

Date: June 28, 2023
W.I.: 1255
Referred by: PAC
Revised: 03/27/24-C

ABSTRACT

Resolution No. 4592, Revised

This resolution approves the allocation of Regional Measure 3 funds for I-80 Express Lanes project in Solano County (Toll Systems), sponsored by the Bay Area Infrastructure Financing Authority (BAIFA).

This Resolution includes the following attachments:

- Attachment A – Allocation Summary and Conditions of Allocation
- Attachment B – Project and Subproject Details
- Attachment C – Project Funding Plan and Schedule
- Attachment D – RM3 Deliverable Segment/Product Cash Flow Plan

This resolution allocates \$14.6 million in RM3 funds to the construction phase for the I-80 Express Lanes project in Solano County (Toll Systems).

This resolution was revised by Commission Action on March 27, 2024 to allocation \$16.7 million in RM3 funds to the construction phase for the I-80 Express Lanes project in Solano County (Toll Systems).

Further discussion of this action is contained in the Programming and Allocations Summary Sheets dated June 14, 2023 and March 13, 2024.

Date: June 28, 2023
W.I.: 1255
Referred by: PAC

RE: Approval of Allocation of Regional Measure 3 Funds for I-80 Express Lanes project in Solano County (Toll Systems).

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4592

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, 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 June 5, 2018, a special election was held in the City and County of San Francisco, and the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, and Sonoma (individually, each a “County” and, collectively, the “Counties”) to approve a toll increase of three dollars (\$3.00) phased in over time, including a one dollar (\$1.00) toll increase on January 1, 2019, a one dollar (\$1.00) toll increase on January 1, 2022, and a one dollar (\$1.00) toll increase on January 1, 2025, for vehicles traveling on the state-owned bridges located in the San Francisco Bay Area (“Regional Measure 3”); and

WHEREAS, on September 26, 2018, BATA adopted Resolution No. 126 accepting certified statements from the Registrar of Voters of the City and County of San Francisco and each of the Counties and observing that a majority of all voters voting on Regional Measure 3 (“RM3”) at such special election voted affirmatively for RM3; and

WHEREAS, RM3 establishes the RM3 Expenditure Plan and identifies specific capital projects and programs and operating programs eligible to receive RM3 funding as identified in Sections 30914.7(a) and (c) of the California Streets and Highways Code; and

WHEREAS, BATA shall fund the projects of the RM3 Expenditure Plan by bonding or transfers to MTC; and

WHEREAS, MTC adopted RM3 Policies and Procedures for the implementation of the RM3 Expenditure Plan, specifying the allocation criteria and project compliance requirements for RM3 funding (MTC Resolution No. 4404); and

WHEREAS, the I-80 Express Lanes project in Solano County – Toll Systems (PROJECT) is part of the programmatic category of projects identified within capital project number 2 under the RM3 expenditure plan and is eligible to receive RM3 funding as identified in Streets and Highways Code Sections 30914.7(a); and

WHEREAS, the Bay Area Infrastructure Financing Authority (SPONSOR) is the project sponsor for the PROJECT; and

WHEREAS, SPONSOR has submitted a request for the allocation of RM3 funds for the PROJECT; and

WHEREAS, SPONSOR has submitted an initial Project Report (IPR), as required pursuant to Streets and Highways Code Section 30914.7(d); 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 SPONSOR is requesting RM3 funding and the 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 RM3 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 SPONSOR's IPR for this project; and

WHEREAS, Attachment D attached hereto and incorporated herein as though set forth at length, lists the cash flow of RM3 funds and complementary funding for the deliverable RM3 project segment or product; and

WHEREAS, the claimants to which funds are allocated under this resolution have certified that the projects and purposes listed and recorded in Attachment A are in compliance with the requirements of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.), and with the State Environmental Impact Report Guidelines (14 California Code of Regulations Section 15000 et seq.); now, therefore, be it

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

RESOLVED, that MTC approves the allocation and reimbursement of RM3 funds in accordance with the amount, reimbursement schedule, and allocation expiration dates for the phases and activities as set forth in Attachment A; and, be it further

RESOLVED, that the allocation and reimbursement of RM3 funds as set forth in Attachment A are conditioned upon SPONSOR complying with the provisions of the RM3 Policies and Procedures as set forth at length in MTC Resolution No. 4404, Revised; and, be it further

RESOLVED, that the allocation and reimbursement of RM3 funds are further conditioned upon the project specific conditions set forth in attachment B; and, be it further

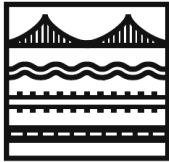
RESOLVED, that the allocation and reimbursement of RM3 funds as set forth in Attachment A are conditioned upon the availability and expenditure of any complementary funding as set forth in Attachment D; and, be it further

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

METROPOLITAN TRANSPORTATION COMMISSION

Alfredo Pedroza, Chair

The above resolution was entered into by the Metropolitan Transportation Commission at a duly called and noticed meeting held in San Francisco, California and at other remote locations, on June 28, 2023.



Regional Measure 3

Allocation of Funds

Allocation Summary

RM3 Project Number	2.2
Project Title	I-80 Express Lanes project in Solano County (Toll Systems)
Project Sponsor	Bay Area Infrastructure Financing Authority

Activities to be funded with Allocation #1:

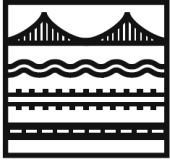
This allocation will fund the various toll systems on the project, including but not limited to overhead signs, electronic tolling equipment, median lighting, conduits, and traffic control devices.

