

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

DEPT: Public Works *MB*

BOARD AGENDA #            \*C-2

Urgent  Routine

AGENDA DATE May 5, 2009

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval of the Transportation Development Act Claim for Fiscal Year 2008/2009

STAFF RECOMMENDATIONS:

1. Approve the Fiscal Year 2008-2009 Transportation Development Act Claim.
2. Authorize the Director of Public Works to execute and submit the claim to the Stanislaus Council of Governments (StanCOG).
3. Amend the Stanislaus County Bicycle Transportation Plan to include the Howard Road Bike Trail.

FISCAL IMPACT:

Local Transportation Funds (LTF) are utilized to fund routine road and bridge maintenance (\$1,225,656) and non-motorized projects (North Martin Luther King Drive \$55,665 and Howard Road Bike Trail \$30,000). These funds were included in Public Works' Road & Bridge Operations Fiscal Year 2008-2009 budget.

BOARD ACTION AS FOLLOWS:

No. 2009-299

On motion of Supervisor Monteith, Seconded by Supervisor Chiesa  
and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2)        Denied

3)        Approved as amended

4)        Other:

MOTION:

*Christine Ferraro*

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

**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 county's 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. Routine maintenance includes but is not limited to, paving, crack sealing, grading, etc. 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;
2. Identify the dollar amount claimed for Local Transportation Funds; and,
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. A portion of this year's allotment (\$40,305) of non-motorized funds will be held in reserve for use in the 2009-2010 Fiscal Year.

The non-motorized funds will be used to fund the street improvements of the west half of North Martin Luther King Drive located north of Briggs Avenue and South of California Avenue. Non-motorized funds will also be used to fund the design and construction of the Howard Road Bike Trail which is a two lane bike trail on Howard Road from Highway 33 to Grayson School. In order to be eligible for the use of the non-motorized funds, the Howard Road Bike Trail must be included in Stanislaus County's Bicycle Transportation Plan.

**POLICY ISSUES:**

The Board should consider if this action is consistent with its 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.

Approval of the Transportation Development Act Claim for Fiscal Year 2008-2009

**STAFFING IMPACT:**

There are no staffing impacts associated with this item.

JS:jg

L:\Janelle\BOARD ITEMS\LTF Item

COPY

TRANSPORTATION DEVELOPMENT ACT  
LOCAL TRANSPORTATION FUND  
NON-TRANSIT CLAIM FOR FISCAL YEAR 2008/09

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

FROM: Applicant: County of Stanislaus  
Address: 1010 10th Street, Suite 3500  
City Modesto Zip: 95358  
Contact Person: Diane Haugh Phone: 209-525-7534  
E-mail Address: Diane.Haugh@Stancounty.com Fax: 209-525-6525

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 \$ 1,311,321 for fiscal year 2008/09, 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: 4/20/2009

**StanCOG Board of Directors:**

Date of approval: \_\_\_\_\_

Resolution #: \_\_\_\_\_

\_\_\_\_\_  
StanCOG Approving Authority

CLAIMANT: County of Stanislaus

## LOCAL TRANSPORTATION FUND NON-TRANSIT CLAIM FY 2008/09

**TABLE 1**

1.	Planning, Local --PUC 99262/99402	\$	-
2.	Roads and Streets --PUC 99400 (a)	\$	1,225,656
3.	Nonmotorized - 2% LTF funds --PUC 99233.2/99234	\$	30,000
4.	Previously unallocated FY 2007/08 Nonmotorized 2% LTF funds held at StanCOG -- PUC 99233.2/99234	\$	55,665
5.	Nonmotorized - Other LTF funds * --PUC 99233.2/99234	\$	-
<b>6.</b>	<b>TOTAL CLAIM</b>	<b>\$</b>	<b>1,311,321</b>

++\$40,305 is to be held in reserve at StanCOG

<i>This table is to be filled out by StanCOG staff</i>			
<b>County of Stanislaus</b>			
<b>Total Non-Transit LTF available to be claimed:</b>			
FY 2008/09 Nonmotorized apportionment	\$		63,653
FY 2007/08 Nonmotorized supplemental	\$		6,652
Previously unallocated FY 2007/08 Nonmotorized held at StanCOG	\$		55,665
Total 2% Nonmotorized available to be claimed at this time	\$		125,970
FY 2008/09 Roads & Streets apportionment	\$		1,083,976
FY 2007/08 Roads & Streets supplemental	\$		90,422
FY 2006/07 Roads & Streets adjustment	\$		31,661
2008 Expenditure Plan Pay Back	\$		19,597
Total Roads & Streets available to be claimed at this time	\$		1,225,656
<b>Total available to be claimed at this time</b>	<b>\$</b>		<b>1,351,626</b>

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

## NONMOTORIZED PROJECTS FY 2008/09

(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		2006/07 ACTUAL EXPENDITURES	2007/08 ESTIMATED EXPENDITURES	2008/09 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 *				
	Woodworth Avenue Sidewalk		X				\$57,037	\$0	\$0	\$57,037
	Rouse Ave (Class B Ped)		X				\$42,425	\$0	\$0	\$42,425
	North Martin Luther King Street Impr.			X			\$0	\$0	\$55,665	\$55,665
	Howard Road Bike Trail	X					\$0	\$0	\$30,000	\$30,000
							\$0	\$0	\$0	\$0
<b>TOTAL FUNDS APPROPRIATED TO PROJECTS</b>							<b>\$99,462</b>	<b>\$0</b>	<b>\$85,665</b>	<b>\$185,127</b>

### TABLE 3 BREAKDOWN BY CATEGORY

RECORD LTF FUNDS ONLY							
	% of Total Expenditures	2004/05 Actual	2005/06 Actual	2006/07 Actual	2007/08 Estimate	2008/09 Claim	5 Year Total
Bicycle facilities	53.62%	\$244,347	\$0	\$0	\$0	\$30,000	\$274,347
Pedestrian facilities	46.38%	\$2,737	\$79,407	\$99,462	\$0	\$55,665	\$237,271
Preparation of Bicycle Plan	0.00%	\$0	\$0	\$0	\$0	\$0	\$0
<b>TOTAL AMOUNT OF BIKE/PEDE EXPENDITURES</b>		<b>\$247,084</b>	<b>\$79,407</b>	<b>\$99,462</b>	<b>\$0</b>	<b>\$85,665</b>	<b>\$511,618</b>

<b>DOES THIS CLAIM MEET THE MINIMUM 50% BICYCLE EXPENDITURE STANCOG PERFORMANCE STANDARD?</b>	<b>YES</b>
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				
	2004/05	2005/06	2006/07	2007/08
Fiscal year beginning fund balance	\$165,425	\$0	\$0	\$0
Plus fiscal year 2% nonmotorized claim	\$81,659	\$79,407	\$99,462	\$0
Plus interest	\$0	\$0	\$0	\$0
Minus nonmotorized expenditures	(\$247,084)	(\$79,407)	(\$99,462)	\$0
<b>Fiscal year ending fund balance</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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

LTF FUNDS ONLY				
	2004/05	2005/06	2006/07	2007/08
Fiscal year beginning fund balance	\$1,172	\$472	\$1,697	\$5,240
Plus fiscal year 2% nonmotorized allocation	\$80,487	\$85,924	\$79,985	\$62,317
Plus interest	\$472	\$1,225	\$3,542	\$3,189
Minus nonmotorized disbursements	(\$81,659)	(\$85,924)	(\$79,985)	\$0
<b>Fiscal year ending fund balance</b>	<b>\$472</b>	<b>\$1,697</b>	<b>\$5,240</b>	<b>\$70,746</b>

- |   |           |
|---|-----------|
| 1. Prior year(s) LTF carryover held by jurisdiction applied towards FY 2008/09 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 2008/09 Nonmotorized 2% funds and FY 2007/08 supplemental Nonmotorized 2% funds applied towards FY 2008/09 projects (must match Page 2, Line 3) | \$30,000  |
| 4. Previously unallocated FY 2007/08 Nonmotorized funds held in reserve at StanCOG applied towards FY 2008/09 projects (must match Page 2, Line 4)        | \$55,665  |
| 5. New FY 2008/09 non-2% LTF funds applied towards Nonmotorized claim (must match Page 2, Line 5)   | \$0       |
| 6. New FY 2008/09 Nonmotorized 2% funds to be held at StanCOG   | \$40,305  |
| 7. Total of lines #1 through #6 above   | \$125,970 |

**NONMOTORIZED PROJECTS**  
**FY 2008/09**  
(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(h)).
- 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.

CLAIMANT: County of Stanislaus

**ANNUAL PROJECT AND FINANCIAL PLAN**  
**ROAD AND STREET PROJECTS FOR FY 2008/09**  
 (Use additional forms as necessary)

**TABLE 6**

<b>Briefly describe all proposed projects and indicate proposed project expenditures for right of way acquisition and the construction of road and street projects.</b>					
<b>Project Title &amp; Brief Description</b>	<b>Will this Project add new travel lanes? Yes or No</b>	<b>Will this Project use Federal Funds? Yes or No</b>	<b>Is this Project consistent with the RTP Yes or No</b>	<b>Total Project Cost</b>	<b>LTF Funds Utilized</b>
General Maintenance of Roads & Bridges	NO	NO	N/A	\$ 1,225,656	\$ 1,225,656
<b>TOTAL</b>				<b>1,225,656</b>	<b>1,225,656</b>

- |  |  |
|--|--|
| 1. LTF carryover applied towards FY 2008/09 Roads and Streets            | <input type="text"/>                   |
| 2. Interest earned on LTF carryover (required by State law)              | <input type="text"/>                   |
| 3. FY 2008/09 apportionment applied towards FY 2007/08 Roads and Streets | <input type="text" value="1,225,656"/> |
| 4. Total of 1, 2 and 3 above (must match total LTF in Table 4 above)     | <input type="text" value="1,225,656"/> |





City of Ceres • City of Hughson • City of Modesto • City of Newman • City of Oakdale • City of Patterson  
City of Riverbank • City of Turlock • City of Waterford • County of Stanislaus

May 14, 2009

TO: Diane Haugh, Stanislaus County Public Works  
FROM: Robin Whitehead, Budget & Grants Coordinator  
RE: Transportation Development Act (TDA)  
2008/09 Non-Transit Claim

At its meeting of May 13, 2009, the StanCOG Policy Board approved the County's non-transit claim for FY 2008/09. Attached is a copy of the adopting resolution, signed claim, and payment voucher #1 for your files.

If you have any questions, please give me a call at (209) 525-4647.

Attachments

cc: Julie Serrano, County Public Works  
v:\stancog\robin\TDA08-09\County non-transit approval 08-09

**STANISLAUS COUNCIL OF GOVERNMENTS  
RESOLUTION 08-57  
RESOLUTION ALLOCATING FY 2008/09 NON-TRANSIT TRANSPORTATION  
DEVELOPMENT ACT FUNDS TO THE COUNTY OF STANISLAUS**

WHEREAS, the Stanislaus Council of Governments (StanCOG) has been designated as the Transportation Planning Agency with the responsibility to administer the Transportation Development Act, and

WHEREAS, the claimant has submitted a transportation claim in conformance with all applicable rules and regulations, and

WHEREAS, StanCOG has adopted a Regional Transportation Plan which identifies transit needs which are reasonable to be met, with consideration to the size and location of identifiable groups likely to be dependent upon transit, the adequacy of both private and public services and potential alternatives, and

WHEREAS, StanCOG has held two public hearings and, after reviewing the findings, determined that there are no unmet transit needs that are reasonable to meet, within the jurisdiction of the County of Stanislaus,

NOW, THEREFORE, BE IT RESOLVED, that the following findings are substantiated by the Staff Report and other evidence presented to the Policy Board:

- (1) The claimant's proposed expenditures are in conformity with the Regional Transportation Plan.
- (2) The sum of the claimant's allocations from the Local Transportation Fund does not exceed the amount the claimant is eligible to receive during the fiscal year.
- (3) There are no unmet transit needs which are reasonable to meet within the jurisdiction.

BE IT FURTHER RESOLVED, that the allocations for the following purposes and amounts are approved:

<u>Purpose</u>	<u>Source</u>	<u>2008/09 Allocation</u>
Nonmotorized	LTF-99234	\$ 85,665 *
Streets	LTF-99400a	<u>1,225,656</u>
		<u>\$ 1,311,321</u>

\* \$40,305 of FY 2008/09 nonmotorized funds that were apportioned to the County are being held in reserve at StanCOG until such time that the County claims the money for a nonmotorized project.

BE IT FURTHER RESOLVED, that the Executive Director, or his/her designee, is authorized to issue an allocation instruction to the County Auditor and issue disbursement instructions to honor claimant invoices as funds become available.

The foregoing Resolution was introduced at a regular meeting of the Stanislaus Council of Governments on the 13th day of May, 2009. A motion was made and seconded to adopt the foregoing Resolution. Motion carried and the Resolution was adopted.

MEETING DATE: May 13, 2009

ATTEST:

  
\_\_\_\_\_  
VINCENT J. HARRIS, EXECUTIVE DIRECTOR

  
\_\_\_\_\_  
FARRELL JACKSON, CHAIR

**TRANSPORTATION DEVELOPMENT ACT  
LOCAL TRANSPORTATION FUND  
NON-TRANSIT CLAIM FOR FISCAL YEAR 2008/09**


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

FROM: Applicant: County of Stanislaus  
Address: 1010 10th Street, Suite 3500  
City: Modesto Zip: 95358  
Contact Person: Diane Haugh Phone: 209-525-7534  
E-mail Address: Diane.Haugh@Stancounty.com Fax: 209-525-6525

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 \$ 1,311,321 for fiscal year 2008/09, 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: 4/20/2009

**StanCOG Board of Directors:**

Date of approval: May 13, 2009

Resolution #: 08-57

  
StanCOG Approving Authority

Vincent Canales, Jr., Finance Director

**LOCAL TRANSPORTATION FUND  
NON-TRANSIT CLAIM  
FY 2008/09**

TABLE 1

1.	Planning, Local -PUC 99262/99402	\$	-
2.	Roads and Streets -PUC 99400 (a)	\$	1,225,656
3.	Nonmotorized - 2% LTF funds -PUC 99233.2/99234	\$	30,000
4.	Previously unallocated FY 2007/08 Nonmotorized 2% LTF funds held at StanCOG -- PUC 99233.2/99234	\$	55,665
5.	Nonmotorized - Other LTF funds * -PUC 99233.2/99234	\$	-
6.	<b>TOTAL CLAIM</b>	<b>\$</b>	<b>1,311,321</b>

++\$40,305 is to be held in reserve at StanCOG

<i>This table is to be filled out by StanCOG staff</i>		
<b>County of Stanislaus</b>		
<b>Total Non-Transit LTF available to be claimed:</b>		
FY 2008/09 Nonmotorized apportionment	\$	63,653
FY 2007/08 Nonmotorized supplemental	\$	6,652
Previously unallocated FY 2007/08 Nonmotorized held at StanCOG	\$	55,665
<b>Total 2% Nonmotorized available to be claimed at this time</b>	<b>\$</b>	<b>125,970</b>
FY 2008/09 Roads & Streets apportionment	\$	1,083,976
FY 2007/08 Roads & Streets supplemental	\$	90,422
FY 2006/07 Roads & Streets adjustment	\$	31,661
2008 Expenditure Plan Pay Back	\$	19,597
<b>Total Roads &amp; Streets available to be claimed at this time</b>	<b>\$</b>	<b>1,225,656</b>
<b>Total available to be claimed at this time</b>	<b>\$</b>	<b>1,351,626</b>

