

RESOLUTION NO.

Adopted by the Santa Cruz County Regional Transportation Commission
on the date of June 5, 2008
on the motion of Commissioner
duly seconded by Commissioner

A RESOLUTION APPROVING THE
TRANSPORTATION DEVELOPMENT ACT ARTICLE 4 CLAIM
FROM THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
FOR TRANSIT OPERATIONS FOR THE 2008/09 FISCAL YEAR

WHEREAS, the Transportation Development Act of 1971, Article 4, Section 99260(a) of the Public Utilities Code provides that transit operators may file an Article 4 claim for monies from the County's local transportation fund with the transportation planning agency for the County; and

WHEREAS, the Santa Cruz Metropolitan Transit District is a transit operator in accordance with Article 1, Section 99210 of the Public Utilities Code, and the Santa Cruz County Regional Transportation Commission is the transportation planning agency for Santa Cruz County, in accordance with Article 1, Section 99214 of the Public Utilities Code; and

WHEREAS, the Commission has adopted allocated Transportation Development Act (TDA) funds in its fiscal year 2008/09 budget, and the Commission has apportioned a total of \$5,978,465 to the Santa Cruz Metropolitan Transit District; and

WHEREAS, the Santa Cruz Metropolitan Transit District has submitted a claim for Transportation Development Act funds in the amount of \$5,978,465:

BE IT RESOLVED BY THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION:

1. The Commission finds that this claim fulfills the requirements specified in the Transportation Development Act and the Rules and Regulations of the Commission, as follows:
 - a. The transit district provides transportation services to the general public.
 - b. The claim includes a proposed budget for the 2008/09 fiscal year.
 - c. The proposed expenditures are in conformity with the Regional Transportation Plan.
 - d. The level of passenger fares and charges is sufficient to enable the transit district to meet the fare revenue requirements of Public Utilities Code Section 99268.1 or 99268.2(b) as an older operator.
 - e. The claimant is making full use of federal funds available under the Urban Mass Transportation Act of 1964, as amended.

- f. The sum of the claimant's 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.
 - g. The claim funds may be used 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.
 - h. A certification by the Department of the California Highway Patrol verifying that the operator is in compliance with section 1808.1 of the Vehicle Code, as required in Public Utilities Code section 99251 has been completed within the last 13 months.
 - i. The operator is not precluded by any contract entered into on or after June 28, 1979, from employing part-time drivers or from contracting with common carriers of persons operating under a franchise or license.
2. The Transportation Development Act Article 4 claim from the Santa Cruz Metropolitan Transit District for fiscal year 2008/09 is hereby approved in the amount of \$5,978,465, to be paid in quarterly payments.
3. The Executive Director is authorized to modify the payment amounts should the Commission amend the FY 2008/09 Transportation Development Act Article 4 allocation in the Commissioner's FY 08/09 Budget based on revised revenue projections from the Santa Cruz County Auditor Controller.

AYES: COMMISSIONERS

NOES: COMMISSIONERS

ABSTAIN: COMMISSIONERS

ABSENT: COMMISSIONERS

Tony Campos, Chair

ATTEST:

George Dondero, Secretary

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