

Date: Sept. 22, 2004
W.I.: 1255
Referred by: PAC
Revised: 02/22/06-DA
04/26/06-C
05/23/07-C

ABSTRACT

MTC Resolution No. 3650, Revised

This resolution approves the allocation of Regional Measure 2 funds for the Central Contra Costa BART Crossover project sponsored and implemented by the Bay Area Rapid Transit District (BART).

This resolution includes the following attachments:

- Attachment A - Allocation Summary Sheet
- Attachment B - Project Specific Conditions for Allocation Approval
- Attachment C - MTC staff's review of the Bay Area Rapid Transit District's Initial Project Report (IPR) for this project
- Attachment D - RM2 Deliverable/Useable Segment Cash Flow Plan

This resolution was revised by Delegated Authority on February 22, 2006 to allocate an additional \$0.23 million to this project.

This resolution was revised on April 26, 2006 to allocate an additional \$3.4 million to this project.

This resolution was revised on May 23, 2007 to allocate \$20.350 million to BART for the completion of construction work for this project.

Additional discussion of these allocations is contained in the Executive Director's memorandum to the MTC Programming and Allocations Committee dated September 8, 2004 and May 9, 2007 and the Summary Sheet dated April 12, 2006.

Date: September 22, 2004
W.I.: 1255
Referred by: PAC

Re: Approval of Allocation of Regional Measure 2 funds for the Central Contra Costa BART Crossover project.

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION No. 3650

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 lists specific capital projects and programs and transit operating assistance eligible to receive RM2 funding as identified in Streets and Highways Code Sections 30914(c) & (d); and

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); and

WHEREAS, BART has submitted a request for the allocation of RM 2 funds for the Central Contra Costa BART Crossover project; and

WHEREAS, the Central Contra Costa BART Crossover project is identified as capital project number 15 under RM 2 and is eligible to receive RM 2 funding as identified in Streets and Highways Code Sections 30914(c); and

WHEREAS, BART has submitted an Initial Project Report (“IPR”), as required pursuant to Streets and Highway Code Section 30914(e), to MTC for review and approval; and

WHEREAS, Attachment A to this resolution, attached hereto and incorporated herein as though set forth at length, lists the project and phase for which the BART is requesting RM2 funding and the reimbursement schedule and amount recommended for allocation by MTC staff; and

WHEREAS, Attachment B to this resolution, attached hereto and incorporated herein as though set forth at length, lists the required project specific conditions which must be met prior to execution of the allocation and any reimbursement of RM2 funds; and

WHEREAS, Attachment C to this resolution, attached hereto and incorporated herein as though set forth at length, includes MTC staff’s review of BART’s Initial Project Report (IPR) for this project; and

WHEREAS, Attachment D attached hereto and incorporated herein as though set forth at length, lists the cash flow of RM2 funds and complementary funding for the deliverable/useable RM2 project segment; now, therefore be it

RESOLVED, that MTC approves MTC staff’s review of BART’s IPR for this project as set forth in Attachment C; and be it further

RESOLVED, that MTC approves the allocation and reimbursement of RM2 funds in accordance with the amount and reimbursement schedule for the phase, and activities as set forth in Attachment A; and, be it further

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

RESOLVED, that the allocation and reimbursement of RM2 funds as set forth in Attachment A are conditioned upon the availability and expenditure of the complementary funding as set forth in Attachment D; and be it further

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

METROPOLITAN TRANSPORTATION COMMISSION

Steve Kinsey, Chair

The above resolution was entered into by the Metropolitan Transportation Commission at the regular meeting of the Commission held in Oakland, California, on September 22, 2004.

REGIONAL MEASURE 2 PROGRAM Allocation of Funds

Project Title: Central Contra Costa Crossover
Sponsor: BART
Project Number: 15.1

Allocation No. 15.1-1						
Activities to be funded with Allocation #1:						
To complete the environmental document and begin preliminary engineering.						
Funding Information:						
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date	
05365001	22-Sep-04	\$ 750,000	ENV	FY 2004-05	\$ 750,000	
06365002	22-Sep-04	\$ 250,000	ENV	FY 2005-06	\$ 1,000,000	

Allocation No. 15.1-2						
Activities to be funded with Allocation #2:						
Additional work needed to complete the environmental document						
Funding Information:						
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date	
06365003	01-Feb-06	\$ 230,000	PS&E	FY 2005-06	\$ 1,230,000	

Allocation No. 15.1-3						
Activities to be funded with Allocation #3:						
Final design and ROW procurement						
Funding Information:						
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date	
07365004	26-Apr-06	\$ 2,920,000	Final Design	FY 2006-07	\$ 4,150,000	
07365005	26-Apr-06	\$ 500,000	ROW	FY 2006-07	\$ 4,650,000	

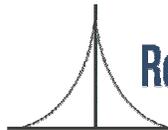
Allocation No. 15.1-4						
Activities to be funded with Allocation #4:						
Construction of a pair of crossovers near the Pleasant Hill BART station.						
Funding Information:						
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date	
08365006	23-May-07	\$ 20,350,000	Construction	FY 2007-08	\$ 25,000,000	

REGIONAL MEASURE 2 PROGRAM Project Specific Conditions

Project Title: Central Contra Costa BART Crossover
Sponsor: Bay Area Rapid Transit District (BART)
Project Number: 15.1

The allocation and reimbursement of RM2 funds for the above project are conditioned upon the following :

1. Approval of the allocation package by the BART Board of Directors scheduled for September 9, 2004. The allocation package consists of the Initial Project Report (IPR), resolution of project compliance, and opinion of legal counsel.
2. Allocations for future phases are dependent upon the environmental analysis of the project. The total project cost as identified in the Initial Project Report is considered conceptual until the completion of the environmental document.
3. BART may invoice MTC for eligible project expenses as frequently as monthly, in accordance with the cash flow plan.
- 4.



Regional Measure 2 Regional Traffic Relief Plan

September 22, 2004
 Attachment C
 MTC Resolution No. 3650
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RM2 Project Number: 15.1
Central Contra Costa BART Crossover

Lead Sponsor Bay Area Rapid Transit District (BART)	Other Sponsors(s) N/A	Implementing Agency (if applicable) N/A
Legislated Project Description Add new track before Pleasant Hill BART Station to permit BART trains to cross to return track towards San Francisco.		
RM2 Legislated Funding (in \$1,000) Total Overall Funding: \$25,000	Total Estimated Project Cost (in \$1,000) \$25,000	
Project Purpose and Description Construct a set of crossovers near the Pleasant Hill BART station. The completion of this project would provide a turnaround point for trains on the San Francisco-Concord line and allow BART to run more frequent trains between Pleasant Hill and San Francisco during peak commute hours.		
Funding Description Committed Funds: This project is fully funded with RM 2 funds. Uncommitted Funds: None. Operating Capacity: BART will maintain the tracks.		

Overall Project Cost and Schedule

Phase	Scope	Start	End	Cost (in \$1,000)
1	Final Environmental Document	10/2004	03/2006	\$1,230
2	Plans, Specifications and Estimates	04/2006	03/2007	\$2,920
3	Right-of-Way	04/2006	03/2007	\$500
4	Construction	04/2007	03/2009	\$20,350
Total:				\$25,000

Total Project Funding Plan: Committed and Uncommitted Sources

(Amounts Escalated in Thousands)

Project Title	Central Contra Costa BART Crossover					Project No. 15.1				
Lead Sponsor	Bay Area Rapid Transit District									

Fund Source	Phase	Prior	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	Future	Total
Committed										
RM 2	Environmental		750	480						1,230
RM 2	PS&E			1,425	1,495					2,920
RM 2	Right-of-Way			500						500
RM 2	Construction				354	10,323	9,673			20,350
										0
Total:		0	750	2,405	1,849	10,323	9,673	0	0	25,000
Uncommitted										
										0
										0
Total:		0	0	0	0	0	0	0	0	0
Total Project Committed and Uncommitted										
		Prior	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	Future	Total
Total:		0	750	2,405	1,849	10,323	9,673	0	0	25,000

REGIONAL MEASURE 2 PROGRAM Project Cash Flow Plan

Project Title: Central Contra Costa Crossover

Sponsor: Bay Area Rapid Transit District

RM2 Project Number: 15.1

RM2 Project # 15.1	PRIOR	FY 2004-05	FY 2005-06	FY 2006-07	FY 2007-08	FY 2008-09	TOTAL
RM2 Funds Total	-	750,000	480,000	3,420,000	20,350,000	-	25,000,000
Environmental (ENV)	0	750,000	480,000	0	0	0	1,230,000
RM 2		750,000	480,000				1,230,000
							0
							0
							0
Final Design (PS&E)	0	0	0	2,920,000	0	0	2,920,000
RM2				2,920,000			2,920,000
							0
							0
							0
Right of Way	0	0	0	500,000	0	0	500,000
RM2				500,000			500,000
							0
							0
							0
Construction	0	0	0	0	20,350,000	0	20,350,000
RM2					20,350,000		20,350,000
							0
							0
							0
TOTAL FUNDING							
Environmental	0	750,000	480,000	0	0	0	1,230,000
Final Design (PS&E)	0	0	0	2,920,000	0	0	2,920,000
Right of Way	0	0	0	500,000	0	0	500,000
Construction	0	0	0	0	20,350,000	0	20,350,000
PROJECT TOTAL	0	750,000	480,000	3,420,000	20,350,000	0	25,000,000