

# Metropolitan Transportation Commission Programming and Allocations Committee

November 4, 2015

## MTC Resolution No. 4206

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**Subject:** Allocation of \$12 million in Regional Measure 2 (RM2) Capital funds to the Water Emergency Transportation Authority for the purchase of vessels for the Richmond Ferry Service project.

**Background:** RM2 Project 26 is titled *Commute Ferry Service for Berkeley/Albany* in legislation, and the scope is specified as the purchase of two vessels for ferry services between the Berkeley/Albany Terminal and San Francisco. However, the legislation allows for the transfer of funds to another site in the East Bay if the Water Transit Authority (the predecessor agency to the Water Emergency Transportation Authority, or WETA) did not have an entitled terminal site within the Berkeley/Albany catchment area by 2010 that met its requirements. The funds remained unallocated as WETA went through preliminary engineering and environmental processes for both Berkeley/Albany and Richmond potential sites.

As a result of the RM2 strategic planning process in 2014, WETA was directed to identify the location of its next East Bay ferry service by spring of 2015. The environmental document for a Berkeley/Albany site was not finalized, and in May 2015, WETA selected Richmond as its next East Bay terminal location, and authorized a \$12 million RM2 request for ferry purchase. In September, WETA submitted an Initial Project Report requesting an allocation.

This allocation, in conjunction with state Proposition 1B funds, would fund the construction of two ferry vessels. The contract award for vessel construction is expected in April 2016, with delivery of both vessels expected two years later. Construction on the Richmond Ferry Terminal will take place in a similar timeframe. Revenue service is projected to start in 2018.

Staff recommends a \$12 million RM2 allocation to WETA for the Richmond Ferry Service project.

**Issues:** None.

**Recommendation:** Refer Resolution No. 4206 to the Commission for approval.

**Attachments:** MTC Resolution No. 4206

Date: November 18, 2015  
W.I.: 1255  
Referred by: PAC

ABSTRACT

MTC Resolution No. 4206

This resolution approves the allocation of Regional Measure 2 funds for the Richmond Ferry Service Project, sponsored by the Water Emergency Transportation Authority (WETA).

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 WETA's Initial Project Report (IPR) for this project

Attachment D - RM2 Deliverable/Useable Segment Cash Flow Plan

Additional discussion of this allocation is contained in the Executive Director's memorandum to the MTC Programming and Allocations Committee dated November 4, 2015.

Date: November 18, 2015  
W.I.: 1255  
Referred by: PAC

Re: Approval of Allocation of Regional Measure 2 Funds for the Richmond Ferry Service Project

METROPOLITAN TRANSPORTATION COMMISSION  
RESOLUTION No. 4206

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, specifying the allocation criteria and project compliance requirements for RM2 funding (MTC Resolution No. 3636); and

WHEREAS, the Water Emergency Transportation Authority (WETA), formerly the Water Transit Authority, is the project sponsor and implementing agency for the Richmond Ferry Service project; and

WHEREAS, WETA has submitted a request for the allocation of RM2 funds for the Richmond Ferry Service project; and

WHEREAS, capital project number 26 under RM2 as identified in Streets and Highways Code Sections 30914(c)(26), titled Commute Ferry Service for Berkeley/Albany, allows for project 26 funds to be transferred to another site in the East Bay in the absence of an entitled terminal site within the Berkeley/Albany catchment area meeting requirements by 2010; and

WHEREAS, no terminal site within the Berkeley/Albany catchment area that met WETA requirements was entitled by 2010, and WETA has selected Richmond as the preferred next site for East Bay ferry service; and

WHEREAS, the Richmond Ferry Service project is therefore eligible to receive RM2 funding as identified in Streets and Highways Code Sections 30914(c)(26); and

WHEREAS, WETA 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 WETA 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 WETA'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; 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 WETA'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 WETA 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 any complementary funding as set forth in Attachment D; and be it further

RESOLVED, that reimbursement of RM2 funds as set forth in Attachment A is subject to the availability of RM2 funding; and be it further

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

METROPOLITAN TRANSPORTATION COMMISSION

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Dave Cortese, Chair

The above resolution was entered into  
by the Metropolitan Transportation  
Commission at the regular meeting  
of the Commission held in Oakland,  
California, on November 18, 2015.

