

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Public Works *Adal*

BOARD AGENDA # *C-3

Urgent Routine

AGENDA DATE March 25, 2008

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval of the Road and Bridge Maintenance Transportation Development Act Claim for Local Transportation Funds for Fiscal Year 2007/2008

STAFF RECOMMENDATIONS:

1. Approve the Fiscal Year 2007/2008 Road and Bridge Maintenance Transportation Development Act claim for Local Transportation Funds.
2. Authorize the Director of Public Works to execute and submit the claim to the Stanislaus Council of Governments (StanCOG).

FISCAL IMPACT:

Local Transportation Funds (LTF) are utilized to fund routine road and bridge maintenance and non-motorized projects. These funds were included in Public Works Road and Bridge Operations' Fiscal Year 2007/2008 budget.

BOARD ACTION AS FOLLOWS:

No. 2008-214

On motion of Supervisor Grover, Seconded by Supervisor DeMartini

and approved by the following vote,

Ayes: Supervisors: O'Brien, Grover, Monteith, DeMartini, and Chairman Mayfield

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval of the Road and Bridge Maintenance Transportation Development Act Claim for Local Transportation Funds for Fiscal Year 2007/2008

DISCUSSION:

Local Transportation Funds (LTF) are derived from the one-fourth cent of the general sales tax collected statewide. The State Board of Equalization, based on sales tax collected in each county, returns the general sales tax revenue to each counties LTF. These funds are required to be used primarily for transit purposes. Funds remaining once transit needs have been met, are available for local streets and roads, construction and maintenance. The Stanislaus Council of Governments (StanCOG) administers the distribution of these funds.

Local Transportation Funds (LTF) are used to fund routine road and bridge maintenance and non-motorized projects. The maintenance funds have been included in the Road and Bridge Operations budget for the current fiscal year. Prior to submittal, StanCOG requires that the Board of Supervisors take the following actions:

1. Approve the claim and its attachments. (A copy of the claim is available from the Clerk of the Board.)
2. Identify the dollar amount claimed. (\$1,331,831)
3. Authorize the individual, by title, to submit the claim to StanCOG.

Section 99233.3 of the Public Utilities Code requires that 2% of identified funds be used for non-motorized purposes. At least half of the 2%, within a five-year period, must be used for bicycle improvements. To accumulate sufficient funds for larger projects funds may be held in reserve for the jurisdiction, by StanCOG, for up to five years. This year's allotment of non-motorized funds will be held in reserve for use in the 2008/2009 Fiscal Year.

POLICY ISSUES:

The Board should consider if this action is consistent with the Board's priorities of providing a safe community, a healthy community, and a well planned infrastructure system. The accessing of these funds contributes to maintaining the County's road system in an acceptable and safe condition.

STAFFING IMPACT:

There is no staffing impact associated with this item.

**TRANSPORTATION DEVELOPMENT ACT
LOCAL TRANSPORTATION FUND
NON-TRANSIT CLAIM FOR FISCAL YEAR 2007/08**


TO: Stanislaus Council of Governments
900 H Street, Suite D
Modesto, CA 95354

FROM: Applicant: County of Stanislaus
Address: 1010 10th Street, Suite 3500
City: Modesto Zip: 95354
Contact Person: Diane Haugh Phone: 525-7534
E-mail Address: Diane.Haugh@stancounty.com Fax: 525-6525

The County of Stanislaus hereby requests, in accordance with the Transportation Development Act and applicable rules and regulations, that its annual non-transit claim be approved in the amount of \$ 1,331,831 for fiscal year 2007/08, to be drawn from the Local Transportation Fund.

When approved, please transmit this claim to the County Auditor for payment. Approval of the claim and payment by the County Auditor to this applicant is subject to such monies being on hand and available for distribution, and to the provisions that such monies will be used only in accordance with the terms contained in the approving resolution to the Stanislaus Council of Governments.

The claimant certifies that this Local Transportation Fund claim and the financial information contained therein is reasonable and accurate to the best of my knowledge and conforms with the requirements of the Transportation Development Act and applicable rules and regulations.

Submitted by: 
Title: Director of Public Works
Date: 3.28.08

StanCOG Board of Directors:

Date of approval: May 14, 2008

Resolution #: 07-35


StanCOG Approving Authority

Vincent Canales, Jr., Finance Director

**LOCAL TRANSPORTATION FUND
NON-TRANSIT CLAIM
FY 2007/08**

TABLE 1

1.	Planning, Local - Countywide PMP Update * --PUC 99262/99402	\$ <u>12,780</u>
2.	Planning, Local - Financial Expenditure Plan ** --PUC 99262/99402	\$ <u>89,135</u>
3.	Roads and Streets --PUC 99400 (a)	\$ <u>1,229,916</u>
4.	Nonmotorized - 2% LTF funds - ++ --PUC 99233.2/99234	\$ <u>-</u>
5.	Nonmotorized - Other LTF funds *** --PUC 99233.2/99234	<u> </u>
6.	TOTAL CLAIM	\$ <u>1,331,831</u>

