

STAFF REPORT

SUBJECT: Fiscal Year 2017-18 Transportation Development Act (TDA) Claim from the City of Tracy

RECOMMENDED ACTION: Motion to Endorse Executive Director's Action Approving the Claim and Adopt Resolution #R-18-44 that Documents Board Actions

DISCUSSION:



The City of Tracy has submitted a Transportation Development Act (TDA) Claim for Fiscal Year 2017-18. The total claim is for \$7,848,902 in Local Transportation Funds (LTF), including \$4,765,000 of previous year's unclaimed and \$85,279 in STA funds, which includes \$76,500 of previous year's unclaimed.

To summarize, the City of Tracy's TDA claim is for the following purposes and amounts:

Local Transportation Fund/State Transit Assistance

TOTAL LTF FUNDS CLAIMED by TRACY	\$7,934,181
Less: Unexpended Carryover/Planning & Admin.	<u>(\$100,584)</u>
Net Funds Due to TRACY	<u>\$7,833,597</u>

<u>Local Transportation Funds</u>	
Pedestrian/Bicycle Article 3 (99234)	\$74,897
Roads & Streets Article 8 99400(a) Current Year Allocation	\$3,207,870
Article 8 99400(c) Contractor Operating Current Year Allocation	\$84,980
Article 8 99400(c) Contractor Operating Previous Year's Unclaimed Allocation	\$3,932,338
Article 8 99400 (e) Contractor Capital	\$448,233
TDA Administration	\$100,584

<u>State Transit Assistance Funds</u>	
CCR Section 6730 (a) Capital Current Year Allocation	\$8,779
CCR Section 6730 (a) Capital Previous Year's Unclaimed Allocation	\$76,500

The amounts being claimed are available, and the intended claim purposes are eligible expenses. A review of the most recent fiscal and compliance audit for the City of Tracy revealed nothing which would preclude approving the present allocations.

The Transportation Development Act requires that the Board make specific findings before allocating TDA funds. These findings, as they apply to the City of Tracy, are identified in the resolution to approve the claim. In the opinion of the Executive Director, these findings have all been met.

The Executive Director has approved the claim subject to SJCOG Board endorsement. It is recommended that the SJCOG Board endorse the Executive Director's action.

FISCAL IMPACT:

None to COG. This claim represents a significant source of funding for transit services for the City of Tracy and also represents a substantial revenue source for local streets and roads and bicycle and pedestrian projects.

Failure or delay in approving this claim will impact the City of Tracy's ability to pay for transit services and fund its pedestrian and bicycle program.



RESOLUTION SAN JOAQUIN COUNCIL OF GOVERNMENTS

R-18-44

RESOLUTION ALLOCATING LOCAL TRANSPORTATION FUNDS TO THE CITY OF TRACY

WHEREAS, the San Joaquin Council of Governments is the regional transportation planning agency; and

WHEREAS, under law and regulation in the Public Utilities Code, Sections 99230 and 99235, and California Administrative Code, Sections 6659, 6752 and 6753, the San Joaquin Council of Governments is authorized to accept claims against and make allocations from the San Joaquin County Local Transportation Fund (LTF) and State Transit Assistance (STA) Fund; and

NOW THEREFORE, BE IT RESOLVED that Tracy be allocated for fiscal year 2017-2018 the indicated amounts for the indicated purposes:

TRACY FISCAL YEAR 2017-2018 TDA CLAIM AMOUNTS AND PURPOSES		
Fund	Amount	Purpose
LTF	\$84,980	Article 8 Contractor Operating (PUC 99400(c))
LTF	\$3,932,338	Article 8 Contractor Operating (PUC 99400(c)) Previous Year's Unclaimed
LTF	\$448,233	Article 8 (99400 (e)) Contractor Capital
LTF	\$74,897	Pedestrian and Bicycle: Article 3 (PUC 99234)
LTF	\$3,207,870	Roads & Streets: Article 8 (99400 (a))
LTF	\$100,584	LTF TDA Administration
STA	\$8,779	CCR Section 6730 (a)
STA	\$76,500	CCR Section 6730 (a) Previous Year's Unclaimed
Total Less:	\$7,934,181 (\$100,584) <u>\$7,833,597</u>	Total LTF/STA claimed TDA Administration & Unexpended Carryover Net LTF funds to be disbursed to City of Tracy

BE IT FURTHER RESOLVED that these funds, less unexpended carryover will be paid to the claimant quarterly when sufficient funds become available and are deposited with the San Joaquin County Treasurer.

BE IT FURTHER RESOLVED THAT the following findings have been made by this Board in accordance with the Public Utilities Code, Division 10., Part 11, Article 8, Section 99400(c) and 99401.6 and California Code of Regulations, Title 21, Chapter 3, Subchapter 2.5, Section 6754:

1. The transportation services contracted for under Article 8 (99400 (c) of this claim responds to a transportation need not otherwise being met within the claimants' jurisdictions.
2. The claimant's proposed expenditures are in conformity with the Regional Transportation Plan.
3. The claimant's are making full use of federal funds available under the Urban Mass Transportation Act of 1964, as amended.
4. The sum of the claimant's allocation from State Transit Assistance Fund and from the Local Transportation Fund does not exceed the amount the claimant is eligible to receive during the fiscal year.
5. Priority consideration has been given to claims to offset reductions in federal operating assistance and the unanticipated increase in the cost of fuel, to enhance existing public transportation services, and to meet high priority regional, countywide, or area wide public transportation needs.
6. The San Joaquin Council of Governments has reviewed its most recent analysis of Unmet Transit Needs and determined there are no unmet needs that are reasonable to meet.
7. Further, more than 20 days have elapsed since the Department of Transportation acknowledged receipt of San Joaquin Council of Governments most recent Unmet Transit Needs findings.
8. The level of passenger fares and charges is sufficient to enable the operator or transit service claimant to meet their fare revenue and match requirements of Public Utilities Code Sections 99268.2, 99268.3, 99268.4, 99268.5, and 99268.9, as they may be applicable to the claimant.
9. Claimants who are transit operators have made a reasonable effort to implement the productivity improvements recommended pursuant to Public Utilities Code Section 99244. Documentation of these efforts is reflected in the minutes of the annual productivity improvement committee

meetings. Productivity improvements include transit system planning, marketing and public information efforts, and use of ad hoc committees composed of transit riders for direct feedback on productivity improvements.

10. Each transit operator has received certification from the Department of the California Highway Patrol, within the last thirteen months, that it is in compliance with Section 1808.1 of the Vehicle Code, as required in Public Utilities Code Section 99251.
11. Each transit operator is in compliance with the eligibility requirements of Public Utilities Code Section 99314.6 and 99314.7.

PASSED AND ADOPTED this 24th day of May 2018, to wit:

AYES:

NOES:

ABSENT:

KATHERINE MILLER
Chairman