



Tulare County Transportation Authority

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Visalia, California 93291  
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[www.tularecog.org](http://www.tularecog.org)

Tulare County Transportation Authority	Date: <b>Monday, February 24, 2020</b> Time: <b>1:00 p.m.</b> Place: Woodlake Community Center 145 N. Magnolia Street Woodlake, CA 93286
Technical Advisory Committee	Date: <b>Thursday, February 20, 2020</b> Time: <b>1:30 p.m.</b> Place: Tulare County Association of Governments 210 N. Church Street, Suite B (Sequoia Conference Room) Visalia, CA 93291

In compliance with the Americans with Disabilities Act and the California Ralph M. Brown Act, if you need special assistance to participate in this meeting, including auxiliary aids, translation requests, or other accommodations, or to be able to access this agenda and documents in the agenda packet, please contact the TCAG office at 559-623-0450 at least 3 days prior to the meeting.

Any staff reports and supporting materials provided to the Board after the distribution of the agenda packet are available for public inspection at the TCAG office.

## I. CALL TO ORDER & WELCOME

## II. PUBLIC COMMENTS-TIMED ITEM

### NOTICE TO THE PUBLIC PUBLIC COMMENT PERIOD

At this time, members of the public may comment on any item of interest to the public and within the subject matter jurisdiction of TCAG but not appearing on this agenda. Under state law, matters presented under this item cannot be discussed or acted upon by the Board at this time. For items appearing on the agenda, the public is invited to make comments at the time the item comes up for Board consideration. Any person addressing the Board will be limited to a maximum of three (3) minutes so that all interested parties have an opportunity to speak with a total of fifteen (15) minutes allotted for the Public Comment Period. Speakers are requested to state their name(s) and address(es) for the record.

### ***Convene as the Tulare County Transportation Authority***

***All items on the Consent Agenda are considered to be routine and non-controversial by Authority staff and will be approved by one motion if no member of the Authority Board or public wishes to comment or ask questions. Items pulled from the Calendar will be considered separately.***

## III. AUTHORITY CONSENT CALENDAR – ACTION AND INFORMATION ITEMS

**Request approval of the Authority Consent Calendar Action Items III-A through III-B.**

- A. Action: Minutes of January 27, 2020 Authority Meeting **(Pages 01-02)**
- B. Action: Minutes of January 22, 2020 Technical Advisory Committee Meeting **(Pages 03-04)**
- C. Information: Conflict of Interest Code (Form 700) due April 1, 2020 **(No Page)**

#### **IV. AUTHORITY ACTION/DISCUSSION ITEMS**

- A. Action: Adoption of Resolution: Approving Local Debt Policies (Pages 05-18)
- B. Action: 2019 Local Partnership Program Formulaic Program Project Nomination (Pages 19-28)
- C. Information: Measure R Revenue for January 2020 (Pages 29-30)
- D. Information: Tulare County Transportation Authority Audit Year Ending June 30, 2019 (Page 31)

#### **V. OTHER BUSINESS**

- A. Information: Item from Staff
- B. Information: Item from Board Members
- C. Information: Other Items
- D. Request from Board Members for Future Agenda Items

#### **VI. ADJOURN**

The next scheduled Tulare County Transportation Authority (TCTA) meeting will be held on **Monday, March 16, 2020 at 1:00 p.m.** at the **Tulare County Board of Supervisors, 2800 W. Burrel Avenue, Visalia, CA 93291.** The Technical Advisory Committee will meet on **Thursday, March 12, 2020 at 1:30 p.m.** at the **Tulare County Association of Governments (TCAG), 210 N. Church Street, Suite B, Sequoia Conference Room, Visalia, CA 93291.**

TULARE COUNTY TRANSPORTATION AUTHORITY

<b>BOARD OF GOVERNORS</b>	<b>AGENCY</b>	<b>ALTERNATE</b>
Kuyler Crocker – Chair	Tulare County-District 1	*
Pete Vander Poel	Tulare County-District 2	*
Amy Shuklian	Tulare County-District 3	*
Eddie Valero	Tulare County-District 4	*
Dennis Townsend	Tulare County-District 5	*
Maribel Reynosa	City of Dinuba	Linda Launer
Frankie Alves	City of Exeter	Dave Hails
Paul Boyer	City of Farmersville	Ruben Macareno
Pamela Kimball	City of Lindsay	Brian Watson
Martha A. Flores	City of Porterville	Milt Stowe
Terry Sayre	City of Tulare	Carlton Jones
Bob Link – Vice-Chair	City of Visalia	Phil Cox
Rudy Mendoza	City of Woodlake	Frances Ortiz

**\*No Alternate (Required to be an elected official)**

**TCAG STAFF**

Ted Smalley, Executive Director  
Ben Kimball, Deputy Executive Director  
Ben Giuliani, Executive Officer- LAFCO  
Leslie Davis, Finance Director  
Elizabeth Forte, Principal Regional Planner  
Roberto Brady, Principal Regional Planner  
Mark Hays, Senior Regional Planner  
Derek Winning, Senior Regional Planner  
Gabriel Gutierrez, Senior Regional Planner  
Kasia Poleszczuk, Associate Regional Planner  
Steven Ingoldsby, Associate Regional Planner  
Giancarlo Bruno, Regional Planner  
Gail Miller, Associate Regional Planner-EH  
Barbara Pilegard, Associate Regional Planner-EH  
Maria Garza, Associate Regional Planner-EH  
Michele Boling, Accountant II  
Brideget Moore, Staff Services Analyst III  
Amie Kane, Administrative Clerk II  
Servando Quintanilla, Administrative Clerk  
Olivia Forte, Intern Apprentice-EH

**Office Address**

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**AGENDA ITEM: III-A**  
**TULARE COUNTY ASSOCIATION OF GOVERNMENTS**  
**TULARE COUNTY TRANSPORTATION AUTHORITY**

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**Executive Minutes January 27, 2020**

Board Members	Alternates	Member/Alternate	Agency
Kuyler Crocker ( <i>Chair</i> )	*	M	Tulare County-Dist. 1
Pete Vander Poel	*	M	Tulare County-Dist. 2
Amy Shuklian	*	M	Tulare County-Dist. 3
Eddie Valero	*	M	Tulare County-Dist. 4
Dennis Townsend	*	M	Tulare County-Dist. 5
Maribel Reynosa	Linda Launer	M	City of Dinuba
Frankie Alves	Dave Hails	M	City of Exeter
Paul Boyer	Ruben Macareno	M	City of Farmersville
Pamela Kimball	Brian Watson	M	City of Lindsay
Martha A. Flores	Milt Stowe	M	City of Porterville
Terry Sayre	Carlton Jones	M	City of Tulare
Bob Link ( <i>Vice-Chair</i> )	Phil Cox		City of Visalia
Rudy Mendoza	Francis Ortiz		City of Woodlake

**Counsel and TCAG Staff Present (X)**

<input checked="" type="checkbox"/> Jeff Kuhn, Tulare Co. Deputy Counsel	<input type="checkbox"/> Kasia Poleszczuk, Associate Regional Planner
<input checked="" type="checkbox"/> Ted Smalley, Executive Director	<input checked="" type="checkbox"/> Steven Ingoldsby, Associate Regional Planner
<input checked="" type="checkbox"/> Benjamin Kimball, Deputy Executive Director	<input checked="" type="checkbox"/> Giancarlo Bruno, Regional Planner
<input checked="" type="checkbox"/> Benjamin Giuliani, Executive Officer-LAFCO	<input type="checkbox"/> Maria Garza, Associate Regional Planner/EH
<input checked="" type="checkbox"/> Leslie Davis, Finance Director	<input type="checkbox"/> Barbara Pilegard, Associate Regional Planner/EH
<input checked="" type="checkbox"/> Elizabeth Forte, Principal Regional Planner	<input type="checkbox"/> Michele Boling, Accountant III
<input checked="" type="checkbox"/> Roberto Brady, Principal Regional Planner	<input type="checkbox"/> Brideget Moore, Staff Services Analyst III
<input type="checkbox"/> Mark Hays, Senior Regional Planner	<input checked="" type="checkbox"/> Amie Kane, TCAG Administrative Clerk II
<input checked="" type="checkbox"/> Derek Winning, Senior Regional Planner	<input checked="" type="checkbox"/> Servando Quintanilla, TCAG Administrative Clerk
<input type="checkbox"/> Gabriel Gutierrez, Senior Regional Planner	<input type="checkbox"/> Olivia Forte, Intern Apprentice/EH

**I. CALL TO ORDER & WELCOME**

The Tulare County Transportation Authority was called to order by Chair Crocker at 3:00 p.m. on January 27, 2020 at the Farmersville Community Center, 623 N. Avery Street, Farmersville, CA 93223.

**II. PUBLIC COMMENTS**

Public comments opened/closed at 3:00 p.m. No public comments received.

**III. AUTHORITY CONSENT CALENDAR – ACTION/INFORMATION ITEMS**

Request approval of the Authority Consent Calendar Action Items III-A through III-B.

**A. Action: Minutes of December 9, 2019 Authority Meeting**

**B. Action: Minutes of December 5, 2019 Technical Advisory Committee Meeting**

Upon a motion by Member Flores, and seconded by Member Townsend, the Tulare County Transportation Authority unanimously approved the Authority Consent Calendar Action Items III-A through III-B. Absent: Link and Mendoza.

#### **IV. AUTHORITY ACTION/DISCUSSION ITEMS**

##### **A. Action: Adoption of Resolution: KNN Fee Proposal for the 2020 Sales Tax Revenue Bonds**

Ms. Davis outlined the fees agreement proposed with KNN which would authorize a payment of \$125,000 as a fixed transaction fee to be paid from the bond proceeds. Additionally, reasonable out of pocket expenses would be authorized up to \$5,000. Ms. Davis highlighted again the Measure R projects that would potentially be financed by the proceeds.

Upon a motion by Member Shuklian, and seconded by Member Valero, the Tulare County Transportation Authority unanimously approved the recommendation as presented to accept KNN's fee proposal. Absent: Link and Mendoza.

##### **B. Action: Adoption of Resolution: Approving the Schedule for the Fifth Measure R Expenditure Plan Amendment Process**

Ms. Davis explained that approval of the amendment would allow for more opportunities for member agencies and the TCTA to partner with other agencies, apply for grants, and leverage state and federal funds. A schedule of proposed Measure R expenditure plan was also distributed and outlined by Ms. Davis.

Upon a motion by Member Flores, and seconded by Member Townsend, the Tulare County Transportation Authority unanimously approved amendment number 5 to the Measure R expenditure schedule. Absent: Link and Mendoza.

##### **C. Information: Measure R Revenue for November - December 2019**

Ms. Davis shared that the Measure R Revenue for November was \$2,979,449 compared to \$2,803,142 for the same period the previous year. The allocation for the month of December was \$2,741,976 compared to \$2,790,961. The year to date amount was \$17,744,649 compared to \$17,105,526 for the same period the previous year and represented a 3.7% increase.

#### **V. OTHER BUSINESS**

##### **A. Information: Items from Staff**

##### **B. Information: Items from Board Members**

##### **C. Information: Other Items**

##### **D. Request from Board Members for Future Agenda Items**

There were no items reported or comments noted for Other Business Items V-A through V-D.

#### **VI. ADJOURN**

The Tulare County Transportation Authority adjourned at 3:04 p.m.

**AGENDA ITEM: III-B**  
**TCTA Technical Advisory Committee Meeting**  
**Tulare County Association of Governments - 210 N. Church Street, Suite B, Visalia, CA 93291**  
**January 22, 2020 – Summary Meeting Minutes**

**ATTENDANCE LIST**

City of Dinuba	<i>Absent</i>
City of Exeter	Frankie Alves
Cities of Farmersville, Woodlake	Lisa Wallis-Dutra
City of Lindsay	Neyba Amezcua
County of Tulare	Johnson Vang
City of Porterville	Javier Sanchez
City of Tulare	<i>Absent</i>
City of Visalia	<i>Absent</i>
Tule River Indian Reservation	<i>Absent</i>
TCAG	Benjamin Kimball
Caltrans	David Deel

**Others Present:**

**TCAG Staff Present:** Leslie Davis, Benjamin Kimball, Theodore Smalley, Gabriel Gutierrez, Derek Winning, Kasia Poleszczuk, Roberto Brady and Brideget Moore Recording.

**SUMMARY MEETING MINUTES**

(Minutes reflect agenda items discussed only)

- I. CALL TO ORDER:** The meeting convened as the Tulare County Transportation Authority Meeting and was called to order by Mr. Kimball at 2:19 p.m.

All action and informational documents were distributed for review and discussion. All actionable items would be voted on at the next Tulare County Transportation Authority (TCTA) Board meeting, scheduled for January 27, 2020.

**IV. AUTHORITY ACTION/DISCUSSION ITEMS**

**A. Action: Adoption of Resolution: KNN Fee Proposal for the 2020 Sales Tax Revenue Bonds**

Ms. Davis highlighted revisions to the fee proposal and indicated the new dollar amount of \$125,000 with a not to exceed limit of \$5,000 to cover out of pocket expenses. Additionally, Ms. Davis reviewed of the scope of service information attachment.

**B. Action: Adoption of Resolution: Approving the Schedule for the Fifth Measure R Expenditure Plan Amendment Process**

Ms. Davis stated that the item was a precursor to the actual amendment and that the item was to approve the schedule for the fifth Measure R Expenditure Amendment process. Ms. Davis highlighted the draft schedule and memo outlining the parameters for the potential amendments.

**C. Information: Measure R Revenue for November- December 2019**

Ms. Davis shared that the Measure R Revenue for November was \$2,979,449 compared to \$2,803,142 for the same period the previous year. December revenue was \$2,741,976 compared to \$2,790,961. The year to date amount was \$17,744,649 compared to \$17,105,526 for the same period the previous year and represented a 3.7% increase.

**VI. ADJOURN**

The TCAG Technical Advisory Committee adjourned at 2:21 p.m.

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Tulare County Association of Governments  
Sitting as the Tulare County Transportation Authority

## **AGENDA ITEM IV-A**

**February 24, 2020**

**Prepared by Leslie Davis, TCAG Staff**

### **SUBJECT:**

**Action:** Adoption of Resolution: Approving Local Debt Policies

### **BACKGROUND:**

The Authority has previously authorized TCTA staff and counsel, Bond Counsel, and Financial Advisor to move forward with the steps necessary for the issuance of additional Measure R Sales Tax Revenue Bonds needed to deliver Measure R projects. One of the required steps is the adoption of local debt policies meeting the requirements of Government Code section 8855(i). Proposed local debt policies are attached for your consideration and adoption.

