



S A C O G

# SACOG Board of Directors

Item #09-12-2  
Consent

December 9, 2009

## Approve Transportation Development Act Claims for Yolo County and Yuba County; Amended Claims for City of Galt, Paratransit, Inc., and Sacramento Regional Transit District

**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. Yolo County and Yuba County have filed their FY 2009-10 claims; the City of Galt, Paratransit, Inc., and Sacramento Regional Transit District have filed amended FY 2009-10 claims.

**Recommendation:** Staff recommends that the Board approve by resolution the FY 2009-10 Transportation Development Act claims for Yolo County and Yuba County, and the amended FY 2009-10 claims for City of Galt, Paratransit, Inc., and Sacramento Regional Transit District.

- |   |                        |
|---|------------------------|
| 1. Yolo County in the amount of \$983,073         | Resolution No. 59–2010 |
| 2. Yuba County in the amount of \$433,737         | Resolution No. 60–2010 |
| 3. City of Galt in the amount of \$698,311        | Resolution No. 61–2010 |
| 4. Paratransit, Inc. in the amount of \$1,533,048 | Resolution No. 62–2010 |
| 5. SRTD in the amount of \$29,127,909             | Resolution No. 63–2010 |

**Discussion:** These funds will be used for various purposes as authorized by law in the amounts to be shown on the resolutions. The claims have been reviewed by staff and found to be in compliance with the Transportation Development Act. The claims are also consistent with the Metropolitan Transportation Plan and the appropriate Short Range Transit Plans for each of the areas. 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.

Approved by:

Mike McKeever  
Executive Director

MM:LS:gg  
Attachments

Key Staff: James E. Brown, Principal Program Expert, (916) 340-6221  
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cc: Terry Bassett, Yolo County Transportation District  
Shelly Gunby, City of Winters  
Belinda Chee, Yolo County  
Maureen Ring, Sacramento Regional Transit District  
Les Tyler, Sacramento Regional Transit District  
Dawn Wells, Yuba County  
Gregg Halladay, City Galt



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 59 – 2010**

**APPROVING THE COUNTY OF YOLO'S TRANSPORTATION DEVELOPMENT ACT  
CLAIM FOR FY 2009-10 IN THE AMOUNT OF \$983,073**

**WHEREAS**, the County of Yolo has submitted a claim under the provisions of the Transportation Development Act for FY 2009-10 Local Transportation Funds in the amount of **\$983,073** and such funds will be used as follows:

<u>Public Utility Code</u>	<u>Purpose</u>	<u>Approved 11/03/2009</u>
Article 8 - Section 99400 (a)	Streets and Roads	\$678,583
Article 8 - Section 99400 (c)	Fixed Route	274,998
Article 8 - Section 99402	SACOG Planning	<u>29,492</u>
<b>Total</b>		<b><u>\$983,073</u></b>

**WHEREAS**, such claim is consistent with State Law, with Guidelines adopted by the Board, and with approved apportionments for FY 2009-10; and

**WHEREAS**, the Board adopted Resolution No. 20 – 2009 on April 16, 2009, finding that there are no unmet transit needs that are reasonable to meet in the Unincorporated Areas of County of Yolo; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Board hereby approves the request for Local Transportation Funds for FY 2009-10 in the total amount of \$983,073 and authorizes the forwarding of funds to the County of Yolo in proportion to funds received from the State.

**PASSED AND ADOPTED** this 17<sup>th</sup> day of December 2009, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Helen Thompson  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 60 - 2009**

**APPROVING THE COUNTY OF YUBA'S TRANSPORTATION DEVELOPMENT ACT  
CLAIM FOR FY 2009-10 IN THE AMOUNT OF \$433,737**

**WHEREAS**, the County of Yuba has submitted a claim under the provisions of the Transportation Development Act for FY 2009-10 Local Transportation Funds in the amount of \$433,737 and such funds will be used as follows:

<u>Public Utility Code</u>	<u>Purpose</u>	<u>Approved 09/18/2008</u>
Article 8 - Section 99400 (a)	Street Maintenance	\$402,127
Article 8 - Section 99402	SACOG Planning	<u>31,610</u>
<b>Total</b>		<b><u>\$433,737</u></b>

**WHEREAS**, such claim is consistent with State Law, with Guidelines adopted by the Board and with approved apportionments for FY 2009-10; and

**WHEREAS**, the Board adopted Resolution No. 21 – 2009 on April 16, 2009, finding that there are no unmet transit needs that are reasonable to meet in the County of Yuba; and

**WHEREAS**, the County of Yuba has provided the Yuba-Sutter Transit Authority with sufficient funds (\$619,915) to provide transit services within the County for FY 2009-10.

**NOW, THEREFORE, BE IT RESOLVED** that the Board hereby approves the request for Local Transportation Funds for FY 2009-10 in the total amount of \$433,737 and authorizes the forwarding of funds to the County of Yuba in proportion to funds received from the State.

