



**SACOG Board of Directors**

May 29, 2008

**Transportation Development Act Claims: Cities of Davis, Elk Grove, Sacramento, Live Oak, West Sacramento, Sutter County, Paratransit Inc., and SRTD**

**Issue:** The Transportation Development Act provides that cities, counties, and transit operators are eligible to receive certain funds for transportation purposes and street and road projects. The funds are made available from sales tax receipts. The City of Davis has filed an Amended Transportation Development Act claim for FY 2006-07. The cities of Live Oak and Sacramento and the County of Sutter have filed Transportation Development Act claims for FY 2007-08. The Sacramento Regional Transit District has filed an Amended FY 2007-08 and a FY 2008-09 claims. The City of Elk Grove has filed an Amended FY 2007-08 claim. Paratransit Inc. and the City of West Sacramento have filed FY 2008-09 claims.

**Recommendation:** That the Board approve by resolution the following Transportation Development Act claims.

- |   |                          |
|---|--------------------------|
| 1. City of Davis in the amount of \$4,132,311 (FY 2006-07)                        | Resolution No. 37 – 2008 |
| 2. City of Elk Grove in the amount of \$608,997 (FY 2004-05, 2005-06 and 2007-08) | Resolution No. 38 – 2008 |
| 3. City of Sacramento in the amount of \$314,051 (FY 2007-08)                     | Resolution No. 39 – 2008 |
| 4. County of Sutter in the amount of \$936,559 (FY 2007-08)                       | Resolution No. 40 – 2008 |
| 5. City of Live Oak in the amount of \$342,990 (FY 2007-08)                       | Resolution No. 41 – 2008 |
| 6. Paratransit Inc. in the amount of \$1,730,882 (FY 2008-09)                     | Resolution No. 42 – 2008 |
| 7. City of West Sacramento in the amount of \$812,654 (FY 2008-09)                | Resolution No. 43 – 2008 |
| 8. SRTD in the amount of \$41,158,761 (FY 2007-08)                                | Resolution No. 44 – 2008 |
| 9. SRTD in the amount of \$51,325,947 (FY 2008-09)                                | Resolution No. 45 – 2008 |

**Discussion:** These funds will be used for various purposes as authorized by law in the amounts shown on the resolutions. The claims have been reviewed by staff and found to be in compliance with the Transportation Development Act, consistent with the Metropolitan Transportation Plan and the appropriate Unitrans, Yolo County Transportation District, and Yuba Sutter Transit Authority, Regional Transit, and City of Elk Grove Short Range Transit Plans. The claims also comply with the appropriate unmet transit needs findings resolution for the City of Davis, the Sacramento Regional Transit District, the City of Elk Grove, the City of West Sacramento, the City of Live Oak and the County of Sutter that were adopted by the SACOG Board on July 20, 2006; July 19, 2007; and March 20, 2008. Current Board policy calls for routine Transportation Development Act allocations to cities and counties to come directly to the Board without review by a committee.

The resolution for the Sacramento Regional Transit District claim authorizes the Executive Director to approve preparation of allocation instructions after receipt of the RT Board resolution authorizing the filing of the FY 2008-09 claim.

Approved by:

Mike McKeever  
Executive Director

MM:EC:gg  
Attachments

Key Staff: James E. Brown, Supervising Senior Planner, (916) 340-6221  
Barbara VaughanBechtold, Associate Planner, (916) 340-6226  
Edward Coviello, Assistant Planner, (916) 340-6223  
Daphne Chavarria, Acting Accountant III, (916) 340-6245  
Stacy Niccum, Acting Accountant III, (916) 340-6243

cc: Raquel Chavarria, City of Elk Grove  
Maureen Ring, Sacramento Regional Transit District  
Gail Buller, City of Davis  
Geoff Straw, Unitrans  
Terry Bassett, Yolo County Transportation District  
Keith Martin, Yuba Sutter Transit Authority  
Steve Robinson-Burmester, Paratransit Inc  
Jay Proffitt, City of Sacramento  
Douglas Gault, County of Sutter  
Michael Bohlander, City of Live Oak  
Greg Fabun, City of West Sacramento

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**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 37 – 2008**

**APPROVING THE CITY OF DAVIS’S AMENDED TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FY 2006-07 IN THE AMOUNT OF \$4,132,311**

**WHEREAS**, the City of Davis has a previously approved claim under the provisions of the Transportation Development Act for FY 2006-07 Local Transportation Funds in the amount of \$3,359,855; and

**WHEREAS**, the City of Davis has submitted a request for an Amended State Transit Assistance Fund claim for FY 2006-07 to shift \$229,836 of funds previously approved as Yolobus Capital to Unitrans Operating for a total Amended State Transit Assistance amount of \$772,456 and such funds will be used as follows:

Public Utilities Code	Purpose Requested	Approved 6/21/07 Amount	Approved 5/29/08 Amount
1. Article 4 - Section 99260(a)	Yolobus Operating	\$1,350,586	\$1,350,586
2. Article 4 - Section 99260(a)	Unitrans	361,379	361,379
3. Article 8 - Section 99400(a)	Street and Bike Path Maintenance	1,449,738	1,449,738
4. Article 4 - Section 99260(a)	Davis Community Transit	16,068	16,068
5. Subchapter 2.5 - Article 4 Section 6731 (b)	Yolobus Capital	554,735	324,899
5. Subchapter 2.5 - Article 4 Section 6731 (b)	Unitrans Operating	0	229,836
6. Article 4 - Section 99260(a)	Administration of Transit Services	26,079	26,079
7. Article 8 - Section 99400(d)	City Transportation Program Admin.	25,209	25,209
8. Subchapter 2.5 - Article 4 Section 6731 (b)	Unitrans	217,721	217,721
9. Article 8 - Section 99400(e)	Depot Restroom	30,000	30,000
10. Article 4 - Section 99262	SACOG Planning Program	<u>100,796</u>	<u>100,796</u>
<b>Total</b>		<b><u>\$4,132,311</u></b>	<b><u>\$4,132,311</u></b>

**WHEREAS**, the Board adopted Resolution No. 24 – 2006 on July 20, 2006, finding that there are unmet transit needs in the City of Davis that are reasonable to meet;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board hereby makes the following findings in accordance with Subchapter 2.5, Article 5, Section 6754 of the Transportation Development Act:

1. The City of Davis's proposed expenditures are in conformity with the Metropolitan Transportation Plan.
2. The level of passenger fares and charges is sufficient to enable the City of Davis to meet the fare revenue requirements of the Public Utilities Code.
3. The City of Davis is making full use of federal funds available under the Urban Mass Transportation Act of 1964, as amended.
4. The sum of the City of Davis's allocations from the 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 area wide public transportation needs.
6. The City of Davis has made a reasonable effort to implement the productivity improvements recommended pursuant to Public Utilities Code Section 99244.
7. The City of Davis is not precluded by any contract entered into on or after June 28, 1979, from employing part-time drivers or from contracting with common carriers of persons operating under a franchise or license.
8. The contractor, Yolo County Transportation District, has submitted the certification required by the Department of the California Highway Patrol verifying that the operator is in compliance with Section 1801.1 of the Vehicle Code.
9. The City of Davis is in compliance with the eligibility requirements of Public Utilities Code Section 99314.6.

**BE IT FURTHER RESOLVED**, that the Board hereby approves the request an Amended FY 2006-07 Transportation Development Act Claim for Local Transportation Funds for FY 2006-07 in the amount of \$3,359,855 and to shift \$229,836 of State Transit Assistance funds to Unitrans Operating from Yolo County Transportation District Capital for a total claim in the amount of \$4,132,311 and authorizes the forwarding of funds to the City of Davis in proportion to funds received from the State.

