

**Metropolitan Transportation Commission**  
**Programming and Allocations Committee**

May 12, 2021

Agenda Item 2f - 21-0576

**Regional Measure 2 (RM2) and Regional Measure 3 (RM3) Capital Programs:  
Semi-Annual Update**

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**Subject:** Semi-annual update on the progress of projects that have received Regional Measure 2 (RM2) capital funds and projects issued Regional Measure 3 (RM3) Letters of No Prejudice (LONPs).

**Background:** **RM2 Capital Program**  
RM2 was passed by the voters in March 2004 and the Commission began allocating funds in July 2004. Attached is the latest semiannual report for the RM2 capital program.

**Allocation/Expenditure Status**

The RM2 Capital Program has a total program amount of approximately \$1.59 billion. As of October 2020, MTC has approved \$1.57 billion in capital allocations, of which \$1.51 billion has been expended (95% of the total amount available).

**Project Status**

The majority of projects are completed or are on track and under construction. Highlights of the attached report include the completion of the AC Transit Tempo Bus Rapid Transit (BRT) project, opening of the public plaza at the San Francisco Ferry Terminal, continued delivery of new BART cars, and construction progress on Caltrain Electrification and the I-80/I-680/SR-12 interchange.

Staff continues to work with sponsors to move projects with remaining unallocated funds toward construction.

Over the past year, MTC staff identified \$19 million in project savings and other unused funds and took steps to identify new investments and redirect the funds. In November, MTC held a public hearing to redirect \$663,000 in RM2 funds and modify project descriptions to allow for a total of \$12 million in new investments for Bay Bridge Forward projects, Dumbarton Forward projects, and transit recovery initiatives. Funds for Bay Bridge Forward and transit recovery initiatives have been allocated, and staff plans to propose an allocation for Dumbarton Forward later this year. Staff will return to the Commission with recommended allocations for remaining funds at a future date.

For smaller balances, staff is working with project sponsors to identify additional investments within the existing RM2 project descriptions. So far \$1.6 million has been reallocated through this effort. An additional \$230,000 is proposed for allocation this month.

**RM3 LONP Projects**

Twelve RM3 projects been issued LONPs totaling \$416 million, to allow the project to progress with an alternative fund source while preserving eligibility for RM3 reimbursement if the funds are made available.

On October 14, 2020, the California Supreme Court granted review of the RM3 case, but deferred action until it decides an appeal for a related case, Zolly v City of Oakland. This announcement further delays resolution of the lawsuit and potential availability of the RM3 funds. MTC staff are working with LONP sponsors on what the delay will mean for their projects.

**Issues:** None

**Recommendation:** Information

**Attachments:** Attachment 1 – RM2 semiannual report



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