

To: Board of Directors

Date: 1/8/2025

From: Kyle Boehm, Grants Administrator

Reviewed by: AMS

SUBJECT: Transit Capital Priorities (TCP) FTA Formula Funding Authorization

Background:

The Transit Capital Priorities (TCP) Process and Criteria, managed by the Metropolitan Transportation Commission (MTC), established a program of projects for eligible transit operators in the San Francisco Bay Area, including County Connection, for which the programming of the Federal Transit Administration (FTA) Section 5307 Urbanized Area Formula funds, 5337 State of Good Repair funds, 5339 Bus and Bus Facilities formula funds, and other funds is used. County Connection uses this process to schedule vehicle replacements and other capital projects that rely on this funding. For FY 2024/25 through FY 2028/29, County Connection submitted a request for FTA funds for the following projects:

Infrastructure:

- CCCTA Electric Charging Infrastructure

Vehicles:

- Replace ten 40-foot diesel-powered buses (FY 2024/25)
- Replace seven 30-foot diesel-powered buses (FY 2024/25)
- Replace 15 gasoline-powered paratransit cut-away/vans (FY 2024/25)
- Replace three gasoline-powered paratransit cut-away/vans with new gasoline-powered paratransit minivans (FY 2024/25)
- Replace 42 gasoline-powered paratransit cut-away/vans (FY 2025/26)
- Replace three gasoline-powered paratransit minivans (FY 2025/26)

Operating Assistance

- ADA Paratransit Assistance

The total amount of FTA funds being requested is \$21,513,903, with a local match of \$4,302,780, for a total project cost of \$25,816,683.

MTC requires operators to seek Board approval prior to programming projects in the Transportation Improvement Program (TIP), which is a four-year programming document, listing federally funded transportation projects, projects requiring a federal action, and projects deemed regionally significant. TCP programming in each year of the TIP will be financially constrained to the estimated apportionment level. Programming in the TIP will be done in consultation with eligible transit operators in the MTC region.

Financial Implications:

County Connection will provide \$4,302,780 of local matching funds between FY 2024/25 and FY 2028/29.

Action Requested:

The Administration and Finance Committee and Staff recommend Board adopt resolution No. 2025-018 authorizing the submittal of FTA Formula Funding Applications for the projects listed above.

Attachment 1: Resolution 2025-018

RESOLUTION NO. 2025-018

**BOARD OF DIRECTORS
CENTRAL CONTRA COSTA TRANSIT AUTHORITY
STATE OF CALIFORNIA**

* * *

AUTHORIZING THE FILING OF AN APPLICATION FOR FTA FORMULA PROGRAM AND SURFACE TRANSPORTATION PROGRAMS FUNDING FOR ELECTRIC CHARGING INFRASTRUCTURE, VEHICLE REPLACEMENT, AND ADA PARATRANSIT ASSISTANCE PROJECTS AND COMMITTING THE NECESSARY LOCAL MATCH FOR THE PROJECTS AND STATING THE ASSURANCE OF CENTRAL CONTRA COSTA TRANSIT AUTHORITY TO COMPLETE THE PROJECTS

WHEREAS, the County of Contra Costa and the Cities of Clayton, Concord, the Town of Danville, Lafayette, Martinez, the Town of Moraga, Orinda, Pleasant Hill, San Ramon and Walnut Creek (Member Jurisdictions) have formed the Central Contra Costa Transit Authority (CCCTA), a joint exercise of powers agency created under California Government Code Section 6500 et seq., for the joint exercise of certain powers to provide coordinated and integrated public transportation services within the area of its Member Jurisdictions and certain unincorporated portions of Contra Costa County; and

WHEREAS, Infrastructure Investment and Jobs Act, or the Bipartisan Infrastructure Law (BIL, Public Law 117-58) continues and establishes new Federal Transit Administration formula programs (23 U.S.C. §53) and continues the Surface Transportation Program (23 U.S.C. § 133); and

WHEREAS, pursuant to BIL, and the regulations promulgated there under, eligible project sponsors wishing to receive Federal Transit Administration (FTA) Section 5307 Urbanized Area, Section 5337 State of Good Repair, or Section 5339 Bus and Bus Facilities (collectively, FTA Formula Program) grants or Surface Transportation Program (STP) grants for a project shall submit an application first with the appropriate metropolitan transportation planning organization (MPO), for review and inclusion in the MPO's Transportation Improvement Program (TIP); and

