

RESOLUTION NO. 25-20

RESOLUTION PROGRAMING \$4,500,000 IN SENATE BILL 1 LOCAL PARTNERSHIP PROGRAM FORMULAIC FUNDS, WITH CONDITIONS, TO A PROJECT OF THE BAY AREA TOLL AUTHORITY'S (BATA'S) CHOICE IN EXCHANGE FOR \$4,500,000 IN BATA FUNDS FOR THE WEST SIDE BRIDGES PROJECT FOR RETAINING WALLS TO ACCOMMODATE THE YERBA BUENA ISLAND MULTI-USE PATH PROJECT

WHEREAS, The Transportation Authority is delivering the West Side Bridges Seismic Retrofit Project (West Side Bridges Project) on behalf of the Treasure Island Development Authority (TIDA); and

WHERAS, On March 14, 2023, through approval of Resolution 23-39, the Transportation Authority awarded the West Side Bridges Project construction contract;

WHERAS, The West Side Bridge Project began construction in June 2023 with a total construction phase budget of \$115,900,288; and

WHEREAS, The Transportation Authority leads the Yerba Buena Island Multi-Use Path Project (YBI MUP Project) and seeks to develop a safe and accessible bicycle and pedestrian connection between the current Yerba Buena Island Bike Landing/Vista Point and the new ferry terminal via Treasure Island Road and Hillcrest Road as part of the YBI MUP Project as shown in Attachment 1; and

WHERAS, The Transportation Authority is seeking \$10,000,000 to construct two larger retaining walls to create a wider roadway width to accommodate Segment 3 of the YBI MUP Project as part of the West Side Bridges Project construction contract, which would achieve construction and cost efficiencies;

WHEREAS, West Side Bridges Project has state California Environmental Quality Act environmental clearance, and federal National Environmental Policy Act environmental clearance, including the retaining walls; and

WHEREAS, In March 2024 Metropolitan Transportation Commission (MTC) awarded \$38,500,000 in Housing Incentive Pool (HIP) funds to San Francisco as a



RESOLUTION NO. 25-20

reward for preserving and producing affordable housing; and

WHEREAS, In October 2024 the San Francisco Mayor's office submitted a list of projects recommended for HIP funds to MTC, which included \$5,500,000 for the West Side Bridges Project for retaining walls to accommodate the YBI MUP, with MTC programming of these funds expected in December 2024, leaving a remaining funding need of \$4,500,000 for the retaining walls; and

WHEREAS, On April 28, 2017, the Governor of California signed the Road Repair and Accountability Act of 2017, also known as Senate Bill 1 (SB1); and

WHEREAS, Among other things, SB1 created the Local Partnership Program (LPP) and appropriates \$200 million annually to be allocated by the California Transportation Commission (CTC) to local or regional agencies that have sought and received voter approval of, or imposed fees solely dedicated to transportation; and

WHEREAS, On August 17, 2023, the CTC approved the revised LPP formulaic distribution for San Francisco at \$8,758,000 covering Fiscal Years (FY) 2023/24 through FY 2024/25; and

WHEREAS, LPP Formulaic Program funds are available for almost any phase of a capital project and require a dollar-for-dollar match and full funding plan; and

WHEREAS, Transportation Authority staff identified LPP Formulaic Program as the best available source to fund the remaining \$4,500,000 for the West Side Bridges Project retaining walls to accommodate the YBI MUP project; however, the West Side Bridges Project cannot accept LPP funds directly because its construction contract has already been awarded, which is not allowed under the LPP guidelines, and therefore, requires a fund exchange; and

WHEREAS, Transportation Authority staff propose to exchange \$4,500,000 in SB 1 LPP funds programmed to a project of BATA's choice for \$4,500,000 in BATA funds for the WSB Project for retaining walls to accommodate the YBI MUP Project, which along with the aforementioned \$5,500,000 in HIP funds will fully fund the West Side Bridges Project retaining walls to accommodate the YBI MUP Project; and



RESOLUTION NO. 25-20

WHEREAS, Transportation Authority staff recommend programming \$4,500,000 in LPP formula funds to a project of BATA's choice conditioned on upon MTC Commission approval of \$4,500,000 million in BATA funds for the West Side Bridges Project for retaining walls to accommodate the YBI MUP Project, which is expected at the MTC Commission's January 2025 meeting; and

