

**NORTH COUNTY CORRIDOR
EXPRESSWAY TRANSPORTATION AUTHORITY**

ITEM: 6-C REVISED ITEM

SUBJECT:

Approval of Budget for the North County Corridor Transportation Expressway Authority

STAFF RECOMMENDATIONS:

1. Approve the budget for the North County Corridor Transportation Expressway Authority of \$2,058,072 for Fiscal Year 2009-2010.

FISCAL IMPACT:

Funding for the North County Corridor Transportation Expressway is anticipated from the State Transportation Improvement Program (STIP) and Regional Transportation Impact Fees (RTIF).

DISCUSSION:

The North County Corridor Transportation Authority was formed for the purpose of completing Project Approval and Environmental Documentation (PA/ED), developing a preferred alternative that will be used to establish a precise alignment for the North County Corridor.

Section 10. Budget of the Joint Exercise of Powers Agreement (Agreement) for Route Adoption of the North County Corridor Transportation Expressway states: "Within 60 days of the execution of this Agreement, the Authority by unanimous consent shall adopt a budget to operate the Authority until June 30, 2009. By March 1, 2009, and each year thereafter, the Authority shall adopt a budget for the coming fiscal year and transmit to each Participant their coming fiscal year obligation."

The requested budget for the period of July 2009 through June 2010 (Fiscal Year 2009-2010) is \$1,770,772. Attachment "A" details the anticipated costs associated with the PA/ED. The Project is funded through the State Transportation Improvement Program (STIP) and Public Facility Fees (PFF). Public Facility Fees in the amount of \$4,900,000 were received in Fiscal Year 2008-2009 and approximately \$3.6 million remains in fund balance. It is anticipated that STIP monies will be received FY 09/10 to backfill PFF monies spent in FY08/09. This is per an AB872 agreement with Caltrans.

Staff is proposing additional expenditures for FY09/10 to cover the cost of outside legal services. See Attachment "A". The scope of this work will be to review environmental documents on a time and material basis by legal expertise in the field of land use law.

The NCC alignment continues to be heavily debated among local landowners. This effort is to insure that the environmental process is completed in an appropriate manner.

As stated in the Joint Exercise of Power Agreement, Section 9: Staff resources of each party, as well as resources available from other public agencies will be used to the maximum extent feasible to complete the objectives of the Agreement. When approved by the Board, in-kind services reflected in the Authority Budget that may be provided by an individual party may be credited towards that party's commitment, provided that the in-kind service is directly connected to the Agreement's Scope of Work. Credit to an individual party's commitment for in-kind services will be based upon the participant's actual cost of work computed using a charge out rate recognized by the participant and approved in advance by the Board. Staff participation in meeting such as the Board of Directors and Technical Advisory committee are not considered an in-kind service eligible for credit towards the party's commitment and are not included, except when County or designated City staff or their agents act as a direct staff to the Authority.

Section 12 of the Agreement addresses each Participant depositing their share of funds into the Authority's account after adoption of the annual budget. As full funding in the form of STIP and RTIF is anticipated, no direct funds are required from Participants at this time.

Budget Cycle	Projected Fiscal Year 08-09	Proposed Budget Fiscal Year 09-10
<u>Fund Balance</u>	3,613,684	5,054,110
<u>Revenues</u>		
Account		
17000 Interest Revenue	84,828	90,000
27600 STIP		3,121,198
31420 Public Facility Fee	4,900,000	0
Total Estimated Revenue	4,984,828	3,211,198
<u>Expenditures</u>		
Account		
61000 Liability Insurance	3,000	0
63100 Annual Audit	5,200	5,200
63280 Contract	1,180,194	1,600,000
63640 Legal Services (external)		20,000
64600 Project Management	133,060	135,000
66280 Miscellaneous supplies	0	2,500
74250 County Counsel Services	7,856	8,000
74301 Funds>Auditor's Dept	34	72
Total Budgeted Expenditures	1,329,344	1,770,772
	Contribution to fund balance	1,440,426