### **DISCUSSION:**

California Government Code section 8855(i), as amended in 2016, requires local agencies, including TCTA, to submit an electronic report of a proposed debt issuance, such as the proposed 2020 Series of Measure R Sales Tax Revenue Bonds, to the California Debt and Investment Advisory Commission no later than 30 days before the sale of any debt issue. The report must include a certification by the issuer that it has adopted local debt policies concerning the use of debt and that the contemplated debt issuance is consistent with those local debt policies. A local debt policy shall include all of the following:

- A. The purposes for which the debt proceeds may be used.
- B. The types of debt that may be issued.
- C. The relationship of the debt to, and integration with, the issuer's capital improvement program or budget, if applicable.
- D. Policy goals related to the issuer's planning goals and objectives.
- E. The internal control procedures that the issuer has implemented, or will implement, to ensure that the proceeds of the proposed debt issuance will be directed to the intended use.

Attached for your consideration are proposed Debt Policies that include all of the required elements. The proposed policies, which were prepared in draft form by County Counsel and have been reviewed and are recommended for approval by our financial advisor KNN, and Bond Counsel, are based on policies adopted by San Joaquin County's COG, and by the County of Tulare, as adapted for TCTA.

### **RECOMMENDATIONS:**

It is recommended that the Board of Governors adopt a Resolution approving the proposed local debt policies for TCTA and provide copies of the adopted Resolution and policies to Bond Counsel, Financial Advisor, County Counsel, and County Auditor-Controller/Treasurer-tax Collector for their information and use.

**FISCAL IMPACT:**

Adoption of the proposed local debt policies in and of itself will have no fiscal impact on TCTA or the Measure R program. Each proposed debt issuance would be analyzed and potential fiscal impacts reported to the Board before the Board would be asked to consider approval of the debt issuance.

**ATTACHMENTS:**

1. Resolution approving local debt policies for TCTA
2. Local debt policies for TCTA

BEFORE THE  
TULARE COUNTY TRANSPORTATION AUTHORITY  
COUNTY OF TULARE, STATE OF CALIFORNIA

In the matter of:

APPROVE TULARE TRANSPORTATION	)	
AUTHORITY (TCTA) LOCAL DEBT	)	Resolution No. [    ]
POLICY	)	

WHEREAS, on November 7, 2006, the citizens of Tulare County approved Measure R and the Measure R Expenditure Plan; and

WHEREAS, the Measure R Expenditure Plan serves as a guide for the use of transportation funds that will be generated through the Tulare County half-cent transportation sales tax over the next thirty years; and

WHEREAS, the Measure R Strategic Work Plan is the master plan for the delivery of Measure R Projects in the upcoming five-year period; and

WHEREAS, it is recommended to proceed with potential funding source review in order to procure additional funding as needed to keep projects moving forward; and

WHEREAS, on October 21<sup>st</sup>, 2019 TCTA, with resolution no. 2019-xxx, selected the law firm of Hawkins, Delafield and Wood, LLP, Los Angeles, CA, and its partner Arto Becker, nationally-recognized bond counsel, served as this Authority's bond and disclosure counsel for its issuance of Measure R Sales Tax Revenue Bonds in 2014, and so are familiar with the Authority and Measure R, and are willing and able to serve in those roles to issue additional bonds; and

WHEREAS, California Government Code section 8855(i), as amended in 2016, requires local agencies, including TCTA, to submit an electronic report of a proposed debt issuance, such as the proposed 2020 Series of Measure R Sales Tax Revenue Bonds, to the California Debt and Investment Advisory Commission no later than 30 days before the sale of any debt issue; and

WHEREAS, Attached for your consideration are proposed Debt Policies that include all of the required elements. The proposed policies, which were prepared in draft form by County Counsel and have been reviewed and are recommended for approval by our financial advisor KNN, and Bond Counsel, are based on policies adopted by San Joaquin County's COG, and by the County of Tulare, as adapted for TCTA; and

WHEREAS, It is recommended that the Board of Governors adopt a Resolution approving the proposed local debt policies for TCTA and provide copies of the adopted Resolution and policies to Bond Counsel, Financial Advisor, County Counsel, and County Auditor-Controller/Treasurer-tax Collector for their information and use.

NOW, THEREFORE, BE IT RESOLVED that the Transportation Authority of the County of Tulare approves the recommended Local Debt Policies for TCTA.

The foregoing Resolution was adopted upon motion of Member \_\_\_\_\_, seconded by Member \_\_\_\_\_, at a regular meeting held on the 24<sup>th</sup> day of February 2020, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

TULARE COUNTY TRANSPORTATION AUTHORITY

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Kuyler Crocker  
Chair, TCTA

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Ted Smalley  
Executive Director, TCTA

**Tulare County Transportation Authority**  
**Debt Policy**  
**February 24, 2020**

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**I. Introduction**

The purpose of this Debt Policy is to establish guidelines for the issuance and management of the current and future debt of the Tulare County Transportation Authority ("TCTA" or the "Authority"). This Debt Policy confirms the commitment of the Board, management, staff, and other decision makers to adhere to sound financial management practices. Priorities of the Debt Policy are as follows:

- Effectively manage and mitigate financial risk
- Preserve future program flexibility
- Maintain strong credit ratings and good investor relations
- Achieve the lowest cost of capital
- Maintain ready and cost-effective access to the capital markets

**II. Scope and Authority**

This Debt Policy shall guide the issuance and management of all debt funded through the capital markets, including the selection and management of related financial and advisory services and products.

This Policy shall be reviewed periodically and updated as needed. Any changes to the policy are subject to approval by the Authority's Board of Governors ("Board") at a public meeting. Overall policy direction of this Debt Policy shall be provided by the Board. Responsibility for implementation of the Debt Policy, and day-to-day responsibility and authority for structuring, implementing, and managing the Authority's debt and finance program, shall reside with the Authority's Executive Director and Finance Director. This Debt Policy requires the Board to specifically authorize each debt financing.

Authority debt issuances shall comply with all applicable Federal, State, local and securities and tax laws, and these policies. While adherence to this Policy is required in applicable circumstances, the Authority recognizes that changes in the capital markets, Authority programs, and other unforeseen circumstances may from time-to-time produce situations that are not covered by the Debt Policy and so require modifications or exceptions to achieve policy goals. In these cases, management flexibility is appropriate, provided specific authorization from the Board is obtained.

Government Code section 53635.7 requires that all borrowing in the amount of \$100,000 or more be placed on an Authority Board agenda as a separate item of business for discussion, consideration, and deliberation and in accordance with the Brown Act provisions otherwise applicable to Board meetings.

**III. Capital Budgeting and Planning for Debt Issuance**

**A. Measure R**

On November 7, 2006 the voters of Tulare County approved Measure R, a 1/2 cent sales tax for transportation within Tulare County. An expenditure plan reflects the transportation needs of the Region and is developed collaboratively with the incorporated cities and Tulare County to spend the tax revenue in the manner prescribed by the tax measure.

Originally it was anticipated that Measure R would generate \$652 million over its 30 year life span. Recent projections estimate the number to reach \$1 billion. Collectively, over \$400 million of funds have been collected to date.

**B. Expenditure Plan**

The voter approved Measure R Expenditure plan serves as a guide for the use of Measure R funds and provides a detail plan to leverage state and federal funds.

**C. Policies and Procedures**

The Policies and Procedures manual provides direction for the administration of the program and includes details on the implementation of the Expenditure Plan. A major component of the Policies and Procedures are the Cooperative and Supplemental agreements which typically include project scope, cost and schedule.

**D. Citizens Oversight Committee**

The Citizens Oversight Committee consists of 16 members who meet quarterly to advise the Authority Board, provide funding oversight, and inform the public of important Measure R issues.

**E. Finance Committee**

The Board's Finance Committee was formed to review and make recommendations for complex financial arrangements used to maximize Measure R potential. Typical issues handled by the committee include: bonding, borrowing, financial consultant selection, and other financial issues that develop.

**F. Strategic Work Plan**

The 2018 Measure R Strategic Work Plan is the master plan for the delivery of Measure R projects in the upcoming five year period (FY 2017/18 to FY 2022/23). The Strategic Work Plan is updated every two years to evaluate scope, cost and schedule of all projects in the plan. The 2018 Measure R Strategic Work Plan is currently being funded through a combination of pay-as-you-go and bond financing capacity to deliver projects on an accelerated basis through bond financing. The Strategic Work Plan is reviewed by the Board and reflects the Board's project prioritization. The Strategic Work Plan is developed to be consistent with the Measure R Expenditure Plan and any debt service constraints.

Borrowing needs are evaluated on a periodic basis within the context of the Authority's Measure R Expenditure Plan and Strategic Work Plan. As noted previously, this Debt Policy requires that the Board specifically authorize each debt financing

**IV. Standards For and Appropriate Use of Debt Financing**

As borrowing needs are identified, the Authority will evaluate the nature of the capital investment (*e.g.*, the purpose and useful life of the asset) to ensure that long-term debt is the appropriate financing mechanism to meet the funding need. Standards for the appropriate use of debt financing will include those described below.

**A. Long Term Capital Projects:** Long-term debt should be used to finance essential capital projects where it is cost effective and fiscally prudent. The debt repayment period should not exceed 120% of the useful life of the project being financed or the term of the current sales tax Measure. The ability or need to expedite or maintain the programmed schedule of approved capital projects will be a factor in the decision to issue long-term debt. Long-term debt will not be issued for current operational costs or for recurring uses. Revenue surpluses may be used to pay debt off early to save interest charges.

**B. Debt Financing Mechanism:** The Authority will evaluate the use of financial alternatives available including, but not limited to, long-term debt, short-term debt, commercial paper, direct bank loans, private placement, and inter-fund borrowing. TCTA will utilize the most cost advantageous financing alternative consistent with limiting the Authority's risk exposure.

**C. Credit Quality:** Credit quality is an important consideration for the Authority. All TCTA debt management activities for new debt issuances will be conducted in a manner conducive to receiving the highest credit ratings possible consistent with the Authority's debt management and project delivery objectives.

#### **V. Purpose of Financing**

The general purpose of bond financing falls into three general categories: (1) to finance new capital infrastructure, (2) to refinance existing bonds to reduce financing costs, risk or both, or (3) to reimburse an agency for eligible capital expenditures made pursuant to a cooperative agreement between the agency and the Authority. These purposes are described in more detail below:

**A. New Money Financing:** New money issues are those financings that generate additional funding to be available for expenditure on capital projects. These funds will be used for acquisition, construction, and major rehabilitation of capital assets. New money issues will be proposed in the context of TCTA's Plan of Finance and will be consistent with the 2006 Expenditure Plan and Measure R Renewal Ordinance.

**B. Refunding Bonds:** Refunding bonds are issued to retire all or a portion of an outstanding bond issue. Most typically, this is done to refinance at a lower interest rate to reduce debt service. Alternatively, some refundings are executed for a reason other than to achieve cost savings, such as to restructure the repayment schedule of the debt, to change the type of debt instruments being used, or to retire an indenture in order to remove undesirable covenants. In any event, a present value analysis must be prepared that identifies the economic effects of any refunding being proposed to TCTA.

The Authority has established a minimum debt service present value savings threshold goal of (1) 3.0% of the refunded bond principal amount, for current refundings, unless there are other compelling reasons for defeasance, and (2) 5.0% or more of the refunded bond principal amount for advance refundings. As an exception to these target savings thresholds, the Authority may elect to include bonds maturing in the next 24 months into a larger refunding if those maturities provide some positive savings. The present value savings will be net of all costs related to the refinancing.

Adjustments to savings thresholds for both advance refunding and current refundings may be justified based on:

- The length of time from the call to maturity. The longer the time to maturity, the higher should be the savings threshold. Conversely, a shorter time to maturity may justify a lower savings threshold.
- Interest rates at the time of the refunding relative to historical markets. In low interest rate markets, a lower threshold may be justified while a higher threshold would be justified in high interest rate markets. Generally refunding transactions should not extend the final maturity of the existing financing, net of any reserve fund offset, if applicable. The Authority may consider shortening the term of the originally issued financing to realize greater interest savings.

**C. Reimbursement Bonds:** A reimbursement bond is a tax-exempt bond the proceeds of which are allocated to prior expenditures originally paid from sources other than bond proceeds. A proper reimbursement allocation results in the proceeds being treated as spent for the governmental purpose of the original expenditures even though the actual moneys are used to replenish the funds originally used to pay the expenditures.

Under federal tax regulations, the proceeds of bonds may be allocated to a prior capital expenditure, but only if a formal declaration of reasonable intention to reimburse the expenditure with the proceeds of a borrowing (a "declaration of official intent") had been properly made within sixty (60) days after the date the expenditure was paid. This declaration of official intent is commonly made via a cooperative agreement adopted by the Board. If a declaration of official intent has been made, bond proceeds may be allocated to expenditures previously made for a period of up to 18 months after the date the expenditures were made.

## **VI. Types of Debt**

The market for municipal finance is well developed and provides numerous products or types of debt that the Authority will evaluate on a case-by-case basis. Some of the types of debt available to the Authority – long-term, short-term, and variable rate –are described in this section.

### **A. Long Term Debt**

**1. Current Coupon Bonds** are bonds that pay interest periodically and principal at maturity. They may be used for both new money and refunding transactions. Bond features may be adjusted to accommodate the market conditions at the time of sale, including changing dollar amounts for principal maturities, offering discount and premium bond pricing, modifying call provisions, utilizing bond insurance, and determining whether and how to fund a debt service reserve fund.

**2. Transportation Infrastructure Finance Innovation Act (TIFIA) Loan** is a loan provided by the United States Department of Transportation for certain transportation projects of regional importance. A TIFIA loan may contain comparatively flexible repayment provisions and an interest rate that is tied to the prevailing 30-year US Treasury Bond yield. The Authority may elect to apply for a TIFIA loan if it is determined that it is the most cost effective debt financing option available.



**B. Short-Term Debt**

1. **Commercial Paper Notes** may be issued as an alternative to fixed rate debt, particularly when the timing of funding requirements is uncertain. The Authority may maintain an ongoing commercial paper program to ensure flexibility and immediate access to capital funding when needed.
2. **Bond Anticipation Notes (BANs)** may be issued to meet near-term needs and refinanced in anticipation of the future issuance of bond proceeds. BANs provide near-term funding with a fixed rate.
3. **Grant Anticipation Notes (GANs)** are short-term notes that are repaid with the proceeds of State or Federal grants of any type. The Authority shall generally issue GANs only when there is no other viable source of funding for the project
4. **Lines of Credit** shall be considered as an alternative to credit support for other short-term borrowing options.

**C. Variable Rate Debt**

It is sometimes appropriate to issue short-term or long-term variable rate debt to diversify the debt portfolio, reduce interest costs, provide interim funding for capital projects, and improve the match of variable rate assets to variable rate liabilities. The amount of unhedged variable rate debt will generally not exceed 20% of all outstanding debt.

Variable rate securities, including floating rate notes, may be used in conjunction with a financial strategy that results in synthetic fixed rate debt. Synthetic fixed rate debt may be utilized when the interest rate cost is sufficiently lower than traditional fixed rate debt or serves as an effective strategy to remove future interest rate risk.

**VII. Terms and Structure of Bonds**

The terms and structure of a specific bond issuance will be developed within a prudent legal framework and with the objective of maintaining strong credit ratings, addressing investor concerns, minimizing risk to the Authority, and preserving future flexibility in a cost-effective manner. Some of the terms and structural considerations are discussed below.