## REGIONAL MEASURE 2 PROGRAM Allocation of Funds

Project Title: Richmond Ferry Vessels  
Sponsor: Water Emergency Transportation Authority (WETA)  
Project Number: 26.0

Activities to be funded with Allocation #1:						
Construction / acquisition of two vessels for Richmond Ferry service.						
Funding Information:						
Allocation Instruction No.	Approval Date	Amount	Phase	Reimbursement Year	Cumulative Total To Date	
16420601	18-Nov-15	\$ 12,000,000	CON	FY 2015-16	\$ 12,000,000	

**REGIONAL MEASURE 2 PROGRAM**  
**Project Specific Conditions**

Project Title: Richmond Ferry Vessels  
Sponsor: Water Emergency Transportation Authority (WETA)  
Project Number: 26.0

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

1. none.



## RM2 Project Number: 26 Richmond Ferry Vessels

Lead Sponsor	Other Sponsors(s)	Implementing Agency (if applicable)
Water Emergency Transportation Authority (WETA)		WETA
Legislated Project Description		
Purchase two vessels for ferry service between the Berkeley/Albany Terminal and San Francisco. [Legislation allows for transfer of funds to another site in East Bay if no entitled terminal site within the Berkeley/Albany catchment area meeting WETA requirements exists by 2010.]		
RM2 Legislated Funding (in \$1,000)	Total Estimated Project Cost (in \$1,000)	
\$12,000	\$42,000	
Project Purpose and Description		
Purchase two vessels for ferry service between the Richmond Terminal and San Francisco.		
Funding Description		
Committed Funds: Fully funded by RM2 and State Proposition 1B funds.		
Uncommitted Funds: None.		
Operating Capacity: Operations for the Richmond Ferry service will be funded with fare revenues and Contra Costa County's Measure J transportation sales tax.		

### Overall Project Cost and Schedule

Phase	Scope	Start	End	Cost (in \$1,000)
1	Environmental Document/Preliminary Engineering	n/a	n/a	\$0
2	Designs, Plans, Specs, & Estimates	n/a	n/a	\$0
3	Right-of-Way Acquisition	n/a	n/a	\$0
4	Construction	9/2015	4/2018	\$42,000
Total:				\$42,000

## Total Project Funding Plan: Committed and Uncommitted Sources

(Amounts Escalated in Thousands)

<b>Project Title</b>	Richmond Ferry Vessels	<b>Project No.</b>	26
<b>Lead Sponsor</b>	Water Emergency Transportation Authority (WETA)	<b>Last Updated</b>	11/18/2015

Fund Source	Phase	Prior	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	Future	Total
<b>Committed</b>										
RM2	Construction						12,000			12,000
State Proposition 1B	Construction		16,000	9,000	5,000					30,000
Total:		0	16,000	9,000	5,000	-	12,000	-	-	42,000
<b>Uncommitted</b>										
										0
Total:		0	0	0	0	0	0	0	0	\$ -
<b>Total Project Committed and Uncommitted</b>										
		<b>Prior</b>	<b>2011-12</b>	<b>2012-13</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>Future</b>	<b>Total</b>
Total:		0	16,000	9,000	5,000	0	12,000	0	0	\$ 42,000

## REGIONAL MEASURE 2 PROGRAM

### Project Cash Flow Plan

Project Title: Richmond Ferry Vessels  
Sponsor: Water Emergency Transportation Authority (WETA)  
RM2 Project Number: 26

RM2 Project No. 29.6	PRIOR	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	FY 2019-20	TOTAL
<b>RM2 Funds Total</b>		<b>571,429</b>	<b>7,142,857</b>	<b>4,285,714</b>	<b>-</b>	<b>-</b>	<b>12,000,000</b>
<b>PA/ED</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
							0
<b>Final Design (PS&amp;E)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
							0
							0
							0
<b>Right of Way</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
							0
							0
							0
<b>Construction</b>	<b>0</b>	<b>2,000,000</b>	<b>25,000,000</b>	<b>15,000,000</b>	<b>0</b>	<b>0</b>	<b>42,000,000</b>
RM-2		571,429	7,142,857	4,285,714			12,000,000
Proposition 1B		1,428,571	17,857,143	10,714,286			30,000,000
							0
<b>TOTAL FUNDING</b>							
Environmental	0	0	0	0	0	0	0
Final Design (PS&E)	0	0	0	0	0	0	0
Right of Way	0	0	0	0	0	0	0
Construction	0	2,000,000	25,000,000	15,000,000	0	0	42,000,000
<b>PROJECT TOTAL</b>	<b>0</b>	<b>2,000,000</b>	<b>25,000,000</b>	<b>15,000,000</b>	<b>0</b>	<b>0</b>	<b>42,000,000</b>