

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 240618-067

WHEREAS, The Transportation Development Act (TDA) (Public Utilities Code §§99200, *et seq.*) provides for the disbursement of funds from the Local Transportation Fund (LTF) of the City and County of San Francisco (City) for use by eligible applicants for the purpose of approved transit projects; and,

WHEREAS, Under the provisions of the TDA, and under the applicable rules and regulations promulgated pursuant to the TDA (21 Cal. Code of Regs. §§6600, *et seq.*), a prospective applicant wishing to receive an allocation from the LTF must file its claim with the Metropolitan Transportation Commission (MTC); and,

WHEREAS, The State Transit Assistance (STA) fund is created pursuant to Public Utilities Code Sections 99310, *et seq.* and makes funds available under Public Utilities Code Section 99313.6 for allocation to eligible applicants to support approved transit projects; and,

WHEREAS, TDA funds from the LTF of the City and STA funds will be required by the San Francisco Municipal Transportation Agency (SFMTA) in Fiscal Year 2025 for approved transit projects; and,

WHEREAS, Public Utilities Code Sections 29140, *et seq.* (AB1107) makes available 25 percent of the half-cent sales tax revenues collected in three BART counties (Alameda, Contra Costa, and San Francisco) for allocation by MTC to eligible applicants including Alameda-Contra Costa Transit District, the Bay Area Rapid Transit District, and the City and County of San Francisco for its Municipal Railway system; and,

WHEREAS, Regional Measure 2 (RM2) establishes the Regional Traffic Relief Plan and identifies specific capital projects and programs eligible to receive RM2 funding, including operating assistance, as identified in Section 30914 (c) and (d) and Section 30914.5 of the California Streets and Highway Code; and,

WHEREAS, Senate Bill (SB) 125, enacted in September 2023, allocates approximately \$5.1 billion in one-time funding to the Transit and Intercity Rail Capital Program (TIRCP) and the Zero Emission Transit Capital Program (ZETCP), with the goal of reducing greenhouse gas emissions, expanding and improving transit services, integrating state rail operations, and enhancing transit safety, while prioritizing projects that benefit disadvantaged and low-income communities and preventing service cuts; and,

WHEREAS, SFMTA supports the SB125 Regional Accountability Measures memorialized in MTC Resolution No. 4619 (November 2023) and commits to advancing the achievement of these initiatives to the best of its abilities; and,

WHEREAS, MTC has determined that the SFMTA complies with the requirements of Public Utilities Code Section 29142.5 and Government Code Section 66517.5); and,

WHEREAS, MTC administers and allocates funds from the TDA, STA fund, AB 1107, RM2, and SB 125 to eligible transit agencies, and requires that eligible transit agencies submit with their claims for the funds a resolution from their governing boards authorizing the agencies to execute and file a claim for these funds.; and,

WHEREAS, The SFMTA is an eligible applicant for TDA, STA, AB1107, RM2 and SB125 funds, as attested by the Opinion of Counsel submitted with this resolution; and,

WHEREAS, On May 28 2024, the SFMTA, under authority delegated by the Planning Department, determined that the MTC Fiscal Year 2025 Operating Assistance Claim is not a “project” under the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and,

WHEREAS, Copies of the CEQA determination are on file with the Secretary to the SFMTA Board of Directors and are incorporated herein by reference; now, therefore be it

RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation, or his designee, to execute and file a claim with the Metropolitan Transportation Commission for approximately \$300 million in operating assistance, subject to finalization of the state budget and unforeseen economic volatility; which claim will include allocations from Transportation Development Act, State Transit Assistance, Assembly Bill 1107 BART District Sales Tax, and Regional Measure 2 funds for Fiscal Year 2025 to support the SFMTA’s operating budget; and be it further

RESOLVED, That a copy of this resolution shall be transmitted to MTC in conjunction with the filing of the claim, and MTC is requested to grant the allocations of the funds as specified herein.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of June 18, 2024.



Secretary to the Board of Directors
San Francisco Municipal Transportation