

**CONSENT ITEM****STAFF REPORT**

**DATE: MAY 7, 2009**  
**TO: EL DORADO COUNTY TRANSPORTION COMMISSION**  
**FROM: NYKKI MORRIS, ADMINISTRATIVE SERVICES OFFICER**  
**SUBJECT: FINAL FY 2009/2010 TRANSPORTATION DEVELOPMENT ACT LOCAL  
TRANSPORTATION FUND APPORTIONMENT**

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**REQUESTED ACTION**

By motion, approve the Transportation Development Act Local Transportation Fund Final Findings of Apportionment for Fiscal Year 2009/2010.

**BACKGROUND and DISCUSSION**

The Transportation Development Act (TDA) provides two major sources of funding for public transportation: the Local Transportation Fund (LTF) and the State Transit Assistance (STA) fund. Revenues to the LTF are derived from one-quarter cent of retail sales tax collected statewide. The State Board of Equalization returns the quarter cent to each county according to the amount of tax collected in that county.

Annually, in accordance with Transportation Development Act Statues and California Codes of Regulations, the Regional Transportation Planning Agencies (RTPA) adopt, prior to March 1<sup>st</sup>, a preliminary Findings of Apportionment which allocates the quarter cent of sales tax revenue to eligible local agencies. The El Dorado County Transportation Commission (EDCTC) is the RTPA responsible for apportioning and administering these funds for this region. The attached draft Findings of Apportionment and memorandum to claimants summarize the estimates for FY 2009/2010.

The LTF allocation purposes, in order of priorities, as identified by law, are as follows:

1. Transportation Development Act fund administration (by EDCTC and the County Auditor);
2. Planning and programming undertaken by EDCTC (up to 3% of the fund);
3. Pedestrian and bicycle projects (optional, up to 2% of the funds remaining, after administration and planning);
4. Rail passenger service operations and capital improvements/transit (mandatory with no limitation for services including new transit services that have been identified by the Commission as "unmet transit needs" that are "reasonable to meet"); and,
5. Other transportation purposes (including additional transit and bicycle facilities, and streets and roads). The Commission may only apportion (and subsequently may only approve claims for) "other transportation purposes" when all other uses of the funds, to the limits described above, have been exhausted.

For FY 2009/2010, the County Auditor estimates the total LTF revenues for the entire El Dorado County region to be \$4,358,500, which is no change from the amount estimated for the current year. EDCTC allocates the LTF funds, as determined by population, for the western slope region of El Dorado County and the Tahoe Regional Planning Agency allocates the LTF funds, as determined by population, for eastern slope of El Dorado County.

The total available for allocation by EDCTC for FY 2009/2010 is \$3,528,024 from the EDCTC area share revenues. The County Auditor does not anticipate an unapportioned carryover for FY 2009/2010.

**Administration / Planning / Programming**

As allowed for by law, the County Auditor has requested \$4,000 for administration from the estimated FY 2009/2010 LTF revenue total, which is the same funding level as FY 2008/2009. This amount is taken “off the top” as a direct expenditure to the County Auditor and is not included in EDCTC’s Overall Work Program.

EDCTC assumes \$363,190.87 in LTF to fund administration and planning in its proposed draft FY 2008/2009 Overall Work Program and Budget, which compares to \$362,978.84 for FY 2008/2009, as follows:

EDCTC TDA Administration	\$194,159.28
EDCTC Planning and Programming	\$105,840.72
SACOG Federal Planning and Programming	<u>\$ 63,190.87</u>
Total Administration/Planning/Programming	\$363,190.87

EDCTC LTF funds are widely used throughout the work program to support planning and as a required local match for federal grant funds. The LTF funds to EDCTC for TDA Administration and Planning and Programming, totaling \$300,000.00, represents no change from the past several fiscal years. Under the Commission’s Memorandum of Understanding with Sacramento Area Council of Government (SACOG), EDCTC is obligated to allocate 2% of TDA funds for SACOG federal transportation planning and programming activities after administration and any non-motorized allocations. The SACOG allocation equals \$63,190.87 for FY 2009/2010.

