

**AGENDA  
REGULAR MEETING  
LOCAL TRANSPORTATION AUTHORITY**

**DATE:** Thursday, October 16, 2014  
3:00 P.M.

**LOCATION:** **Board of Supervisors Chambers**  
481 Fourth Street, Hollister, CA 95023

**DIRECTORS:** Chair Victor Gomez, Tony Boch, Anthony Botelho,  
Jerry Muenzer and Ignacio Velazquez  
Alternates: San Benito County: Jaime De La Cruz;  
San Juan Bautista: Andy Moore

*Persons who wish to address the Board of Directors must complete a Speaker Card and give it to the Clerk prior to addressing the Board. Those who wish to address the Board on an agenda item will be heard when the Chairperson calls for comments from the audience. Following recognition, persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the Public Comment portion of the agenda item will be closed. **The opportunity to address the Board of Directors on items of interest not appearing on the agenda will be provided during Section B. Public Comment.***

**3:00 P.M. CALL TO ORDER:**

- A. **ACKNOWLEDGE** Certificate of Posting
- B. **PUBLIC COMMENT:** (Opportunity to address the Board on items of interest not appearing on the agenda. No action may be taken unless provided by Govt. Code Sec. 54954.2. **Speakers are limited to 3 minutes.**)

**CONSENT AGENDA:**

*(These matters shall be considered as a whole and without discussion unless a particular item is removed from the Consent Agenda. Members of the public who wish to speak on a Consent Agenda item must submit a Speaker Card to the Clerk and wait for recognition from the Chairperson. Approval of a consent item means approval as recommended on the Staff Report.)*

1. **APPROVE** Local Transportation Authority Draft Meeting Minutes Dated September 18, 2014 – Gomez
2. **ADOPT** Resolution 14-03 Allocating Transportation Development Act Funds for Fiscal Year 2013/2014 – Postigo

**Adjourn to LTA Meeting on Thursday, November 20, 2014. Agenda deadline is November 11, 2014 at 12:00 p.m.**

*In compliance with the Americans with Disabilities Act (ADA), if requested, the Agenda can be made available in appropriate alternative formats to persons with a disability. If an individual wishes to request an alternative agenda format, please contact the Clerk of the Council four (4) days prior to the meeting at (831) 637-7665. The Local Transportation Authority Board of Directors meeting facility is accessible to persons with disabilities. If you need special assistance to participate in this meeting, please contact the Clerk of the Board's office at (831) 637-7665 at least 48 hours before the meeting to enable the Council of Governments to make reasonable arrangements to ensure accessibility.*

**San Benito County  
LOCAL TRANSPORTATION AUTHORITY  
REGULAR MEETING**

**September 18, 2014 3:00 P.M.**

**DRAFT MINUTES**

**MEMBERS PRESENT:**

Chair Gomez, Director Boch, Director Botelho, Director Muenzer, and Director Velazquez

**STAFF PRESENT:**

Deputy County Counsel, Shirley Murphy; Interim Executive Director, Mary Gilbert; Administrative Services Specialist, Kathy Postigo; Transportation Planner, Veronica Lezama; Transportation Planner, Betty LiOwen; Secretary, Monica Gomez

**CALL TO ORDER:**

Chair Gomez called the meeting to order at 4:32 p.m.

**A. CERTIFICATE OF POSTING**

*Upon a motion duly made by Director Botelho, and seconded by Director Muenzer, the Directors unanimously acknowledged the Certificate of Posting.*

**B. PUBLIC COMMENT:** None

**CONSENT AGENDA:**

- 1. Approve** Local Transportation Authority Draft Meeting Minutes Dated August 21, 2014 – Gomez
- 2. Receive** Operations Performance Report for the 3<sup>rd</sup> Quarter of Fiscal Year 2013/2014 - LiOwen
- 3. Adopt** LTA Resolution 2014-02 Certifying the San Benito County Local Transportation Authority's Revised Title VI Program – LiOwen
- 4. Receive** Local Transportation Authority FY 2013-14 Fourth Quarter Budget Report and **Approve** Budget Transfers for Year end June 30, 2014 – Postigo

There was no discussion or public comment on the Consent Agenda.

*Upon a motion duly made by Director Muenzer, and seconded by Director Botelho, the Directors approved Items 1-4 from the Consent Agenda, with an abstention on Item 1 from Director Velazquez  
Vote: 4/0/1 motion passes.*

*Upon a motion duly made by Director Botelho, and seconded by Director Boch, the Directors unanimously adjourned the LTA meeting at 4:33 p.m. Vote:5/0 motion passes.*

**ADJOURN TO LTA MEETING OCTOBER 16, 2014.**

## Staff Report

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To: Local Transportation Authority  
From: Kathy Postigo, Administrative Services Specialist   **Telephone:** (831) 637-7665  
Date: October 16, 2014  
Subject: Allocation of Transportation Development Act Funds for Fiscal Year 2013/2014

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### **Recommendation:**

**ADOPT** Resolution 14-03 Allocating Transportation Development Act Funds for Fiscal Year 2013/2014.

### **Summary:**

Each year the COG Board is required by the Transportation Development Act to allocate Local Transportation Funds and State Transit Assistance Funds.

