

[Feeder Agreement - BART]

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**Resolution retroactively approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2010, to June 30, 2020.**

WHEREAS, The San Francisco Municipal Transportation Agency (SFMTA) and the San Francisco Bay Area Rapid Transit District (BART) provide an integrated transit network in San Francisco; and

WHEREAS, The SFMTA provides extensive transit services to BART stations, allowing customers to use transit to reach locations away from BART stations; and

WHEREAS, BART pays a lump sum to the SFMTA for the provision of feeder bus and rail services to BART stations under the Feeder Agreement based on the percentage change in sales tax revenues BART collected during the two previous years; and

WHEREAS, In 2011 the SFMTA Board of Directors and the San Francisco Board of Supervisors approved a feeder payment from BART to the SFMTA for fiscal year 2010 based on a sales tax methodology and asked future payments to be based on a ridership methodology; and

WHEREAS, Specifically, in Board of Supervisors Resolution No. 348-11, adopted August 2, 2011, the Board approved the fiscal year 2010 payment with the following requests: (1) That the SFMTA present the renegotiated Fast Pass reimbursement agreement with BART and the Fiscal Year 2011 and 2012 Feeder Agreements with BART to the Board for approval at the same time; (2) that the SFMTA and BART negotiate the methodology for the FY 2011 and FY 2012 Feeder Agreements to provide a clear nexus between the actual number of transfer trips between BART and Muni and the related Feeder Agreement payment

1 by BART to the SFMTA; (3) and that the SFMTA and BART renegotiate a retroactive amount  
2 for the FY 2010 Feeder Agreement payment based on the new methodology developed for  
3 FY 2011; further, the Board declared its intent to condition its approval of any future Feeder  
4 Agreement on inclusion of a provision for a retroactive payment to the SFMTA for FY 2010;  
5 and

6 WHEREAS, The Clipper electronic data for fiscal year 2010 did not accurately reflect  
7 feeder ridership counts because both BART and Muni patrons were transitioning to Clipper  
8 from paper fare media; therefore, the parties could not apply the new methodology to fiscal  
9 year 2010; and

10 WHEREAS, The SFMTA and BART have negotiated a new Feeder Agreement and are  
11 proposing that feeder payments for fiscal years 2011 through 2012 increase by 0.5% over the  
12 previous respective fiscal years in the amounts of \$2,654,357 for FY 2011 and \$2,667,629 for  
13 FY 2012; and

14 WHEREAS, For fiscal years 2013 through 2020, the SFMTA and BART are proposing  
15 to adjust Feeder Agreement payments annually based on the San Francisco Bay Area  
16 Consumer Price Index (CPI) and the percentage change of Muni feeder ridership to BART  
17 stations using the Clipper® Card, with a maximum 5 percent increase or decrease in  
18 payments in any given year; and

19 WHEREAS, On November 20, 2012, the SFMTA Board of Directors adopted  
20 Resolution No. 12-142, approving the Agreement between the City and County of San  
21 Francisco and the San Francisco Bay Area Rapid Transit District for Payment of Transfer  
22 Trips (Feeder Agreement), with a term from July 1, 2010 to June 30, 2020, based on the  
23 terms outlined above; and,

24

25

1           WHEREAS, A copy of the Agreement is on file with the Clerk of the Board of  
2 Supervisors in File No. 121186, which is hereby declared to be a part of this motion as if set  
3 forth fully herein; now, therefore, be it

4           RESOLVED, That the Board of Supervisors retroactively approves the Agreement  
5 between the City and County of San Francisco and the Bay Area Rapid Transit District for  
6 Payment for Transfer Trips (Feeder Agreement) between the City and BART, with a term from  
7 July 1, 2010 to June 30, 2020.

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25