

**Metropolitan Transportation Commission
Programming and Allocations Committee**

January 10, 2024

Agenda Item 2b - 24-0076

MTC Resolution Nos. 4615, Revised and 4585 Revised. Allocation of \$34.5 million in Regional Measure 3 (RM3) capital funds to San Francisco Municipal Transportation Agency (SFMTA) and Contra Costa Transportation Authority (CCTA)

Subject:

Recommended allocation of a total \$34.5 million in RM3 capital funds to San Francisco Municipal Transportation Agency and Contra Costa Transportation Authority.

Background:

Bay Area voters approved Regional Measure 3 (RM3) on June 5, 2018, and on December 19, 2018, the Bay Area Toll Authority (BATA) adopted a toll schedule phasing in the resulting toll increase. BATA implemented the first and second dollars of the toll increase on January 1, 2019, and January 1, 2022, respectively.

MTC Resolution No. 4404, Revised, establishes policies and procedures to guide the delivery of capital projects funded by RM3. The overall RM3 capital expenditure program in statute is listed in Attachment A, including Commission-programmed subprojects, Letters of No Prejudice (LONPs), and allocations.

Litigation challenging RM3 was resolved in January 2023. BATA subsequently released the toll funds held in escrow and terminated the escrow agreement in March 2023. Prior to the release of funds from escrow, MTC approved LONPs for 21 projects, allowing those projects to proceed with local funds in place of the RM3 funds while preserving eligibility for reimbursement with RM3 funds when they became available.

In May 2023, the Commission directed staff to begin collecting RM3 allocation requests, starting with projects that have LONPs and have begun expending funds. Initial allocations were made in June 2023. To date, the RM3 Capital Program has made a total of \$870.3 million dollars in allocations.

January RM3 Allocation Recommendation

Staff recommends approval of \$34.5 million in RM3 allocations to three projects, including one with a previously approved LONP of \$13 million. The table below shows the recommended

projects for allocation this month; summaries of each request are included in Attachment B, and further detail is found in each allocating resolution.

| Project Sponsor | RM3 Proj. #/ MTC Res. No. | Project Title | LONP Amount (\$millions) | Allocation Request Amount (\$millions) |
|-----------------|---------------------------------|---|--------------------------------|---|
| SFMTA | 4615 #10.2 | Light Rail Vehicle (LRV) Procurement | \$- | \$6.5 |
| SFMTA | 4615 #10.2 | 40’/60’ hybrid buses | \$- | \$27 |
| CCTA | 4585 #34.1 | Mokelumne Trail Bicycle/Pedestrian Overcrossing of SR-4 | \$13 | \$1 |
| | | Total | \$13 | \$34.5 |

Issues:

Approval of the Initial Project Report and Allocation Request for the 40’/60’ hybrid buses project must be made by the SFMTA Board of Directors, which is expected on January 16th, 2024.

Recommendations:

Refer MTC Resolution Nos. 4615, Revised and 4585 Revised to the Commission for approval.

Attachments:

- Attachment A: RM3 Capital Expenditure Plan Tracker
- Attachment B: RM3 Allocation Project Summaries
- MTC Resolution Nos. 4615, Revised and 4585 Revised



Andrew B. Fremier