

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 230516-042

WHEREAS, Under California Public Resources Code section 5027.1, the Transbay Joint Powers Authority (TJPA) has primary jurisdiction with respect to all matters concerning the financing, design, development, construction, and operation of the Transbay Program; and

WHEREAS, TJPA has completed Phase 1 of the Transbay Program, construction of the Salesforce Transit Center, during which the SFMTA consulted and cooperated with TJPA in aspects of the planning, design, construction, and financing, through a memoranda of understanding with TJPA governing the reimbursement of SFMTA's costs; and

WHEREAS, TJPA is now engaged in delivery of Phase 2 of the Transbay Program, the Downtown Rail Extension (the Project), which will connect Caltrain's regional rail system and the California High-Speed Rail Authority's statewide system to the Salesforce Transit Center; and

WHEREAS, TJPA would benefit from the consultation, cooperation, expertise, and experience of the SFMTA in certain matters related to the planning, design, and construction of the Project; and

WHEREAS, The Project will continue over the course of several years, and TJPA and the SFMTA expect the scope of services and work provided pursuant to the Agreement to change over time; and

WHEREAS, TJPA and the City intend to enter into an Agreement to provide a flexible mechanism that will accommodate the evolving services and work that will be undertaken by City Agencies, including the SFMTA, for the Project as the Project advances; and

WHEREAS, The City and TJPA desire to enter into the Interagency Cooperation Agreement Between the Transbay Joint Powers Authority and the City and County of San Francisco Relating to Phase 2 of the Transbay Program (ICA or Agreement) that provides for, among other things, the TJPA's reimbursement of costs incurred by the SFMTA in consultation and cooperation with TJPA to facilitate the planning, design, and construction of the Project; and

WHEREAS, On April 22, 2004, by Motion No. 16773, the Planning Commission certified the final Environmental Impact Statement/Environmental Impact Report for the Transbay Program (2004 EIS/EIR) (Planning Department Case No. 2000.048E) in accordance with the California Environmental Quality Act (CEQA), the CEQA Guidelines (Cal. Code of Regulations Title 14, sections 15000 et seq.), and Chapter 31 of the San Francisco Administrative Code; and

WHEREAS, On June 15, 2004, by Motion No. 04-67, the Board of Supervisors affirmed the Planning Commission's certification of the 2004 EIS/EIR; and on September 28, 2004, by Resolution

No. 612-04, adopted findings that various actions related to the Transbay Program complied with CEQA; and in 2005 and 2006, by Ordinance Nos. 124-05 and 99-06, adopted additional CEQA findings related to the Transbay Program; and

WHEREAS, Subsequent to the adoption of the Final EIS/EIR, the San Francisco Redevelopment Agency, the Successor Agency to the San Francisco Redevelopment Agency, and the TJPA have approved ten addenda to the 2004 EIS/EIR, and made requisite findings under CEQA; and

WHEREAS, In 2018, the Federal Transit Administration and TJPA prepared a joint Supplemental EIS/EIR to evaluate certain proposed changes to the Transbay Program (2018 SEIS/EIR); and on December 13, 2018, the TJPA certified the 2018 SEIS/EIR, approved certain revisions to the Transbay Program, adopted the additional mitigation measures identified therein, and adopted CEQA findings (2018 Transbay Program CEQA findings); and

WHEREAS, On January 12, 2023, the TJPA approved certain revisions to the DTX component of the Transbay Program (DTX Revisions), adopted an Addendum to the 2018 SEIS/EIR, which contains an analysis of the environmental effects that may result from the DTX Revisions, adopted a Revised Mitigation Monitoring and Reporting Program, attached to the Interagency Cooperation Agreement as Exhibit C, and determined that the DTX Revisions do not require major revisions to the 2018 SEIS/EIR due to new or substantially more severe environmental effects and do not require further environmental review; and

WHEREAS, Copies of the EIS/EIR, SEIS/EIR, and addenda are on file with the Secretary to the SFMTA Board of Directors, and may be found in the records of the Transbay Joint Powers Authority at <https://tjpa.org/> or 425 Mission Street, Suite 250 in San Francisco, and are incorporated herein by reference; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors finds that approval of the Interagency Cooperation Agreement Between the Transbay Joint Powers Authority and the city and County of San Francisco Relating to Phase 2 of the Transbay Program (ICA) is within the scope of the project evaluated in these environmental review documents, that these environmental review documents are adequate for its use in approving the Interagency Cooperation Agreement, and that no further environmental review is required; adopts the 2018 Transbay Program CEQA findings; and accepts the Revised Mitigation Monitoring and Reporting Program; and be it further

RESOLVED, That the SFMTA Board of Directors approves the SFMTA's participation in the ICA under which the SFMTA will be reimbursed for effort supporting the Downtown Rail Extension project; and be it further

RESOLVED, That the SFMTA Board of Directors authorizes that the Director of Transportation may approve the SFMTA's Annual Scope and Budget agreements for future fiscal years during the term of the ICA; and be it further

RESOLVED, That the SFMTA Board of Directors consents that the San Francisco Department of Public Works will serve as the liaison under the ICA for distributing design and improvement plans, coordinating the City's responses to such plans, assisting departments and TJPA with dispute resolution and schedule adherence; and be it further

RESOLVED, That the SFMTA Board of Directors commends this matter to the Board of Supervisors for its approval of the ICA; and be it further

RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation, to execute the ICA, contingent on approval in substantially the same form by the Board of Supervisors.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of May 16, 2023.



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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency