

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

DEPT: Public Works CP

BOARD AGENDA # *C-1

Urgent Routine

AGENDA DATE December 10, 2013

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval of the Transportation Development Act-Local Transportation Fund Claim for Fiscal Year 2013-2014 Other Purposes

STAFF RECOMMENDATIONS:

1. Approve the Transportation Development Act-Local Transportation Fund Claim for Fiscal Year 2013-2014 Other Purposes and Supplemental Claim for Fiscal Year 2012-2013.
2. Authorize the Director of Public Works to execute and submit the claim to the Stanislaus Council of Governments (StanCOG).

FISCAL IMPACT:

On approval of the claim, Stanislaus County Public Works will receive \$1,888,971 of Local Transportation Funds (LTF). This is comprised of the Fiscal Year 2012-2013 Other Purposes supplemental amount of \$466,718 and the Fiscal Year 2013-2014 Other Purposes amount of \$1,422,253. These funds are included in the current fiscal year's Road Operations budget. The total non-motorized available funding is \$82,429 and will be combined with prior years non-motorized funds being held in reserve at StanCOG for future County bicycle and/or pedestrian projects. With this addition the total held in reserve at StanCOG will now be \$211,404.

BOARD ACTION AS FOLLOWS:

No. 2013-608

On motion of Supervisor Monteith, Seconded by Supervisor De Martini

and approved by the following vote,

Ayes: Supervisors: O'Brien, Monteith, De Martini and Chairman Chiesa

Noes: Supervisors: None

Excused or Absent: Supervisors: Withdraw

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.

Approval of the Transportation Development Act-Local Transportation Fund Claim for Fiscal Year 2013-2014 Other Purposes

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 are used to fund routine road and bridge maintenance and non-motorized projects. 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 LTF (\$1,888,971).
3. Authorize the individual, by title, to submit the claim to StanCOG.

The majority of the LTF funds, \$1,250,000, will be used for the 2014 Chip Seal Program. The project will chip seal approximately 100 miles of existing County roadways with polymer asphalt rejuvenation emulsion and rock chips. The emulsion will seal cracks in the road and prevent moisture from seeping under the pavement. The rock chips will improve the skid resistance and driving surface of the road. The chip seal treatment is anticipated to add up to 10 years to the life of the road. The remaining \$638,971 will be used for routine road and bridge maintenance.

Section 99233.3 of the Public Utilities Code requires that 2% of identified funds be used for non-motorized purposes. This amount is calculated from the base annual apportionment, as approved by the StanCOG Policy Board. Prior to the non-motorized calculation, the base apportionment is reduced by previously authorized amounts for TDA Administration and Planning. Two percent of the remaining allocation is then distributed to local agencies based on that agencies population percentage. 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.

The total non-motorized available funding is \$82,429 and will be combined with prior years non-motorized funds being held in reserve at StanCOG for future County bicycle and/or pedestrian projects. With this addition the total held in reserve at StanCOG will now be \$211,404.

Approval of the Transportation Development Act-Local Transportation Fund Claim for Fiscal Year 2013-2014 Other Purposes

POLICY ISSUES:

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.

CONTACT PERSON:

Matt Machado, Public Works Director. Telephone: (209) 525-4130.

JAS:sj

H:\CLERICAL\Board Items\2013\LTF\12.10.13 LTF 2013-14 Claim

**TRANSPORTATION DEVELOPMENT ACT
LOCAL TRANSPORTATION FUND
CLAIM FOR FISCAL YEAR 2013/14 OTHER PURPOSES**

TO: Stanislaus Council of Governments
1111 I Street, Suite 308
Modesto, CA 95354

FROM: Applicant: County of Stanislaus
Address: 1716 Morgan Road
City Modesto Zip: 95358
Contact Person: Diane K Haugh Phone: 209-525-4100
E-mail Address: Diane.haugh@stancounty.com Fax: 209-541-2511

The County of Stanislaus hereby requests, in accordance with the Transportation Development Act and applicable rules and regulations, that its claim for other purposes be approved in the amount of \$ 1,888,971 for fiscal year 2013/14, 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: _____

StanCOG Board of Directors:

Date of approval: _____

Resolution #: _____

StanCOG Approving Authority
Vincent Canales, Jr., Finance Director

**LOCAL TRANSPORTATION FUND
CLAIM FOR OTHER PURPOSES
FY 2013/14**

TABLE 1

1.	Planning, Local --PUC 99262/99402	\$ -
2.	Transit _____ *	\$ -
3.	Streets and Roads --PUC 99400 (a)	\$ 1,888,971
4.	Nonmotorized - 2% LTF funds --PUC 99233.2/99234	\$ -
5.	Nonmotorized - Other LTF funds --PUC 99233.2/99234	\$ -
6.	TOTAL CLAIM	\$ 1,888,971

This table is to be filled out by StanCOG staff

County of Stanislaus**Total LTF available to be claimed for other purposes:**

FY 2013/14 Nonmotorized apportionment	\$ 75,985
FY 2012/13 Nonmotorized supplemental	\$ 6,444
Prior year Nonmotorized funds held in reserve @ StanCOG	\$ 128,975
Total 2% Nonmotorized	\$ 211,404
FY 2013/14 Other Purposes apportionment	\$ 1,422,253
FY 2012/13 Other Purposes supplemental	\$ 466,718
Total Other Purposes	\$ 1,888,971
Total available to be claimed at this time	\$ 2,100,375

* If you have proposed transit expenditures, please fill in the appropriate PUC Code.

**NONMOTORIZED PROJECTS
FY 2013/14**

(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		2011/12 ACTUAL EXPENDITURES	2012/13 ESTIMATED EXPENDITURES	2013/14 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 *				
	Safe Route to School - Sutter Avenue		X				\$0.00	\$23,521	\$0.00	\$23,521
							\$0.00	\$0	\$0.00	\$0
							\$0.00	\$0	\$0.00	\$0
							\$0.00	\$0	\$0.00	\$0
							\$0.00	\$0	\$0.00	\$0
TOTAL FUNDS APPROPRIATED TO PROJECTS							\$0.00	\$23,521	\$0.00	\$23,521

**TABLE 3
BREAKDOWN BY CATEGORY**

RECORD LTF FUNDS ONLY							
	% of Total Expenditures	2009/10 Actual	2010/11 Actual	2011/12 Actual	2012/13 Estimate	2013/14 Claim	5 Year Total
Bicycle facilities	87.24%	\$0.00	\$160,787	\$0	\$0	\$0	\$160,787
Pedestrian facilities	12.76%	\$0.00	\$0	\$0	\$23,521	\$0	\$23,521
Preparation of Bicycle Plan	0.00%	\$0.00	\$0	\$0	\$0	\$0	\$0
TOTAL AMOUNT OF BIKE/PED EXPENDITURES		\$0.00	\$160,787	\$0	\$23,521	\$0	\$184,308
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				
	2009/10	2010/11	2011/12	2012/13
Fiscal year beginning fund balance	\$0.00	\$0	\$0	\$0
Plus fiscal year 2% nonmotorized claim	\$0.00	\$160,787	\$0	\$23,521
Plus interest	\$0.00	\$0	\$0	\$0
Minus nonmotorized expenditures	\$0.00	(\$160,787)	\$0	(\$23,521)
Fiscal year ending fund balance	\$0.00	\$0	\$0	\$0

- | | |
|---|-----------|
| 1. Prior year(s) LTF carryover held by jurisdiction applied towards FY 2013/14 Nonmotorized claim (TABLE 4) | \$0 |
| 2. Interest earned on previously paid LTF funds held by jurisdiction (required by State law) (TABLE 4) | \$0 |
| 3. FY 2013/14 Nonmotorized 2% funds applied towards FY 2013/14 projects (must match Page 2, Line 4) | \$0 |
| 4. FY 2013/14 Other LTF funds applied towards Nonmotorized claim (must match Page 2, Line 5) | \$0 |
| 5. FY 2013/14 Nonmotorized 2% funds to be held at StanCOG | \$211,404 |
| 6. Total of lines #1 through #5 above | \$211,404 |

SEE PAGE 3b FOR NONMOTORIZED REGULATIONS/POLICIES AND NOTES

NONMOTORIZED PROJECTS
FY 2013/14
(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:

- * 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
PROJECTS FOR OTHER PURPOSES
FY 2013/14**

(Use additional forms as necessary)

TABLE 5

Briefly describe all proposed projects and indicate proposed project expenditures					
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
2014 Chip Seal Program	N	N	N/A	\$ 1,250,000	\$ 1,250,000
General Maintenance of Road and Bridges	N	N	N/A	\$ 638,971	\$ 638,971
TOTAL				1,888,971	1,888,971

- | | |
|---|-----------|
| 1. LTF carryover applied towards FY 2013/14 Other Purposes | - |
| 2. Interest earned on LTF carryover (required by State law) | - |
| 3. FY 2013/14 apportionment applied towards FY 2013/14 Other Purposes | 1,888,971 |
| 4. Total of Lines 1, 2 and 3 above | 1,888,971 |