

Date: October 25, 2023
W.I.: 1255
Referred by: PAC
Revised: 04/24/24-C

ABSTRACT

Resolution No. 4607, Revised

This resolution approves the allocation of Regional Measure 3 funds for SR-37 Sears Point to Mare Island Improvement project in Sonoma, Napa, and Solano Counties, sponsored by the Metropolitan Transportation Commission (MTC) and the Sonoma County Transportation Authority (SCTA).

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 \$3.5 million in RM3 funds to the final design phase and \$2.5 million to the right-of-way phase for the SR-37 Sears Point to Mare Island Improvement project in Sonoma, Napa, and Solano Counties.

This resolution was revised by Commission action on April 24, 2024 to rescind \$5,600,000 in RM3 funds from the final design and right of way phases from the SR-37 Sears Point to Mare Island Improvements project (RM3 project 23.2) sponsored by SCTA, and allocate \$5,600,000 in RM3 funds to the final design and right of way phases from the SR-37 Sears Point to Mare Island Improvements project (RM3 project 23.2) sponsored by MTC.

Further discussion of this action is contained in the Programming and Allocations Summary Sheet dated October 11, 2023 and April 10, 2024.

Date: October 25, 2023
W.I.: 1255
Referred by: PAC

RE: Approval of Allocation of Regional Measure 3 Funds for SR 37 Sears Point to Mare Island Improvement project in Sonoma, Napa, and Solano Counties.

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4607

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

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); and

WHEREAS, the SR 37 Sears Point to Mare Island Improvement project in Sonoma, Napa, and Solano Counties (PROJECT) is part of the programmatic category of projects identified within capital project number 23 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 Sonoma County Transportation Authority (SPONSOR) is the project sponsors for the PROJECT; and

WHEREAS, SPONSOR has submitted a request for the allocation of RM3 funds for the PROJECT; and

WHEREAS, SPONSOR 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 SPONSOR 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 SPONSOR'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 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 SPONSOR'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 SPONSOR 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

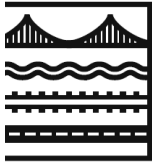
RESOLVED, that the allocation and reimbursement of RM3 funds as set forth in Attachment A are conditioned upon the availability and expenditure of any complementary funding as set forth in Attachment D; and, be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to the project sponsor.

METROPOLITAN TRANSPORTATION COMMISSION

Nick Josefowitz, Vice 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 October 25, 2023.



Regional Measure 3

Allocation of Funds

Allocation Summary

RM3 Project Number	23.2
Project Title	SR-37 Sears Point to Mare Island Improvement Project
Project Sponsor	Sonoma County Transportation Authority & Metropolitan Transportation Commission

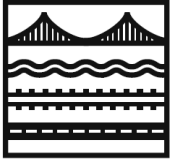
Activities to be funded with Allocation #1					
Project Sponsor: Sonoma County Transportation Authority					
This allocation will fund the final design and right of way phases of the SR-37 Sears Point to Mare Island Improvement project in Sonoma, Napa, and Solano Counties. The project sponsor is SCTA.					
Funding Information:					
Allocation Instruction No.	Approval Date	Phase	Reimbursement Year	Expiration Date	Allocation Amount
24460701	25-Oct-23	PS&E	FY 2023-24	30-Jun-25	\$ 3,500,000
24460702	25-Oct-23	ROW	FY 2023-24	30-Jun-25	\$ 2,500,000
24460701	24-Apr-24	PS&E	FY 2023-24	30-Jun-25	\$ (3,300,000)
24460702	24-Apr-24	ROW	FY 2023-24	30-Jun-25	\$ (2,300,000)

Cumulative Total - Allocation 1	\$ 400,000
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Activities to be funded with Allocation #2					
Project Sponsor: Metropolitan Transportation Commission					
This allocation will fund the final design and right of way phases of the SR-37 Sears Point to Mare Island Improvement project in Sonoma, Napa, and Solano Counties. The project sponsor is MTC.					
Funding Information:					
Allocation Instruction No.	Approval Date	Phase	Reimbursement Year	Expiration Date	Allocation Amount
24460703	24-Apr-24	PS&E	FY 2023-24	30-Jun-25	\$ 3,300,000
24460704	24-Apr-24	ROW	FY 2023-24	30-Jun-25	\$ 2,300,000

Cumulative Total - Allocation 2	\$ 5,600,000
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Cumulative Total - Project 23.2	\$ 6,000,000
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Regional Measure 3

