



CITIZEN OVERSIGHT COMMITTEE

Measure C Citizen Oversight Committee Annotated Agenda

Date: Thursday, February 10, 2010

Time: 5:00 p.m.

Place: Council of Fresno County Governments
2035 Tulare Street, Suite 201, Fresno, CA

I. Presentations

A. Public Presentations

This portion of the meeting is reserved for persons wishing to address the Committee on items within its jurisdiction but not on this agenda. **Note: Prior to action by the Committee on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.**

II. Minutes of December 9, 2010 Citizen Oversight Committee Meeting

III. Measure C Oversight Committee Local Agency Planned Expenditure Reporting Forms for Fiscal Year 2010-2011 (Veenendaal)

Summary: Completed reporting forms from the following agencies are included in your packet for your review:

- Fresno County Rural Transit Agency
- City of Coalinga

Action: Receive, review and recommend action.

IV. Measure C Citizen Oversight Committee Annual Report to the Public (Veenendaal)

Summary: The Measure C Extension Expenditure Plan states that the Citizen Oversight Committee is tasked with presenting the Committee's recommendations, findings, and requests to the public and the Authority in a formal annual report. For the last two years, FCTA has provided space in their Annual Report free of charge for the Oversight Committee's presentation. A copy of the 2008-2009 report is included in your packet.

Action: Receive, review and recommend action

V. Measure C School Bus Replacement Program Round Two (Martin)

Summary: At the December 8, 2010 Board meeting staff presented an item informing the Board that the Measure C Extension School Replacement account had a current balance of approximately \$2.25 million and is expected to grow to \$3 million by the end of this fiscal year. The ballot measure is very specific regarding prioritization of buses for replacement. The language requires that priority be established based on the oldest fleet vehicles being replaced first, until the remaining buses meet current air quality standards. At the December meeting staff pointed out that the SJVAPCD (Air District) is currently in the final phase of a school bus replacement program of their own (LESBP) funded with State bond revenues. The LESBP program has a deadline for expenditures of the bond revenue by June 30, 2012. The local Air District has established a local deadline of April 2011 to

formalize contracts for these funds to allow enough time for equipment to be delivered so that compliance with the statewide deadline is achieved. The buses eligible for the LESBP are also eligible for Measure C replacement funds. There is no policy or requirement from the Authority or Measure language that requires equipment owners to go through a grant program if they are eligible.

Also, neither Measure language nor existing Board policy give the Authority the power to require equipment owners to participate in the cost of replacement through match funding such as what the Air District requires. The Authority has been asked by some equipment owners to provide the matching funds required by the Air District with Measure funds thereby allowing for the bus to be purchased with Air District dollars and subsidized by Measure funds. The policy in the prior round of replacements was for the Authority to pay the full cost of either a CNG or Diesel bus equipped with seat belts and air conditioning. If the previous policy is followed for this second round of the replacement program the first sixteen buses on the attached list will be replaced this fiscal year at a Measure cost of \$2,894,485.80. Of these sixteen buses twelve have grant funding available. Total grant funding would be \$1,579,158.05 thereby reducing the cost to the Measure to \$1,315,327.75 with the Measure paying any match required for the grants and continuing to offer air conditioning and choice of engine type. Continuing to utilize grant funding would result in replacement of 32 buses at an Authority cost of \$2,849,679.

Action: Receive, review and recommend action

VI. Fiscal Year 2009-10 Annual Audit of the Fresno County Transportation Authority (Martin)

Summary: Brown, Armstrong, the Certified Public Accounting firm retained by the Authority to perform our fiscal year 2009-2010 audit of finances, has recently completed their analysis and submitted the final report which is included in the agenda package. In summary the firm found no material weakness concerning internal control over financial reporting and no instances of noncompliance with laws, regulations, contracts or grant agreements. (Audit and Executive Summary Attached)

Action: Receive, review and recommend action

VII. Interpretation of the Measure C Expenditure Plan earmarks for bicycle facilities

Committee member Nick Paladino requested that this item be placed on the Oversight Committee agenda for discussion and recommendation. The Measure C Extension Expenditure Plan Earmarks for bicycling facilities requires that “these funds may be used only for retrofitting bicycle lanes within the circulation system that existed as of January 2007 or the date of adoption of the Master Plan.” (Page A-6 of the Expenditure Plan) Mr. Paladino disagrees with the Fresno County Transportation Authority’s definition of “retrofit” as used in the Measure C language. A copy of a letter from Mr. Paladino to the FCTA Director, Ron Petersen, is included in your packet for review, as well as a letter of response from Mr. Petersen.

Action: Receive, review and recommend action

VIII. Other Business

- A. Items from Staff
- B. Items from Members