### **Financial Considerations:**

For the Fiscal Year 2013/2014 the Local Transportation Authority is requesting \$ 764,041 for Transit Operations under Article 4 and \$360,595 for Community Transit Services under Article 4.5. In total \$1,124,636 is allocated from FY 13/14 revenue. This amount still leaves \$700,000 which was set aside for local streets and roads in the approved Budget.

### **Background:**

The Local Transportation Fund has been in existence since 1972 and is derived from a ¼ cent of the general sales tax collected statewide and returned to COG as Local Transportation Funds as defined under the Transportation Development Act. The State Transit Assistance Fund has been in existence since 1980 and is derived from the statewide sales tax on gasoline and diesel fuel. The State Transit Assistance Funds are monies allocated to the COG by the State Controller's Office based on the population of San Benito County and returned to COG to be used for public transit only.

Local Transportation Fund are to be used for statutory purposes in San Benito County and include (in priority order):

- TDA administration costs
- General public transit operations and capital

- Contract payments for transit services
- Transit-related research and development projects
- Administration of transit contracts
- Elderly and disabled transit
- Bicycle and pedestrian projects
- Local streets and roads (Cities & County based on population)

State Transportation Assistant Fund purposes in San Benito County include:

- Capital requirements of public transportation system
- Transit operations
- Contract payments for public transit services
- Administrative and planning cost of contracted public transportation

**Staff Analysis:**

Resolution 14.03 is required under the Transportation Development Act pursuant to Public Utilities Code Article 4 and Article 4.5 which are a part of the claims process. Listed below are the requirements of the claimants for the Local Transportation Funds and the State Transit Assistance Funds:

1. The Local Transportation Authority is in conformity with the Regional Transportation Plan.
2. The level of passenger fares and charges are sufficient to enable the Local Transportation Authority to meet the fare box revenue requirements of the Public Utilities Code.
3. The sum of the County of San Benito 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.
4. The Local Transportation Authority has submitted the certification required by the Department of California Highway Patrol verifying that the operator is in compliance with Section 1801.1 of the Vehicle Code.

**Staff recommends that the Board APPROVE Resolution 14-03.**

Executive Director Review: \_\_\_\_\_

Counsel Review: Yes

Attachment: Resolution 14-03

San Benito County  
**L**OCAL  
**T**RANSPORTATION  
**A**UTHORITY

COUNTY  EXPRESS

BEFORE THE SAN BENITO COUNTY LOCAL TRANSPORTATION AUTHORITY

A RESOLUTION OF THE SAN BENITO )  
COUNTY LOCAL TRANSPORTATION )  
AUTHORITY AUTHORIZING THE FILING ) Resolution No. 14-03  
OF A CLAIM WITH THE COUNCIL )  
OF SAN BENITO COUNTY GOVERNMENTS, )  
ACTING AS THE REGIONAL )  
TRANSPORTATION PLANNING AGENCY, )  
FOR ALLOCATION OF TRANSPORTATION )  
DEVELOPMENT ACT FUNDS FOR )  
FISCAL YEAR 2013/2014 )

WHEREAS, the Transportation Development Act (TDA), as amended (California Public Utilities Code commencing with Section 99200 et seq.) provides for the allocation of funds from the Local Transportation Fund and the State Transit Assistance Fund by Regional Transportation Planning Agencies, for the use by eligible claimants for various transportation purposes; and

WHEREAS, the Council of San Benito County Governments is the Regional Transportation Planning Agency in and for the County of San Benito; and

WHEREAS, pursuant to the provisions of the TDA, as amended and pursuant to the applicable rules and regulations thereunder (Title 21, Division 3, Chapter 2 (commencing with section 6600) of the California Code of Regulations) a prospective claimant wishing to receive an allocation from the Local Transportation Fund or the State Transit Assistance fund shall file its claim with the Council of San Benito County Governments.

NOW, THEREFORE, BE IT RESOLVED that the San Benito County Local Transportation Authority is authorized to execute and file an appropriate claim pursuant to the terms of the Transportation Development Act, as amended and pursuant to applicable rules and regulations promulgated thereunder, together with all necessary supporting documents, with the Council of San Benito County Governments for an allocation of TDA funds in Fiscal Year 2013/2014.

BE IT FURTHER RESOLVED that the authorized claim includes \$1,124,636 for transit purposes.

BE IT FURTHER RESOLVED that a copy of this resolution be transmitted to the Council of San Benito County Governments in conjunction with the filings of the claims.

PASSED AND ADOPTED BY THE SAN BENITO COUNTY LOCAL TRANSPORTATION AUTHORITY THIS 16TH DAY OF OCTOBER, 2014 BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAINING:

ABSENT:

\_\_\_\_\_  
Victor Gomez, Chair

APPROVED AS TO LEGAL FORM:

SAN BENITO COUNTY COUNSEL'S OFFICE

Dated: Oct. 8, 2014

By: Shirley L. Murphy  
Shirley L. Murphy, Deputy County Counsel

ATTEST:

Mary Gilbert, Interim Executive Director

Dated: \_\_\_\_\_

By: \_\_\_\_\_