

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 221206-113

WHEREAS, Section 223 of the Americans with Disabilities Act of 1990 (ADA) requires that BART and the San Francisco Municipal Transportation Agency (SFMTA) provide paratransit services within their service areas to individuals whose disabilities will not allow them to use regular fixed route transit service; and,

WHEREAS, The SFMTA administers a Paratransit Program for ADA paratransit-eligible individuals in San Francisco through its Paratransit Broker and has provided these services to eligible individuals in BART's service area since 1994; and,

WHEREAS, On November 16, 2010, the SFMTA Board of Directors adopted Resolution No. 10-144, which authorized the execution of a Cost-Sharing Agreement for Paratransit Services with BART, which agreement was approved by the Board of Supervisors on December 10, 2010; and

WHEREAS, The City has applied for and received from the Metropolitan Transportation Commission (MTC), State Transit Assistance (STA) funds and Transportation Development Act (TDA) funds to implement paratransit services in San Francisco; and,

WHEREAS, BART has agreed to continue to contribute its share of the cost of providing ADA paratransit services in San Francisco, less the value of its share of STA and TDA funds which the MTC has allocated to the City for this purpose; and,

WHEREAS, BART commissioned a study of taxi, SF Access, group van and Commission on the Aging paratransit services to determine how much of the paratransit costs in San Francisco would be attributable to BART; the results of which indicated that approximately 7.9 percent of the overall costs for ADA paratransit should be borne by BART; and,

WHEREAS, The SFMTA and BART are entering into this Agreement for the purpose of continuing a cost-sharing arrangement whereby BART reimburses the SFMTA for providing BART's mandated ADA paratransit services within San Francisco for up to 10 years; and,

WHEREAS, On October 4, 2022, the SFMTA, under authority delegated by the Planning Department, determined that the Cost-Sharing Agreement for Paratransit Services is not a "project" under the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and,


WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors and is incorporated herein by reference; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation to execute a new Cost-Sharing Agreement for Paratransit Services between the City, through the

SFMTA, and the Bay Area Rapid Transit District (BART), under which BART will reimburse the SFMTA for providing BART's patrons with ADA paratransit services within San Francisco for a retroactive period from July 1, 2022 through June 30, 2023, with nine one-year automatic renewal options, for a maximum term of 10 years, and be it further

RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation to submit the Cost-Sharing Agreement to the Board of Supervisors for approval.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of December 6, 2022.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency