

STAFF REPORT

SUBJECT: Fiscal Year 2018-19 Revised Transportation Development Act (TDA) Claim from the County of San Joaquin

RECOMMENDED ACTION: Motion to Endorse Executive Director's Action Approving the Claim and Adopt Resolution #R-19-31 that Documents Board Actions

DISCUSSION:



The County of San Joaquin has submitted a Revised Transportation Development Act (TDA) Claim for Fiscal Year 2018-19. The total claim is for \$1,933,083 in Local Transportation Funds (LTF), which includes \$14,000 in previous year's unclaimed apportionment (this corrects the previous claim that was for \$140,000 in previous year's unclaimed which included a typo with an extra zero) and \$1,791,358 in unexpended carryover; The County of San Joaquin is not an STA claimant.

To summarize, San Joaquin County's TDA claim is for the following purposes and amounts:

Local Transportation Fund

TOTAL LTF FUNDS CLAIMED by the COUNTY	\$1,933,083
Less: Unexpended Carryover/Planning & Admin.	<u>(\$1,791,358)</u>
Net Funds Due to COUNTY	<u>\$141,725</u>

<u>Local Transportation Funds</u>	
Pedestrian/Bicycle Article 3 (99234) Current Year Allocation	\$127,725
Pedestrian/Bicycle Article 3 (99234) Previous Year's Unclaimed**	\$14,000
Pedestrian/Bicycle Article 3 (99234) Unexpended Carryover*	\$318,926
Roads & Streets Article 8 99400(a) Unexpended Carryover	\$1,472,432

***Unexpended Carryover:** Unexpended Carryover are funds which were paid to the claimant in a previous fiscal year, but not spent. The claimant needs to reclaim to use in current fiscal year.

**** Previous Year's Unclaimed:** Previous Year's Unclaimed are funds apportioned in a previous fiscal year, but not claimed against. These funds will remain in the claimant's fund accruing interest until the claimant files a claim to use the funds.

A review of the most recent fiscal and compliance audit for San Joaquin County revealed nothing that would preclude approving the present allocation. The Transportation Development Act requires that the Board makes specific findings before allocating TDA funds. These findings, as they apply to the County of San Joaquin, are identified and stated in the resolution to approve the claim. In the opinion of the Executive Director, these findings have all been met.

It is recommended that the COG Board endorse the Executive Director's action approving the Fiscal Year 2018-19 Transportation Development Act Claim.

FISCAL IMPACT

None to the Council of Governments. This claim represents a significant source of funding for pedestrian and bicycle and roads and streets projects for the County of San Joaquin.



RESOLUTION
SAN JOAQUIN COUNCIL OF GOVERNMENTS

R-19-31

**RESOLUTION ALLOCATING LOCAL TRANSPORTATION FUNDS
TO THE COUNTY OF SAN JOAQUIN BASED UPON
2018-2019 REVISED TDA CLAIM**

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

WHEREAS, the above cited laws and regulations require that certain details be specified in the adopting resolution; and,

NOW THEREFORE, BE IT RESOLVED that the County of San Joaquin be allocated for fiscal year 2018-19 the indicated amounts for the indicated purposes:

SAN JOAQUIN COUNTY 2018-19 TDA CLAIM <u>REVISED</u>		
Fund	Amount	Purpose
LTF	\$127,725	Pedestrian and Bicycle Article 3 (PUC 99234)
LTF	\$14,000	Pedestrian and Bicycle Article 3 (PUC 99234) Previous Year's Unclaimed
LTF	\$318,926	Pedestrian and Bicycle Article 3 (PUC 99234) Unexpended Carryover
LTF	\$1,472,432	Roads & Streets – Art. 8 (PUC 99400(a)) – Unexpended Carryover
Total TDA Claimed Less: Net Funds Due:	\$1,933,083 <u>(\$1,791,358)</u> <u>\$141,725</u>	Total LTF Funds claimed by the County Unexpended Carryover/Planning & Admin. Net TDA Funds to be paid to County

BE IT FURTHER RESOLVED that these funds, less unexpended carryover will be paid to the claimant 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 claimants 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 27th day of June 2019, to wit:

AYES:

NOES:

ABSENT:

ROBERT RICKMAN
Chair



SAN JOAQUIN
— COUNTY —
Greatness grows here.



Department of Public Works

Kris Balaji, Director of Public Works

Fritz Buchman, Deputy Director/Development

Alex Chetley, Interim Deputy Director/Engineering

Jim Stone, Deputy Director/Operations

Kristi Rhea, Manager of Strategic Initiatives

May 28, 2019

Board of Supervisors
44 North San Joaquin Street, Suite 627
Stockton, California 95202

Dear Board Members:

APPROVAL OF THE REVISED 2018-2019 TRANSPORTATION DEVELOPMENT ACT
CLAIM FOR BICYCLE AND PEDESTRIAN WAYS AND STREETS AND ROADS
IN THE AMOUNT OF \$1,933,083
(ALL DISTRICTS)

RECOMMENDATION:

It is recommended that the Board of Supervisors, by Board Order, authorize and direct the Chair of the Board of Supervisors to sign the revised 2018-2019 Transportation Development Act (TDA) Claim for revenues through the Local Transportation Fund (LTF) in the amount of \$1,933,083 for bicycle and pedestrian ways, and for streets and roads.