**PASSED AND ADOPTED** this 17<sup>th</sup> day of December 2009, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Helen Thompson  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 61 – 2009**

**APPROVING THE AMENDED CITY OF GALT’S TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FY 2009-10 IN THE AMOUNT OF \$698,311**

**WHEREAS**, the City of Galt has submitted, in accordance with the provisions of the Transportation Development Act, an amended request for Local Transportation Funds for FY 2009-10 in the amount of \$698,311; and

**WHEREAS**, the SACOG Board of Directors adopted a revised and lower Finding of Apportionment for Sacramento County on November 12, 2009 that reflected the revised estimate provided by the Sacramento County Auditor Controller; and

**WHEREAS**, such claim is in place of previously claimed \$736,567 on September 24, 2009; and

Public Utility Code	Purpose	Approved 08/20/2009	Approved 12/17/2009
Article 3 - Section 99234	Pedestrian and Bicycle	\$14,731	\$13,966
Article 8 - Section 99400(a)	Streets & Roads Maintenance	219,739	183,396
Article 8 - Section 99400(c)	South Sacramento County Transit Operations	400,000	400,000
Article 8 - Section 99400(d)	South Sacramento County Transit Administration	80,000	80,000
Article 8 - Section 99402	SACOG Planning Program	<u>22,097</u>	<u>20,949</u>
<b>Total</b>		<b><u>\$736,567</u></b>	<b><u>\$698,311</u></b>

**WHEREAS**, such claim is consistent with State Law, with Guidelines adopted by the Board, and with approved apportionments for FY 2009-10; and

**WHEREAS**, the Board adopted Resolution No. 12 - 2009 on April 16, 2009, finding that there are no unmet transit needs that are reasonable to meet in the City of Galt.

**BE IT FURTHER RESOLVED**, that the Board hereby approves the amended request for Local Transportation Funds for FY 2009-10 in the amount of \$698,311, and authorizes the forwarding of funds to the City of Galt in proportion to funds received from the State.

**PASSED AND ADOPTED** this 17<sup>th</sup> day of December 2009, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Helen Thomson  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 62 - 2009**

**APPROVING THE AMENDED PARATRANSIT, INC.'S TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FY 2009-10 IN THE AMOUNT OF \$1,533,048**

**WHEREAS**, Paratransit, Inc., has submitted an amended claim under the provisions of Article 4.5, Section 99275 of the Transportation Development Act for FY 2009-10 in the amount of \$1,533,048, in place of previously claimed \$1,617,034 on August 20, 2009; and

**WHEREAS**, the SACOG Board of Directors adopted a revised and lower Finding of Apportionment for Sacramento County on November 12, 2009, that reflected the revised estimate provided by the Sacramento County Auditor Controller; and

**WHEREAS**, 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 2009-10; 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 2009-10 in the amount of \$1,533,048 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 17<sup>th</sup> day of December 2009, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Helen Thomson  
Chair

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Mike McKeever  
Executive Director



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**RESOLUTION NO. 63 – 2009**

**APPROVING THE SACRAMENTO REGIONAL TRANSIT DISTRICT'S  
AMENDED TRANSPORTATION DEVELOPMENT ACT CLAIM FOR FY 2009-10 IN  
THE AMOUNT OF \$29,127,909**

**WHEREAS**, the Sacramento Regional Transit District (SRTD) has submitted, in accordance with the provisions of the Transportation Development Act, an amended request for Local Transportation Funds for FY 2009-10 in the amount of \$29,127,909; and

**WHEREAS**, the SACOG Board of Directors adopted a revised and lower Finding of Apportionment for Sacramento County on November 12, 2009 that reflected the revised estimate provided by the Sacramento County Auditor Controller; and

**WHEREAS**, such claim is in place of previously claimed \$30,723,655 on September 24, 2009; and

Public Utility Code	Purpose	Approved 08/20/2009	Approved 12/17/2009
Article 4 - Section 99260 (a)	Transit Operations	\$29,733,633	\$28,189,308
Article 4 - Section 99262	SACOG Planning	<u>990,022</u>	<u>938,601</u>
<b>Total</b>		<b><u>\$30,723,655</u></b>	<b><u>\$29,127,909</u></b>

**WHEREAS**, such claim is consistent with the Transportation Development Act, with Guidelines adopted by the Board, and with approved apportionments for FY 2009-10; and

**WHEREAS**, the Board adopted Resolution No. 17 – 2009 on April 16, 2009, 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 amended request for Local Transportation Funds for FY 2009-10 in the amount of \$29,127,909, and authorizes the forwarding of funds to the Sacramento Regional Transit District in proportion to funds received from the State.

**PASSED AND ADOPTED** this 17<sup>th</sup> day of December 2009, by the following vote of the Board of Directors:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Helen Thompson  
Chair

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Mike McKeever  
Executive Director