

BEFORE THE
COUNCIL OF FRESNO COUNTY GOVERNMENTS
RESOLUTION NO. 2010-37

In the Matter of:)
)
TRANSPORTATION)
DEVELOPMENT ACT)
OF 1971)

RESOLUTION OF APPROVAL
TRANSPORTATION FUNDING
CLAIM FOR THE CITY OF
CLOVIS, 2010-11

WHEREAS, the Council of Fresno County Governments (COG) is the administrator of the Local Transportation Fund as provided by Chapter 1400 of the California Statutes of 1971, and the State Transit Assistance Fund as provided by Chapter 161 & 322 of the Statutes of 1979 and 1982, respectively, and

WHEREAS, the COG has the authority to review claims and allocate such funds in accordance with the Transportation Development Act of 1971 and Chapter 3 of Title 21 of the California Code of Regulations; and

WHEREAS, the City of Clovis has submitted a Transportation Funding Claim for its 2010-11 fiscal year apportionment.

NOW, THEREFORE, BE IT RESOLVED, that the Transportation Funding Claim submitted by the City of Clovis has been reviewed and the following findings are hereby made:

1. The Funding Claim submitted by the City of Clovis has been reviewed and found to be in conformance with the adopted Regional Transportation Plan.
2. That the COG finds that 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 regional, countywide, or area wide public transportation needs.
3. On June 24, 2010 the COG Board approved Resolution 2010-14 which found that public transportation needs within the City of Clovis and its sphere of influence will be reasonably met in 2010-11.

BE IT FURTHER RESOLVED, that the COG hereby approves the Transportation Funding Claim submitted by the City of Clovis and allocates monies from the Transportation Development Act in accordance with the attached claim which is hereby made a part of this resolution.

BE IT FURTHER RESOLVED, that the Auditor-Controller of the County of Fresno cause the approved claim to be paid in the manner and time directed by the Executive Director of the Council of Fresno County Governments.

THE FOREGOING RESOLUTION was passed and adopted by the Council of Fresno County Governments this 18th day of November, 2010.

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Signed: _____
Trinidad M. Rodriguez, Chairman

I hereby certify that the foregoing is a true copy of a resolution of the Council of Fresno County Governments duly adopted at a regular meeting thereof held on the 18th day of November, 2010.

Signed: _____
Tony Boren, Executive Director

RESOLUTION NO. 10-113

A RESOLUTION OF THE COUNCIL OF THE CITY OF CLOVIS, CALIFORNIA, APPROVING SUBMISSION OF A CLAIM FOR FUNDS UNDER THE LOCAL TRANSPORTATION FUND OF FRESNO COUNTY FOR FISCAL YEAR 2010-2011

WHEREAS, the City of Clovis is required to submit an annual transportation claim for the Local Transportation Fund of Fresno County for the fiscal year 2010-2011; and

WHEREAS, the Council of Fresno County Governments has the authority to review claims and allocate such funds in accordance with the Transportation Development Act of 1971 and Chapter 3 of Title 30 of the California Administrative Code; and

WHEREAS, the City of Clovis has approved the 2010-2011 Budget for expenditures for 2010-2011; and

WHEREAS, the Transportation Act of 1971 requires certain findings and declarations regarding transit needs and conformance with Article 8, Chapter 1400, Statutes 1971 and applicable rules and regulations.

NOW, THEREFORE, IT IS RESOLVED AND ORDERED, as follows:

That the City Council of the City of Clovis hereby authorizes submittal of its Claim for Local Transportation Funds, as attached as Exhibit A, in the amount of \$3,163,263.00 for purposes allowed under Articles 3, 4, 4.5, and 8 of the Transportation Act of 1971.

* * * * *

The foregoing resolution is hereby adopted at a regular meeting of the City Council of the City of Clovis held on October 11, 2010, by the following vote, to wit:

AYES: Councilmembers Ashbeck, Magsig, Whalen, Mayor Armstrong

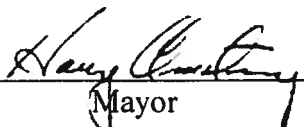
NOES: None

ABSENT: Councilmember Flores

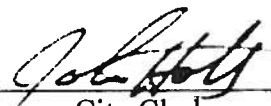
ABSTAIN: None

DATED: October 11, 2010





Mayor

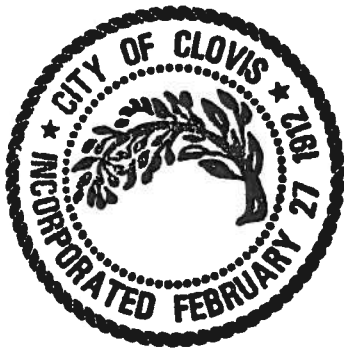


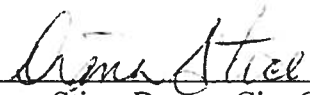
City Clerk

CLERK'S CERTIFICATE

I, Diana Stice, Deputy City Clerk of the City of Clovis, State of California, do hereby certify that the foregoing is a full, true and correct copy of Resolution 10-113 duly approved and adopted by the City Council of the City of Clovis on the dates therein stated and as appears on file in my office.

IN WITNESS WHEREOF, I hereunto set my hand and affix the seal of the City of Clovis on October 15, 2010.




Diana Stice, Deputy City Clerk

RECEIVED

OCT 27 2010

BY: _____
FRESNO COO

Enter Date: **10/4/2010**Claimant Name: **City of Clovis****TRANSPORTATION FUNDING CLAIM FOR FISCAL YEAR: 2010/11**

Instructions: Please note that light yellow fields require an entry if applicable, light grey fields contain formulas that will automatically calculate based on corresponding entries. A date and claimant name field is at the top of the first page, and automatically repeats on following pages, (date should be formatted 00/00/0000)

When completed, please print, sign and send signed original via mail to: Les Beshears, Director of Finance, Council of Fresno County Governments, 2035 Tulare Street, Suite 201, Fresno, CA 93721

From: Applicant: City of Clovis
Address: 1033 Fifth Street
City/State/Zip: Clovis, CA 93612
Contact Phone/email: jamieh@cityofclovis.com

This applicant is an eligible claimant pursuant to Section 99203 of the Public Utilities Code and certifies that the following transportation funds are available to be claimed:

Local Transportation Fund

Apportionment:	\$ 2,424,034.00
Surplus (Prior Years):	
Unexpended, Held by Claimant:	\$ 181,608.00
Other Agency if applicable: County Tarpey-\$46,300 + County Art 4.5-\$8,314	\$ 54,614.00

State Transit Assistance Fund

Estimate:	\$ 503,007.00
Prior Year Carryover:	
Unexpended, Held by Claimant:	

Other

Audit Exception/Impairment:	
Other - describe briefly if applicable:	
Other - describe briefly if applicable:	
Other - describe briefly if applicable:	

Three Million, One Hundred Sixty-Three Thousand, Two Hundred Sixty-Three Dollars.**\$ 3,163,263.00**

for the purposes and respective amounts specified in the attached claim be drawn from the
Local Transportation Fund and State Transit Assistance Fund.

Authorized Signature: Robert Woolley
Title: Interim City Manager
Date: 5-Oct-10

Enter Date: 10/4/2010

Claimant Name: City of Clovis

TRANSPORTATION FUNDING CLAIM DETAIL FOR FISCAL YEAR: 2010/11

PURPOSE	AMOUNT	SUBTOTAL
1. Bicycle & Pedestrian Facilities:		
Article 3:	\$ 48,481.00	
Article 8:		
Audit Exceptions:		
Unexpended Funds Held by Claimant:		
	SUB-TOTAL	\$ 48,481.00
2. Regional Transportation Planning:		
	SUB-TOTAL	\$ 67,703.00
3. Public Transportation:		
Article 4:	\$ 1,567,875.00	
Article 8c:		
State Transit Assistance Funds (STA):	\$ 503,007.00	
Audit Exceptions (General Fund Payback):		
Unexpended Funds Held by Claimant:	\$ 181,608.00	
Other Agency if applicable: County-Tarpey Round Up services	\$ 46,300.00	
Other Agency if applicable:		
Other Agency if applicable:		
Other Agency if applicable:		
	SUB-TOTAL	\$ 2,298,790.00
4. Community Transit Service CSTA, article 4.5:		
	SUB-TOTAL	\$ 127,092.00
5. Streets & Roads Article 8a:		
Audit Exceptions:	\$ 396,068.00	
Unexpended Funds Held by Claimant:		
	SUB-TOTAL	\$ 396,068.00
6. To Be Claimed By:		
Fresno County Rural Transit Agency:		
Coordinated Transportation Service Agency:		
Other Agency if applicable: FAX Contract	\$ 216,815.00	
Other Agency if applicable: County Art 4.5	\$ 8,314.00	
Other Agency if applicable:		
Other Agency if applicable:		
	SUB-TOTAL	\$ 225,129.00
7. Reserve in Fund Pending Further Claiming		
	GRAND TOTAL	\$ 3,163,263.00
Claim Total Must Agree With Total on First Page		\$ 3,163,263.00
Minus All Unexpended Funds Held By		\$ 181,608.00
GRAND TOTAL PAYABLE TO CLAIMANT		\$ 2,981,655.00