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

**NONMOTORIZED PROJECTS  
FY 2008/09**

(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		2006/07 ACTUAL EXPENDITURES	2007/08 ESTIMATED EXPENDITURES	2008/09 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 *				
	Woodworth Avenue Sidewalk		X				\$57,037	\$0	\$0	\$57,037
	Rouse Ave (Class B Ped)		X				\$42,425	\$0	\$0	\$42,425
	North Martin Luther King Street Impr.		X				\$0	\$0	\$55,665	\$55,665
	Howard Road Bike Trail	X					\$0	\$0	\$30,000	\$30,000
							\$0	\$0	\$0	\$0
TOTAL FUNDS APPROPRIATED TO PROJECTS							\$99,462	\$0	\$85,665	\$185,127

**TABLE 3  
BREAKDOWN BY CATEGORY**

RECORD LTF FUNDS ONLY							
	% of Total Expenditures	2004/05 Actual	2005/06 Actual	2006/07 Actual	2007/08 Estimate	2008/09 Claim	5 Year Total
Bicycle facilities	53.62%	\$244,347	\$0	\$0	\$0	\$30,000	\$274,347
Pedestrian facilities	46.38%	\$2,737	\$79,407	\$99,462	\$0	\$55,665	\$237,271
Preparation of Bicycle Plan	0.00%	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL AMOUNT OF BIKE/PEDE EXPENDITURES		\$247,084	\$79,407	\$99,462	\$0	\$85,665	\$511,618
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				
	2004/05	2005/06	2006/07	2007/08
Fiscal year beginning fund balance	\$165,425	\$0	\$0	\$0
Plus fiscal year 2% nonmotorized claim	\$81,659	\$79,407	\$99,462	\$0
Plus interest	\$0	\$0	\$0	\$0
Minus nonmotorized expenditures	(\$247,084)	(\$79,407)	(\$99,462)	\$0
Fiscal year ending fund balance	\$0	\$0	\$0	\$0

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

LTF FUNDS ONLY				
	2004/05	2005/06	2006/07	2007/08
Fiscal year beginning fund balance	\$1,172	\$472	\$1,697	\$5,240
Plus fiscal year 2% nonmotorized allocation	\$80,487	\$85,924	\$79,985	\$82,317
Plus interest	\$472	\$1,225	\$3,542	\$3,189
Minus nonmotorized disbursements	(\$81,659)	(\$85,924)	(\$79,985)	\$0
Fiscal year ending fund balance	\$472	\$1,697	\$5,240	\$70,748

- |   |           |
|---|-----------|
| 1. Prior year(s) LTF carryover held by jurisdiction applied towards FY 2008/09 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 2008/09 Nonmotorized 2% funds and FY 2007/08 supplemental Nonmotorized 2% funds applied towards FY 2008/09 projects (must match Page 2, Line 3) | \$30,000  |
| 4. Previously unallocated FY 2007/08 Nonmotorized funds held in reserve at StanCOG applied towards FY 2008/09 projects (must match Page 2, Line 4)        | \$55,665  |
| 5. New FY 2008/09 non-2% LTF funds applied towards Nonmotorized claim (must match Page 2, Line 5)   | \$0       |
| 6. New FY 2008/09 Nonmotorized 2% funds to be held at StanCOG   | \$40,305  |
| 7. Total of lines #1 through #6 above   | \$125,970 |

## NONMOTORIZED PROJECTS

FY 2008/09

(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(h)).
- 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 2008/09**  
 (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 & Bridges	NO	NO	N/A	\$ 1,225,656	\$ 1,225,656
<b>TOTAL</b>				<b>1,225,656</b>	<b>1,225,656</b>

1. LTF carryover applied towards FY 2008/09 Roads and Streets

2. Interest earned on LTF carryover (required by State law)

3. FY 2008/09 apportionment applied towards FY 2007/08 Roads and Streets

4. Total of 1, 2 and 3 above (must match total LTF in Table 4 above)

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

DEPT: Public Works *MA*

BOARD AGENDA # \*C-2

Urgent  Routine

AGENDA DATE May 5, 2009

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval of the Transportation Development Act Claim for Fiscal Year 2008/2009

STAFF RECOMMENDATIONS:

1. Approve the Fiscal Year 2008-2009 Transportation Development Act Claim.
2. Authorize the Director of Public Works to execute and submit the claim to the Stanislaus Council of Governments (StanCOG).
3. Amend the Stanislaus County Bicycle Transportation Plan to include the Howard Road Bike Trail.

