopted Resolution 3948 and BATA adopted Resolution 93 and executed a Funding Agreement relieving BATA of responsibility for making AB 664 Net Bridge Toll Revenues Reserve Transfers, Two Percent Transit Reserves Transfers, and 90% Rail Reserves Transfers for 50 years; and

WHEREAS, MTC adopted Resolution 4015 adopting programming and allocation policies for AB664 Net Bridge Toll Revenues, RM1 90% Rail Reserve, Two Percent Bridge Toll Revenues, and Five Percent State General Fund Revenues transit funding programs; now therefore be it

RESOLVED, that MTC approves the programs of projects for the 90% Rail Reserve funds and the Two Percent Capital funds 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

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Amy Rein Worth, Chair

The above resolution was entered into by the Metropolitan Transportation Commission at a regular meeting of the Commission held in Oakland, California, on March 26, 2014.

Date: March 26, 2014  
W.I.: 1511  
Referred by: PAC

Attachment A  
Resolution No. 4137  
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PROGRAM OF PROJECTS

Regional Measure 1 90% Rail Reserve Funds  
Project Commitments

<b>Project</b>	<b>Rail Reserve East</b>	<b>Rail Reserve West</b>	<b>Total</b>
Transbay Terminal		\$ 53,000,000	\$ 53,000,000
BART Oakland Airport Connector	\$ 31,000,000		\$ 31,000,000
BART Warm Springs Extension	\$ 113,000,000		\$ 113,000,000
eBART	\$ 56,000,000		\$ 56,000,000
Tri Valley Access Improvements to BART	\$ 16,000,000		\$ 16,000,000
Caltrain Electrification		\$ 11,000,000	\$ 11,000,000
<i>Total</i>	<i>\$ 216,000,000</i>	<i>\$ 64,000,000</i>	<i>\$ 280,000,000</i>

Two Percent Capital Funds  
Project Commitments

<b>Project</b>	<b>Amount</b>
SMART - IOS and SLPP backfill	\$ 7,677,000
SMART - Airport segment	\$ 7,300,000
Total	\$ 14,977,000