

**MTC Resolution Nos. 4169, Revised, 4263, Revised, 4457, Revised, 4510, Revised, 4513, Revised, and 4649.**

**Transit Capital Priorities Program Revisions FY 2023-24, AB 664 and BATA Project Savings Programming and Revisions FYs 2016-17 through 2019-20 and FYs 2021-22 through 2023-24, and FTA Section 5311 Programming for FY 2023-24**

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**Subject:**

Update of the Transit Capital Priorities (TCP) FY 2023-24 programming, including reprogramming of \$12.4 million in Federal Transit Administration (FTA) 5307 Urbanized Area Formula Revenues and updates to 5339 Bus and Bus Facilities funding, programming \$2.5 million in AB 664 funds, extending the allocation spend-down period for approximately \$30.6 million in BATA Project Savings funds and \$3.9 million in AB 664 funds, and programming \$2.3 million in FY 2023-24 FTA 5311 Formula Grants for Rural Areas.

**Background:**

*FY 2023-24 TCP Program:* This item proposes an update to the FY 2023-24 programming of FTA Section 5307 Urbanized Area Formula Funds. MTC is the designated recipient of these FTA formula funds for the large UZAs in the region and has been authorized by Caltrans to select projects and recommend funding allocations for the small UZAs. Today's action programs \$12.4 million set aside for the Transit Transformation Action Plan specifically to the regional Mapping and Wayfinding project, consistent with agenda item 2c-24-054 at today's meeting, revising MTC Resolution No. 4519. Today's action also programs \$2.6 million in AB 664 funds to eligible operators as match to the federal funds programmed within the FY 2023-24 TCP.

This item also proposes updates to 5339 small UZA apportionments. In April 2024, Caltrans released its calculations for FY 2023-24 5339 Bus and Bus Facilities apportionments to small UZAs. The actual apportionments are in line with projections; this item updates the FY 2023-24 program with the actual apportionments and performs minor rebalancing.

*FY 2023-24 FTA Section 5311 Formula Grants for Rural Areas Program:* Caltrans has released apportionments for regular FTA Section 5311 formula funds for FY 2023-24, with \$2.3 million going to MTC for distribution. Staff held a call for projects for these funds among eligible operators that provide rural transit service, with amounts set aside for each operator based on the

Commission's adopted formula, which takes into account population living near rural transit stops and rural route miles in service. The resulting program of projects is listed in Attachment A and MTC Resolution No. 4649. These regular funds require a local match and must be placed in the TIP. The projects are a mix of operating assistance for rural routes and capital projects such as zero-emission bus replacements.

*Allocation Extensions:* BATA Project Savings and AB 664 Bridge Toll Funds have been programmed to certain projects as part of the Core Capacity Challenge Grant Program (CCCGP).

The program is subject to the policy in MTC Resolution No. 4015, adopted by the Commission in June 2011 and revised in December 2017, which updated the Timely Use of Funds policy by extending the spend-down period from three years to four. Per the Timely Use of Funds policy, at the end of four years, undisbursed funds lapse and are returned to the applicable account.

Operators must request extension or reallocation by providing compelling justification which must be beyond the control of the operator. MTC staff review these requests on a case-by-case basis and seek Commission action for those recommended.

This action would extend, by two years, one BATA Project Savings allocation and one AB 664 allocation for AC Transit, and by one year, two BATA Project Savings allocations and one AB 664 allocation for SFMTA. Both of AC Transit's allocations are for the purchase of buses that are currently in production. SFMTA's allocations cover a variety of projects, which have been delayed by the limited availability of construction materials due to supply chain issues. Staff recommends approving these extensions.

### **Next Steps**

Following continued discussion with transit operators, other amendments to the FYs 2021-22 through 2023-24 program will be brought to the Commission for consideration as appropriate.

Operators are required to submit Section 5311 applications to Caltrans by May 30, 2024. Staff will work with operators to place approved projects in a proposed TIP amendment as early as next month.

Following Commission approval of the TCP program, staff will include projects and funding in upcoming administrative modifications and amendments to the regional Transportation Improvement Program (TIP) as applicable.

**Issues:**

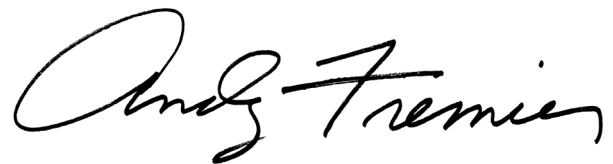
None.

**Recommendation:**

Staff recommends referral of MTC Resolutions 4169, Revised, 4263, Revised, 4457, Revised, 4510, Revised, 4513, Revised, and 4649 to the Commission for approval. Staff will return to this Committee in the coming months for any additional programming.

**Attachments:**

- MTC Resolution No. 4169, Revised (BATA Project Savings Programming)
  - Attachments A and B
- MTC Resolution No. 4263, Revised (AB 664 Program FY17-FY20)
  - Attachments A – D
- MTC Resolution No. 4457, Revised (AB 664 Program FY21)
  - Attachments A and B
- MTC Resolution No. 4510, Revised (TCP FTA Program FY22-FY24)
  - Attachments A – D
- MTC Resolution No. 4513, Revised (AB 664 Program FY22-FY24)
  - Attachments A and B
- MTC Resolution No. 4649 (FTA 5311 Program FY24)
  - Attachment A



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