

Date: June 28, 2023
W.I.: 1255
Referred by: PAC
Revised: 1/24/24-C

ABSTRACT

Resolution No. 4585, Revised

This resolution approves the allocation of Regional Measure 3 funds for East Contra Costa County Transit Intermodal Center, sponsored by the Contra Costa Transportation Authority.

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 \$13 million in RM3 funds to the Contra Costa Transportation Authority for the Construction Phase of the Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4.

This resolution was revised on January 24, 2024, to allocate \$1 million to the Contra Costa Transportation Authority for the Construction Phase of the Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4.

Further discussion of this action is contained in the Programming and Allocations Summary Sheet dated June 14, 2023 and January 10, 2024.

Date: June 28, 2023
W.I.: 1255
Referred by: PAC

RE: Approval of Allocation of Regional Measure 3 Funds for the East Contra Costa County Transit Intermodal Center.

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4585

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

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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 East Contra Costa County Transit Intermodal Center is identified as capital project number 34 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 Contra Costa Transportation Authority (CCTA) is the project sponsor for the East Contra Costa County Transit Intermodal Center; and

WHEREAS, MTC approved two Letters of No Prejudice (LONPs) through MTC Resolution No. 4412 on February 24, 2021 and May 24, 2023, allowing CCTA to proceed with the eligible RM3 scope as identified in the LONPs and retain eligibility for reimbursement of RM3 funds up to the amount identified in the LONPs; and

WHEREAS, CCTA has submitted two requests for the allocation of RM3 funds for the Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4, part of the East Contra Costa County Transit Intermodal Center; and

WHEREAS, CCTA has submitted initial Project Reports (IPRs), 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 CCTA 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 CCTA's IPRs for this project; and

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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 CCTA's IPRs 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 CCTA 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

Alfredo Pedroza, 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 June 28, 2023.



Regional Measure 3

Allocation of Funds

Allocation Summary

RM3 Project Number	34.1
Project Title	Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4
Project Sponsor	Contra Costa Transportation Authority

Activities to be funded with Allocation #1:					
Construction of the Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4.					
\$11M LONP for construction costs approved February 24, 2021					
\$2M LONP for additional construction costs approved May 24, 2023					
Additional \$1M for increased construction cost for the Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4					
Funding Information:					
Allocation Instruction No.	Approval Date	Phase	Reimbursement Year	Expiration Date	Allocation Amount
23458501	28-Jun-23	CON	FY 2022-23	30-Jun-24	\$ 13,000,000
24458502	24-Jan-24	CON	FY 2023-24	30-Oct-24	\$ 1,000,000
Cumulative Total - Allocation 1					\$ 14,000,000
Cumulative Total - Project 34.1					\$ 14,000,000



Regional Measure 3

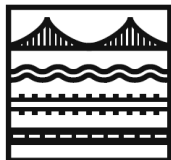
Allocation of Funds

Conditions of Allocation

RM3 Project Number	34.1
Project Title	Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4
Project Sponsor	Contra Costa Transportation Authority

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

Conditions of Allocation #1	
1	None

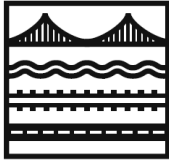


Regional Measure 3

Allocation of Funds

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

RM3 Project Number	34.1	
Project Title	Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4	
Lead Sponsor(s)	Other Sponsor(s)	Implementing Agency
Contra Costa Transportation Authority (CCTA)		CCTA
Legislated Project Description	RM3 Legislated Funding (in \$1,000s)	
(34) East Contra Costa County Transit Intermodal Center. Fund the construction of a Transit Intermodal Center in Brentwood enhancing access to eBART and Mokelumne Bike Trail/Pedestrian Overcrossing at State Route 4. The project sponsor is the Contra Costa Transportation Authority. Fifteen million dollars (\$15,000,000).	\$15,000	
Sponsor Programming and Allocation Request Action		
None		
Detailed Project/Subproject Description		
The Mokelumne Bicycle/Pedestrian Overcrossing will close a gap between the existing Mokelumne Trail segments east and west of SR-4, south of the Lone Tree Way interchange. The overcrossing will include a multi-span bridge with columns in the SR-4 median. Bridge approaches will be constructed from earthen embankments. The trail overcrossing will be 18.5 feet wide to accommodate two directions of bicycle and pedestrian travel, including the safety barriers.		



Regional Measure 3

Allocation of Funds

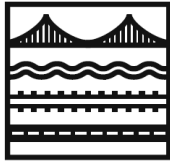
IPR Review (Project and Subproject Details, Funding Plan, and Schedule)

RM3 Project Number	34.1
Project Title	Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4
Project Sponsor	Contra Costa Transportation Authority

Project Funding Plan

Project Schedule

Phase	Funding Source	Committed? (Yes/No)	Total Amount (\$1,000s)	Start	End
ENV				Oct-17	Oct-18
	ENV Subtotal		\$ -		
PSE	Measure J	Y	\$ 763	Oct-17	Mar-19
	BART	Y	\$ 200		
	PSE Subtotal		\$ 963		
ROW	ECCFFA	Y	\$ 1,270	Jun-18	Aug-22
	Measure J	Y	\$ 64		
	ROW Subtotal		\$ 1,334		
CON	RM3	Y	\$ 14,000	Mar-22	Sep-24
	Measure J	Y	\$ 42		
	CON Subtotal		\$ 14,042		
Capital Funding Total			\$ 16,339		



Regional Measure 3 Allocation of Funds Cash Flow Plan

RM3 Project Number	34.1
Project Title	Mokelumne Trail Bicycle/Pedestrian Overcrossing at SR-4
Project Sponsor	Contra Costa Transportation Authority

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)
RM 3	ENV							\$ -
								\$ -
								\$ -
ENV Subtotal		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
RM 3	PSE							\$ -
BART	PSE	\$ 200						\$ 200
Measure J	PSE	\$ 763						\$ 763
PSE Subtotal		\$ 963	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 963
RM 3	ROW							\$ -
East Contra Costa	ROW	\$ 700	\$ 570					\$ 1,270
Measure J	ROW	\$ 32	\$ 32					\$ 64
ROW Subtotal		\$ 732	\$ 602	\$ -	\$ -	\$ -	\$ -	\$ 1,334
RM 3	CON		\$ 7,373	\$ 6,227	\$ 400			\$ 14,000
Measure J	CON				\$ 42			\$ 42
								\$ -
								\$ -
								\$ -
CON Subtotal		\$ -	\$ 7,373	\$ 6,227	\$ 442	\$ -	\$ -	\$ 14,042
RM 3 Funding Subtotal		\$ -	\$ 7,373	\$ 6,227	\$ 400	\$ -	\$ -	\$ 14,000
Capital Funding Total		\$ 1,695	\$ 7,975	\$ 6,227	\$ 442	\$ -	\$ -	\$ 16,339