Funding Information:

Allocation Instruction No.	Approval Date	Phase	Reimbursement Year	Expiration Date	Allocation Amount
23459201	28-Jun-23	CON	FY 2022-23	30-Jun-25	\$ 14,576,000
24452902	27-Mar-24	CON	FY 2023-24	30-Jun-26	\$ 16,700,000

Cumulative Total - Allocation 1	\$ 31,276,000
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Cumulative Total - Project 2.2	\$ 31,276,000
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Regional Measure 3

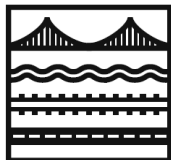
Allocation of Funds

Conditions of Allocation

RM3 Project Number	2.2
Project Title	I-80 Express Lanes project in Solano County (Toll Systems)
Project Sponsor	Bay Area Infrastructure Financing Authority

The allocation and reimbursement of RM3 funds for the above project are conditioned upon the following:

Conditions of Allocation #1	
1	This allocation is contingent upon the BAIFA Board approving the allocation resolution on June 28, 2023.
2	

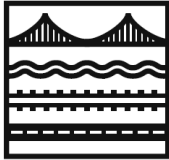


Regional Measure 3

Allocation of Funds

IPR Review (Project and Subproject Details, Funding Plan, and Schedule)

RM3 Project Number	2.2	
Project Title	I-80 Express Lanes project in Solano County (Toll Systems)	
Lead Sponsor(s)	Other Sponsor(s)	Implementing Agency
Bay Area Infrastructure Financing Authority (BAIFA)		BAIFA
Legislated Project Description	RM3 Legislated Funding (in \$1,000s)	
(2) Bay Area Corridor Express Lanes. Fund the environmental review, design, and construction of express lanes to complete the Bay Area Express Lane Network, including supportive operational improvements to connecting transportation facilities. Eligible projects include, but are not limited to, express lanes on Interstate 80, Interstate 580, and Interstate 680 in the Counties of Alameda and Contra Costa, Interstate 880 in the County of Alameda, Interstate 280 in the City and County of San Francisco, Highway 101 in the City and County of San Francisco and the County of San Mateo, State Route 84 and State Route 92 in the Counties of Alameda and San Mateo, Interstate 80 from Red Top Road to the intersection with Interstate 505 in the County of Solano, and express lanes in the County of Santa Clara. Eligible project sponsors include the Bay Area Infrastructure Financing Authority, and any countywide or multicounty agency in a bay area county that is authorized to implement express lanes. The Metropolitan Transportation Commission shall make funds available based on performance criteria, including benefit-cost and project readiness. Three hundred million dollars (\$300,000,000).	\$101,700	
Sponsor Programming and Allocation Request Action		
The BAIFA Board approved the allocation resolution at its meeting on June 28, 2023.		
Detailed Project/Subproject Description		
The I-80 Express Lanes in Solano County project will construct managed lanes on westbound and eastbound I-80. The project will install static and dynamic overhead signs, electronic tolling equipment, median lighting, toll collection subsystems, electrical and communication conduits, and traffic control devices. This subproject is specific to the BAIFA sponsored and implemented Toll System portion of the project. It will connect to priced managed lanes on I-80 through Alameda and Contra Costa County.		



Regional Measure 3

Allocation of Funds

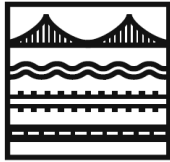
IPR Review (Project and Subproject Details, Funding Plan, and Schedule)

RM3 Project Number	2.2
Project Title	I-80 Express Lanes project in Solano County (Toll Systems)
Project Sponsor	Bay Area Infrastructure Financing Authority

Project Funding Plan

Project Schedule

Phase	Funding Source	Committed? (Yes/No)	Total Amount (\$1,000s)	Start	End
ENV					
	ENV Subtotal		\$ -		
PSE					
	PSE Subtotal		\$ -		
ROW					
	ROW Subtotal		\$ -		
CON	RM3	Yes	\$ 31,276		
	CON Subtotal		\$ 31,276	Jan-22	May-25
Capital Funding Total			\$ 31,276		



Regional Measure 3 Allocation of Funds Cash Flow Plan

RM3 Project Number	2.2
Project Title	I-80 Express Lanes project in Solano County (Toll Systems)
Project Sponsor	Bay Area Infrastructure Financing Authority

Cash Flow Plan for RM3 Deliverable Segment(s) - Funding by planned year of expenditure

Funding Source	Phase	Prior	2022-23	2023-24	2024-25	2025-26	Future committed	Total Amount (\$ thousands)
RM3	ENV							\$ -
								\$ -
								\$ -
ENV Subtotal		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
RM 3	PS&E							\$ -
								\$ -
								\$ -
PSE Subtotal		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
RM 3	ROW							\$ -
								\$ -
								\$ -
ROW Subtotal		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
RM 3	CON		\$ 14,576					\$ 14,576
RM 3	CON			\$ 16,700				\$ 16,700
								\$ -
								\$ -
								\$ -
CON Subtotal		\$ -	\$ 14,576	\$ 16,700	\$ -	\$ -	\$ -	\$ 31,276
RM 3 Funding Subtotal		\$ -	\$ 14,576	\$ 16,700	\$ -	\$ -	\$ -	\$ 31,276
Capital Funding Total		\$ -	\$ 14,576	\$ 16,700	\$ -	\$ -	\$ -	\$ 31,276