

**THIS PRINT COVERS CALENDAR ITEM NO. : 10.3**

**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY**

**DIVISION:** Finance and Information Technology

**BRIEF DESCRIPTION:**

Resolution authorizing the Director of Transportation, or his designee, to execute and file a claim with the Metropolitan Transportation Commission (MTC) for allocation of operating assistance from Transportation Development Act, State Transit Assistance, AB1107 One-Half Cent Sales Tax, and Regional Measure 2 funds for Fiscal Year 2016 to support the operating budget.

**SUMMARY:**

- The San Francisco Municipal Transportation Agency (SFMTA) annually files a claim for operating assistance with MTC.
- Annually, the SFMTA gets operating assistance from Transportation Development Act (TDA), State Transit Assistance (STA), AB1107 One-Half Cent Sales Tax (AB1107), and Regional Measure 2 (RM2) funds administered by MTC.
- MTC requires the SFMTA to submit a resolution from its governing board authorizing the Agency to execute and file a claim for allocation of these funds.
- The FY 2016 Budget approved by this Board included TDA, STA, AB1107 and RM2 funds which are required to support transit operations. The amounts to be allocated from these sources will be finalized once the MTC confirms the availability of the funds after the State budget is approved.

**ENCLOSURES:**

1. SFMTAB Resolution

**APPROVALS:**

**DATE**

DIRECTOR \_\_\_\_\_ 4/24/15

SECRETARY \_\_\_\_\_ 4/24/15

**ASSIGNED SFMTAB CALENDAR DATE:** May 5, 2015

## **PAGE 2.**

### **PURPOSE**

In order to receive payment from MTC, the SFMTA must submit a resolution authorizing the Director of Transportation, or his designee, to execute and file a claim for allocations of TDA, STA, AB 1107 and RM2 funds in Fiscal Year 2016.

### **GOAL**

The SFMTA will further the following goal of the Strategic Plan through acceptance of these funds:

- Goal 3 - Improve the environment and quality of life in San Francisco.
- Objective 3.3: Allocate capital resources effectively.
- Objective 3.5: Reduce capital and operating structural deficits.

### **DESCRIPTION**

The Metropolitan Transportation Commission (MTC) is the regional transportation planning agency for the San Francisco Bay Area pursuant to Government Code Sections 66500 et seq. Prospective applicants wishing to receive an allocation from the Local Transportation Fund for any transit-related purposes must file an annual claim with MTC.

Apportionment of the TDA fund is based on an estimate of sales tax generation for the claim year prepared by MTC and San Francisco County auditors. STA revenue-based operating assistance comes from a State sales tax on fuel, and STA-population-based (paratransit) assistance is computed according to a formula based on the population of the area, which may be adjusted during the governor's annual budget process. AB1107 one-half cent sales tax is based on MTC estimates of sales tax growth generations. RM2 funds are dispensed based on the agency's request for operating allocations, subject to meeting eligibility requirements and availability of RM2 operating funds.

The exact amounts available to the SFMTA for FY 2016 will not be known until after the State budget is approved. These funds are used to support operating needs for transit and are already included in the FY 2015 and FY 2016 Board approved Operating Budget.

### **PUBLIC OUTREACH**

Public outreach related to the receipt of these funds were conducted during the FY 2015 and FY 2016 budget process and included town halls, public hearings, and notices in newspapers. Additionally, the public weighed in during the SFMTA Board and Board of Supervisor meetings during the deliberations of the two-year budget.

**ALTERNATIVES CONSIDERED**

If this claim is not submitted to the MTC, the SFMTA will not be able to receive TDA, STA, AB1107 and RM2 funds for FY 2016. If these funds are not available, alternative funding sources will need to be identified to support transit operations, capital projects, and/or other services will need to be reduced or eliminated. The Board discussed the level of support for operations during the FY 2014 - 2016 budget deliberations prior to including these funds in the two year budget.

**FUNDING IMPACT**

MTC projects that it will distribute the following amounts to the SFMTA in FY 2016:

	FY 2016 MTC Allocation
TDA funding	\$ 45,559,043
State Transit Assistance – Revenue-Based	40,136,483
State Transit Assistance – Population-Based	918,990
AB 1107 Funding	40,250,400
RM2 Operating Assistance & Owl Service Funding	2,687,501
Total Request	\$ 129,552,417

In FY 2014 the SFMTA received \$121.5 million from these sources and in FY 2015 \$125.8 million is projected to be received from these funding sources.

**OTHER APPROVALS RECEIVED OR STILL REQUIRED**

The City Attorney’s Office has reviewed this calendar item and has provided an Opinion of Counsel stating that the SFMTA is eligible to receive the funds requested and that there are no legal impediments for SFMTA’s use of the funds.

As mentioned above, the exact amounts available to the SFMTA for FY 2016 are subject to approval of the State budget.

**ENVIRONMENTAL REVIEW**

This action is not a project under CEQA Guidelines Sections 15060(c) and 15378.

**RECOMMENDATION**

Staff recommends that the Board authorize the Director of Transportation, or his designee, to execute and file with MTC the claim, together with all necessary supporting documents, for an allocation of TDA, STA, AB1107 and RM2 funds for Fiscal Year 2016.

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. \_\_\_\_\_

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

WHEREAS, The STA fund 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 2016 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 the three BART counties (Alameda, Contra Costa, and San Francisco) for allocation by MTC to eligible applicants; and

WHEREAS, Pursuant to the provisions of Public Utilities Code Section 29142.2, eligible applicants for AB1107 funds include 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, MTC has determined that the SFMTA complies with the requirements of Public Utilities Code Section 29142.5 and Government Code Section 66517.5; and

**PAGE 5.**

WHEREAS, The SFMTA is an eligible applicant for TDA, STA, AB 1107, and RM2 funds, as attested by the opinion of counsel submitted with this resolution; and

WHEREAS, These funds are already budgeted in the FY 2015 and FY2016 Board approved Operating Budget; 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 for allocation of operating assistance from Transportation Development Act, State Transit Assistance, AB1107 One-Half Cent Sales Tax, and Regional Measure 2 funds for Fiscal Year 2016 to support the 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 May 5, 2015.

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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency