

Meeting Agenda

Bay Area Infrastructure Financing Authority

Authority Members:

Scott Haggerty, Chair Amy Worth, Vice Chair
Federal D. Glover, Carol Dutra-Vernaci, James P. Spering

Non-Voting Member: Tony Tavares

Wednesday, November 20, 2019

1:40 PM

Yerba Buena Conference Room - 1st Floor

*** PLEASE NOTE TIME ***

This meeting is scheduled to be webcast live on the Metropolitan Transportation Commission's website: <http://mtc.ca.gov/whats-happening/meetings> and will take place at 1:40 p.m. or immediately following the 1:35 p.m. BAHA meeting.

1. Roll Call/Confirm Quorum

Quorum: A quorum of this committee shall be a majority of its regular voting members (3).

2. Consent Calendar

- 2a. [19-1214](#) Minutes of the October 23, 2019 meeting

Action: Authority Approval

Attachments: [2a_10-23-2019_BAIFA_Draft_Minutes.pdf](#)

3. Approval

- 3a. [19-1215](#) Funding Agreement - San Mateo 101 Express Lanes Civil Construction: San Mateo County Transportation Authority (SMCTA) (\$50,000,000)

A request for approval of a funding agreement to allocate \$50 million to SMCTA, which will serve as a pass-through agency in providing funds towards the San Mateo 101 civil construction.

Action: Authority Approval

Presenter: Jim Macrae

Attachments: [3a_Funding_Agreement_SMCTA.pdf](#)

4. Public Comment / Other Business

5. Adjournment / Next Meeting:

The next meeting of the Bay Area Infrastructure Financing Authority is scheduled to be held at 9:30 a.m. on Wednesday, December 18, 2019 at the Bay Area Metro Center, 375 Beale Street, San Francisco, CA 94105. Please note this December meeting date is scheduled to take place on the 3rd Wednesday instead of the 4th Wednesday due to the Christmas holiday.

Public Comment: The public is encouraged to comment on agenda items at Authority meetings by completing a request-to-speak card (available from staff) and passing it to the Authority secretary. Public comment may be limited by any of the procedures set forth in Section 3.09 of MTC's Procedures Manual (Resolution No. 1058, Revised) if, in the chair's judgment, it is necessary to maintain the orderly flow of business.

Meeting Conduct: If this meeting is willfully interrupted or disrupted by one or more persons rendering orderly conduct of the meeting unfeasible, the Chair may order the removal of individuals who are willfully disrupting the meeting. Such individuals may be arrested. If order cannot be restored by such removal, the members of the Authority may direct that the meeting room be cleared (except for representatives of the press or other news media not participating in the disturbance), and the session may continue.

Record of Meeting: Authority meetings are recorded. Copies of recordings are available at a nominal charge, or recordings may be listened to at MTC offices by appointment. Audiocasts are maintained on MTC's Web site (mtc.ca.gov) for public review for at least one year.

Accessibility and Title VI: MTC provides services/accommodations upon request to persons with disabilities and individuals who are limited-English proficient who wish to address Commission matters. For accommodations or translations assistance, please call 415.778.6757 or 415.778.6769 for TDD/TTY. We require three working days' notice to accommodate your request.

可及性和法令第六章： MTC 根據要求向希望來委員會討論有關事宜的殘疾人士及英語有限者提供服務/方便。需要便利設施或翻譯協助者，請致電 415.778.6757 或 415.778.6769 TDD / TTY。我們要求您在三個工作日前告知，以滿足您的要求。

Acceso y el Título VI: La MTC puede proveer asistencia/facilitar la comunicación a las personas discapacitadas y los individuos con conocimiento limitado del inglés quienes quieran dirigirse a la Comisión. Para solicitar asistencia, por favor llame al número 415.778.6757 o al 415.778.6769 para TDD/TTY. Requerimos que solicite asistencia con tres días hábiles de anticipación para poderle proveer asistencia.

Attachments are sent to Authority members, key staff and others as appropriate. Copies will be available at the meeting.

All items on the agenda are subject to action and/or change by the Authority. Actions recommended by staff are subject to change by the Authority.



