



# Metropolitan Transportation Commission

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

## Meeting Agenda

### Programming and Allocations Committee

#### *Committee Members:*

*Nick Josefowitz, Chair      Carol Dutra-Vernaci, Vice Chair*

*Jeannie Bruins, Federal D. Glover, Gina Papan,  
Hillary Ronen, Libby Schaaf, Amy R. Worth*

*Non-Voting Member: Tony Tavares*

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Wednesday, August 12, 2020

9:40 AM

Board Room - 1st Floor

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**\*\*\* PLEASE NOTE MEETING START TIME \*\*\***

The Programming and Allocations Committee is scheduled to meet on Wednesday, August 12, 2020 at 9:40 a.m. or immediately following the 9:05 a.m. Administration Committee meeting, in the Bay Area Metro Center (Remotely). In light of Governor Newsom's State of Emergency declaration regarding the COVID-19 outbreak and in accordance with Executive Order N-29-20 issued by Governor Newsom on March 17, 2020 and the Guidance for Gatherings issued by the California Department of Public Health, the meeting will be conducted via webcast, teleconference, and Zoom for committee, commission, or board members who will participate in the meeting from individual remote locations. A Zoom panelist link for meeting participants will be sent separately to committee, commission, or board members.

The meeting webcast will be available at  
<https://mtc.ca.gov/whats-happening/meetings/live-webcasts>.

Members of the public are encouraged to participate remotely via Zoom at the following link or phone number.

Attendee Link: <https://bayareametro.zoom.us/j/94751833423>  
Join by Telephone: 888 788 0099 (Toll Free) or 877 853 5247 (Toll Free)  
Webinar ID: 947 5183 3423

Detailed instructions on participating via Zoom are available at:  
<https://mtc.ca.gov/how-provide-public-comment-board-meeting-zoom>.

Committee members and members of the public participating by Zoom wishing to speak should use the "raise hand" feature or dial "\*9". In order to get the full Zoom experience, please make sure your application is up to date.

Members of the public may participate by phone or Zoom or may submit comments by email at [info@bayareametro.gov](mailto:info@bayareametro.gov) by 5:00 p.m. the day before the scheduled meeting date. Please include the committee or board meeting name in the subject line. Due to the current circumstances there may be limited opportunity to address comments during the meeting. All comments received will be submitted into the record.

## 1. Call to Order / Roll Call / Confirm Quorum

*Quorum: A quorum of this committee shall be a majority of its regular non-ex-officio voting members (5).*

## 2. Consent Calendar

- 2a. [20-1099](#) Minutes of the July 8, 2020 meeting
- Action: Committee Approval
- Attachments: [2a - 20-1099 July 08 Prog&Allocations Draft Minutes.pdf](#)
- 2b. [20-0880](#) California Transportation Commission (CTC) Update. Update on the June 24, 2020 California Transportation Commission meeting.
- Action: Information
- Presenter: Kenneth Kao
- Attachments: [2b - 20-0880 PAC CTC Update.pdf](#)

## 3. Regional

- 3a. [20-1128](#) MTC Resolution No. 4320, Revised.
- Revision to the Regional Means-Based Fare Program Framework.
- Action: Commission Approval
- Presenter: Judis Santos and Lysa Hale
- Attachments: [3a - 20-1128 Regional Means-Based Fare Program Framework Revision.pdf](#)

## 4. Federal

- 4a. [20-0426](#) Transportation Funding and Housing Linkages Consensus
- Commissioner consensus on future efforts to link funding for transportation investments to improvements in housing outcomes.
- Action: Commission Approval
- Presenter: Theresa Romell
- Attachments: [4a - 20-0426 Transportation Funding and Housing Linkages.pdf](#)

## 4. Public Comment / Other Business

**5. Adjournment / Next Meeting:**

The next meeting of the Programming and Allocations Committee is scheduled to be held on September 9, 2020 at the Bay Area Metro Center, 375 Beale Street, San Francisco, CA.

**Public Comment:** The public is encouraged to comment on agenda items at Committee meetings by completing a request-to-speak card (available from staff) and passing it to the Committee 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 Committee 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:** Committee 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](http://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 Titulo 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.

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Attachments are sent to Committee 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 Committee. Actions recommended by staff are subject to change by the Committee.

MTC's Chair and Vice-Chair are ex-officio voting members of all standing Committees.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-1099      **Version:** 1      **Name:**  
**Type:** Minutes      **Status:** Consent  
**File created:** 7/1/2020      **In control:** Programming and Allocations Committee  
**On agenda:** 8/12/2020      **Final action:**  
**Title:** Minutes of the July 8, 2020 meeting  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [2a - 20-1099 July 08 Prog&Allocations Draft Minutes.pdf](#)

Date	Ver.	Action By	Action	Result
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**Subject:**  
Minutes of the July 8, 2020 meeting

