

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: December 11-12, 2002

Reference No.: 2.6a.(2)
Action Item

From: ROBERT L. GARCIA
Chief Financial Officer

Prepared by: Robert Sertich
Chief
Division of Budgets

Ref: **FINANCIAL ALLOCATION FOR LOCAL STATE TRANSPORTATION
IMPROVEMENTS PROGRAM RAIL/TRANSIT PROJECT, RESOLUTION MFP-02-20**

RECOMMENDATION:

In making the decision concerning the allocation(s) for this (these) project(s), the Department recommends that the Commission consider the implications of Executive Order D-64-02 issued by the Governor on November 26, 2002, the special legislative session called by the Governor to address General Fund shortfalls, the uncertainty concerning Federal funding and the monthly financial report.

The following Resolution allocates a total of \$62,000 in Federal Trust funds, from Budget Act Item 2660-101-0890 of the Budget Act of 2002, for one (1) Local State Transportation Improvement Program (STIP) Rail/Transit project for Mono County from Fiscal Year 2003-2004 to Fiscal Year 2002-2003.

FINANCIAL RESOLUTION:

Resolved That:

A total of \$62,000 in Federal Trust funds, programmed in the 2002 STIP, be allocated to the Recipient.

The Recipients are committed to providing any required local matching funds and to fully fund implementation of the projects in compliance with grant funding requirements and Commission policy. For acquisitions of rail right-of-way properties, the Recipients have performed, with diligence, the process of identification and remediation of any hazardous waste in the right-of-way, easements and properties, in accordance with the Commission's established "Hazardous Waste Identification and Clean-up Policy" (Resolution G-91-2).

Reimbursement of eligible costs is subject to the policies, restrictions and assurances as set forth in the Commission's policy for allocating, monitoring, and auditing local assistance grant projects, and is governed by the terms and conditions for the Fund Transfer Agreement (FTA), and subsequent amendments to the same if required, as executed between the Recipients and the Department.

The Recipients shall provide the Department with quarterly expenditure plans by category including any proposed changes for the balance of all funded project allocations commencing with the first quarter.

In the event that the Recipients, or successor public entities, fail or cease to utilize the projects' properties for the intended public transit purposes or sell or transfer title of the projects, this Commission shall be entitled to a then present value refund, or credit, at State's option, equivalent to the proportionate funding participation by the State towards the projects. The credit due the Commission in each instance will be measured by the ration of State and other public funding to that provided from Recipients. That ration will be applied to the fair market value of the projects' property.

The Recipients shall provide the Department with notification of contract award within twelve (12) months from the date of this allocation, and must complete the work to be reimbursed and the actual reimbursement within thirty-six (36) months from award of said contract, unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Or, funds allocated for local project development or right of way costs must be expended by the end of the second year following the fiscal year in which the funds were allocated. For local grant projects, the local agency must invoice the Department for these costs no later than 180 days after the fiscal year in which the final expenditure occurred unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Attachment(s)

Project #	2002 STIP ADVANCEMENT				EA	Budget Year	Allocation
Allocation Amount	Location				Dist-PPNO	Item #	Amount
Recipient	Project Description				Program / Year		State
RTPA/CTC	Project Funding				Programmed:	Program Code	Federal
District-County					PA&ED		Total Amount
Legislative District					PS&E		
					R/W		
					CONST		
2.6a(2) Local State Transportation Improvement Program (STIP) Rail/Transit Project				Resolution MFP-02-20			
1	Bus Purchase for Inyo-Mono Transit				B000BA	2002-03	
\$62,000	Purchase one 23-foot, 17-passenger, diesel-powered, ADA-compliant, replacement bus.				09-2015	101-0042	-
Mono County					RIP / 03-04	101-0890	\$62,000
<u>Mono LTC</u>						30.10.070.626	
09-Mono					\$0		
Senate: 1	<u>FUNDING</u>	<u>PRIOR</u>	<u>CURRENT</u>	<u>FUTURE</u>	<u>TOTAL</u>		
Assembly: 4	State	\$0	\$0	\$0	\$0		
	ST-Fed.	\$62,000	\$62,000	\$0	\$124,000		
	Local	\$8,000	\$8,000	\$0	\$16,000		
	L-Fed.	\$0	\$0	\$0	\$0	\$70,000	
	TOTAL	\$70,000	\$70,000	\$0	\$140,000	\$62,000	
	(Savings of \$8,000 will revert to Mono County shares)						\$62,000
<u>THE DEPARTMENT DOES NOT SUPPORT THE ADVANCEMENT OF THIS PROJECT</u>							