Metropolitan Transportation Commission

375 Beale Street, Suite 800
San Francisco, CA 94105

Legislation Details (With Text)

File #: 19-1214 **Version:** 1 **Name:**
Type: Minutes **Status:** Consent
File created: 10/18/2019 **In control:** Bay Area Infrastructure Financing Authority
On agenda: 11/20/2019 **Final action:**
Title: Minutes of the October 23, 2019 meeting
Sponsors:
Indexes:
Code sections:
Attachments: [2a_10-23-2019_BAIFA_Draft_Minutes.pdf](#)

Date	Ver.	Action By	Action	Result
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Subject:
Minutes of the October 23, 2019 meeting

Recommended Action:
Authority Approval



Bay Area Metro Center
375 Beale Street
San Francisco, CA 94105

Meeting Minutes

Bay Area Infrastructure Financing Authority

Authority Members:

Scott Haggerty, Chair Amy Worth, Vice Chair
Federal D. Glover, Carol Dutra-Vernaci, James P. Spering

Non-Voting Member: Tony Tavares

Wednesday, October 23, 2019

9:35 AM

Board Room - 1st Floor

Call Meeting to Order

1. Roll Call/Confirm Quorum

Present: 4 - Chair Haggerty, Vice Chair Worth, Commissioner Dutra-Vernaci and Commissioner Spering

Absent: 1 - Commissioner Glover

Non-Voting Member Absent: Commissioner Tavares

2. Consent Calendar

Approval of the Consent Calendar

Upon the motion by Vice Chair Worth and the second by Commissioner Dutra-Vernaci, the Consent Calendar was unanimously approved by the following vote:

Aye: 4 - Chair Haggerty, Vice Chair Worth, Commissioner Dutra-Vernaci and Commissioner Spering

Absent: 1 - Commissioner Glover

2a. [19-0811](#) Minutes of the June 26, 2019 meeting

Action: Authority Approval

2b. [19-0854](#) BAIFA Financial Statements as of August 2019

Action: Information

Presenter: Raymond Woo

- 2c. [19-1102](#) Contract Amendment - I-880 Express Lanes Construction - On-Call Construction Management Services: Zoon Engineering, Inc. (\$900,000)

Action: Authority Approval

Presenter: Angela Louie

3. Information

- 3a. [19-1103](#) Proposed BAIFA Toll Facility Ordinance Amendment

Overview of proposed changes to the Toll Facility Ordinance to prepare for tolling on BAIFA's I-880 Express Lanes, as well as the public hearing and outreach processes staff will follow prior to considering it for adoption.

Action: Information

Presenter: Pierce Gould

Roland Lebrun was called to speak.

Randi Kinman was called to speak.

Ian Griffiths of Seamless Bay Area was called to speak.

David Schonbrunn of TRANSDEF was called to speak.

4. Public Comment / Other Business

5. Adjournment / Next Meeting:

The next meeting of the Bay Area Infrastructure Financing Authority is scheduled to be held on Wednesday, November 20, 2019 at the Bay Area Metro Center, 375 Beale Street, San Francisco, CA 94105. Please note this November meeting date is scheduled to take place on the 3rd Wednesday instead of the 4th Wednesday due to the Thanksgiving holiday.

Legislation Details (With Text)

File #:	19-1215	Version:	1	Name:	
Type:	Contract	Status:		Authority Approval	
File created:	10/18/2019	In control:		Bay Area Infrastructure Financing Authority	
On agenda:	11/20/2019	Final action:			
Title:	Funding Agreement - San Mateo 101 Express Lanes Civil Construction: San Mateo County Transportation Authority (SMCTA) (\$50,000,000)				

A request for approval of a funding agreement to allocate \$50 million to SMCTA, which will serve as a pass through agency in providing funds towards the San Mateo 101 civil construction.

Sponsors:**Indexes:****Code sections:****Attachments:** [3a Funding Agreement SMCTA.pdf](#)

Date	Ver.	Action By	Action	Result
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Subject:

Funding Agreement - San Mateo 101 Express Lanes Civil Construction: San Mateo County Transportation Authority (SMCTA) (\$50,000,000)

A request for approval of a funding agreement to allocate \$50 million to SMCTA, which will serve as a pass through agency in providing funds towards the San Mateo 101 civil construction.

Presenter:

Jim Macrae

Recommended Action:

Authority Approval

Bay Area Infrastructure Financing Authority (BAIFA)

November 20, 2019

Agenda Item 3a

Funding Agreement - San Mateo 101 Express Lane Civil Construction: San Mateo County Transportation Authority (SMCTA) (\$50,000,000)

Subject: A request for approval of a funding agreement to allocate \$50 million, provided through the BAIFA Capital Budget, to San Mateo County Transportation Authority (SMCTA) which, will serve as a pass through agency in providing funds towards the San Mateo 101 civil construction.

