

1 [Agreement - Use of Fast Pass on BART]

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3 **Resolution approving the Special Transit Fare (Fast Pass<sup>®</sup>) Agreement between the**  
4 **City and County of San Francisco and the Bay Area Rapid Transit District, with a term**  
5 **of July 1, 2014, through June 30, 2020.**

6

7 WHEREAS, Under the current Fast Pass<sup>®</sup> Agreement with BART, which expires on  
8 June 30, 2014, the SFMTA reimburses the Bay Area Rapid Transit District (BART) \$1.21 for  
9 each Adult Fast Pass<sup>®</sup> trip taken on BART within San Francisco; and

10 WHEREAS, BART Board policy allows for biennial fare increases based on the inflation  
11 rate less one-half percent for productivity improvements, and reimbursement rates have  
12 generally increased correspondingly; and

13 WHEREAS, The SFMTA has negotiated a new Fast Pass<sup>®</sup> Agreement (Agreement)  
14 with BART, which is on file with the Clerk of the Board of Supervisors in File No. 140410; and

15 WHEREAS, Under the new Agreement, (1) the reimbursement rate would increase to  
16 \$1.27 per trip effective July 1, 2014, and may increase further in accordance with BART's fare  
17 increase indexing; (2) there will be a cap on reimbursement of \$11 million in the first fiscal  
18 year, with increases to the cap of five percent on each July 1 of the term; (3) BART will  
19 reimburse the SFMTA for Clipper<sup>®</sup> Card transaction costs related to the use of the equivalent  
20 of the Adult Fast Pass<sup>®</sup> on BART; and (4) the Agreement would be concurrent with the  
21 existing Feeder Agreement, with both agreements ending on June 30, 2020; and

22 WHEREAS, As delegated by the Planning Department, the SFMTA has determined  
23 that an increase in rates to pay for the costs associated with the Agreement is statutorily  
24 exempt from environmental review under California Environmental Quality Act, Section

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1 21080(b)(8). Said determination is on file with the Clerk of the Board of Supervisors in File  
2 No. \_\_\_ and is incorporated herein by reference; and

3 WHEREAS, On January 4, 2014, the SFMTA Board of Directors adopted Resolution  
4 No. 14-003, approving the Special Transit Fare (Fast Pass<sup>®</sup>) Agreement between the City and  
5 BART, with a term of July 1, 2014, through June 30, 2020, based on the terms outlined above;  
6 now, therefore, be it

7 RESOLVED, That the Board of Supervisors approves the Special Transit Fare (Fast  
8 Pass<sup>®</sup>) Agreement between the SFMTA and the San Francisco Bay Area Rapid Transit  
9 District, with a term of July 1, 2014, through June 30, 2020; and, be it

10 FURTHER RESOLVED, That within thirty (30) days of the Agreement being fully  
11 executed by all parties the SFMTA shall provide the final Agreement to the Clerk of the Board  
12 for inclusion into the official file.