- A. **Term:** All capital improvements financed through the issuance of debt will be financed for a period not to exceed 120% of the expected average useful life of the assets being financed, and in no event should exceed the expiration date of the current sales tax measure.
- B. **Lien Levels:** Senior and Junior Liens for each revenue source may be utilized in a manner that will maximize the most critical constraint -- typically either cost or capacity -- thus allowing for the most beneficial use of the revenue source securing the bond.
- C. **Debt Service Structure:** The Authority will examine debt service structures in the context of program needs. Combined principal and interest payments for any particular bond issue will first be examined as a level payment structure. Deferred principal can create increased program and project delivery capacity and will also

be examined. The Authority's debt service structure will be sized within programmatic and legal constraints and with the objective of maintaining strong credit ratings.

**D. Capitalized Interest:** Unless otherwise required, capitalized interest will not be employed. This avoids unnecessarily increasing the bond size. Certain types of financings may require that interest on the bonds be paid from capitalized interest until the Authority has constructive use of the project and project related revenues are expected to be available to pay debt service.

**E. Additional Bonds Test:** Any new senior lien debt issuance must not cause the Authority's debt service to exceed the level at which the lesser of: i) revenues from any consecutive 12 months out of the last 18 months or ii) sales tax revenues estimated by the Authority for the Fiscal Year in which the debt issued are at least 150 percent (1.50x) of the maximum annual principal and interest for the aggregate outstanding senior lien bonds including the debt service for the new issuance.

**F. Call Provisions:** In general, fixed rate, tax-exempt bonds will be issued with a provision that allows the Authority to call outstanding bonds 10-years after the bond delivery date at par (i.e., no call premium). Shorter calls may be considered to increase program flexibility based on market conditions at the time of pricing.

#### **VIII. Credit Enhancement**

The Authority will consider the cost and benefit of credit enhancement, including the potential funding of a debt service reserve fund, on a case-by-case basis with each separate bond issuance.

**A. Bond insurance:** The Authority shall have the authority to purchase bond insurance when such purchase is deemed prudent and advantageous. The predominant determination shall be based on such insurance being less costly than the present value of the difference in the interest expense on insured bonds versus uninsured bonds.

**B. Debt Service Reserves:** When beneficial to the Authority, a reserve fund can be funded from the proceeds of each series of bonds, subject to federal tax regulations and in accordance with the requirements of credit enhancement providers and/or rating agencies. The amount of the reserve fund (i.e., the Reserve Requirement) will be set based on measures of affordability and the benefit gained from both marketing and credit perspectives.

TCTA shall have the authority to purchase reserve equivalents (i.e., the use of a reserve fund surety) when such purchase is deemed prudent and advantageous, subject to all applicable requirements and restrictions as set forth in the Authority's legal bond documents. Such equivalents shall be evaluated in comparison to cash funding of reserves on a net present value basis.

**C. Letters of Credit (LOCs):** TCTA shall have the authority to enter into a LOC when such an agreement is deemed prudent and advantageous. A LOC provides liquidity in addition to credit enhancement on the bonds. The long-term and short-term credit ratings of those financial institutions offering LOCs will be a critical consideration before procuring any LOC.

## **IX. Due Diligence**

The Authority will conduct “due diligence” meetings with all relevant Authority and related staff prior to the issuance of new bonds and notes. A Preliminary Official Statement will be released to the market only after the completion of the “due diligence” meetings.

## **X. Method of Bond Sale**

The Authority will determine, on a case-by-case basis, whether to sell its bonds competitively or through negotiation. Generally, there are three methods of sale: competitive, negotiated, and private placement. Each type of bond sale has advantages and the potential to provide the lowest cost given the right conditions.

**A. Competitive Sale:** A competitive bond sale is used by established issuers, with strong credit ratings during times in which there are stable market conditions. With a competitive sale, an underwriter is not selected prior to the date of sale. The issuer works with its financial advisor and legal counsel to prepare documents, rating strategies, and to notify market participants of the coming bond sale according to a published Notice of Sale. Industry-accepted information outlets as well as phone calls made directly to the desks of underwriting firms are used to notify underwriters of the upcoming sale. The underwriter is selected based solely on the basis of a low True Interest Cost (“TIC”) bid on the day of sale when bids are accepted.

A competitive sale allows an issuer to control bidding parameters and select the winning underwriter solely on the lowest TIC submitted during a bid process. No prior input on credit, structure, or other matters is received from underwriters under a competitive sale.

**B. Negotiated Sale:** In a negotiated bond sale, the issuer selects the underwriter several months before the sale of the bonds through a competitive RFP process. The underwriter is selected based upon relevant experience, recent bond sale performance, and fees, among other factors. The final pricing of the bonds is directly negotiated with the underwriter based upon investor demand and orders received on the day of sale. The issuer generally relies upon the financial advisor during the negotiation process.

A negotiated sale is common for a new or infrequent issuer or an issuer with a weak bond rating or no bond rating, or a complex financing structure. A negotiated sale can be advantageous during high volatility in the financial markets or during periods of low investor demand. Issuers who desire the underwriter’s input on credit rating strategies, deal structure, document preparation, *etc.*, will elect to sell bonds through a negotiated sale.

**C. Private Placement:** A private placement is a sale that is structured specifically for one purchaser, such as a commercial bank. A direct purchase agreement or revolving credit facility is a form of a private placement. Such placement shall be considered if this method is likely to result in a cost savings, more attractive terms, and conditions to the Authority, or both relative to other methods of debt issuance.

## **XI. Investment of Bond Proceeds**

When bonds are issued, proceeds are deposited in various accounts, such as a construction fund, debt service fund, and debt service reserve fund. Monies deposited in these funds are invested until needed. The investment strategy for each fund depends on federal/state statutes and regulations governing the types of instruments

permitted to be used, the yield goals for the fund, requirements from rating agencies or credit enhancement providers, and the anticipated drawdown of bond proceeds.

The primary objectives for the investment activities of these funds will mirror that of the TCTA investment policy, in order of priority, of safety, liquidity, and yield. The investment strategy for these funds will incorporate steps to minimize credit risk, market risk and opportunity risk by establishing guidelines for permitted investments, developing good cash flow estimates and integrating knowledge of prevailing and expected future market conditions with cash flow requirements. The investment of bond proceeds will be made in a manner that ensures legal and regulatory requirements are met, fair market value bids and offers are received, and objectives for the uses of proceeds are attained. An evaluation will be conducted of investment alternatives including individual securities or portfolio of securities, investment agreements, and mutual or pooled investment funds.

Investments will be permitted for bond proceeds as defined in the bond indenture document that will list an array of allowable options such as nonmarketable U.S. Treasury securities sold to state and local governments (SLGS), the Local Agency Investment Fund ("LAIF"), and various other investment alternatives as allowed in the California Government Code, with the goal of earning the maximum arbitrage yield. Arbitrage calculations will be completed on a regular basis to monitor arbitrage rebate liabilities, if any, and a reserve for liabilities may be established for future remittance to the Internal Revenue Service.

## **XII. Consultants**

The Authority generally shall select its primary consultant(s) by a competitive qualifications-based process through Request for Proposals.

**A. Selection of Financing Team Members:** The Executive Director and the Finance Director will make recommendations for all financing team members, with the Board providing final approval.

**1. Financial Advisor:** The Authority shall utilize a financial advisor to assist in its debt issuance and debt administration processes. Selection of the Authority's financial advisor(s) shall be based on, but not limited to, the following criteria: (a) experience in providing consulting services to complex issuers, (b) knowledge and experience in structuring and analyzing complex issues, (c) experience and reputation of assigned personnel, (d) prior experience with the Authority, and (e) fees and expenses.