++\$55,665 is to be held in reserve at StanCOG

<i>This table is to be filled out by StanCOG staff</i>	
County of Stanislaus	
Total Non-Transit LTF available to be claimed:	
FY 2007/08 County share of PMP update	\$ <u>12,780</u>
FY 2007/08 County share of Financial Expenditure Plan	\$ <u>89,135</u>
FY 2007/08 Roads & Streets available to be claimed at this time	\$ <u>1,229,916</u>
FY 2007/08 Nonmotorized apportionment	\$ 68,625
Deduct FY 2006/07 Nonmotorized overpayment	\$ <u>(12,960)</u>
Total 2% Nonmotorized available to be claimed at this time	\$ 55,665
Total available to be claimed at this time	\$ <u>1,387,496</u>

* Modesto is the lead agency for the Pavement Management Program Update.

As the individual claims are approved, the PMP amounts will be paid to Modesto.

** StanCOG is the lead agency for the Financial Expenditure Plan.

As the individual claims are approved, the Financial Expenditure Plan amounts will be deposited to StanCOG's General Fund.

*** Roads and Streets funds may be claimed for nonmotorized purposes, if desired.

**NONMOTORIZED PROJECTS
FY 2007/08**

(Use additional forms if necessary)

**TABLE 2
BREAKDOWN BY PROJECT**

BRIEFLY DESCRIBE PROJECTS AND EXPENDITURES INCLUDED IN THE 3 YEAR PERIOD BELOW										
ID	PROJECT TITLE	MODE			FOR BIKE PROJECTS ONLY		2005/06 ACTUAL EXPENDITURES	2006/07 ESTIMATED EXPENDITURES	2007/08 CLAIM	ACTUAL / ESTIMATED EXPENDITURES FOR 3 YEAR PERIOD
		B I K E	P E D	P L A N	PROJECT IN StanCOG's BIKE PLAN *	PROJECT IN CITY/CO BIKE PLAN *				
	School Sidewalk Program		X				\$79,407	\$0	\$0	\$79,407
	Woodworth Avenue Sidewalk (Richland to Vineyard Estates)		X				\$0	\$57,037	\$0	\$57,037
	Rouse Ave (Class B Ped)		X				\$0	\$42,425	\$0	\$42,425
							\$0	\$0	\$0	\$0
TOTAL FUNDS APPROPRIATED TO PROJECTS							\$79,407	\$99,462	\$0	\$178,869

**TABLE 3
BREAKDOWN BY CATEGORY**

RECORD LTF FUNDS ONLY							
	% of Total Expenditures	2003/04 Actual	2004/05 Actual	2005/06 Actual	2006/07 Estimate	2007/08 Claim	5 Year Total
Bicycle facilities	67.92%	\$140,187	\$244,347	\$0	\$0	\$0	\$384,534
Pedestrian facilities	32.08%	\$0	\$2,737	\$79,407	\$99,462	\$0	\$181,606
Preparation of Bicycle Plan	0.00%	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL AMOUNT OF BIKE/PED EXPENDITURES		\$140,187	\$247,084	\$79,407	\$99,462	\$0	\$566,140

DOES THIS CLAIM MEET THE MINIMUM 50% BICYCLE EXPENDITURE STANCOG PERFORMANCE STANDARD? Yes
 StanCOG 50% bicycle expenditure requirement: The 5 year bicycle expenditures must be 50% or greater.

**TABLE 4
FUNDS HELD IN RESERVE AT JURISDICTION**

RECORD LTF FUNDS ONLY				
	2003/04	2004/05	2005/06	2006/07
Fiscal year beginning fund balance	\$230,375.00	\$165,425.00	\$0.00	\$0.00
Plus fiscal year 2% nonmotorized claim	\$71,278.00	\$81,659.00	\$79,407.00	\$99,462.00
Plus interest	\$3,959.00	\$0.00	\$0.00	\$0.00
Minus nonmotorized expenditures	(\$140,187.00)	(\$247,084.00)	(\$79,407.00)	(\$99,462.00)
Fiscal year ending fund balance	\$165,425.00	\$0.00	\$0.00	\$0.00

**TABLE 5
FUNDS HELD IN RESERVE AT STANCOG (Unallocated)**

LTF FUNDS ONLY				
	2003/04	2004/05	2005/06	2006/07
Fiscal year beginning fund balance	\$0.00	\$1,172.05	\$472.36	\$1,697.48
Plus fiscal year 2% nonmotorized allocation	\$1,172.00	\$80,487.00	\$85,924.00	\$79,985.00
Plus interest	\$0.05	\$472.31	\$1,225.12	\$3,542.27
Minus nonmotorized disbursements	\$0.00	(\$81,659.00)	(\$85,924.00)	(\$79,985.00)
Fiscal year ending fund balance	\$1,172.05	\$472.36	\$1,697.48	\$5,239.75

Note: On 11/12/03, the Policy Board adopted 2% nonmotorized policy changes.
 The FY 2003/04 nonmotorized allocations were deposited to, and paid from, the agency's street fund.