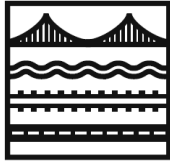
Allocation of Funds

Conditions of Allocation

RM3 Project Number	23.2
Project Title	SR-37 Sears Point to Mare Island Improvement Project
Project Sponsor	Sonoma County Transportation Authority & Metropolitan Transportation Commission

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

Conditions of Allocation #1	
1	None.
2	

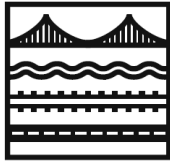


Regional Measure 3

Allocation of Funds

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

RM3 Project Number	23.2	
Project Title	SR-37 Sears Point to Mare Island Improvement Project	
Lead Sponsor(s)	Other Sponsor(s)	Implementing Agency
Sonoma County Transportation Authority (SCTA)	Metropolitan Transportation Commission (MTC)	MTC
Legislated Project Description	RM3 Legislated Funding (in \$1,000s)	
(23) Fund near-term and longer-term improvements to State Route 37 to improve the roadway's mobility, safety, and long-term resiliency to sea level rise and flooding. For the purposes of the environmental review and design, the project shall include the segment of State Route 37 from the intersection in Marin County with Highway 101 to the intersection with Interstate 80 in the County of Solano. Capital funds may used on any segment along this corridor, as determined by the project sponsors. One hundred million dollars (\$100,000,000).	\$20,000	
Sponsor Programming and Allocation Request Action		
As the implementing agency MTC is not required to adopt an RM3 allocation resolution or take additional action to receive RM3 funding. Future allocations to SCTA will include allocation resolutions.		
Detailed Project/Subproject Description		
The preferred Project alternative will reconfigure the existing roadway to provide an HOV lane and toll lane in each direction from just west of SR-121 to the Mare Island interchange, widen the existing bridge over Tolay Creek, and implement interregional and local public transit. The Project will increase opportunities for carpools and bus transit, improve public access, implement corridor-wide ITS, promote mode shift, reduce VMT, introduce means-based tolling, and make SR-37 more sustainable by reducing near term flooding.		



Regional Measure 3

Allocation of Funds

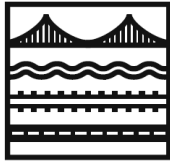
IPR Review (Project and Subproject Details, Funding Plan, and Schedule)

RM3 Project Number	23.2
Project Title	SR-37 Sears Point to Mare Island Improvement Project
Project Sponsor	Sonoma County Transportation Authority & Metropolitan Transportation Commission

Project Funding Plan

Project Schedule

Phase	Funding Source	Committed? (Yes/No)	Total Amount (\$1,000s)	Start	End
ENV	Local	Yes	\$ 8,000	Jul-20	Feb-23
	ENV Subtotal		\$ 8,000		
PSE	RM3 (SCTA)	Yes	\$ 250	Apr-23	Apr-25
	RM3 (MTC)	Yes	\$ 3,250		
	SB 170	Yes	\$ 3,000		
	Other		\$ 17,000		
	PSE Subtotal		\$ 23,500		
ROW	RM3 (SCTA)	Yes	\$ 150	Apr-23	Mar-25
	RM3 (MTC)	Yes	\$ 16,350		
	OBAG3	Yes	\$ 1,000		
	SB 170	Yes	\$ 1,000		
	Other		\$ 46,000		
	ROW Subtotal		\$ 64,500		
CON	Other Future Grants	No	\$ 84,000	Feb-25	Dec-27
	Future SR37 Toll Revenue	No	\$ 100,000		
	SB1 SCCP	No	\$ 70,000		
	TCEP	No	\$ 80,000		
	CON Subtotal		\$ 334,000		
Capital Funding Total			\$ 430,000		



Regional Measure 3

Allocation of Funds

Cash Flow Plan

RM3 Project Number	23.2
Project Title	SR-37 Sears Point to Mare Island Improvement Project
Project Sponsor	Sonoma County Transportation Authority & Metropolitan Transportation Commission

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		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
RM3	PSE			\$ 3,500				\$ 3,500
								\$ -
								\$ -
PSE Subtotal		\$ -	\$ -	\$ 3,500	\$ -	\$ -	\$ -	\$ 3,500
RM3	ROW			\$ 2,500				\$ 2,500
								\$ -
								\$ -
ROW Subtotal		\$ -	\$ -	\$ 2,500	\$ -	\$ -	\$ -	\$ 2,500
								\$ -
								\$ -
								\$ -
								\$ -
								\$ -
CON Subtotal		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
RM 3 Funding Subtotal		\$ -	\$ -	\$ 6,000	\$ -	\$ -	\$ -	\$ 6,000
Capital Funding Total		\$ -	\$ -	\$ 6,000	\$ -	\$ -	\$ -	\$ 6,000