**Recommended Action:**  
Committee Approval



# Metropolitan Transportation Commission Meeting Minutes

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

## Programming and Allocations Committee

### *Committee Members:*

*Nick Josefowitz, Chair      Carol Dutra-Vernaci, Vice Chair*

*Jeannie Bruins, Federal D. Glover, Gina Papan,  
Hillary Ronen, Libby Schaaf, Amy R. Worth  
Non-Voting Member: Tony Tavares*

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Wednesday, July 8, 2020

9:45 AM

Board Room - 1st Floor (REMOTE)

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### Call Remote Meeting to Order

#### 1. Roll Call / Confirm Quorum

**Present:** 8 - Commissioner Bruins, Vice Chair Dutra-Vernaci, Commissioner Glover, Chair Josefowitz, Commissioner Papan, Commissioner Ronen, Commissioner Schaaf, and Commissioner Worth

Non-Voting Member Absent: Commissioner Tavares

Ex Officio Voting Members Present: Commission Chair Haggerty and Commission Vice Chair Pedroza

Ad Hoc Non-Voting Members Present: Commissioner Ahn, Commissioner Cortese, Commissioner Giacomini, Commissioner Mackenzie, and Commissioner Sperring

#### 2. Consent Calendar

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

**Aye:** 7 - Commissioner Bruins, Vice Chair Dutra-Vernaci, Commissioner Glover, Chair Josefowitz, Commissioner Papan, Commissioner Ronen and Commissioner Worth

**Absent:** 1 - Commissioner Schaaf

**2a.**     [20-0877](#)     Minutes of the June 10, 2020 meeting

**Action:** Committee Approval

**2b.**     [20-1022](#)     Quarterly Report of the Executive Director Delegation of Authority Actions

**Action:** Information

**Presenter:** Cheryl Chi

- 2c.**     [20-0878](#)     MTC Resolution Nos. 4169, Revised; 4262, Revised; and 4263, Revised. Revisions to the FY2016-17 through FY2019-20 AB 664 Net Bridge Toll Revenues and BATA Project Savings programming and allocations to reprogram funds for AC Transit and allocate \$38.4 million to SFMTA and AC Transit.
- Action: Commission Approval
- Presenter: Rob Jaques
- 
- 2d.**     [20-0911](#)     MTC Resolution No. 4202, Revised. Revisions to the One Bay Area Grant (OBAG 2) to incorporate \$7 million in Highway Infrastructure Program apportionment provided through the Department of Transportation Appropriations Act, 2020
- Action: Commission Approval
- Presenter: Mallory Atkinson
- 
- 2e.**     [20-0746](#)     MTC Resolution No. 4375, Revised. 2019 Transportation Improvement Program (TIP) Amendment 2019-40.
- Action: Commission Approval
- Presenter: Adam Crenshaw
- 
- 2f.**     [20-0741](#)     MTC Resolution No. 4414, Revised. Programming for FY2020-21 and an allocation of approximately \$7.1 million in Five Percent Unrestricted State Fund Revenues and \$530,450 in Two Percent Bridge Toll Revenues for the Water Emergency Transportation Authority.
- Action: Commission Approval
- Presenter: Christina Hohorst
- 
- 2g.**     [20-0976](#)     FY 2019-20 Federal Earmark Repurposing. Potential projects to receive Federal Highway Administration (FHWA) repurposed earmark funds under the earmark repurposing provision of the Department of Transportation Appropriations Act, 2020.
- Action: Commission Approval
- Presenter: Mallory Atkinson

- 2h. [20-0879](#) MTC Resolution No. 4412, Revised. Regional Measure 3 (RM3) Letters of No Prejudice.

Recommendation of RM3 Letters of No Prejudice to the Solano Transportation Authority for the I-80/680/12 Interchange project, and to the Transportation Authority of Marin for the US-101/I-580 Direct Connector project.

**Action:** Commission Approval

**Presenter:** Kenneth Kao

### 3. Regional

- 3a. [20-0903](#) MTC Resolution Nos. 4402, Revised, 4430, Revised, 4431, Revised and 4434.

Revises the FY 2020-21 Fund Estimate and allocates \$30.3 million in FY 2020-21 Transportation Development Act (TDA) funds and State Transit Assistance (STA) funds, to several transit operators to support transit operations and capital projects in the region, and approves the FY 2020-21 State of Good Repair Program project list.

**Action:** Commission Approval

**Presenter:** William Bacon

**Upon the motion by Commissioner Worth and the second by Vice Chair Dutra-Vernaci, the Committee unanimously approved the referral of MTC Resolution Nos. 4402, Revised, 4430, Revised, 4431, Revised and 4434 to the Commission for approval. The motion carried by the following vote:**

**Aye:** 7 - Commissioner Bruins, Vice Chair Dutra-Vernaci, Commissioner Glover, Chair Josefowitz, Commissioner Papan, Commissioner Ronen and Commissioner Worth

**Absent:** 1 - Commissioner Schaaf

- 3b. [20-0810](#) Diridon Station Cooperative Agreement.

A request for approval to enter into a cooperative agreement with the City of San Jose, Peninsula Corridor Joint Powers Board (Caltrain), Santa Clara Valley Transportation Authority (VTA), and the California High Speed Rail Authority to support the development of the San Jose Diridon Station Program.

**Action:** Commission Approval

**Presenter:** Melanie Choy

Written public comment was received from Roland Lebrun.

The following members of the public were called to speak: Roland Lebrun,



Eugene Bradley, and Aleta Dupree.

Upon the motion by Commissioner Bruins and the second by Commissioner Papan, the Committee unanimously approved the referral of the Diridon Station Cooperative Agreement to the Commission for approval. They also directed staff to return to the Commission with additional information on how other transit agencies are included in the Diridon project development. The motion carried by the following vote:

**Aye:** 7 - Commissioner Bruins, Vice Chair Dutra-Vernaci, Commissioner Glover, Chair Josefowitz, Commissioner Papan, Commissioner Ronen and Commissioner Worth

**Absent:** 1 - Commissioner Schaaf

## 4. Federal

### 4a. [20-0912](#) MTC Resolution No. 4202, Revised.

Revisions to the One Bay Area Grant 2 Program (OBAG 2), to program \$5 million to transportation projects in Marin, Napa, Solano, and Sonoma Counties as part of the Housing Incentive Pool (HIP) Sub-HIP pilot program; and \$1 million to the Napa Valley Forward Traffic Calming and Multi-modal Improvements project within the Regional Freeway Performance Program.

**Action:** Commission Approval

**Presenter:** Mallory Atkinson

Upon the motion by Commissioner Papan and the second by Commissioner Worth, the Committee unanimously approved the referral of MTC Resolution No. 4202, Revised to the Commission for approval. The motion carried by the following vote:

**Aye:** 5 - Commissioner Bruins, Chair Josefowitz, Commissioner Papan, Commissioner Ronen and Commissioner Worth

**Absent:** 3 - Vice Chair Dutra-Vernaci, Commissioner Glover and Commissioner Schaaf

### 4b. [20-0933](#) MTC Resolution No. 4420, Revised. Coronavirus Aid, Relief, and Economic Security (CARES) Act (H.R. 748) - Emergency Transit Assistance Programming.

Programming of approximately \$504 million of FTA Section 5307 formula funds from the Coronavirus Aid, Relief, and Economic Security (CARES) Act to support Bay Area transit operations in response to the COVID-19 pandemic.

**Action:** Commission Approval

**Presenter:** Theresa Romell

Written public comments were received from Sarita Kohli of AACI, Madlen Saddik and Cathy Adams of the Alameda Chamber of Commerce,

Haleema Bharoocha of Alliance for the Girls, Sal Cruz and Steve Jovel of the American Federation of State, County and Municipal Employees, Dennis Pierce and Mark Kenny of the Brotherhood of Locomotive Engineers and Trainmen, Adrian Fine of the City of Palo Alto, Jeff Maltbie of the City of San Carlos, Maya Esparza of the City of San Jose, Joe Goethals of the City of San Mateo, Richard Garbarino of the City of South San Francisco, Reginal Jackson of the East Oakland Youth Development Center, Terry Christensen of the Friends of Five Wounds Trail, Stanley Young of the International Federation of Professional and Technical Engineers, Aly Bonde of the Oakland Chamber of Commerce, Scott Knies of the San Jose Downtown Association, North East Medical Services (Andrey Chow, Zinnia Dong, Jessica Ho, Kat Huang, Jerry Jew, Jeanie Ye, Jacey Laborte, Katie Landis, Meagan Lee, Kathleen Sheung, Lynn Liu, Laura Nenning, Kenneth Tai, Amy Tang, Eddie Chan, and Diana Kawasaki□Yee), Santa Clara VTA (Nuria Fernandez, Janice Burton, Navdeep Kaur), Service Employees International Union Local 521 (Tammy Dhanota, Haniet Bourshrockn, Robin Garcia), Transit General Managers, Chonita Chew of the United Seniors of Oakland and Alameda County, Chris Iglesias of the Unity Council, David Sorrell of UC Berkeley, Vietnamese□American Professional Women's Association of Silicon Valley, Working Partnerships USA, Aaron Morrow, Brendan Nystedt, Roland Lebrun, Tejvir Kaur, and Yadwinder Brar.

The following members of the public were called to speak: Stuart James of Centers for Independent Living, Roland Lebrun, David Wessel, Louisa Hahn, Katie Leong, Rachel Wu, Mary Lim-Lampy of Genesis, Megan Robalewski, Rich Guerro of Teamsters Local 70, Hoai-An Truong, Eugene Bradley, Alexis Tan, Jason Baker of Silicon Valley Leadership Group, Amy Sargent, Cathy Adams of Oakland Chamber of Commerce, Sal Cruz of American Federation of State, County and Municipal Employees Local SEIU, Haley Currier of Transform, Karla Guerra of the Unity Council, Macy Li, Don Cecil, Ed Mullins of Hayward Chamber of Commerce, Robert Allen of Urban Habitat, James Lee of Richmond Chamber of Commerce, Aleta Dupree, and Aly Bonde of Oakland Chamber of Commerce.

