

Date: November 15, 2023
W.I.: 1255
Referred by: PAC

ABSTRACT

Resolution No. 4614

This resolution approves the allocation of Regional Measure 3 funds for Ferry Enhancement Program, sponsored by Water Emergency Transportation Authority

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 \$700,000 in RM3 funds to the Water Emergency Transportation Authority (WETA) for the PS&E phase of the Mission Bay Ferry Landing Project.

Further discussion of this action is contained in the Programming and Allocations Summary Sheet dated November 8, 2023.

Date: November 22, 2023
W.I.: 1255
Referred by: PAC

RE: Approval of Allocation of Regional Measure 3 Funds for Alameda-Contra Costa Transit District Rapid Bus Corridor Improvements.

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4613

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

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MTC Resolution No. 4614

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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, Revised); and

WHEREAS, the Ferry Enhancement Program is identified as capital project number 5 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 Water Emergency Transportation Authority (WETA) is the project sponsors for the Program; and

WHEREAS, WETA has submitted a request for the allocation of RM3 funds for the Mission Bay Ferry Landing Project; and

WHEREAS, WETA 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 WETA 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 WETA'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

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MTC Resolution No. 4614

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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 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 WETA 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

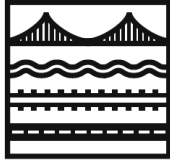
RESOLVED, that the allocation and reimbursement of RM3 funds as set forth in Attachment A are conditioned upon the availability and expenditure of any complementary funding as set forth in Attachment D; and, be it further

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 November 15, 2023.



Regional Measure 3

Allocation of Funds

Allocation Summary

| | |
|---------------------------|--|
| RM3 Project Number | 5.1 |
| Project Title | Mission Bay Ferry Landing |
| Project Sponsor | Water Emergency Transportation Authority |

Activities to be funded with Allocation #1:

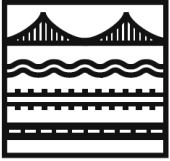
This allocation will include a value engineering effort to explore options to reduce construction costs of the existing project design. This process will examine other potential terminal sites including Pier 48.5. This phase will also include preliminary engineering for terminal electrification.

Funding Information:

| Allocation Instruction No. | Approval Date | Phase | Reimbursement Year | Expiration Date | Allocation Amount |
|----------------------------|---------------|-------|--------------------|-----------------|-------------------|
| 24461401 | 15-Nov-23 | PS&E | FY 2023-24 | 30-Jun-25 | \$ 700,000 |

| | |
|---------------------------------|------------|
| Cumulative Total - Allocation 1 | \$ 700,000 |
|---------------------------------|------------|

| | |
|------------------------------|------------|
| Cumulative Total - Project 9 | \$ 700,000 |
|------------------------------|------------|



Regional Measure 3

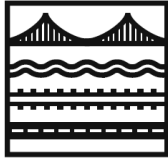
Allocation of Funds

Conditions of Allocation

| | |
|---------------------------|--|
| RM3 Project Number | 5.1 |
| Project Title | Mission Bay Ferry Landing |
| Project Sponsor | Water Emergency Transportation Authority |

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

| | |
|---|------|
| Conditions of Allocation #1 | |
| This allocation is contingent upon completion of the following: | |
| 1 | None |

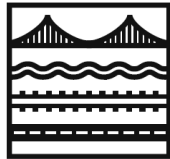


Regional Measure 3

Allocation of Funds

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

| | | |
|--|---|--|
| RM3 Project Number | 5.1 | |
| Project Title | Mission Bay Ferry Landing | |
| Lead Sponsor(s) | Other Sponsor(s) | Implementing Agency |
| Water Emergency Transportation Authority | | Water Emergency Transportation Authority |
| Legislated Project Description | RM3 Legislated Funding (in \$1,000s) | |
| (5) Ferry Enhancement Program. Provide funding to purchase new vessels, upgrade and rehabilitate existing vessels, build facilities and landside improvements, and upgrade existing facilities. The project sponsor is the San Francisco Bay Area Water Emergency Transportation Authority. Three hundred million dollars (\$300,000,000). | \$300,000 | |
| Sponsor Programming and Allocation Request Action | | |
| This allocation request was approved by the WETA Board of Directors on 10/12/23 (WETA Resolution No. 2023-41). | | |
| Detailed Project/Subproject Description | | |
| The Mission Bay Ferry Landing will provide critical regional ferry service to and from the fast-growing Mission Bay neighborhood and surrounding Central Waterfront communities. It will also connect communities across the Bay to water recreation and maritime activity on the San Francisco waterfront. | | |



Regional Measure 3

Allocation of Funds

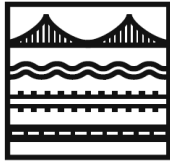
IPR Review (Project and Subproject Details, Funding Plan, and Schedule)

| | |
|---------------------------|--|
| RM3 Project Number | 5.1 |
| Project Title | Mission Bay Ferry Landing |
| Project Sponsor | Water Emergency Transportation Authority |

Project Funding Plan

Project Schedule

| Phase | Funding Source | Committed? (Yes/No) | Total Amount (\$1,000s) | Start | End |
|------------------------------|----------------|------------------------|----------------------------|-------|------|
| ENV | | | | 2017 | 2018 |
| | | | | | |
| | | | | | |
| | | | | | |
| PSE | RM3 | Yes | \$ 700 | 2018 | 2024 |
| | RM3 | Yes | \$ 6,385 | | |
| | | | | | |
| | | | \$ 7,085 | | |
| ROW | | | | N/A | N/A |
| | | | | | |
| | | | | | |
| | | | \$ - | | |
| CON | RM3 | Yes | \$ 17,915 | 2025 | 2027 |
| | TBD | No | \$ 20,610 | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | \$ 38,525 | | |
| Capital Funding Total | | | \$ 45,610 | | |



Regional Measure 3

Allocation of Funds

Cash Flow Plan

| | |
|---------------------------|--|
| RM3 Project Number | 5.1 |
| Project Title | Mission Bay Ferry Landing |
| Project Sponsor | Water Emergency Transportation 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) |
|------------------------------|-------|-------|---------|---------|----------|-----------|------------------|-----------------------------|
| | | | | | | | | \$ - |
| | | | | | | | | \$ - |
| | | | | | | | | \$ - |
| ENV Subtotal | | | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - |
| | | | | | | | | \$ - |
| | | | | | | | | \$ - |
| | | | | | | | | \$ - |
| PSE Subtotal | | | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - |
| RM-3 | | | | \$ 700 | \$ 6,385 | | | |
| | | | | | | | | \$ - |
| ROW Subtotal | | | \$ - | \$ 700 | \$ 6,385 | \$ - | \$ - | \$ 7,085 |
| RM-3 | | | | | | \$ 17,915 | | \$ 17,915 |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | \$ - |
| CON Subtotal | | \$ - | \$ - | \$ - | \$ - | \$ 17,915 | \$ - | \$ 17,915 |
| RM 3 Funding Subtotal | | \$ - | \$ - | \$ 700 | \$ 6,385 | \$ 17,915 | \$ - | \$ 25,000 |
| Capital Funding Total | | \$ - | \$ - | \$ 700 | \$ 6,385 | \$ 17,915 | \$ - | \$ 25,000 |