



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL:		DocuSigned by: <i>Michael Jones</i> 47000790F2D7463...		GENERAL MANAGER ACTION REQ'D: No	
DATE: 3/13/2023		3/15/2023		BOARD INITIATED ITEM: No	
Originator/Prepared by: Lisa Raffetto Dept: Financial Planning DocuSigned by: <i>Lisa Raffetto</i> CD29EF887A794D4... Signature/Date: 3/14/2023		General Counsel DocuSigned by: <i>Jana Belan</i> F8FD7B3A73E74E8... 3/14/2023 []		Controller/Treasurer DocuSigned by: <i>Todd Morgan</i> 701F6C4C0ABE4A8... 3/14/2023 []	
				District Secretary []	
				BARC DocuSigned by: <i>Pamela Herhold</i> 3BB24D65B8724F5... 3/14/2023 []	

Resolution authorizing MTC's encumbrance of STA funds for implementation of the Transit Transformation Action Plan

PURPOSE:

To obtain Board authorization to encumber Revenue-based State Transit Assistance funds in exchange for American Rescue Plan funding to support implementing the Regional Transit Transformation Action Plan.

DISCUSSION:

In 2020, the general managers of Bay Area transit agencies, including BART, participated in the Metropolitan Transportation Commission (MTC)-convened Blue Ribbon Transit Recovery Task Force to respond to the disruption in transit service and transit ridership caused by the COVID-19 pandemic. After in-depth study and stakeholder engagement, the Task Force developed and endorsed the Regional Transit Transformation Action Plan (Action Plan) in July 2021, which identifies near-term actions needed to achieve a more connected, efficient, and user-focused mobility network across the Bay Area and beyond.

To fund the Action Plan, MTC approved an American Rescue Plan (ARP) funding distribution policy in MTC Resolution No. 4481, which identified that a minimum of \$85 million in ARP funds "should support the implementation of certain recommendations from the Blue Ribbon Transit Recovery Task Force". To best position Bay Area transit operators to compete for additional FTA discretionary financial assistance, MTC distributed the reserved \$85 million in ARP funds to transit operators, including BART, and in return transit operators agreed to collectively provide an equivalent amount in alternate near-term revenue



sources to implement the Action Plan and recommendations from the Task Force. To that end, BART agreed and MTC has programmed \$30,908,967 of the \$85 million in the ARP originally intended to support the implementation of the Action Plan to BART. BART will fulfill a portion of its obligation to provide \$30,908,967 to MTC by providing \$30,057,637 of BART's Revenue-based State Transit Assistance (STA). MTC will facilitate the transfer of the remaining \$851,330 balance of the funding commitment through the FY 2022-23 Fund Estimate, MTC Resolution No. 4504 and/or the Transit Capital Priority Program, MTC Resolution No. 4510, or successor resolutions.

MTC has allocated \$51,166,528 to BART in FY 2022-23 Revenue-based STA through the FY 2022-23 Fund Estimate, MTC Resolution No. 4504 in conformance with PUC Sections 99312.2 and 99314.3. BART desires to fulfill its funding commitment to implement the Action Plan by directly encumbering \$30,057,637 in FY 2022-23 and FY 2023-24 Revenue-based STA to MTC, or \$15,028,818.50 per year.

FISCAL IMPACT:

There is no fiscal impact; this approval of this Motion allows BART to exchange STA funding for ARP funding. This action is not anticipated to have any impact on unprogrammed District reserves.

ALTERNATIVES:

Do not approve the following motion, which would limit BART's financial flexibility.

RECOMMENDATION:

Approval of the following Motion.

MOTION:

The BART Board of Directors approves encumbrance of \$30,057,637 in Revenue-based State Transit Assistance (STA) to MTC to support implementation of MTC implementation of the Action Plan.