

AGENDA ITEM 5 E
Consent Calendar

MEMORANDUM

DATE: December 6, 2007

TO: El Dorado County Transit Authority

FROM: Julie Petersen, Fiscal Administration Manager

SUBJECT: Revised Transportation Development Act Claim for Fiscal Year 2007/2008

REQUESTED ACTION:

BY MOTION,

- 1) Adopt Resolution 07-14 Authorizing the Transit Director to file a revised Transportation Development Act (TDA) Claim for Fiscal Year 2007/2008**
- 2) Authorize the transfer of \$440,134. from fiscal year 2007/2008 contingency budget account to fiscal year 2007/2008 TDA LTF revenue account.**
- 3) Authorize the transfer of \$103,128. from fiscal year 2007/2008 contingency budget account to fiscal year 2007/2008 TDA STA revenue account.**

BACKGROUND

El Dorado County Transit Authority (EDCTA) operates with funding from the Transportation Development Act (TDA) which includes the Local Transportation Fund (LTF) and the State Transit Assistance (STA), Federal Transit Administration (FTA) funds, passenger fares, advertising revenue and grant monies.

The TDA statute establishes the Local Transportation Fund (LTF) by designating that ¼ cent of the state sales tax revenue collected within each region be used for transportation purposes, primarily for public transit. TDA statute establishes State Transit Assistance (STA) from a statewide sales tax on gasoline and diesel fuel. Fifty-percent (50%) of funds are apportioned to each region on a population based formula, with the remaining fifty-percent (50%) based on prior year proportion of regional transit operator revenues. EDCTA is the only eligible recipient of STA in this region.

EDCTA is a recipient of TDA and files annual claims for those funds with the El Dorado County Transportation Commission (EDCTC). Annual fiscal and compliance audits of TDA recipients include a compliance report to verify that allocations are made according to the California Code of Regulations.

The audit for fiscal year 2006/2007 reported that EDCTA claimed \$440,134. over the maximum allowed. The following information is from the Management’s Discussion and Analysis in the EDCTA audit for year ended June 30, 2007 and addresses some of the reasons for the excess claim for TDA funds:

“LTF is claimed each year based on a carefully prepared budget. Several budgetary issues resulted in the LTF claim above the amount allowed per TDA. Budget controls and cost-efficiencies resulted in a less than 1% fluctuation between preliminary and final annual budget. The Authority realized several unanticipated increases to operating revenue and final budget adjustments noted that the expenses in each major budget unit expenses were less than the approved budget amount.

The Authority approved a \$493,682 contingency for the fiscal year 2006/2007 budget. As noted above, the amount of deferred LTF operating revenue is \$440,134 indicating that the Authority budgeted an appropriate contingency amount with minimal utilization.”

On October 25, 2007, EDCTA received a revised estimate of STA funds for fiscal year 2007/2008 from the El Dorado County Transportation Commission (EDCTC). This estimate reflected a reduction of available operating and capital funds in the amount of \$986,136.

DISCUSSION

EDCTA Resolution No. 07-14 authorizes the Transit Director to file the revised TDA claim per California Code of Regulations Section 6649.

Revised budgets will be presented during the “Mid-Year Budget Adjustment” process at the February 7, 2008 regular Board meeting.

Execution of this claim, in conjunction with the adjustment to the EDCTA contingency line item, will result in a balanced operating budget. The capital budget for the current fiscal year will rely on capital contingency funds to fulfill the current plan.

<u>Fiscal Impact:</u>	Approved 2007/2008	Mid-Year proposed 2007/2008
TDA (LTF) Revenue	\$3,706,607.	\$3,266,473.
TDA (STA) - Operating	\$ 772,557.	\$ 669,429.
TDA (STA) - Capital	\$ 883,008.	\$ -0-

TDA-1

**TRANSPORTATION DEVELOPMENT ACT
CLAIM FORM**

TO: El Dorado County Transportation Commission
2828 Easy Street, Suite 1
Placerville, CA 95667
(530) 642-5260

FROM:

Claimant: El Dorado County Transit Authority
Address: 6565 Commerce Way
City, State, Zip Code: Diamond Springs, CA 95619
Contact: Mindy Jackson, Transit Director
Phone: (530) 642-5383 ext. 210

The above claimant hereby requests, in accordance with authority granted under the Transportation Development Act and applicable rules and regulations adopted by the El Dorado County Transportation Commission (EDCTC), that its request for funding be approved as follows:

LTF

Operating	\$ 3,706,607.	FY 2007 / 2008
Capital	\$ -0-	FY 2007 / 2008
Excess Operating	\$ (440,134.)	FY 2006 / 2007
Total	\$ 3,266,473.	FY 2007 / 2008

STA

Operating (OP)	\$ 772,557.	FY 2007 / 2008
Revised OP Estimate	\$ -103,128.	FY 2007 / 2008
Capital (Cap)	\$ 883,008.	FY 2007 / 2008
Revised Cap Estimate	\$ -883,008.	FY 2007 / 2008
Total	\$ 669,429.	FY 2007 / 2008

Submitted By: Mindy Jackson
Title: Transit Director
Date: 12/06/2007

EDCTC
Date of Approval: _____

Resolution No.: _____

Administrative Amendment No.: _____

EDCTC Executive Director

**EL DORADO COUNTY TRANSIT AUTHORITY
RESOLUTION NO. 07-14**

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE EL DORADO COUNTY TRANSIT AUTHORITY
AUTHORIZING THE TRANSIT DIRECTOR TO SUBMIT A REVISED
CLAIM FOR TRANSPORTATION DEVELOPMENT ACT (TDA) FUNDS**

WHEREAS, the El Dorado County Transit Authority (EDCTA) intends to use its TDA Article 4 funding to finance transit services for the Western Slope of El Dorado County; and

WHEREAS, the EDCTA submitted an initial claim for fiscal year 2007/2008; and

WHEREAS, the fiscal and compliance audit for fiscal year ending June 30, 2007 reported that EDCTA claimed \$440,134. over the allowed per California Code of Regulations Section 6634; and

WHEREAS, the El Dorado County Transportation Commission (EDCTC) requested the submission of a revised claim under California Code Section 6649 to reflect the claim of the excess; and

NOW, THEREFORE, BE IT RESOLVED, that the Transit Director or the designated representative shall be authorized to file a revised fiscal year 2007/2008 claim for the TDA Article 4 funding for transit services as follows:

Article 4	\$3,706,607.	FY 2007/2008
Excess	<u>(440,134.)</u>	FY 2006/2007
Total Revised Claim	\$3,266,473.	FY 2007/2008

BE IT FURTHER RESOLVED, that the Transit Director or the designated representative shall be authorized to file a revised claim for the STA Article 4 Sub-Chapter 2.5, Section 6730 (b) projects as follows:

PUC 99313 Population Formula Allocation	\$611,657.
PUC 99314 Revenue Formula Allocation	<u>57,772.</u>
Total Estimated 2007/2008 Available Claim	\$669,429.

PASSED AND ADOPTED BY THE GOVERNING BOARD OF THE EL DORADO COUNTY TRANSIT AUTHORITY at a regular meeting of said Board, held on the 6th day of December 2007 by the following vote of said Board:

AYES:

NOES:

ABSENT:

ABSTAIN:

Carl Hagen, EDCTA Chair

Mindy Jackson, Transit Director

APPROVED AS TO FORM:

Barbara McDonald, Secretary to the EDCTA Board