Allocation instructions and payment by the Fresno County Auditor-Controller to the applicant is subject to such monies being available for distribution, and to the provisions that such monies will be used only in accordance with the rules and regulations of the Transportation Development Act

Enter Date: 10/4/2010

Claimant Name: City of Clovis

BICYCLE AND PEDESTRIAN FACILITIES FOR FISCAL YEAR: 2010/11

Two percent (2%) of the claimant's Local Transportation Fund apportionment must be spent on bicycle and pedestrian facilities (PUC 99233.3 and 99234); such claims are to be filed as Article 3. Claims for projects in excess of 2% may be filed as Article 8a (PUC 99400(a)). If other funding is to be used with Local Transportation Funds to implement projects, such funding should be shown on the claim form.

PROJECT TITLE & BRIEF DESCRIPTION	PROJECT COST
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1. Various Bicycle & Pedestrian Facilities throughout the claimant's jurisdiction:

\$ 48,481.00

AND/OR:

Other - describe briefly if applicable:	\$ -
Other - describe briefly if applicable:	\$ -
Other - describe briefly if applicable:	\$ -
TOTAL PROJECT COSTS	\$ 48,481.00

Revenue Source & Amount

LTF Article 3:	\$ 48,481.00
LTF Article 8a:	\$ -

Other - describe briefly if applicable:	\$ -
Other - describe briefly if applicable:	\$ -
Audit Exception - General Payback Fund:	\$ -
SUB-TOTAL	\$ 48,481.00

STREETS AND ROADS CLAIM FOR FISCAL YEAR: 2010/11

Local Transportation Funds coming to claimants within Fresno County may be used for streets and roads improvements and maintenance pursuant to Article 8 (PUC 99400), but only after Fresno COG makes a finding that public transportation needs within the claimant's jurisdiction are reasonably met by satisfying the service requirements set forth by the Regional Transportation Plan (PUC 99401.5).

PROJECT TITLE & BRIEF DESCRIPTION	PROJECT COST
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1. Development, Construction & Maintenance Facilities throughout the claimant's jurisdiction:

\$ 396,068.00

AND/OR:

Other - describe briefly if applicable:	\$ -
Other - describe briefly if applicable:	\$ -
Other - describe briefly if applicable:	\$ -
TOTAL PROJECT COSTS	\$ 396,068.00

Revenue Source & Amount

LTF Article 8a:	\$ 396,068.00
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Other - describe briefly if applicable:	\$ -
Other - describe briefly if applicable:	\$ -
Audit Exception - General Payback Fund:	\$ -
SUB-TOTAL	\$ 396,068.00

Enter Date: 10/4/2010

Claimant Name: City of Clovis

PUBLIC AND SPECIALIZED TRANSPORTATION SERVICE CLAIM CLAIM FOR OPERATING AND CAPITAL EXPENSES FY: 2010/11

PROJECT TITLE & BRIEF DESCRIPTION**PROJECT COSTS****General Transportation Service (Proposed):****TOTAL PROJECT COSTS \$ 1,534,383.00**

(Information needed per PUC 99266, which states no moneys may be allocated in excess of 15% above preceding year unless claim is accompanied by supporting documentation)

Prior Year \$ 1,475,545.00
Percentage Change 4%
 more than prior year

Revenue Source & Amount	Operating	Capital
LTF Article 4:	\$ 870,879.00	
LTF Article 4.5 or 8c:		
STA:	\$ 226,504.00	
Fares:	\$ 128,000.00	N/A
Local Support:	\$ 178,877.00	N/A
Fed/State Grants:		
Other - describe briefly if applicable: Measure C	\$ 80,123.00	
Other - describe briefly if applicable:		
Unexpended Funds Held By Claimant:	\$ 50,000.00	
Audit Exception - General Payback Fund:		

SUB-TOTALS \$ 1,534,383.00 \$ -**PROJECT TITLE & BRIEF DESCRIPTION****PROJECT COSTS****Elderly/Handicapped Service (Proposed):****TOTAL PROJECT COSTS \$ 1,640,665.00**

(Information needed per PUC 99266, which states no moneys may be allocated in excess of 15% above preceding year unless claim is accompanied by supporting documentation)

Prior Year \$ 1,603,656.00
Percentage Change 2%
 more than prior year

Revenue Source & Amount	Operating	Capital
LTF Article 4:	\$ 696,996.00	
LTF Article 8c:		
STA:	\$ 276,503.00	
Fares:	\$ 82,000.00	N/A
Local Support:	\$ 311,162.00	N/A
Fed/State Grants:	\$ 142,396.00	
Other - describe briefly if applicable: Prop 1B Grant	\$ -	
Other - describe briefly if applicable:		
Unexpended Funds Held By Claimant:	\$ 50,000.00	\$ 81,608.00
Audit Exception - General Payback Fund:		

SUB-TOTALS \$ 1,559,057.00 \$ 81,608.00**PROJECT TITLE & BRIEF DESCRIPTION****PROJECT COSTS****Consolidated Transit Service Agency (Proposed):****TOTAL PROJECT COSTS \$ 282,427.00**

(Information needed per PUC 99266, which states no moneys may be allocated in excess of 15% above preceding year unless claim is accompanied by supporting documentation)

Prior Year \$ 329,276.00
Percentage Change -14%
 less than prior year

Revenue Source & Amount	Operating	Capital
LTF Article 4.5:	\$ 127,092.00	
LTF Article 8c:		
STA:		
Fares:	\$ 18,000.00	N/A
Local Support:	\$ 137,335.00	N/A
Fed/State Grants:		
Other - describe briefly if applicable:		
Other - describe briefly if applicable:		
Unexpended Funds Held By Claimant:		
Audit Exception - General Payback Fund:		

SUB-TOTALS \$ 282,427.00 \$ -**GRAND TOTAL \$ 3,375,867.00 \$ 81,608.00**

Enter Date: 10/4/2010

Claimant Name: City of Clovis

PUBLIC AND SPECIALIZED TRANSPORTATION SERVICE CLAIM SUMMARY SHEET FOR FISCAL YEAR: 2010/11

REQUIRED OPERATING/FAREBOX CALCULATIONS

General Transportation Service:

1. Total Operating Expenses Minus Exclusions
2. Farebox Revenues
3. Other Local Support
4. Total Local Support (Adds Lines 2 + 3)
5. Farebox Revenue/Operating Expense Ratio (Line 2 Divided By Line 1)
6. Required Minimum Ratio Verification: Enter 1 for Urban, 2 for Rural
7. Total Local Support/Operating Expense Ratio (Line 4 Divided By Line 1)
8. Required Minimum Ratio Criteria:
URBAN 20%
RURAL 10%

Operating Expenses:	\$ 1,534,383.00
Amount Excluded	\$ 1,534,383.00
	\$ 128,000.00
	\$ 178,877.00
	\$ 306,877.00
	8%
	10%
Meets Minimum Requirements	20%
	10%

Elderly/Handicapped Service:

1. Total Operating Expenses Minus Exclusions
2. Farebox Revenues
3. Other Local Support
4. Total Local Support (Adds Lines 2 + 3)
5. Farebox Revenue/Operating Expense Ratio (Line 2 Divided By Line 1)
6. Required Minimum Ratio Verification:
7. Total Local Support/Operating Expense Ratio (Line 4 Divided By Line 1)
8. Required Minimum Ratio Criteria:
10%

Operating Expenses:	\$ 1,559,057.00
Amount Excluded	\$ 1,559,057.00
	\$ 82,000.00
	\$ 311,162.00
	\$ 393,162.00
	5%
Meets Minimum Requirements	20%
	25%
	10%

Consolidated Transportation Service Agency:

1. Total Operating Expenses Minus Exclusions
2. Farebox Revenues
3. Other Local Support
4. Total Local Support (Adds Lines 2 + 3)
5. Farebox Revenue/Operating Expense Ratio (Line 2 Divided By Line 1)
6. Required Minimum Ratio Verification:
7. Total Local Support/Operating Expense Ratio (Line 4 Divided By Line 1)
8. Required Minimum Ratio Criteria:
Fares 10%
Other Local Support 45%

Operating Expenses:	\$ 282,427.00
Amount Excluded	\$ 282,427.00
	\$ 18,000.00
	\$ 137,335.00
	\$ 155,335.00
	6%
	49%
Meets Minimum Requirements	55%
	55%

Summary Totals:

1. Total OF ALL Operating Expenses PLUS Exclusions
2. Total of All Capital Projects
3. GRAND TOTAL

Total Operating Expenses:	\$ 3,375,867.00
Total Amount Excluded:	\$ -
	\$ 3,375,867.00
	\$ 81,608.00
	\$ 3,457,475.00

	LTF Article 4	LTF Article 4.5 & 8c	STA	Farebox & Local Support	Fed/State Grants	Other	Unexpended Funds & General Payback	GRAND TOTAL
OPERATING	\$ 1,587,875.00	\$ 127,092.00	\$ 503,007.00	\$ 855,374.00	\$ 142,398.00	\$ 80,123.00	\$ 100,000.00	\$ 3,375,867.00
CAPITAL	\$ -	\$ -	\$ -	N/A	\$ -	\$ -	\$ 81,608.00	\$ 81,608.00
TOTAL	\$ 1,587,875.00	\$ 127,092.00	\$ 503,007.00	\$ 855,374.00	\$ 142,398.00	\$ 80,123.00	\$ 181,608.00	\$ 3,457,475.00

Enter Date: 10/4/2010

Claimant Name: City of Clovis

CONTINGENCY PROJECT LISTING FOR FISCAL YEAR: 2010/11

Should additional Local Transportation Fund or State Transit Assistance Fund monies be made available during the current fiscal year, they are hereby also claimed for the following purposes:

CHECK ALL THAT APPLY (Enter "X" in yellow cell)

BICYCLE AND PEDESTRIAN FACILITIES

☐ Article 3

PUBLIC TRANSPORTATION

☐ Article 4

STREETS & ROADS

☒ Article 8a

STANDARD ASSURANCES FOR APPLICANTS

CLAIMANT ASSURANCES: (initial sections which apply)

- ☐ A. Claimant certifies that it has submitted a satisfactory, independent fiscal audit, with required certification statement, to the RTPA and to the State Controller, pursuant to PUC 99245 and 21 Cal. Code of Regulations Section 6664 for the prior fiscal year (project year minus two). Claimant assures that this audit requirement will be completed for the current fiscal year (project year minus one).
- ☐ B. Claimant certifies that it has submitted a State Controller Report, in conformance with the uniform system of accounts and records, to the RTPA, and to the State Controller, pursuant to PUC 99243, for the prior year (project year minus two). Beginning with the 1979-80 fiscal year, claimant assures that this report will be audited by an independent CPA. Claimant assures that this report will be completed for the current fiscal year (project year minus one).
- ☐ C. Claimant certifies in accordance with PUC Section 99314.5(b) that it is not precluded by any contract entered into on or after June 28, 1979, from employing part-time drivers or contracting with common carriers of persons operating under a franchise or license. Claimant further certifies that no person who was a full-time employee on June 28, 1979, shall have his or her employment terminated or his or her regular hours of employment, excluding overtime, reduced by the operator as a result of it employing part-time drivers or contracting with such common carriers.
- ☐ D. Claimant filing claim pursuant to PUC Section 99260 certifies that (check one by entering "X" in yellow cell):
- ☒ 1. the current cost of its retirement system is fully funded with respect to the officers and employees of its public transportation system (PUC Section 99271a); or
 - ☐ 2. the operator is implementing a plan approved by the transportation planning agency which will fully fund the retirement system for such officers and employees within 40 years (PUC Section 99271a); or
 - ☐ 3. the operator has a private pension plan which sets aside and invests on a current basis funds sufficient to provide for the payment of future pension benefits and which is fully compliant with the requirements stated in PUC
- ☐ E. Claimant certifies that it is in compliance with PUC Section 99264 that it does not routinely staff, with two or more persons, a vehicle for public transportation purposes designed to be operated by one person.
- ☐ F. Claimant certifies that it is making full use of federal funds available under the Urban Mass Transportation Act of 1964, as amended in accordance with Section 6754(a)(3).
- ☐ G. Claimant certifies that this is in compliance with PUC Section 99155 that if it offers reduced fares to seniors, the same reduced rate is offered to disabled persons, handicapped persons, and disabled veterans and it honors the federal Medicare card for identification to receive reduced fares.
- ☐ H. Claimant certifies that it is in compliance with PUC Section 99155.5 regarding dial-a-ride and paratransit services being accessible to handicapped persons and that the service is provided to persons without regard to vehicle ownership and place of

The undersigned hereby certifies that the above statements are true and correct.

Please print and sign after completing form

Signature/Print Name: Robert Woolley

Title/Agency: Interim City Manager

Date: 5-Oct-10