**PASSED AND ADOPTED** this 29<sup>th</sup> day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 38 – 2008**

**APPROVING THE CITY OF ELK GROVE'S  
AMENDED TRANSPORTATION DEVELOPMENT ACT CLAIMS  
FOR FY 2004-05, 2005-06 AND 2007-08 IN THE AMOUNT OF \$608,997**

**WHEREAS**, the City of Elk Grove has submitted a request for an amended State Transit Assistance Fund Claim for FY 2007-08 in the amount of \$272,300; and

**WHEREAS**, the City of Elk Grove has submitted a request for an amended State Transit Assistance Fund Claim for FY 2005-06 in the amount of \$306,827; and

**WHEREAS**, the City of Elk Grove has submitted a request for an amended State Transit Assistance Fund Claim for FY 2004-05 in the amount of \$29,870 and such funds will be used as follows:

<u>Public Utility Code</u>	<u>Purpose</u>	<u>Approved 11-16-06</u>	<u>Approved 4-17-08</u>
1. Subchapter 2.5 Article 6730 (b)	City Match for Bus Purchase FY 2007-08	N/A	\$39,173
2. Subchapter 2.5 Article 6730 (b)	Purchase of 2 Paratransit Vehicles FY 2007-08	N/A	81,000
3. Subchapter 2.5 Article 6730 (b)	Orion-Flexible Bus Rehab FY 2007-08	N/A	152,127
4. Subchapter 2.5 Article 6730 (b)	City Match for Bus Purchase FY 2005-06	N/A	306,827
5. Subchapter 2.5 Article 6730 (b)	Orion-Flexible Bus Rehab FY 2004-05	N/A	<u>29,870</u>
<b>TOTAL</b>			<b><u>\$608,997</u></b>

**WHEREAS**, such claim is consistent with the Transportation Development Act, with Guidelines adopted by the Board, and with approved apportionments for FY 2007-08, and

**WHEREAS**, it has been determined that these funds are being used to respond to a transportation need that would not otherwise be met within the community, are coordinated with the area's transit operators, provide for ongoing contracts with the Sacramento Regional Transit District to provide a consistent level of service to that previously provided, and allow the City of Elk Grove to continue and improve the transportation services traditionally provided by the Sacramento Regional Transit District; and

**WHEREAS**, the Board adopted Resolution No. 28 – 2007 on July 19, 2007, finding that there are unmet transit needs that are reasonable to meet in the City of Elk Grove.

**NOW, THEREFORE, BE IT RESOLVED** that the Board hereby makes the following findings in accordance with Subchapter 2.5, Article 5, Section 6754 of the Transportation Development Act:

1. The City of Elk Grove's proposed expenditures are in conformity with the Metropolitan Transportation Plan (MTP).
2. The level of passenger fares and charges is sufficient to enable the City of Elk Grove to meet the fare revenue requirements of the Public Utilities Code.
3. The City of Elk Grove is making full use of federal funds available under the Urban Mass Transportation Act of 1964, as amended.
4. The sum of City of Elk Grove's allocations from the 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 areawide public transportation needs.
6. The City of Elk Grove as a new operator was not subject to the productivity improvements recommended pursuant to Public Utilities Code Section 99244.
7. The City of Elk Grove is not precluded by any contract entered into on or after June 28, 1979, from employing part-time drivers or from contracting with common carriers of persons operating under a franchise or license.

8. The City of Elk Grove has submitted the required certification by the Department of the California Highway Patrol verifying that the operator is in compliance with Section 1808.1 of the Vehicle Code.
9. The operator is in compliance with the eligibility requirements of Public Utilities Code Section 99314.6 or 99314.7 and will use STA funds for operating purposes only.

**BE IT FURTHER RESOLVED**, that the Board hereby approves the request for additional FY 2007-08 STA funds in the amount of \$272,300 and FY 2005-06 in the amount of 306,827 and FY 2004-05 in the amount of \$29,870, for a total amended claim amount of \$608,997 and authorizes the forwarding of funds to the City of Elk Grove in proportion to funds received from the State.

**PASSED AND ADOPTED** this 29<sup>th</sup> day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 39 – 2008**

**APPROVING THE CITY OF SACRAMENTO'S  
TRANSPORTATION DEVELOPMENT ACT CLAIM  
FOR FY 2007-08 IN THE AMOUNT OF \$314,051**

**WHEREAS**, the City of Sacramento has submitted a claim under the provisions of the Transportation Development Act for Local Transportation Funds for FY 2007-08 in the amount of \$314,051 and such funds will be used for various pedestrian and bicycle facilities within the City of Sacramento as follows:

<u>Public Utility Code</u>	<u>Purpose</u>	<u>Amount Requested</u>
1. Article 3 - Section 99234	Bike Trail Maintenance	\$25,000
2. Article 3 - Section 99234	Bike Trail Repair	103,000
3. Article 3 - Section 99234	TDA Federal and State	184,051
4. Article 3 - Section 99234	Bike Trail Planning	<u>2,000</u>
<b>TOTAL</b>		<b><u>\$ 314,051</u></b>

**WHEREAS**, such claim is consistent with the Transportation Development Act, with Guidelines adopted by the Board and with approved apportionments for FY 2007-08.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board hereby approves the request for Local Transportation Funds for FY 2007-08 in the amount of \$314,051 and authorizes the forwarding of funds to the City of Sacramento in proportion to funds received from the State.

**PASSED AND ADOPTED** this 29th day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
E39ecutive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 40 – 2008**

**APPROVING THE COUNTY OF SUTTER'S TRANSPORTATION DEVELOPMENT  
ACT CLAIM FOR FY 2007-08 IN THE AMOUNT OF \$936,559**

**WHEREAS**, the County of Sutter has submitted a claim under the provisions of the Transportation Development Act, for FY 2007-08 Local Transportation Funds in the amount of \$936,559 and such funds will be used as follows:

<u>Public Utilities Code</u>	<u>Purpose</u>	<u>Amount Requested</u>
1. Article 8 - Section 99400(a)	Streets and Roads	\$ 904,257
2. Article 8 - Section 99402	SACOG Planning Program	<u>32,302</u>
<b>TOTAL</b>		<b><u>\$ 936,559</u></b>

**WHEREAS**, such claim is consistent with State Law, with Guidelines adopted by the Board, and with approved apportionments for FY 2007-08; and

**WHEREAS**, the Board adopted Resolution No. 35 – 2006 on July 19, 2007, finding that there are no unmet transit needs that are reasonable to meet in the County of Sutter;

**WHEREAS**, the County of Sutter has provided the Yuba Sutter Transit Authority with sufficient funds (\$140,176) to provide transit services within the County for FY 2007-08.

**NOW, THEREFORE, BE IT RESOLVED** that the Board hereby approves the request for Local Transportation Funds for FY 2007-08 in the total amount of \$936,559 and authorizes the forwarding of funds to the County of Sutter in proportion to funds received from the State.

**PASSED AND ADOPTED** this 29<sup>th</sup> day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 41 – 2008**

**APPROVING THE CITY OF LIVE OAK'S  
TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FY 2007-08  
IN THE AMOUNT OF \$342,990**

**WHEREAS**, the City of Live Oak has submitted a request for Local Transportation Funds (LTF) for FY 2007-08 in the amount of \$342,990 and these funds will be used as follows:

	<u>Public Utility Code</u>	<u>Purpose</u>	<u>Amount Requested</u>
1.	Article 8 - Section 99400(a)	Streets and Roads	\$332,700
2.	Article 8 - Section 99402	SACOG Planning Program	<u>10,290</u>
		<b>TOTAL</b>	<b><u>\$342,990</u></b>

**WHEREAS**, such claim is consistent with the Transportation Development Act, with Guidelines adopted by the Board and with approved apportionments for FY 2007-08, and

**WHEREAS**, the Board adopted Resolution No. 31 – 2007 on July 19, 2007, finding that there are no unmet transit needs in the City of Live Oak that are reasonable to meet, and

**WHEREAS**, the City of Live Oak has an agreement with Yuba-Sutter Transit to allow Yuba Sutter Transit to claim STA Funds to maintain an agreed upon level of service that meets the requirement of the Unmet Transit Needs findings for the City of Live Oak;

**NOW THEREFORE, BE IT RESOLVED**, that the Board hereby approves the request for Local Transportation Funds for FY 2007-08 in the amount of \$342,990, and authorizes the forwarding of funds to the City of Live Oak in proportion to funds received from the State

**PASSED AND ADOPTED** this 29<sup>th</sup> day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 42 – 2008**

**APPROVING PARATRANSIT, INC.'S TRANSPORTATION DEVELOPMENT ACT  
CLAIM FOR FY 2008-09 IN THE AMOUNT OF \$1,730,882**

**WHEREAS**, Paratransit, Inc., has submitted a claim under the provisions of Article 4.5, Section 99275 of the Transportation Development Act for FY 2008-09 in the amount of \$1,730,882, and such funds will be used to provide community transit service, including such services as those for the elderly and persons with disabilities, who cannot use conventional transit services; and

**WHEREAS**, Resolution No. 36 – 1981, adopted by the Sacramento Area Council of Governments (SACOG) on July 16, 1981, designated Paratransit, Inc., as the Consolidated Transportation Service Agency, and subsequent actions have extended that designation indefinitely, and such claim is consistent with the Transportation Development Act, with rules and regulations adopted by the SACOG Board of Directors, and with allocation estimates made for FY 2008-09; and

**WHEREAS**, SACOG, as the Regional Transportation Planning Agency, has the authority to set the performance criteria for Article 4.5 and Article 8 claimants under the provisions of Section 99275.5(c)(4)(A), and Paratransit, Inc., has had difficulty meeting current criteria due to the addition of paratransit services costs provided under the Americans with Disabilities Act.

**NOW, THEREFORE, BE IT RESOLVED** that the Board hereby makes the following findings in accordance with Article 4.5, Section 99275.5(c) of the Transportation Development Act:

1. That Paratransit, Inc., is responding to a transportation need not currently being met in the community.
2. That the service shall be integrated with existing transit services, if appropriate.
3. That Paratransit, Inc., has prepared an estimate of revenues, operating costs, and patronage.
4. That Paratransit, Inc., is in compliance with Section 99268.3, 99268.4, 99268.5 or 99268.9, whichever is applicable, regarding farebox recovery.
5. That Paratransit, Inc., is in compliance with Sections 99155 and 99155.5.

**BE IT FURTHER RESOLVED**, that the Board hereby approves continuation of Paratransit, Inc.’s farebox recovery ratio at five percent.

**BE IT FURTHER RESOLVED**, that the Board hereby incorporates by reference, Resolution No. 36 – 1981 entitled “Designating Paratransit, Inc., as a Consolidated Transportation Service Agency for a One-Year Period with Conditions,” adopted by the Sacramento Area Council of Governments on July 16, 1981, and subsequent actions extending the designation indefinitely.

**BE IT FURTHER RESOLVED**, that the Board hereby approves Paratransit, Inc.’s claim for FY 2008-09 in the amount of \$1,730,882, subject to the conditions set forth in the Four-Party Agreement, and authorizes the transmittal of allocation instructions to the Sacramento County auditor consistent with the approved claim following the transmittal of the Paratransit Inc. Board of Director’s final action on the resolution authorizing the TDA claim.

**PASSED AND ADOPTED** this 29<sup>th</sup> day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
Executive Director



SACRAMENTO AREA COUNCIL OF GOVERNMENTS

RESOLUTION NO. 43 – 2008

**APPROVING THE CITY OF WEST SACRAMENTO'S TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FY 2008-09 IN THE AMOUNT OF \$812,654**

**WHEREAS**, the City of West Sacramento has submitted a claim under the provisions of the Transportation Development Act for FY 2007-2008 carry-over Local Transportation Funds for YCTD Operations in FY 2008-2009 in the amount of \$812,654, and such funds will be used as follows:

<u>Public Utility Code</u>	<u>Purpose</u>	<u>Amount</u>
Article 8 - Section 99400(c)	2007-08 YCTD Operations	<u>\$812,654</u>
	<b>TOTAL</b>	<b><u>\$812,654</u></b>

