

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS

ACTION AGENDA SUMMARY

DEPT: Chief Executive Office *Stan Kline*

BOARD AGENDA # B-14

Urgent

Routine

AGENDA DATE July 1, 2008

CEO Concur with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval of the Stanislaus County 20-Year Countywide Transportation Financial Expenditure Plan and Authorization to Notify the Stanislaus County Clerk Recorder – Elections Office of the Board of Supervisor's Intent to Place a Transportation Tax Initiative on the November 2008 Ballot

STAFF RECOMMENDATIONS:

1. Approve the Stanislaus County 20-Year Countywide Transportation Financial Expenditure Plan.
2. Adopt a resolution approving the Transportation Financial Expenditure Plan.
3. Approval to notify the Stanislaus County Clerk Recorder - Elections Office of the Board of Supervisor's intent to place a Transportation Tax Initiative on the November 2008 ballot.

FISCAL IMPACT:

The action to approve the Expenditure Plan will not have an immediate fiscal impact; however, it will establish a foundation for the use of funds that would be generated by a half cent Transportation Sales Tax Measure to be placed on the November 2008 ballot. If Stanislaus County voters approve the Measure, the County will receive local funding for needed transportation improvement projects. It is anticipated that the Transportation Measure will generate \$700 million over the next 20 years to address transportation needs throughout Stanislaus County. This includes \$350 million (50%) for regional capital projects, \$343 million (49%) to be expended on capital corridor improvements and \$7 million (1%) for administration of the proceeds of the sales tax.

BOARD ACTION AS FOLLOWS:

No. 2008-517

On motion of Supervisor Grover, Seconded by Supervisor O'Brien

and approved by the following vote,

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

Noes: Supervisors: Monteith

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION: The Board amended the item to remove Staff Recommendation No. 3; and, approved Staff Recommendations Nos. 1 and 2

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

DISCUSSION:

The Stanislaus County 2008 Transportation Financial Expenditure Plan (Expenditure Plan) provides the framework for the use of funds to be generated by a half cent Transportation Sales Tax Measure that is recommended for placement on the November 2008 ballot. This framework was developed with the assistance of StanCOG’s Technical Advisory Committee, which is composed of the City Managers from each of the nine Cities and the County Chief Executive Officer.

On March 18, 2008, the Board of Supervisors approved Stanislaus County’s portion of the expenditure plan for projects in the unincorporated areas of Stanislaus County and authorized the Director of Public Works to submit the expenditure plan to StanCOG for inclusion in the region’s Final Expenditure Plan. The County’s plan includes 50% for capital projects including congestion relief projects and bridge projects and 50% for roadway resurfacing. Capital projects were listed individually by location and the year planned for construction. Roadway resurfacing was listed as miles per year for urban areas, rural minor roads and rural major roads.

At their June 11, 2008 meeting, the StanCOG Policy Board approved the Final Draft Expenditure Plan and directed StanCOG staff to forward the document to the Cities and Stanislaus County for final approval.

StanCOG staff has worked with the Technical Advisory Committee to develop the Final Draft of the 2008 Expenditure Plan. Comments from all jurisdictions have been incorporated into the document. Additionally, with the StanCOG Policy Board’s approval, StanCOG staff has also proceeded with hiring ESA Community Development to prepare the Programmatic Environmental Impact Review (PEIR) for the document. The draft PEIR recently completed its public review period. This review period closed on June 22nd with the PEIR being proposed for certification by the StanCOG Policy Board on July 9, 2008.

The Expenditure Plan consists of a local traffic improvement and road maintenance program that will be assigned 50% of the proceeds or approximately \$350 million. The “Local Traffic Improvement and Road Maintenance Program,” as summarized in the following table (Table A) is further detailed in the Expenditure Plan. This table provides how each jurisdiction expects to use their dedicated funds over the 20-year period.

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Table A
Local Traffic Improvement and Road Maintenance Program

Jurisdiction	Sales Tax Share (%)	Allocation Based On Sales Tax Only (\$)	Population Share (%)	Allocation Based On Population Only (\$)	Base Funding to Cities Established Using 98% of the Greater of Sales Tax or Population Percentages (\$)	Annual Base Funding Using 98% of the Greater of Sales Tax or Population Percentages (\$)
Ceres	5.85%	20,475,000	8.05%	28,186,068	27,622,347	1,381,117
Hughson	0.72%	2,520,000	1.17%	4,081,903	4,000,265	200,013
Modesto	37.72%	132,020,000	40.11%	140,386,042	137,578,322	6,878,916
Newman	0.61%	2,135,000	1.98%	6,914,134	6,775,851	338,793
Oakdale	4.28%	14,980,000	3.57%	12,502,085	14,680,400	734,020
Patterson	1.42%	4,970,000	4.00%	14,010,148	13,729,945	686,497
Riverbank	1.76%	6,160,000	4.12%	14,424,244	14,135,759	706,788
Turlock	14.06%	49,210,000	13.29%	46,524,429	48,225,800	2,411,290
Waterford	0.42%	1,470,000	1.65%	5,765,134	5,649,831	282,492
Subtotal Cities					272,398,519	13,619,926
County	33.16%	116,060,000	22.06%	77,205,813	77,601,481	3,880,074
TOTALS	100.00%	350,000,000	100.00%	350,000,000	350,000,000	17,500,000

The Expenditure Plan calls for 49%, or approximately \$343 million, to be expended on capital corridor improvements. These expenditures are detailed in the following table.

**Table B
Proposed Capital Corridor Improvements**

Project	Improvements	Estimated Project Cost	Proposed Sales Tax Allocation	PSR Status	Construction Award Schedule
Northern Corridor	North County Corridor: New 2 to 4 Lane Expressway, Dale Rd. to east of City of Oakdale	TBD	34.015% or Approximately \$116.67 million	Complete	TBD
Central Corridor	SR99 @ Mitchell Rd./ Service Rd. I/C Reconstruction	\$80 million	9.038% or Approximately \$31 million	Complete	TBD
Central Corridor	SR132 Improvements: W. Cnty Line to SR99, widen 2 to 4 lanes. Widen and provide Ops Improvements: SR99 to Waterford. Includes SR99 @ SR132 Connectivity Improvements	TBD	22.932% or Approximately \$78.66 million	TBD	TBD
Southern Corridor	W. Main/Fulkerth Road Corridor Improvements: Widen and provide Ops Improvements from Turlock to I-5, and interchange Improvements	TBD	34.015% or Approximately \$116.67 million	TBD	TBD
TOTALS		TBD	\$343 million		

The Expenditure Plan will dedicate 1%, or approximately \$7 million, over the life of the 20-year program for administration of the proceeds of the sales tax. As the Local Transportation Authority (Authority), StanCOG will administer the sales tax program and carry out the mission outlined in the Expenditure Plan. An Annual Independent Financial Audit shall be conducted of the sales tax revenues and the Authority will prepare an Annual Report of program activities. The Expenditure Plan includes the creation of a Citizens Advisory Committee whose function is to review the fiscal and program performance of the sales tax program through the Annual Audit and to provide positive, constructive advice to the Authority on how to improve implementation of the program.

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Approval of the Expenditure Plan must be made by the Cities and County by July 2, 2008. Certification of the Programmatic Environmental Impact Report (PEIR), adoption of the Expenditure Plan Ordinance and a request to the Stanislaus County Board of Supervisors to place the measure on the November 2008 ballot will be recommended to the StanCOG Policy Board at their July 9, 2008 meeting.

POLICY ISSUES:

The Board of Supervisors is asked to consider whether this 20-Year Countywide Transportation Financial Expenditure Plan will further the Board’s priorities of a Well-Planned Infrastructure System, Strong Local Economy and Developing Effective Partnerships.

STAFFING IMPACTS:

While the Stanislaus Council of Governments (StanCOG) will function as the administrative oversight (transportation authority) for the Countywide Transportation Financial Expenditure Plan and programming, County staff will continue to participate in support capacities. This will require nominal staff time from multiple County departments.

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA

Date:

No. 2008-517

On motion of Supervisor Grover Seconded by Supervisor O'Brien
and approved by the following vote,

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

Noes: Supervisors: Monteith

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

THE FOLLOWING RESOLUTION WAS ADOPTED:

Item # B-14

IN RE: RESOLUTION APPROVING THE 20-YEAR COUNTYWIDE
TRANSPORTATION FINANCIAL EXPENDITURE PLAN

WHEREAS, the Stanislaus Council of Governments is designated the Stanislaus County Local Transportation Authority, pursuant to the provisions of Public Utilities Code Section I, Division 19 commencing with Section 180000; and

WHEREAS, pursuant to the provisions of Public Utilities Code a retail transactions and use tax ordinance applicable in the incorporated and unincorporated territory of a county may be imposed by the Authority if the tax ordinance is adopted by a two-thirds vote of the Authority and imposition of the tax is subsequently approved by a two-thirds vote of the electors voting on the measure at an election called for that purpose by the Board of Supervisors, at the request of the Authority, and a county transportation plan is adopted; and


WHEREAS, Pursuant to the provisions of Public Utilities Code the Expenditure Plan which supports the tax ordinance must be approved by the Board of Supervisors and the city councils representing both a majority of the cities in the county and a majority of the population residing in the incorporated areas of the county; and

WHEREAS, the Stanislaus County 20-Year Countywide Transportation Financial Expenditure Plan (Expenditure Plan) was prepared by the Stanislaus Council of Governments in concert with community leaders, elected officials, management and technical staff from member cities and the County and interested members of the general public; and

WHEREAS, the Expenditure Plan is aimed at remedying the existing and future deficiency in transportation funding in Stanislaus County while promoting reduced traffic congestion and improved air quality; and

- C O N T I N U E D -

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk
Stanislaus County Board of Supervisors,
State of California



WHEREAS, the Expenditure plan calls for pavement management, street repairs, safety and operational improvements on local streets, roads and bridges, and projects to reduce congestion on streets and highways; and

WHEREAS, revenue to fund the Expenditure Plan will come from the passage of the one half percent (1/2%) sales tax and will be limited to a 20-year period;

NOW, THEREFORE BE IT RESOLVED, that the County of Stanislaus approves the Stanislaus County 20-Year Countywide Transportation Financial Expenditure Plan.