**2. Bond Counsel:** Transaction documentation for debt issues shall include a written opinion by legal counsel affirming that the Authority is authorized to issue the proposed debt, that the Authority has met all constitutional and statutory requirements necessary for issuance, and a determination of the proposed debt's federal income tax status. A nationally recognized bond counsel firm with extensive experience in public finance and tax issues will prepare this approving opinion and other documents relating to the issuance of debt. The bond counsel may be selected through a competitive RFP process.

**3. Disclosure Counsel:** When undertaking a bond sale, disclosure counsel separate from the bond counsel may be retained to prepare the official statement if additional independence or expertise is needed. Disclosure counsel will be responsible for ensuring that the official statement complies with all applicable rules, regulations, and guidelines. Disclosure counsel will be a nationally recognized firm with extensive experience in public finance. The disclosure counsel will typically be selected through a competitive RFP process.

**4. Underwriter:** The Authority shall have the right to select a senior manager and co-managers for a proposed negotiated sale. The Authority may establish a pool of eligible underwriters, or select firms on an as-needed basis. In either case, underwriters for a particular transaction may be selected through a competitive RFP process.

**5. Underwriter's Counsel:** In any negotiated sale of Authority debt in which legal counsel is required to represent the underwriter, the lead underwriter will make the appointment, subject to Authority approval.

**6. Other Consultants:** Other professional services may include the services of trustees, verification agents, escrow agents, arbitrage consultants, and special tax consultants. The Authority's goal in selecting service providers is to achieve a good balance between cost and service.

### **XIII. Market Relationships**

As an issuer who values cost-effective market-access, the Authority will actively provide requested information and maintain relationships with rating agencies, investors, and other market participants, as needed.

**A. Rating Agencies:** The Authority's Executive Director and Finance Director shall be primarily responsible for maintaining the Authority's relationships with those rating agencies (*i.e.*, Standard & Poor's, Moody's Investors Service, and Fitch Ratings) from whom the Authority requests and holds ratings. The Authority may, from time-to-time, choose to deal with only one or two of these agencies as circumstances dictate. In addition to general communication, the Authority's Finance Director shall offer conference calls and/or meetings with agency analysts in connection with a planned sale of securities.

**B. Investor Relations:** Timely and accurate information shall be provided in response to inquiries from investors in order to maintain positive ongoing investor relations.

**C. Board Communication:** As a means of providing feedback from rating agencies and/or investors regarding the Authority's financial strengths and weaknesses as perceived by the marketplace, information will be provided to the Board when and if material information develops.

### **XIV. Post Issuance Compliance and Continuing Disclosure**

The Authority will comply with certain post-debt issuance compliance requirements, including, but not limited to, Continuing Disclosure requirements, as stated in specific financing documents, and arbitrage regulations. Generally, tax-exempt financing issues are subject to IRS arbitrage rebate requirements. These requirements specify that any profit or arbitrage be rebated to the Federal Government. Rebate computations are typically required every five (5) years and upon final redemption, maturity, or refunding of the bonds. Any excess earnings are required to be rebated to the Federal Government. The Authority will also comply with any post-debt issuance reporting requirements of State law, including but not limited to, the annual report to the California Debt and Investment Advisory Commission required by Government Code section 8855(k)(1).

It is the Authority's policy to remain in compliance with Title 17 Code of Federal Regulations §240 15c2-12, Municipal Securities Disclosure, by filing the Authority's annual financial statements and other financial information for the benefit of the Authority's bondholders no later than the last day of the seventh month following

the close of the fiscal year and filing material event notices in a timely manner. The Authority may contract with its Financial Advisor or other entity for assistance in making such timely filings.

**XV. Internal Control Procedures and Post-Issuance Compliance Procedures**

The Authority will establish and document procedures to ensure that it is in compliance with requirements of the Internal Revenue Code of 1986, as amended, that must be satisfied with respect to tax-exempt bonds and other obligations after the bonds are issued so that interest on the bonds is and will remain tax-exempt.

In connection with any new money bond sale, the Authority will ensure that bond proceeds are spent according to the allowable uses outlined in its legal documents and in context of the Measure R Expenditure Plan and the then-current Strategic Work Plan.

Proceeds from refundings will be held at the escrow agent and spent in accordance with the associated defeasance schedule outlined in the escrow agreement. The Authority will not have access to these funds.

**XVI. Use of Debt Proceeds**

The Authority's Executive Director, Finance Director, and other appropriate Authority personnel shall implement Internal Control procedures outlined below to ensure that the proceeds of a proposed debt issuance will be directed to the intended use:

- Monitor the use of Debt proceeds, the use of Debt-financed assets (*e.g.*, facilities, furnishings, or equipment), and the use of output or throughput of Debt-financed assets throughout the term of the Debt to ensure compliance with covenants and restrictions set forth in applicable Authority resolutions and Tax Certificates. Monitoring will include providing an annual report to the Authority Board;
- Maintain records or contracts identifying the assets or portions of assets that are financed or re-financed with proceeds of each issue of Debt and to document compliance with all covenants and restrictions set forth in applicable Authority resolutions and Tax Certificates. An applicable Record Retention Policy will be maintained by the Authority's Finance Director; and
- Consult with Bond Counsel or other professional expert advisors in the review of any contracts or arrangements involving use of Debt-financed facilities to ensure compliance with all covenants and restrictions set forth in applicable Authority resolutions and Tax Certificates.

Tulare County Association of Governments  
Sitting as the Tulare County Transportation Authority

## **AGENDA ITEM IV-B**

**February 24, 2020**

**Prepared by Gabriel Gutierrez, TCAG Staff**

### **SUBJECT:**

**Action:** 2019 Local Partnership Program Formulaic Program Project Nomination

### **BACKGROUND:**

The Road Repair and Accountability Act of 2017 (SB 1) created the Local Partnership Program (LPP). The LPP appropriates \$200 million annually to be allocated by the California Transportation Commission (CTC) to local or regional transportation agencies that have sought and received voter approval of taxes or that have imposed fees, which taxes or fees are dedicated solely for transportation improvements. Per the LPP guidelines, 50% of the funds are available on a competitive basis statewide and 50% by formula to each of the entities with voter approved transportation sales taxes, property taxes, tolls, or development fees. The funding cycle for the 2019 LPP Formulaic program is for fiscal year 2019/20. The 2019/20 formula funding share for the Tulare County region is \$1,387,000.

### **DISCUSSION:**

Due to the relatively small amount of LPP formula funding, the critical timelines for submitting proposed projects to the CTC, and the need for the funds to be allocated by Fiscal Year 2020/21, TCAG staff did not hold a call for projects for the funds. Recognizing the project's readiness and the need for traffic flow improvements at the project location, Tulare County Association of Governments (TCAG) staff recommends the estimated \$1.387 million be programmed for the State Route 190 and Westwood Roundabout and Operational Improvements Project. The project will improve traffic flow along the State Route 190 corridor in the vicinity of Porterville. The project will add a new hybrid-lane roundabout intersection at Westwood Street and SR-190, westbound auxiliary lane along SR-190 from Jaye Street to northbound SR-65, and add a right-turn lane on the SR-190 eastbound off-ramp onto Main Street. See below for project specific discussion regarding the source of matching funds, project costs, and schedule.

#### *Matching Local Funds*

Projects funded from the LPP Program require a minimum one-to-one match of private, local, federal, or state funds. For this project it is proposed that the match come from Regional Measure R funds. The amount of Measure R funds to be used on the project is \$4.790 million.