FISCAL IMPACT:

Local Transportation Funds (LTF) are utilized to fund routine road and bridge maintenance (\$1,225,656) and non-motorized projects (North Martin Luther King Drive \$55,665 and Howard Road Bike Trail \$30,000). These funds were included in Public Works' Road & Bridge Operations Fiscal Year 2008-2009 budget.

BOARD ACTION AS FOLLOWS:

No. 2009-299

On motion of Supervisor Monteith Seconded by Supervisor Chiesa  
and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

4) \_\_\_\_\_ Other:

MOTION:

ATTEST:

*Christine Ferraro*  
CHRISTINE FERRARO TALLMAN, Clerk

File No.



**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 county's 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. Routine maintenance includes but is not limited to, paving, crack sealing, grading, etc. 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;
2. Identify the dollar amount claimed for Local Transportation Funds; and,
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. A portion of this year's allotment (\$40,305) of non-motorized funds will be held in reserve for use in the 2009-2010 Fiscal Year.

The non-motorized funds will be used to fund the street improvements of the west half of North Martin Luther King Drive located north of Briggs Avenue and South of California Avenue. Non-motorized funds will also be used to fund the design and construction of the Howard Road Bike Trail which is a two lane bike trail on Howard Road from Highway 33 to Grayson School. In order to be eligible for the use of the non-motorized funds, the Howard Road Bike Trail must be included in Stanislaus County's Bicycle Transportation Plan.

**POLICY ISSUES:**

The Board should consider if this action is consistent with its 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.

Approval of the Transportation Development Act Claim for Fiscal Year 2008-2009

**STAFFING IMPACT:**

There are no staffing impacts associated with this item.

JS:jg  
L:\Janelle\BOARD ITEMS\LTF Item

Balance Type Actual  
 Database FMS11IDB.CO.STANISLAUS.CA.US.PROD  
 Set of Books County of Stanislaus

Category	* List - Text	Transfer
Source	* List - Text	
Currency	* List - Text	USD
Accounting Date	* List - Date	05/14/09
Batch Name	Text	
Journal Name	Text	SCOG RRW 05/14/09
Journal Description	Text	Cnty Non-transit #1
Journal Reference	Text	

Upl	Fund	Org	Acc't	GL Proj	Loc	Misc	Other	Debit	Credit	Line Desc	Messages
4	7	5	7	6	6	5					
Rb	6331	0064100	66400	0000000	000000	000000	00000	90,422.00		SCOG/CNTY STREET	
Rb	7701	0000000	02400	0000000	000000	000000	00000	19,597.00		SCOG Deferred Rev	
Rb	6331	0000000	02010	0000000	000000	000000	00000	31,661.00		Street Acct Payable	
Rb	1101	0040300	11800	0000000	000000	000000	00000		141,680.00	PW STREET ACCT	
Rb	6473	0064100	66403	0000000	000000	000000	00000	125,970.00		SCOG/CNTY NONMOTOR	
Rb	1102	0040320	11810	0000000	000000	000000	00000		125,970.00	PW NONMOTOR ACCT	
<b>Totals:</b>								<b>267,650.00</b>	<b>267,650.00</b>		

Explanation: Cnty Non-transit #1

Departments Outside Auditors' Office		Date Entry	Auditors Office Only	
Prepared by <i>Robine Whitehead</i>	Supervisor's Approval <i>[Signature]</i>	Keyed by	Prepared By	Approved By
05/14/09	05/14/09	Date	Date	Date