**During agenda item 4b Commissioner Dutra-Vernaci and Commissioner Glover returned, and Commissioner Schaaf arrived.**

**Upon the motion by Commissioner Worth and the second by Commissioner Glover, the Committee unanimously approved the referral of MTC Resolution No. 4420, Revised to the Commission for approval. The motion carried by the following vote:**

**Aye:** 8 - Commissioner Bruins, Vice Chair Dutra-Vernaci, Commissioner Glover, Chair Josefowitz, Commissioner Papan, Commissioner Ronen, Commissioner Schaaf and Commissioner Worth

**4c.**     [20-0426](#)     Transportation Funding and Housing Linkages Consensus

Commissioner consensus on future efforts to link funding for transportation investments to improvements in housing outcomes.

**Action:** Commission Approval

**Presenter:** Theresa Romell

Chair Josefowitz continued agenda item 4c to the August 12 meeting.

### 5. Information

**5a.**     [20-0880](#)     California Transportation Commission (CTC) Update. Update on the June 24, 2020 California Transportation Commission meeting.

**Action:** Information

**Presenter:** Kenneth Kao

Chair Josefowitz continued agenda item 5a to the August 12 meeting.

### 6. Public Comment / Other Business

Roland Lebrun was called to speak.

### 7. Adjournment / Next Meeting:

The next meeting of the Programming and Allocations Committee is scheduled to be held on August 12, 2020 at the Bay Area Metro Center, 375 Beale Street, San Francisco, CA.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

**File #:** 20-0880      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Informational  
**File created:** 5/26/2020      **In control:** Programming and Allocations Committee  
**On agenda:** 8/12/2020      **Final action:**  
**Title:** California Transportation Commission (CTC) Update. Update on the June 24, 2020 California Transportation Commission meeting.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [2b - 20-0880 PAC CTC Update.pdf](#)

Date	Ver.	Action By	Action	Result
7/8/2020	1	Programming and Allocations Committee		

**Subject:**  
California Transportation Commission (CTC) Update. Update on the June 24, 2020 California Transportation Commission meeting.

**Presenter:**  
Kenneth Kao

**Recommended Action:**  
Information

# Metropolitan Transportation Commission Programming and Allocations Committee

August 12, 2020

Agenda Item 2b - 20-0880

## California Transportation Commission (CTC) Update

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**Subject:** Update on the June 24, 2020 California Transportation Commission meeting.

**Background:** The California Transportation Commission (CTC) is responsible for programming and allocating certain state funds for the construction of highway, passenger rail, non-motorized facilities, and transit improvements throughout California. The CTC consists of eleven voting members and two non-voting ex-officio members. The San Francisco Bay Area has two (2) CTC members residing in its geographic area: Bob Alvarado (Executive Officer, Northern California Carpenters Regional Council) and Carl Guardino (President and CEO, Silicon Valley Leadership Group).

### June CTC Meeting (June 24, Held Online)

The CTC discussed the following issues of significance to the region.

**Transportation Equity Overview.** The CTC received a presentation on transportation equity from Professor Charles T. Brown of Rutgers University. The presentation highlighted the need for state agencies like the CTC to establish anti-racist policies, action plans, and working groups. The Commissioners and public speakers supported these calls to action and committed the CTC and Caltrans to implement these policy goals.

**Statewide Programs.** The CTC approved the following items:

- 2020 State Highway Operation and Protection Program (SHOPP). The CTC amended the 2020 SHOPP to fully reserve \$100 million for complete streets project elements. The SHOPP is dedicated to the maintenance and rehabilitation of state highway assets. MTC staff continues to support inclusion of complete streets, resiliency, and green-infrastructure type projects in the SHOPP.
- Short-Line Railroad Improvement Program (SLRIP) Guidelines. The CTC approved the SLRIP Guidelines and released the call for projects. The SLRIP is a new limited-term program created in 2019 that is funded with \$7.2 million for a two-year program. The SLRIP provides up to 50% state funding for improvements to track owned and/or operated by short-line railroads, including SMART/ Northwestern Pacific Railroad and California Northern Railroad in the North Bay and Richmond Pacific Railroad in Western Contra Costa County. MTC staff will work with Caltrans staff to conduct outreach and potentially support project applications from Bay Area short-line railroads<sup>[TR1]</sup>. Applications are due by December 1, 2020.

**COVID-19 Related Items.** The CTC received information on the following:

- Transportation Revenue Impact from COVID-19. The CTC received presentations from various transportation sectors on the potential impacts to transportation revenues due to COVID-19. Representatives from the Federal Highway Administration, Self-Help Counties Coalition, Counties Engineers Association of California, and League of California Cities provided an overview of the revenue declines from COVID-19, and the need for additional funding to make up for this lost revenue. Staff continues to advocate for a federal funding backstop as we move towards recovery.

**Allocations, Extensions, and Amendments.** The CTC approved the following:  
Allocations. For the following allocations, CTC provided a 12-month deadline to award a contract (from the standard 6 months) due to project delivery uncertainty caused by the COVID-19 pandemic.

- Funding allocations for two Active Transportation Program (ATP) projects in Contra Costa County and Daly City (San Mateo County);
- Funding allocation for one State Transportation Improvement Program (STIP) project in Yountville (Napa County); and
- Funding allocation for two Local Partnership Program (LPP) projects for AC Transit and Martinez (Contra Costa County).

Extensions.

- Project allocation extensions for a STIP project in Alameda County, and a Trade Corridor Enhancement Program (TCEP) project in Emeryville (Alameda County);
- Contract award extension for an ATP project in South San Francisco (San Mateo County);
- Project completion extension for an ATP project in Contra Costa County; and
- Project expenditure extension for an LPP project sponsored by VTA (Santa Clara County).

Amendments.

- STIP Amendment for Notice for projects in Solano County;
- LPP Formula program amendments to update programming for projects located in Alameda and Napa Counties;
- LPP Bonus Incentive programming of \$5 million to San Francisco; and
- LPP Competitive program amendment for AC Transit bus purchases.

MTC staff will continue to work with project sponsors of ATP and other CTC-managed programs to meet CTC delivery deadlines and requirements.


**Commissioner Updates.** On June 19, the Governor appointed two new Commissioners to the CTC: Jon Rocco Davis, of Rocklin (Placer County), Vice President of the Laborers' International Union of North America (LIUNA); and Lee Ann Eager, of Fresno (Fresno County), CEO of the Fresno County Economic Development Corporation. Chair Paul Van Konynenberg (Modesto, Stanislaus County) was not reappointed; Vice-Chair Hilary Norton (Los Angeles) will act as Chair until a new Chair is appointed.

The next CTC meeting is scheduled for August 12-13 in Oakland; however, it may be held online as a one-day meeting on August 12.

**Issues:** None.

**Recommendation:** Information. No action required.

**Attachments:** None.



Therese W. McMillan



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-1128      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Commission Approval  
**File created:** 7/10/2020      **In control:** Programming and Allocations Committee  
**On agenda:** 8/12/2020      **Final action:**  
**Title:** MTC Resolution No. 4320, Revised.

Revision to the Regional Means-Based Fare Program Framework.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [3a - 20-1128 Regional Means-Based Fare Program Framework Revision.pdf](#)

Date	Ver.	Action By	Action	Result
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**Subject:**

MTC Resolution No. 4320, Revised.

Revision to the Regional Means-Based Fare Program Framework.

**Presenter:**

Judis Santos and Lysa Hale

**Recommended Action:**

Commission Approval

# Metropolitan Transportation Commission Programming and Allocations Committee

August 12, 2020

Agenda Item 3a - 20-1128

## MTC Resolution No. 4320, Revised

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**Subject:** Revision to the Regional Means-Based Fare Program Framework

**Background:** In May 2018, the Commission adopted Resolution No. 4320, establishing the framework for the Regional Means-Based Transit Fare Pilot Program. Branded as Clipper START, the regional means-based transit discount program seeks to increase access to opportunity and improve transportation affordability for adult transit passengers who earn a lower income. MTC set aside approximately \$11 million per year (subject to annual allocation actions) to administer the program and defray a portion of operators' revenue losses during the pilot period.

The Clipper START program is the first of its kind in the region. The program launched on July 15, 2020 and is a 12 to 18-month pilot offering a 20 to 50 percent discount on single-ride fares for eligible adults who earn under 200 percent of the federal poverty level. Four agencies are participating in the initial launch. Cohort 1 includes the Bay Area Rapid Transit District (BART) offering a 20 percent discount, and Peninsula Corridor Joint Power Board (PCJPB/Caltrain), Golden Gate Bridge, Highway and Transit District (GGBHTD), and the San Francisco Municipal Transit Agency (SFMTA) providing a 50 percent discount.

In response to COVID-19, interest by the MTC Blue Ribbon Transit Recovery Task Force, and requests by transit operators, MTC staff proposes to expand the Clipper START pilot to interested Bay Area transit agencies (Cohort 2). In July 2020, the Commission approved MTC Resolution 4420, Revised including approximately \$7 million to augment the Clipper START Means-Based Pilot for regional fare subsidies to help offset the fare discount. Approximately \$5 million of the funding allows for the expansion of the pilot to include operators beyond the four originally enrolled in the pilot.

Staff proposes to launch the expanded pilot of additional transit operators (Cohort 2) as defined in Attachment A describing the revised framework. Program implementation will require coordination between MTC, the additional transit agencies, county social service agencies and other partners. Staff estimates some additional agencies may be able to begin offering Clipper START discounts as early as November 2020.

The pilot period is intended to allow for a period of learning and continual improvements. A program evaluation is being conducted to assess program delivery components and impact on advancing equity. Cohort 2 will be added to the evaluation to provide feedback on the continuation of the program.



**Timeline**

The anticipated timeline for the Pilot expansion is as follows:

Action:	Anticipated Date:
MTC Commission action on the Expanded Regional Means-Based Transit Fare Pilot Program (Clipper START)	August 26, 2020
Transit Agency Boards consider approval of Means-based Fare Discount program participation (required prior to the agency's launch)	Ongoing beginning in July 2020
Program design and Clipper START changes to accommodate expansion	July - December 2020
Program launch for additional transit operators (Cohort 2). Implementation may be staggered.	As early as November 2020

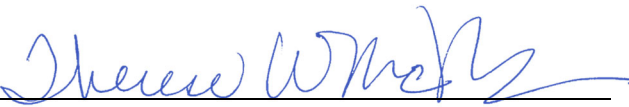
**Issues:**

1. Agency Participation. There are 17 interested operators to date as listed in Attachment B. Note that all large operators, with the exception of the Santa Clara Valley Transportation Authority, have indicated interest to join the program. While there is conceptual agreement between MTC and agency staff, each agency's program participation is subject to governing board approval. Agency launch dates may be staggered depending on transit operator board approvals and Title VI analysis.
2. Financial Risk related to rider participation rates and beyond the pilot period. The extent of regional revenue loss is dependent on the rates of discount and participation (eligible riders). While participation rates can be estimated based on existing programs in the Bay Area and beyond, the actual participation rate, particularly during the COVID-19 period, is unknown. Staff will be monitoring the program participation throughout the pilot. On-going funding for the 17 new operators has not been identified beyond the pilot period.

**Recommendation:** Refer Resolution No. 4320, Revised to the Commission for approval.

**Attachments:** Attachment A – MTC Resolution No. 4320, Revised

Attachment B – List of Interested Transit Operators for Clipper START Pilot

  
Therese W. McMillan

Date: May 23, 2018  
W.I.: 1311  
Referred by: PAC  
Revised: 08/26/20-C

ABSTRACT

MTC Resolution No. 4320, Revised

This resolution approves the Regional Means-Based Fare Program Framework, a regional low-income discount fare program for eligible transit riders.

On August 26, 2020, Attachment A was revised to expand the Regional Means-Based Transit Fare Pilot to additional eligible transit operators.

Further discussion of this action is contained in the MTC Programming and Allocations Summary Sheet dated May 9, 2018 and Executive Director Memorandum dated May 16, 2018, and August 12, 2020.

Date: May 23, 2018  
W.I.: 1311  
Referred by: PAC

RE: Regional Means-Based Program Framework

METROPOLITAN TRANSPORTATION COMMISSION  
RESOLUTION NO. 4320

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, transit affordability has been highlighted as a regional issue in MTC's Coordinated Plan, Plan Bay Area and other plans;

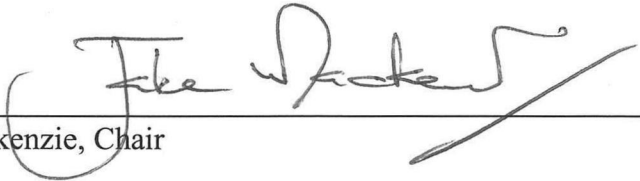
WHEREAS, MTC has conducted the Regional Means-Based Fare Pricing Study;

WHEREAS, the MTC recommends adopting a regional framework for the program, with participating operators, funding guidelines, and program conditions, as shown in Attachment A;

RESOLVED, that MTC approves Regional Means Based Fare Program Framework, subject to the conditions noted therein; and, be it further

RESOLVED, that MTC may annually allocate regional funds to support the Regional Means Based Fare Program per the respective funding program guidelines.

METROPOLITAN TRANSPORTATION COMMISSION

  
\_\_\_\_\_  
Jake Mackenzie, Chair

The above resolution was approved by the  
Metropolitan Transportation Commission  
at a regular meeting of the Commission held  
in San Francisco, California, on May 23, 2018.

Date: May 23, 2018  
W.I.: 1311  
Referred by: PAC  
Revised: 08/26/20-C

Attachment A  
Resolution No. 4320  
Page 1 of 2

## **Regional Means Based Transit Fare Pilot Program Framework**

### ***Participating Agencies***

#### **Initial Group (Cohort 1):**

1. Bay Area Rapid Transit (BART)
2. Caltrain
3. Golden Gate Bridge, Highway and Transportation District (GGBHTD)
4. San Francisco Municipal Transportation Agency (SFMTA)

#### **Expanded Group (Cohort 2):**

As of August 26, 2020, additional transit agencies serving within the nine-Bay Area region may participate in the Pilot.

### ***Means-based Discount***

A minimum 20% per trip discount off the adult fare (in addition to any existing Clipper<sup>®</sup> discounts) will be offered to eligible persons.

### ***Eligibility***

Adults earning less than 200% Federal Poverty Level (FPL)

### ***Funding***

#### **Overall Funding Estimates and Program Administration Funding:**

Cohort 1: MTC to make available an estimated \$11 million in funding per year (subject to annual allocation action by MTC and fluctuations in annual revenues), which would be used for subsidy, with administrative costs funded first. The MTC contribution comes from State Transit Assistance population-based funds (approximately \$8 million per year) and Low Carbon Transit Operations Program (LCTOP) population-based funds (approximately \$3 million per year). Funding from these programs is approved through MTC Resolution Nos. 4321, 4130, and 4420.