Project Cost by Category

Preliminary Engineering	\$1,210,000
Right of Way	\$1,500,000
Construction	\$6,250,000
<b>TOTAL PROJECT COST:</b>	<b>\$8,960,000</b>

Project Schedule

Caltrans approval of PEER and Environmental Document	6/30/2017
Begin 60% Plans	9/13/2018
Submit 60% Plans to Caltrans for review	5/6/2020
60% Safety and Constructability Meeting	6/7/2020
Submit 95% Plans to Caltrans for review	7/9/2020
95% Safety and Constructability Meeting	9/11/2020
Ready to List	4/8/2021
Begin Construction	6/15/2021

**RECOMMENDATION:**

Approve programming the estimated \$1.387 million of TCAG's 19/20 formulaic share of Local Partnership Program funds for the State Route 190 and Westwood Roundabout and Operational Improvements Project.

**ATTACHMENTS:**

1. 2019 Local Partnership Formulaic Program Project Nomination Form
2. Resolution: Approving Nomination of Project for 2019 Local Partnership Formulaic Program



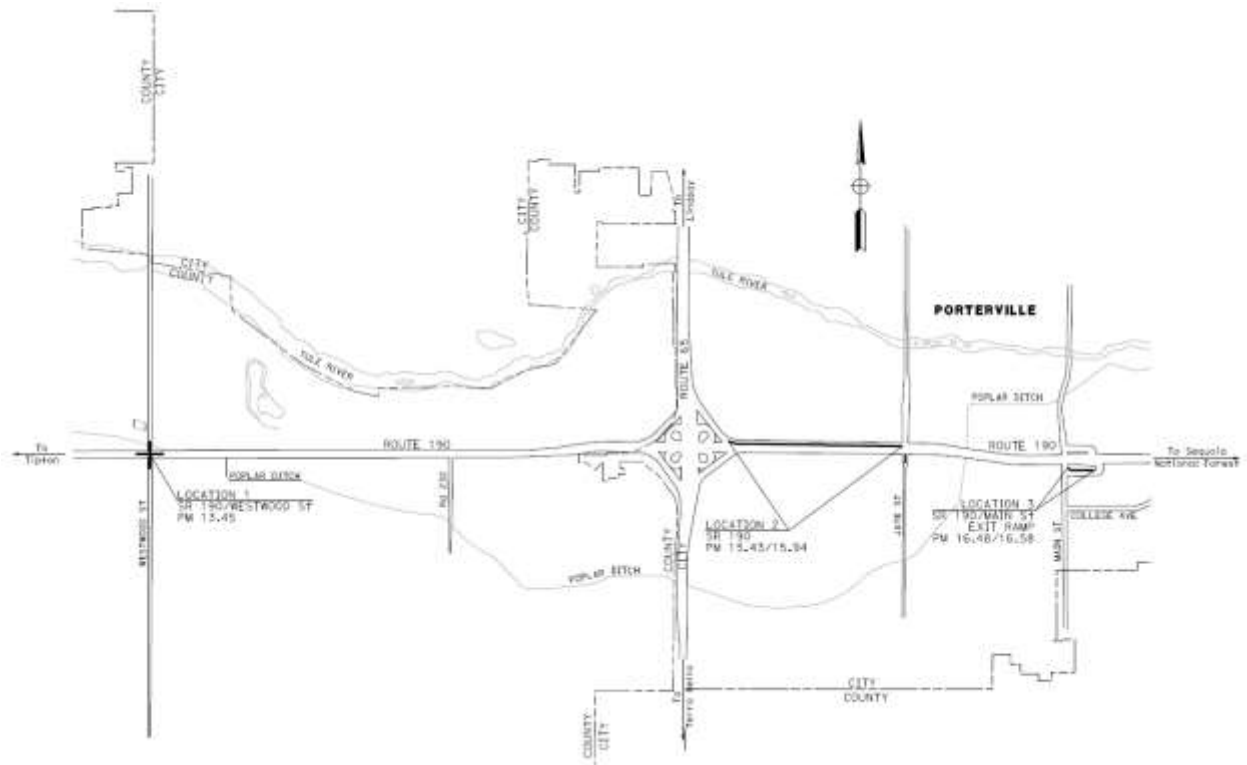
2019 Local Partnership Formulaic Program Project Nomination			
<b>Project Title</b>	State Route 190 and Westwood Roundabout and Operational Improvements		
<b>Applicant Agency</b>	Tulare County Transportation Authority (TCTA)		
<b>Implementing Agency</b>	Caltrans		
<b>LPP Funds Requested</b>	\$1,387,000	<b>Matching Local Funds</b>	\$1,387,000
<b>Source of Matching Local Funds</b>	<b>Tulare County Transportation Sales Tax Measure (Measure R)</b>		
<b>Project Description</b>	Construction of a roundabout and other operational improvements at the intersection of State Route 190 and Westwood Avenue.		
<b>Project Location</b>	Near the City of Porterville at the intersection of State Route 190 and Westwood Avenue. See attached map		
<b>Background, purpose and need</b>	<p>State Route 190 between SR 99 and SR 65 is a 2-lane conventional highway. At-grade intersections are located approximately 1 mile apart. State Route 190 is planned for a 4-lane conventional highway between SR 99 and SR 65, 6-lane expressway between SR 65 to Main Street and the remaining segment to be a 4-lane expressway from Main Street to the east end of the project limits.</p> <p>State Route 190 serves the State's heavily traveled rural and urban areas. It connects the City of Porterville and other communities to regions of the State and serves the State's economy by connecting centers of commerce, industry, agriculture, mineral wealth, and recreation. State Route 190 is designated as a State Highway Terminal Access Route providing Surface Transportation Assistance Act (STAA) truck access between SR 99 and SR 65, and east to near Springville.</p> <p>The purpose of this project is to relieve isolated congestion within the SR 190 corridor. The need of this project is to improve traffic operation along the corridor at various locations on SR 190.</p>		
<b>Project scope and benefits</b>	At SR 190/Westwood Street Intersection a hybrid-lane roundabout intersection will be constructed with a right-turn bypass lane from WB 190 to NB Westwood St. The existing irrigation culvert north of the intersection will be widened to accommodate the proposed improvements. In each quadrant of the roundabout, a ten-foot sidewalk will be provided to accommodate both bicycle and pedestrian traffic with ADA compliant curb		