REASONS FOR RECOMMENDATION:

On March 2, 2019, your Board authorized and directed the Chair of the Board to sign the 2018-2019 TDA claim (B-19-205) for bicycle and pedestrian ways and streets and roads in the amount of \$2,059,083. The claim amount is based upon the LTF and is allocated annually by the San Joaquin County Council of Governments (COG). Unfortunately, the amount of the claim provided by COG was incorrect due to a typographical error. Therefore, a revised 2018-2019 TDA claim, in the amount of \$1,933,083, requires the Chair's signature. Both current and proposed Public Works projects are unaffected by this revised claim.

The LTF is one of two major sources of funding for public transportation provided under the TDA that was established in 1971. Revenues to the LTF are derived from one-quarter cent of the retail sales tax collected in San Joaquin County (County) and are returned by the State Board of Equalization to the County according to the amount of tax collected within the County. The amount of funding allowed for transit safety through our bicycle and pedestrian projects is two percent of the total LTF funds.

Board of Supervisors

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Approval of the Revised 2018-2019 Transportation Development Act Claim for Bicycle and Pedestrian Ways and Streets and Roads in the Amount of \$1,933,083. (All Districts)

LTF funds are allocated annually by COG as specified in the TDA. These funds are split between the County and its seven Cities, based on population. A claim for LTF funds must be processed through the Board of Supervisors annually and submitted to COG. These funds are utilized by the County for Americans with Disabilities Act (ADA) upgrades to pedestrian facilities, repairs to existing sidewalks, construction and maintenance of bike facilities, and for maintenance of the County road network.

The 2018-2019 TDA Claim includes pedestrian/bicycle apportionment of \$127,725 in new funds. There are \$14,000 unclaimed apportionments from the previous year. The 2018-2019 TDA Claim also includes \$1,791,358 in unspent prior year funds, which must be reclaimed. The total TDA Claim amount is \$1,933,083. The Department of Public Works staff programs LTF funds to partially support projects for construction and maintenance of local streets and roads, which facilitate transit use, and improve its safety. This includes specific project needs for sidewalks, ADA compliance (ramps and other specifications), bike facilities, drainage and other project costs for conforming to existing transit facilities.

Public Works projects underway include \$648,000 for ADA compliance (Sidewalk Accessibility Improvements 2017-2018) and approximately \$102,000 for the 2017-2018 Sidewalk Repair Program. Projects to be constructed in Spring Fiscal Year 2018-2019 include Sidewalk Accessibility Improvements 2018-2019 (\$878,000), 2016-2017 Sidewalk Repair Program (\$135,000), and 2018-2019 Sidewalk Repair Program (\$100,000). These projects constitute 96 percent of available funds programmed with the remaining funds anticipated to be programmed in Fiscal Year 2019-2020.

FISCAL IMPACT:

Cost to the County consists of Public Works staff processing time for the 2018-2019 TDA Claim, which is paid from the Road Fund Budget.

ACTION TO BE TAKEN FOLLOWING APPROVAL:

The Clerk of the Board of Supervisors will return two signed originals of the 2018-2019 TDA Claim to the Department of Public Works for submittal to COG for approval and funding. Upon approval by the COG Board, COG will return one executed original to be filed with the Clerk of the Board of Supervisors, and one executed original to the Department of Public Works. COG will then prepare a service and stores fund transfer (SST) to transfer claimed amount to Public Works. Upon receipt of the SST, staff will complete the SST with applicable account distribution and forward to the office of the Auditor-Controller to transfer funds into the County Treasury.

Sincerely,



Board of Supervisors -3-
Approval of the Revised 2018-2019 Transportation Development Act Claim for Bicycle and Pedestrian Ways and Streets and Roads in the Amount of \$1,933,083. (All Districts)

KRIS BALAJI, PMP, P.E.
Director of Public Works

KB:AW:mk
FS-19B040-M2

c: Auditor-Controller

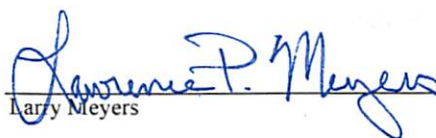
Board Clerk
June 11, 2019 Agenda

Reviewed by County Administrator's Office:

Reviewed by County Counsel's Office:


Mo Hafez

5/28/2019


Larry Meyers

5/28/2019

Before the Board of Supervisors

County of San Joaquin, State of California

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BOARD ORDER APPROVING THE REVISED 2018-2019 TRANSPORTATION
DEVELOPMENT ACT CLAIM FOR BICYCLE AND PEDESTRIAN WAYS AND STREETS
AND ROADS

THIS BOARD OF SUPERVISORS DOES HEREBY authorize and direct the Chair of the Board of Supervisors to sign the revised 2018-19 Transportation Development Act Claim, a copy of which is on file with the Clerk of the Board, for revenues through the Local Transportation Fund in the amount of \$1,933,083 for bicycle and pedestrian ways and for the streets and roads.

I HEREBY CERTIFY that the above order was passed and adopted on by the following vote of the Board of Supervisors, to wit:

MOTION:

AYES:

NOES:

ABSENT:

ABSTAIN:



Clerk of the Board of Supervisors
County of San Joaquin,
State of California

By _____
Deputy Clerk