**Non-Motorized – Pedestrian and Bicycle Facilities (Article 3)**

State law offers EDCTC an option to apportion up to 2% of the LTF (after administration and planning) to eligible applicants for facilities provided for the exclusive use of pedestrians and bicycles. The Commission primarily uses these non-motorized funds to provide matching funds for federal and state grants, such as Bicycle Transportation Account, Congestion Mitigation/Air Quality, and Transportation Enhancements. This 2009/2010 allocation totals \$64,480.48.

**Public Transportation – Transit (Article 4)**

El Dorado County Transit Authority has been advised from their independent financial audit of fiscal year (FY) 2007/08 that there is a carryover of \$266,823 in excess from the prior fiscal year under the Public Transportation (Article 4) section of the Transportation Development Act (TDA) Local Transportation Fund (LTF). EDCTA acknowledged these excess funds and would like to request these funds be added to their 2009/10 apportionment under Article 4.

EDCTC assumes the El Dorado County Transit Authority claim for FY 2009/2010 LTF funds will be \$3,363,175.65 for operating expenses. This amount represents a 5% decrease from the prior 2008/2009 fiscal year allocation of \$3,555,076.04, due to the lack of unapportioned carryover balance.

**Other Transportation (Article 8)**

No LTF funds remain available for Article 8 – Other Transportation purposes. If LTF funds were available for the fiscal year, the funds would be apportioned to the City of Placerville and the County of El Dorado by population for all purposes necessary and convenient to the development and operation of the public transportation system, including road rehabilitation, maintenance, and repair.

Approved by:

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Kathryn Mathews, AICP  
Executive Director

- Attachments: A) Final Findings of Apportionment for Fiscal Year 2009/2010  
 B) Memo re Preliminary FY 2009/2010 Apportionment  
 C) EDCTA Letter of Request for a Revised Allocation Worksheet for FY 2009/2010 TDA

TRANSPORTATION DEVELOPMENT ACT (TDA)  
 LOCAL TRANSPORTATION FUND (LTF)  
 FINDINGS OF APPORTIONMENT  
 PRELIMINARY FY 2009/10 APPORTIONMENT & ALLOCATION

**WORKSHEET**

**FY 2009/10 LTF AVAILABLE FOR ALLOCATION**

Estimated 2009/10 TDA Receipts per El Dorado County Auditor (1/28/09)	\$ 4,358,500.00
Less: TRPA Area share (19.072% pop.)	<u>\$ (830,476.00)</u>
 Total EDCTC Area Share (80.928% pop.)	 \$ 3,528,024.00

**Total FY 2009/10 balance for apportionment \$ 3,528,024.00**

**FY 2009/10 CLAIMANT ALLOCATIONS**

**TDA Administration (PUC Section 99233.1)**

El Dorado County Auditor for TDA Administration	\$ 4,000.00	
EDCTC TDA Administration	<u>\$ 194,159.28</u>	
TDA Administration subtotal		\$ 198,159.28

**Planning / Programming (PUC Section 99233.2)**

EDCTC Planning and Programming (up to 3% of Revenue)	\$ 105,840.72	
EDCTC Contribution to SACOG Federal Planning and Programming	<u>\$ 63,190.87</u>	
 (Note: per 4/1/94 MOU equal to 2% of LTF Apportionment after Administration, Planning & Programming, Pedestrian & Bicycle Facilities, and Community Transit Services apportionment, if any)		
Planning / Programming subtotal		\$ 169,031.59

**Pedestrian and Bicycle Facilities (PUC Sections 99233.3 and 99234)**

Non-motorized, eligible to city and county	\$ 64,480.48
 (Note: up to 2% of remaining funds after Administration and Planning/Programming)	

**Public Transportation - Transit (Article 4) (PUC Sections 99233.8,**

EDCTA - Continuation of Existing Service	\$ 3,096,352.65	
EDCTA - Capital Improvements	\$ -	
EDCTA - Unmet Transit Needs (PENDING)	\$ -	
EDCTA - (FY) 2007/08 Auditor's Findings - Excess Carryover	<u>\$ 266,823.00</u>	
		\$ 3,363,175.65

**Other Transportation (Article 8) (PUC 99233.9, 99400(a), 99402 and 99407)**

City of Placerville: 10,271 = 7.062% of total County population	\$ -	
El Dorado County Unincorporated: 135,175 = 92.938% of total County population	<u>\$ -</u>	
Other Transportation subtotal		\$ -

**Total FY 2009/10 claimant allocations \$ 3,794,847.00**



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**MEMORANDUM**

**DATE:** May 7, 2009

**TO:** Karen Wilcox, Director of Finance, Sacramento Area Council of Governments  
Mindy Jackson, Transit Director, El Dorado County Transit Authority  
Dave Warren, Director of Administrative Services, City of Placerville  
Jim Ware, Interim Director, El Dorado County Department of Transportation

**FROM:** Kathryn Mathews, Executive Director

**RE:** Transportation Development Act Local Transportation Fund  
Final Findings of Apportionment for Fiscal Year 2009/2010

According to the Transportation Development Act (TDA) Statutes and California Code of Regulations, Section 99230 and 6644, the El Dorado County Transportation Commission (EDCTC) as the Regional Transportation Planning Agency for the western slope of El Dorado County advises the TDA Local Transportation Fund (LTF) claimants of the anticipated area apportionments within the county by March 1<sup>st</sup> of each year.

The El Dorado County-Auditor submits to EDCTC by February 1<sup>st</sup> their estimate of 2009/2010 TDA LTF revenue. Based upon these preliminary amounts, EDCTC has prepared the attached Preliminary Findings of Apportionment. A summary of the preliminary 2009/2010 TDA LTF apportionments is as follows:

<b>Preliminary FY 2009/2010 Apportionment</b>		
<b>Claimant</b>	<b>Purpose</b>	<b>Amount</b>
El Dorado County Auditor	TDA Administration	\$ 4,000.00
El Dorado County Transportation Commission	TDA Administration, Planning, and Programming	\$ 300,000.00
SACOG (EDCTC Contribution)	Planning and Programming	\$ 63,190.87
Eligible Applicants	Pedestrian & Bicycle Facilities – Article 3	\$ 64,480.48
El Dorado County Transit Authority	Public Transportation – Transit – Article 4	\$ 3,363,175.65
City of Placerville	Other Transportation – Article 8	\$ 0.00
County Department of Transportation	Other Transportation – Article 8	\$ 0.00

Please be advised that the El Dorado County Transit Authority will tentatively receive an amount estimated to be \$3,363,175.65 to continue existing services, which does not include any Unmet Transit Needs recommendations since no remaining funding is available. A Final TDA LTF Apportionment will be presented to the Commission in June 2009.

If you have any questions regarding these estimates, please feel free to contact me at 530-642-5260 or kmathews@edctc.org.



# EL DORADO TRANSIT

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April 23, 2009

Ms. Kathryn Mathews, AICP  
El Dorado County Transportation Commission  
2828 Easy Street, Suite 1  
Sacramento, CA 95667

Re: Revised Allocation Worksheet for FY 2009/10 TDA

Dear Ms. Mathews:

Please be advised that the El Dorado County Transit Authority (El Dorado Transit) acknowledges deferred Local Transportation Fund (LTF) allocation of \$266,823 as reported in the independent financial audit of fiscal year (FY) 2007/08.

We respectfully request the El Dorado County Transportation Commission (EDCTC) include this as a "carryover of \$266,823 in excess from the prior fiscal year" under the Public Transportation (Article 4) section on the Transportation Development Act (TDA) Local Transportation Fund (LTF) Findings of Apportionment FY 2009/10 Apportionment and Allocation WORKSHEET.

The total claim amount under PUC code 99260(a) will be \$3,363,175.65.

We appreciate your consideration given this request.

Sincerely,

Mindy Jackson  
Executive Director