- | | |
|---|----------|
| 1. Prior year(s) LTF carryover held by jurisdiction applied towards FY 2007/08 Nonmotorized claim (TABLE 4) | \$0 |
| 2. Interest earned on previously paid LTF funds held by jurisdiction (required by State law) (TABLE 4) | \$0 |
| 3. New FY 2007/08 Nonmotorized 2% funds applied towards FY 2007/08 projects (must match Page 2, Line 4) | \$0 |
| 4. New FY 2007/08 non-2% LTF funds applied towards Nonmotorized claim (must match Page 2, Line 5) | \$0 |
| 5. New FY 2007/08 Nonmotorized 2% funds to be held at StanCOG | \$55,665 |
| 6. Total of lines #1 through #5 above | \$55,665 |

SEE PAGE 3b FOR NONMOTORIZED REGULATIONS/POLICIES AND NOTES

NONMOTORIZED PROJECTS**FY 2007/08**

(Continued)

NONMOTORIZED REGULATION/POLICY REMINDERS:

- A. State law allows a jurisdiction to use LTF to update a Bicycle Action Plan once every five years (PUC 99234(h)).
- B. State law allows a jurisdiction to use up to 20% of the amount available each year to restripe Class II bicycle lanes (PUC 99234(I)).
- C. State law allows a jurisdiction to use up to 5% of the amount available each year to supplement moneys from other sources to fund bicycle safety education programs, but the funds shall not be used to fully fund the salary of any one person (PUC 99233.3).
- D. All funds must be spent within five years of receipt. Over the five-year period shown in Table 3, at least 50% of funds must be spent for bicycle purposes. StanCOG will not allocate funds to any jurisdiction which is in violation of these policies.

NOTES:

- * If the project is in StanCOG's Bicycle Action Plan, please indicate its Priority Group from that Plan (example: Yes - Priority #4).

By StanCOG policy, all bike projects must appear in either StanCOG's Bicycle Action Plan, or in a City or County bicycle plan, to be eligible for LTF funding.

- ** Beginning with FY 2003/04, nonmotorized funds will only be allocated by StanCOG for specific projects. If no project is identified, funds will be held in reserve at StanCOG for eventual use by that jurisdiction.

ANNUAL PROJECT AND FINANCIAL PLAN
ROAD AND STREET PROJECTS FOR FY 2007/08
 (Use additional forms as necessary)

TABLE 6

Briefly describe all proposed projects and indicate proposed project expenditures for right of way acquisition and the construction of road and street projects.					
Project Title & Brief Description	Will this Project add new travel lanes? Yes or No	Will this Project use Federal Funds? Yes or No	Is this Project consistent with the RTP Yes or No	Total Project Cost	LTF Funds Utilized
General Maintenance of Roads and Bridges	No	No	N/A	\$1,229,916	\$1,229,916
TOTAL				\$ 1,229,916	\$ 1,229,916

- | | |
|--|---|
| 1. LTF carryover applied towards FY 2007/08 Roads and Streets | <input type="text"/> |
| 2. Interest earned on LTF carryover (required by State law) | <input type="text"/> |
| 3. FY 2007/08 apportionment applied towards FY 2007/08 Roads and Streets | <input type="text" value="\$ 1,229,916"/> |
| 4. Total of 1, 2 and 3 above (must match total LTF in Table 4 above) | <input type="text" value="\$ 1,229,916"/> |

**COUNTYWIDE PAVEMENT MANAGEMENT PROGRAM
FY 2007/08**

TABLE 7

Briefly describe the proposed project and indicate proposed project expenditures.	
Project Title & Brief Description	LTF Funds Utilized
Agency's share of the update of the federally required Pavement Management Program (PMP) for each jurisdiction in Stanislaus County. Modesto is the lead agency (funds to be paid to Modesto).	\$ 12,780
TOTAL	\$ 12,780

1. FY 2007/08 LTF apportionment applied towards the Countywide Pavement Management Program update

\$12,780

**TRANSPORTATION FINANCIAL EXPENDITURE PLAN
FY 2007/08**

TABLE 8

Briefly describe the proposed project and indicate proposed project expenditures.	
Project Title & Brief Description	LTF Funds Utilized
Agency's share of the Transportation Financial Expenditure Plan. StanCOG is the lead agency (funds to be deposited to StanCOG's General Fund).	\$ 89,135
TOTAL	\$ 89,135

1. FY 2007/08 LTF apportionment applied towards the
Transportation Financial Expenditure Plan

\$89,135