Cohort 2: A one-time commitment of funding through the Coronavirus Aid, Relief, and Economic Security (CARES) Act is being provided specifically for Cohort 2 (approximately \$5 million).

Funding from these programs is approved through MTC Resolution No. 4420.

#### **Initial Group (Cohort 1) Subsidy:**

Of the estimated \$11 million being made available in funding per year (12 months) referenced above for the pilot period, a total of \$12 million over 18 months is being made available to subsidize fares up to 10% during the pilot period. Participating operators are to cover the remainder of the discount or any additional revenue losses from other sources.

#### **Expanded Group (Cohort 2) Subsidy:**

A total of \$5 million over the pilot period (actual start date may vary but pilot end date will be the same as Cohort 1) is being made available to subsidize fares up to 10% for operators in Cohort 2.

Participating operators are to cover the remainder of the discount or any additional revenue losses from other sources.

***Implementation***

- Program will be a 12 to 18-month pilot.
- Program to be implemented on Clipper through a discount coupon approach.
- Program will be centrally administered on behalf of all participating agencies.
- Program will be evaluated for continual improvements and is subject to revision based on financial sustainability, efficiency, and effectiveness.

Timing of transit operator launch is contingent on Clipper system capabilities and appropriate transit operator Board approvals.

***Conditions***

- Operators to conduct Title VI analysis per Federal Transit Administration (FTA) as required.
- The formula for distributing regional funds to transit operators will be based on actual trips taken and is subject to refinement based on the rider participation rates and amount of regional funding available.
- SFMTA can continue, expand, or eliminate its current Lifeline monthly program; however, the regional funding will only be used to compensate for participation in the new regional program. Other operators with existing low-income rider discount programs, who are not participating in the regional program, would not be eligible for regional Means-Based Fare Program funding.

**Attachment B – List of Interested Transit Operators  
For Clipper START Pilot (Cohort 2)  
FY2020-21 through FY2021-22**

The table below lists transit operators *interested* in participating in the Clipper START Pilot. Operators may withdraw from the list; however, no new transit operators may be added. Actual participation in the Clipper START Pilot is contingent on transit operator Board approval, compliance with the Regional Means-Based Framework, and consistency with the current FTA Title VI requirements.

**Table 1: Transit Operator Interest and Level of Discount Offering  
(As of July 16, 2020)**

<i>20% Discount</i>	<i>50% Discount</i>
Alameda-Contra Costa Transit District (AC Transit)	Marin Transit
County Connection	Sonoma-Marina Area Rail Transit (SMART)
Fairfield and Suisun Transit (FAST)	San Francisco Bay Area Water Emergency Transportation Authority (WETA)
Livermore-Amador Valley Transit Authority (LAVTA)	
Napa VINE	
Petaluma Transit	
San Mateo County Transit District (SamTrans)	
Santa Rosa CityBus	
Solano County Transit (SolTrans)	
Sonoma County Transit	
Eastern Contra Costa Transit Authority (Tri Delta Transit)	
Union City Transit	
Vacaville – City Coach	
Western Contra Costa Transportation Authority (WestCAT)	
<b>Subtotal: 14</b>	<b>Subtotal: 3</b>
<b>Total: 17</b>	



# Metropolitan Transportation Commission

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## Legislation Details (With Text)

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**File #:** 20-0426      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Commission Approval  
**File created:** 2/27/2020      **In control:** Programming and Allocations Committee  
**On agenda:** 8/12/2020      **Final action:**  
**Title:** Transportation Funding and Housing Linkages Consensus

Commissioner consensus on future efforts to link funding for transportation investments to improvements in housing outcomes.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [4a - 20-0426 Transportation Funding and Housing Linkages.pdf](#)

Date	Ver.	Action By	Action	Result
7/8/2020	1	Programming and Allocations Committee		

**Subject:**

Transportation Funding and Housing Linkages Consensus

Commissioner consensus on future efforts to link funding for transportation investments to improvements in housing outcomes.

**Presenter:**

Theresa Romell

**Recommended Action:**

Commission Approval

# Metropolitan Transportation Commission Programming and Allocations Committee

August 12, 2020

Agenda Item 4a - 20-0426

## Transportation Funding and Housing Linkages Consensus

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**Subject:** Commissioner consensus on future efforts to link funding for transportation investments to improvements in housing outcomes.

**Background:** At the January 2020 Commission Workshop, Commissioners were presented with a recap of past discussions related to transportation funding and housing linkages, as well as a staff proposal to consider three potential fund conditioning approaches that could be applied to a short list of appropriate transportation revenue sources.

Commission discussion concerning conditioning transportation funding on housing outcomes culminated with a consensus reached at the workshop to focus efforts on the next cycle of the One Bay Area Grant program (OBAG 3) including:

- Require jurisdictions be compliant with relevant state housing laws to be eligible for OBAG 3 funds;
- Consider the appropriateness of adjusting the funding split between the county and regional programs; and
- Consider using incremental funding increases to the program to reward or incentivize housing performance (similar to the Housing Incentive Pool program).

OBAG funds may only be used for investment in transportation. Policies related to conditioning these funds on housing outcomes does not change the basic requirement that they be used on eligible transportation projects and programs.

### **Adapting to New State Laws**

Housing Element law has changed significantly in recent years, and as such, will require a continued level of effort for cities and counties to develop and adopt a compliant Housing Element and meet reporting requirements.

The state has dedicated funding to support local jurisdictions in developing compliant Housing Elements and satisfying other state law requirements. In February 2020, ABAG assigned the first \$5.9 million out of the \$23.9 million Bay Area share of the Regional Early Action Planning (REAP) program. REAP and its local formula component, Local Early Action Planning (LEAP), are part of a one-time statewide investment to support regions and local jurisdictions with implementing the sixth cycle of the Regional Housing Needs Allocation (RHNA) and otherwise accelerating housing production. The remaining \$18 million in REAP funding will be programmed by ABAG in a future action.



**Recommendation**

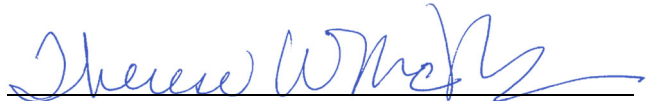
Because the January Commission workshop was not an action item, staff proposes memorializing the consensus to guide future programming actions, particularly for OBAG 3. As the OBAG 2 program runs through FY2021-22, discussions for the OBAG 3 program policies are anticipated to begin in Spring 2021.

The proposed full consensus is shown in Attachment A to this summary.

**Issues:** None

**Recommendation:** Refer the Transportation Funding Housing Linkages Consensus to the Commission for approval

**Attachments:** Attachment A – Transportation Funding Housing Linkages Consensus

  
Therese W. McMillan

### Transportation Funding and Housing Linkages Consensus

**Purpose:** This document outlines the consensus of the Commission, as compiled by staff, on five items related to connecting transportation funding to housing. The consensus was reached informally at the January 2020 Commission Workshop and formalized at the July 2020 Commission meeting (pending approval of this agenda item).

Additional information/discussion is provided in *italics*.

- 1) **Housing Laws:** To be eligible for funding under the next cycle of the One Bay Area Grant (OBAG 3) grant program, jurisdictions must be compliant with state housing laws.

Consistent with OBAG 2, jurisdictions will be required to have their housing element certified by HCD, submit annual housing progress reports to HCD throughout the funding cycle, adopt a resolution affirming compliance with the Surplus Land Act, and submit to HCD a local inventory of surplus land.

Additionally, as part of OBAG 3, jurisdictions will be required to demonstrate compliance with state laws governing density bonuses, accessory dwelling units, and the Housing Accountability Act.

*Housing Element law has changed significantly in recent years, and as such, the OBAG requirements for a city or county to have a certified housing element and submit annual progress reports will be much more meaningful leading up to the OBAG 3 cycle. Compliance with Housing Element law includes the adoption of an HCD-certified Housing Element in compliance with new site inventory and Affirmatively Furthering Fair Housing (AFFH) requirements. Annual progress reports (APRs) must also meet enhanced reporting requirements for rezoning, no net loss, and projects at various stages of the entitlement process.*

- 2) **Compliance:** Staff will develop a process to determine compliance with the housing laws listed above in the most streamlined and coordinated manner possible.

Staff will continue to verify the status of housing elements and annual housing element progress reports through HCD's existing reporting procedures.

*For all other housing laws required through OBAG 3, MTC staff proposes self-certification of compliance, by way of a Council/Board resolution and Opinion of Counsel, unless or until the State develops and maintains applicable compliance data.*

*Additionally, evidence of a Housing Accountability Act violation may trigger a case specific evaluation of required compliance and funding eligibility by MTC staff, in cooperation with HCD.*

- 3) Future OBAG Cycles:** Staff will update the required state housing laws that jurisdictions must comply with to be eligible for OBAG funding prior to each new cycle of program funding.

*Should additional housing laws be enacted prior to adoption of the OBAG 3 guidelines, staff will recommend modifications, if any are warranted, to the OBAG 3 compliance requirements to the Commission for approval.*

- 4) County/Regional Shares:** Staff will bring to the Commission for consideration potential revisions to the County vs. Regional shares of the OBAG 3 program.

*As part of the OBAG 3 guidelines development, staff will provide information on the types of expenditures and programs funded through the OBAG 2 county and regional programs for informational and discussion purposes.*

- 5) Incentive Funding:** If the region receives a significant increase in federal transportation revenues above those forecast for the OBAG 3 program horizon, and/or the county share is increased from that of OBAG 2, the Commission will consider using that increment to reward or incentivize jurisdictions based on housing performance.

*Staff will provide information and options to inform the Commission's consideration of incentive funds.*