WHEREAS, The proposed fund exchange would hold BATA harmless and BATA and Caltrans staff support the proposed fund exchange; and

WHEREAS, The Transportation Authority will enter into all necessary funding agreements with BATA and Caltrans to support the proposed fund exchange and associated programming; and

WHEREAS, Staff anticipates returning to the Board in early 2025 to seek approval to amend \$4,500,000 in BATA funds and \$5,500,000 in HIP funds into the West Side Bridges Project construction contract; and

WHEREAS, Due to the time sensitivity of the request that involves approving a change order on the West Side Bridges Project construction contract, staff is recommending final approval of the proposed actions on their first read; and

WHEREAS, At its October 23, 2024, meeting, the Community Advisory Committee considered and unanimously adopted a motion of support for the aforementioned staff recommended fund exchange and associated programming action; now, therefore, be it

RESOLVED, That the Transportation Authority hereby approves a fund exchange for \$4,500,000 in SB 1 LPP Formulaic funds programmed to a project of BATA's choice for \$4,500,000 million in BATA funds for the West Side Bridges Project for retaining walls to accommodate the YBI MUP Project; and be it further

RESOLVED, That the Transportation Authority hereby programs \$4,500,000 million in San Francisco's share of SB 1 LPP Formulaic funds, with conditions, to a project of BATA's choice, as detailed in Attachment 2; and be it further

RESOLVED, That the Executive Director is hereby authorized to communicate



RESOLUTION NO. 25-20

this information to BATA, MTC, CTC and all other relevant agencies and interested parties.

#### Attachments:

- 1. Attachment 1 Yerba Buena Island Projects Maps
- 2. Attachment 2 Proposed LPP Formulaic Program Priorities



RESOLUTION NO. 25-20

The foregoing Resolution was approved and adopted by the San Francisco County Transportation Authority at a regularly scheduled meeting thereof, this 19th day of November 2024, by the following votes:

Ayes: Commissioners Dorsey, Engardio, Mandelman, Melgar,

Peskin, Preston, Ronen, Stefani, and Walton (9)

**Nays:** (0)

**Absent:** Commissioners Chan and Safai (2)

Pocusigned by:

Rafaul Mandulman

11/26/2024

Rafael Mandelman

Date

Chair

ATTEST:

11/26/2024

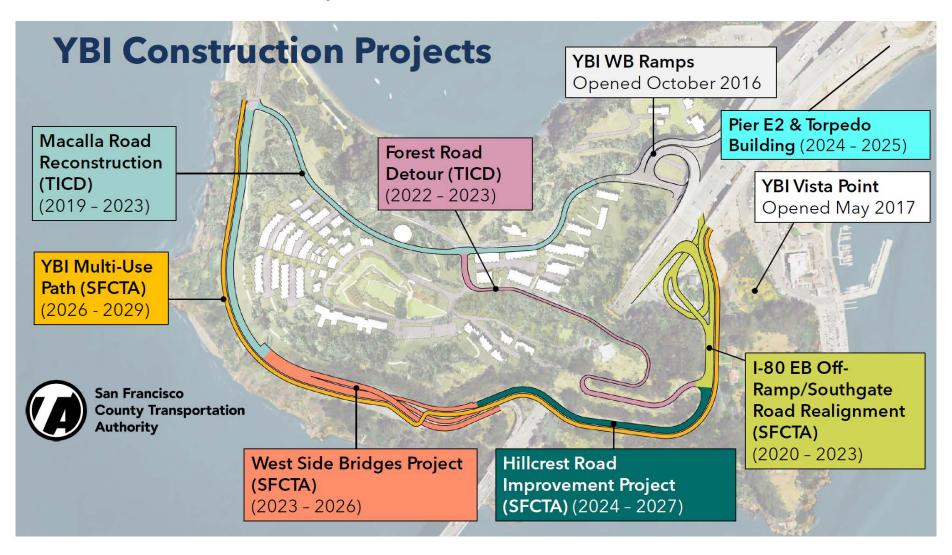
Tilly Chang Executive Director

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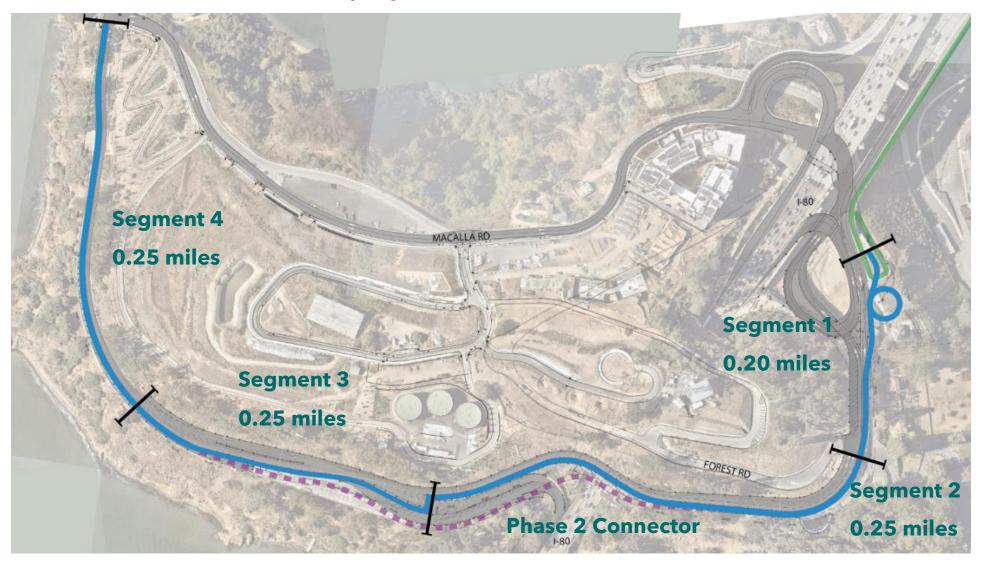
Date

#### **ATTACHMENT 1**

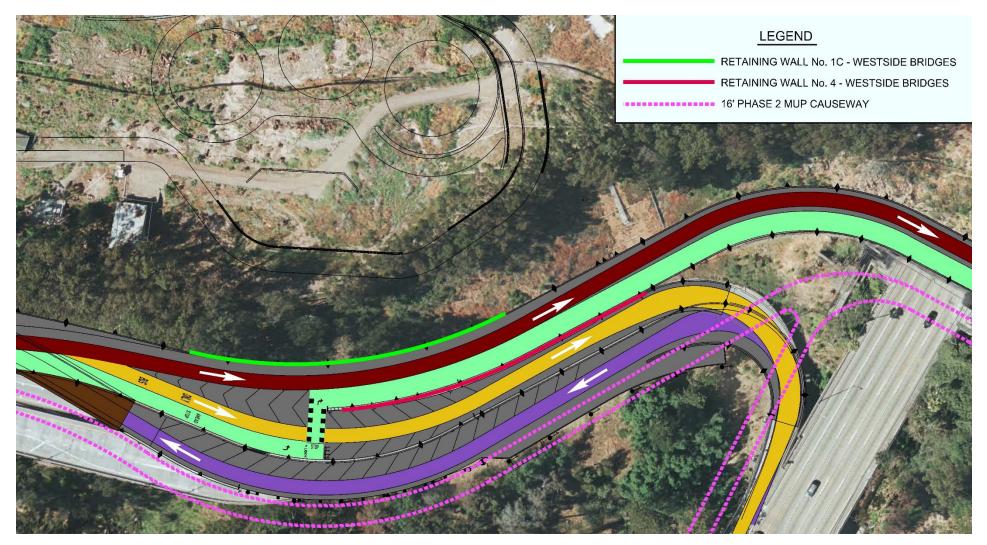
### **Yerba Buena Island Construction Projects**



## **Yerba Buena Island Multi-Use Pathway Segments**



## West Side Bridges - Retaining Walls to Accommodate YBI MUP





# Attachment 2 Proposed Local Partnership Program (LPP) Formulaic Program Priorities

Total LPP-F Funds Available \$ 8,758,000

LPP-F Funds Remaining to Program<sup>2</sup> \$ 1,657,000

<sup>&</sup>lt;sup>1</sup> Sponsor abbreviation: the San Francisco County Transportation Authority (SFCTA).

<sup>&</sup>lt;sup>2</sup> We anticipate returning to the Board in 2025 with recommendations for programming the remaining LPP Formulaic funds to other projects. We have until April 2026 to program the LPP Formulaic funds in this cycle. These funds require a dollar for dollar match.