WHEREAS, the Metropolitan Transportation Commission (MTC) is the MPO for the San Francisco Bay region; and

WHEREAS, CCCTA is an eligible project sponsor for FTA Formula Program or STP funds; and

WHEREAS, CCCTA wishes to submit a grant application to MTC for funds from the FY2025-29 FTA Formula Program or STP funds, for the following projects:

Infrastructure Project: CCCTA Electric Charging Infrastructure

Vehicle Replacement Project:

- Replace 10 – 40' Diesel Buses with New Diesel Buses
- Replace 15 – Cut-Away/Vans with New 7-year Gas Cut-Away/Vans
- Replace 3 – Cut-Away/Vans with New Minivans under 22'
- Replace 42 – Cut-Away/Vans with New 7-year Gas Cut Away/Vans

- Replace 7 – 30’ Diesel Buses with New Diesel Buses
- Replace 3 – Minivans under 22’ with new minivans under 22’

Operating Assistance Project: ADA Paratransit Assistance

WHEREAS, MTC requires, as part of the application, a resolution stating the following:

- 1) the commitment of necessary local matching funds (18-50% for FTA Formula Program funds, depending on project type, and 11.47% for STP funds); and
- 2) that the sponsor understands that the FTA Formula Program and STP funding is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded from FTA Formula Program or STP funds; and
- 3) the assurance of the sponsor to complete the project as described in the application, and if approved, as programmed in MTC's TIP; and
- 4) that the sponsor understands that FTA Formula Program funds must be obligated within three years of programming and STP funds must be obligated by January 31 of the year that the project is programmed for in the TIP, or the project may be removed from the program.

NOW, THEREFORE, BE IT RESOLVED by the Central Contra Costa Transit Authority Board of Directors that CCCTA is authorized to execute and file an application for funding under the FTA Formula Programs and/or Surface Transportation Program in the amount of \$21,513,903 for the Electric Charging Infrastructure, Vehicle Replacement, and ADA Paratransit Assistance Projects; and

BE IT FURTHER RESOLVED that the Board of Directors (Board) by adopting this resolution does hereby state that:

- 1) CCCTA will provide \$4,302,780 in local matching funds; and
- 2) CCCTA understands that the FTA Formula Program and STP funding for the project is fixed at \$21,513,903, and that any cost increases must be funded by CCCTA from local matching funds, and that CCCTA does not expect any cost increases to be funded with FTA Formula Program and Surface Transportation Program funds; and
- 3) The Electric Charging Infrastructure, Vehicle Replacement, and ADA Paratransit Assistance Projects will be built or completed as described in this resolution and, if approved, for the amount shown in the MTC Transportation Improvement Program (TIP) with obligation occurring within the timeframe established below; and
- 4) The program funds are expected to be obligated by January 31 of the year the project is programmed for in the TIP; and
- 5) CCCTA will comply with FTA requirements and all other applicable Federal, State and Local laws and regulations with respect to the proposed projects; and

BE IT FURTHER RESOLVED that CCCTA is an eligible sponsor of projects in the program for FTA Formula Program and STP funds; and

BE IT FURTHER RESOLVED that CCCTA is authorized to submit an application for FTA Formula Program and STP funds for Electric Charging Infrastructure, Vehicle Replacement, and ADA Paratransit Assistance projects; and

BE IT FURTHER RESOLVED that there is no legal impediment to CCCTA making applications for FTA Formula Program and STP funds; and

BE IT FURTHER RESOLVED that there is no pending or threatened litigation which might in any way adversely affect the proposed projects, or the ability of CCCTA to deliver such projects; and

BE IT FURTHER RESOLVED that CCCTA agrees to comply with the requirements of MTC's Transit Coordination Implementation Plan as set forth in MTC Resolution 3866; and

BE IT FURTHER RESOLVED that a copy of this resolution will be transmitted to the MTC prior to MTC programming the FTA Formula Program or STP funded projects in the TIP; and

BE IT FURTHER RESOLVED that the MTC is requested to support the application for the projects described in the resolution and to program the projects, if approved, in MTC's TIP; and

BE IT FURTHER RESOLVED that the General Manager, or designee, may take all other actions as may be necessary to give effect to this resolution, including executing any agreements, certifications and assurances, or other documentation required in order to receive the FTA funds.

Regularly passed and adopted this 16th day of January 2025 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Kevin Wilk, Chair, Board of Directors

ATTEST:

Lathina Hill, Clerk to the Board