Background: The San Mateo County US 101 Express Lanes Project (San Mateo 101) involves (1) converting an existing HOV lane to an Express Lane from the Santa Clara County line to Whipple Avenue in San Mateo County, and (2) constructing a new Express Lane from Whipple Avenue in San Mateo County to Interstate 380 in San Mateo County. In February 2019, BAIFA approved an arrangement whereby BAIFA will implement and operate the San Mateo 101 Express Lanes toll system for the owner, San Mateo County Express Lanes Joint Powers Authority (SMCEL-JPA), which was created on May 24, 2019 by the San Mateo City/County Council of Governments (C/CAG) and San Mateo County Transportation Authority (SMCTA).

The FY 2019-20 BAIFA Capital Budget includes \$95 million for San Mateo 101. These funds provided to BAIFA by the Bay Area Toll Authority (BATA) represent the regional commitment of bridge toll funding to the \$586.9 million project, which secured \$200 million in the first cycle of competitive Senate Bill 1 (SB 1) funding. The \$95 million includes \$45 million to pay for BAIFA's costs to implement the San Mateo 101 toll system and \$50 million to help fund contracts for civil construction such as adding a new lane in each direction north of Whipple Avenue, and constructing express lane signs and other improvements to the roadway necessary for the express lanes. This funding agreement would provide the referenced \$50 million in bridge toll funding to SMCTA, which will serve as a pass through agency in providing funds towards the San Mateo 101 civil construction to Caltrans, which is responsible for the civil construction.

BAIFA has begun its work to design the toll system as approved at the June 2019 BAIFA meeting with a budget of \$3 million. Staff expect to request authority from BAIFA to amend its agreement with SMCEL-JPA for this work early next year to add toll system implementation, estimated to cost \$45 million in total (inclusive of the \$3 million).

Issues: The current estimated cost of San Mateo 101 toll system and civil contracts along with several months of initial operation expenses, \$586.9 million in total, exceed the initial \$514.3 million project budget. The increase in project costs are due to: 1) increased scope to add State paving and roadway maintenance projects to San Mateo 101's civil contract to benefit from project efficiencies (\$33.1 million funded by State Highway Operation and Protection Program (SHOPP)); 2) higher than anticipated increases in labor and material costs for civil and toll system (\$33.5 million); 3) delay and redesign costs incurred by the US 101/Holly Interchange Reconstruction project due to scheduling priorities for San Mateo 101 (\$1.3

million); and 4) additional funds for several months of initial operations (\$4.7 million). Consistent with the SB1 application, project cost overruns are to be covered by SMCTA and C/CAG in partnership with MTC. In November 2019, SMCTA will consider making a loan of \$39.5 million to cover the project costs. When combined with a previous loan of \$53 million, the total loan amount equals \$92.5 million. These funds would be paid back with future San Mateo 101 Express Lanes toll revenue managed by the SMCEL-JPA.

Recommendation: Staff recommends that the Authority authorize the Executive Director or designee to negotiate and enter into a funding agreement with SMCTA to support civil construction of the San Mateo 101 project in an amount not to exceed \$50 million.

Attachments: Request for Committee Approval – Summary of Proposed Funding Agreement


Therese W. McMillan

REQUEST FOR COMMITTEE APPROVAL

Summary of Proposed Funding Agreement

Work Item No.:	6853
Agency:	San Mateo County Transportation Authority San Carlos, CA
Work Project Title:	San Mateo 101 Express Lane Funding Agreement for Civil Construction
Purpose of Project:	Implement an express lane on US 101 in San Mateo County
Brief Scope of Work:	Provide funding to SMCTA to support civil construction of the project.
Funding Obligation Not to Exceed:	\$50,000,000
Funding Source:	BAIFA Capital Budget
Fiscal Impact:	Funding is included in the FY 2019-20 BAIFA Capital Budget
Motion by Committee:	That the Executive Director or designee is authorized to negotiate and enter into a Funding Agreement with the San Mateo County Transportation Authority for civil construction services as described above and in the Bay Area Infrastructure Financing Authority Summary Sheet dated November 20, 2019, and the Chief Financial Officer is authorized to set aside \$50 million for such Funding Agreement.
Bay Area Infrastructure Financing Authority:	<hr/> Scott Haggerty, Chair
Approved:	November 20, 2019