**WHEREAS**, such claim is consistent with the Transportation Development Act, with Guidelines adopted by the Board and with approved apportionments for FY 2007-2008; and

**WHEREAS**, the Board adopted Resolution No. 35 – 2006 on July 20, 2006, finding that there are unmet transit needs that are reasonable to meet in the City of West Sacramento; and

**WHEREAS**, the Board adopted Resolution No. 36 – 2007 on July 19, 2007, finding that there are no unmet transit needs that are reasonable to meet in the City of West Sacramento

**BE IT RESOLVED**, that the Board hereby approves the request for Local Transportation Funds for FY 2007-2008 in the amount of \$812,654 and authorizes the forwarding of funds to the City of West Sacramento in proportion to funds received from the State.

**PASSED AND ADOPTED** this 29<sup>th</sup> day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 44 – 2008**

**APPROVING THE SACRAMENTO REGIONAL TRANSIT DISTRICT'S  
AMENDED TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FY'S 2006-07  
AND 2007-08 IN THE AMOUNT OF \$51,325,947**

**WHEREAS**, the Sacramento Regional Transit District (SRTD) has submitted in accordance with the provisions of the Transportation Development Act, an amended Local Transportation Fund Claim for FY 2007-08 in the amount of \$32,810,102, and an amended State Transportation Assistance Fund Claim for FY 2007-08 in the amount of \$8,541,278, and an amended State Transportation Assistance Fund Claim for FY 2006-07 in the amount of \$9,974,567, for a total amended claim amount of \$51,325,947, and such funds will be used as follows:

<u>Public Utility Code</u>	<u>Purpose</u>	<u>Approved 03-15-07 &amp; 08-16-2007</u>	<u>Approved 05-29-2008</u>
Article 4 - Section 99260 (a)	Public Transit Service	\$33,228,928	\$31,752,848
Subchapter 2.5 Article 4 - Section 6730(a)	Public Transit Operations	4,608,134	7,236,346
Subchapter 2.5 Article 4 - Section 6730(b)	Capital Requirements	0	1,304,932
Subchapter 2.5 Article 4 - Section 6730(a)	Public Transit Operations FY 2006-07	9,649,674	9,974,567
Article 4 - Section 99262	SACOG Planning Program	<u>1,079,265</u>	<u>1,057,254</u>
<b>TOTAL</b>		<b><u>\$48,566,001</u></b>	<b><u>\$51,325,947</u></b>

**WHEREAS**, such claim is consistent with the Transportation Development Act, with Guidelines adopted by the Board and with approved apportionments for FY 2007-08

**NOW, THEREFORE, BE IT RESOLVED** that the Board hereby makes the following findings in accordance with Subchapter 2.5, Article 5, Section 6754 of the Transportation Development Act:

1. SRTD's proposed expenditures are in conformity with the Metropolitan Transportation Plan (MTP).
2. The level of passenger fares and charges is sufficient to enable SRTD to meet the fare revenue requirements of the Public Utilities Code.
3. SRTD is making full use of federal funds available under the Urban Mass Transportation Act of 1964, as amended.
4. The sum of SRTD's allocations from the 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 areawide public transportation needs.
6. SRTD has made a reasonable effort to implement the productivity improvements recommended pursuant to Public Utilities Code Section 99244.
7. SRTD is not precluded by any contract entered into on or after June 28, 1979, from employing part-time drivers or from contracting with common carriers of persons operating under a franchise or license.
8. SRTD has submitted the required certification by the Department of the California Highway Patrol verifying that the operator is in compliance with Section 1808.1 of the Vehicle Code.
9. The operator is in compliance with the eligibility requirements of Public Utilities Code Section 99314.6 or 99314.7 and will use STA funds for operating purposes only.

**NOW THEREFORE BE IT FURTHER RESOLVED** that the Board hereby approves the request for Local Transportation Funds for FY 2007-08 in the amount of \$32,810,102 and FY 2007-08 STA funds in the amount of \$8,541,278, and an amended State Transportation Assistance Fund Claim for FY 2006-07 in the amount of \$9,974,567, for a total amended claim amount of \$51,325,947 and authorizes the forwarding of funds to the Sacramento Regional Transit District in proportion to funds received from the State and authorizes the transmittal of allocation instructions to the Sacramento County auditor consistent with the approved claim.

**PASSED AND ADOPTED** this 29<sup>th</sup> day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 45 – 2008**

**APPROVING THE SACRAMENTO REGIONAL TRANSIT DISTRICT'S  
TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FY 2008-09  
IN THE AMOUNT OF \$40,794,553**

**WHEREAS**, the Sacramento Regional Transit District (SRTD) has submitted in accordance with the provisions of the Transportation Development Act, a request for Local Transportation Funds for FY 2008-09 in the amount of \$32,886,779; and

**WHEREAS**, the SRTD has submitted a request for State Transit Assistance Funds for FY 2008-09 in the amount of \$7,909,774, and such funds will be used as follows:

<u>Public Utility Code</u>	<u>Purpose</u>	<u>Amount Requested</u>
1. Article 4 - Section 99260 (a)	Public Transit Service	\$31,827,054
2. Subchapter 2.5 Article 4 - Section 6730(a)	State Transit Assistance Fund Public Transit Operations	5,828,741
3. Subchapter 2.5 Article 4 - Section 6730(b)	State Transit Assistance Fund Capital Requirements	2,079,033
4. Article 4 - Section 99262	SACOG Planning Program	<u>1,059,725</u>
	<b>TOTAL</b>	<b><u>\$40,794,553</u></b>

**WHEREAS**, SRTD staff has submitted for review a TDA claim for FY 2008-09, and the SRTD Board of Directors is scheduled to adopt a resolution authorizing the filing of its FY 2008-09 Transportation Development Act claim at its June 9, 2008, Board meeting providing a claim that is consistent with the Transportation Development Act, with Guidelines adopted by the SACOG Board and with approved apportionments for FY 2008-09; and

**WHEREAS**, such claim is consistent with the Transportation Development Act, with Guidelines adopted by the Board and with approved apportionments for FY 2008-09

**WHEREAS**, the Board adopted Resolution No. 15 – 2008 on March 20, 2008, finding that there are unmet transit needs in the Sacramento Regional Transit District that are reasonable to meet;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board hereby makes the following findings in accordance with Subchapter 2.5, Article 5, Section 6754 of the Transportation Development Act:

1. SRTD's proposed expenditures are in conformity with the Metropolitan Transportation Plan (MTP).
2. The level of passenger fares and charges is sufficient to enable SRTD to meet the fare revenue requirements of the Public Utilities Code.
3. SRTD is making full use of federal funds available under the Urban Mass Transportation Act of 1964, as amended.
4. The sum of SRTD's allocations from the 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 areawide public transportation needs.
6. SRTD has made a reasonable effort to implement the productivity improvements recommended pursuant to Public Utilities Code Section 99244.
7. SRTD is not precluded by any contract entered into on or after June 28, 1979, from employing part-time drivers or from contracting with common carriers of persons operating under a franchise or license.
8. SRTD has submitted the required certification by the Department of the California Highway Patrol verifying that the operator is in compliance with Section 1808.1 of the Vehicle Code.
9. The operator is in compliance with the eligibility requirements of Public Utilities Code Section 99314.6 or 99314.7 and will use STA funds for operating purposes only.

**BE IT FURTHER RESOLVED** that the Board hereby approves the request for Local Transportation Funds for FY 2008-09 in the amount of \$32,886,779, and FY 2008-09 STA funds in the amount of \$7,907,774, for the total claim amount of \$40,794,553 and authorizes the forwarding of funds to the Sacramento Regional Transit District in proportion to funds received from the State and authorizes the Executive Director to authorize transmittal of allocation instructions to the Sacramento County auditor and release of STA funds consistent with the approved claim upon receipt of the RT Board resolution authorizing filing of the 2008-09 TDA claim.

**PASSED AND ADOPTED** this 29<sup>th</sup> day of May 2008, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Tom Cosgrove  
Chair

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Mike McKeever  
Executive Director