	<p>ramps and cross walks.</p> <p>A Westbound Auxiliary Lane will extend the existing number 3 lane along westbound (WB) SR 190 from Jaye Street to the northbound (NB) SR 65 onramp by adding approximately 1,300 feet of travel way and shoulder. The existing side slope of the storage ditch will be regraded, and the existing inlets will be adjusted to the flow line elevation.</p> <p>On Main Street Eastbound Off-ramp Intersection, a right-turn lane will be constructed on the SR 190 eastbound (EB) off-ramp onto Main Street. The existing sidewalk and curb ramps will be reconstructed to be ADA compliant.</p>																		
<b>Project Status</b>	<p>Currently, the Caltrans District 6 design team is working on the roadway design (plans, specifications, and estimate) and utility verification /coordination. The locations where the roundabout and other improvements will be constructed have significant impacts on utilities in the area. The project engineer is working with the District utility engineering workgroup and the specific utility companies on ensuring that all utilities in the area are identified to prevent impacts during construction. The design team believes they are on track to meet the established project milestones.</p> <table border="1"> <thead> <tr> <th>Milestone</th><th>Date</th></tr> </thead> <tbody> <tr> <td>Caltrans approval of PEER and Environmental Document</td><td>6/30/17</td></tr> <tr> <td>Begin 60% Plans</td><td>9/13/18</td></tr> <tr> <td>Submit 60% Plans to Caltrans for review</td><td>5/6/20</td></tr> <tr> <td>60% Safety and Constructability Meeting</td><td>6/7/20</td></tr> <tr> <td>Submit 95% Plans to Caltrans for review</td><td>7/9/20</td></tr> <tr> <td>95% Safety and Constructability Meeting</td><td>9/11/20</td></tr> <tr> <td>Ready to List</td><td>4/8/21</td></tr> <tr> <td>Begin Construction</td><td>6/15/21</td></tr> </tbody> </table>	Milestone	Date	Caltrans approval of PEER and Environmental Document	6/30/17	Begin 60% Plans	9/13/18	Submit 60% Plans to Caltrans for review	5/6/20	60% Safety and Constructability Meeting	6/7/20	Submit 95% Plans to Caltrans for review	7/9/20	95% Safety and Constructability Meeting	9/11/20	Ready to List	4/8/21	Begin Construction	6/15/21
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Cost Estimate	The total project cost is \$8,960,000 of which \$4,790,000 is funded with Tulare County Transportation Sales Tax Measure (Measure R) funds and \$2,783,000 is funded with Highway Infrastructure Program funds. The remaining \$1,387,000 is proposed to be funded with Tulare County Transportation Authority's 2019/20 funding share of LPP formulaic funds.																																	
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Cost Benefit	In process by Caltrans. Will be submitted immediately upon completion by Caltrans.																																	
Greenhouse Gas Emissions and Consistency with Sustainable Communities Strategy (SCS)	Unlike land development projects, such as residential, commercial, or retail developments, transportation-related projects do not directly create vehicle trips and do not create a new demand for energy use. Instead, transportation-related projects typically affect traffic flow along the local and regional transportation networks. Due to the nature of the proposed project (intersection widening and other related improvements), project-related GHG emissions would be attributed to construction activities and vehicle miles traveled (VMT) associated with traffic operations in the area. This project is included in the TCAG 2018 RTP/SCS (RTP/SCS) which																																	

	evaluated potential GHG emissions as a result of project construction and implementation activities. Impacts due to the generation of short-term GHG emissions during construction were found to be less than significant with implementation of mitigation measures. Implementation of the projects in the RTP/SCS would not result in a significant increase in GHG emissions compared to the 2013 baseline and “no project” conditions. With respect to the regulatory environment, projects in the RTP/SCS were found to have a less than significant impact on the GHG emissions reduction goals of AB 32 and SB 375 and the climate action plan for Tulare County.
<b>Project Programming Request Form</b>	Project Programming Request form is attached.

Agency Information and Certification			
<b>APPLICANT</b>			
Agency	Tulare County Transportation Authority (TCTA)		
Address	210 N. Church Street, Suite B		
	Visalia, CA 93291		
Contact Person	Ted Smalley	Title	Executive Director
Phone	(559) 623-0450	Email	tsmalley@tularecog.org
Signature: _____ Date: _____			
<b>RECIPIENT and IMPLEMENTING AGENCY</b>			
Agency	Caltrans		
Address	1352 W. Olive Avenue		
	Fresno, CA 93778		
Contact Person	Sharri Bender-Ehlert	Title	District 6 Director
Phone	(559) 444-2409	Email	sharri.bender.ehlert@dot.ca.gov
Signature: _____ Date: _____			
To the best of my knowledge and belief, the data and information in this request are true and correct and I am authorized by my council, board, authority, commission, or ruling body to file the request on behalf of the applicant, recipient, and/or implementing agency.			



BEFORE THE  
TULARE COUNTY TRANSPORTATION AUTHORITY  
COUNTY OF TULARE, STATE OF CALIFORNIA

In the matter of:

APPROVING NOMINATION OF	)	
PROJECT FOR THE 2019 LOCAL	)	Resolution No. XX-XXXX
PARTNERSHIP FORMULAIC	)	
PROGRAM	)	

WHEREAS, the Tulare County Association of Governments (TCAG) is a Regional Transportation Planning Agency (RTPA) and a Metropolitan Planning Organization (MPO), pursuant to State and Federal designation and acts as the Tulare County Transportation Authority (TCTA); and

WHEREAS, the Road Repair and Accountability Act of 2017, approved by the legislature and signed by the Governor as Senate Bill 1 on April 28, 2017, created the Local Partnership Program (LPP) and continuously appropriates \$200 million annually to be allocated by the California Transportation Commission (Commission); and

WHEREAS, the Commission adopted guidelines for the management of the 2019 Local Partnership Formulaic Program at their June 27, 2018 meeting; and

WHEREAS, the funding for the LPP program is split with 50% going to the formulaic funding program and 50% going to the competitive funding program; and

WHEREAS, Tulare County is due to receive \$1.387 million in FY 19/20; and

WHEREAS, said funding consists of LPP cycle 2 unprogrammed funding shares to be programmed in FY 20/21; and

WHEREAS, projects funded from the LPP require at least a one-to-one match of private, local, federal, or state funds; and

WHEREAS, the State Route 190 and Westwood Roundabout and Operational Improvements Project will be ready for construction allocation in FY20/21; and

WHEREAS, TCAG/TCTA, as a funding agency, wishes to delegate authorization to execute any funding agreements or amendments and final project selection to the TCAG/TCTA Executive Director.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1) The Tulare County Transportation Authority recommends that \$1.387 million of FY 19/20 LPP formulaic funding shares be allocated to State Route 190 and Westwood Roundabout and Operational Improvements Project in FY 20/21.

The foregoing Resolution was adopted upon the motion of Member \_\_\_\_\_, seconded by Member \_\_\_\_\_, at a regular meeting on the 24<sup>th</sup> day of February, 2020, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

TULARE COUNTY TRANSPORTATION AUTHORITY

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Kuyler Crocker,  
Chair, TCTA

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Ted Smalley  
Executive Director, TCTA

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Tulare County Association of Governments  
Sitting as the Tulare County Transportation Authority

## **AGENDA ITEM IV-C**

**February 24, 2020**

**Prepared by Leslie Davis, TCAG Staff**

### **SUBJECT:**

**Information:** Measure R Revenue for January 2020

### **BACKGROUND:**

On November 7, 2006, the voters of Tulare County approved Measure R, imposing a ½-cent sales tax for transportation within the incorporated and unincorporated area of Tulare County through 2037. The transportation sales tax funds are spent in accordance with the Expenditure Plan that resulted from a joint effort among all the cities and the County of Tulare. The Expenditure Plan reflects the transportation needs of the residents of Tulare County. The plan includes funding for Regional Projects, Local Programs, Transit/Bike/Environmental Programs and Administration. The funds are distributed as follows:

1. Regional Projects (50%)
2. Local Programs (35%)
3. Transit/Bike/Environmental (14%)
4. Administration and Planning Program (1%)

Measure R revenue collection began on April 1, 2007. Monthly Measure R advancements are received by TCAG from the State Board of Equalization followed by quarterly clean-up disbursements. In total, TCAG receives eight advancements and four clean-up disbursements throughout a fiscal year.

The Measure R 2018 Strategic Work Plan was approved by the Authority on June 18, 2018 with Resolution No. 2018-102. The Work Plan serves as a guide for the delivery of Measure R projects in the upcoming five-year period. The 2018 Strategic Work Plan was amended on March 18, 2019 with Resolution No. 2019-104 and on April 15, 2019 with Resolution No. 2019-105.

### **DISCUSSION:**

#### **Status of Measure R Revenues**

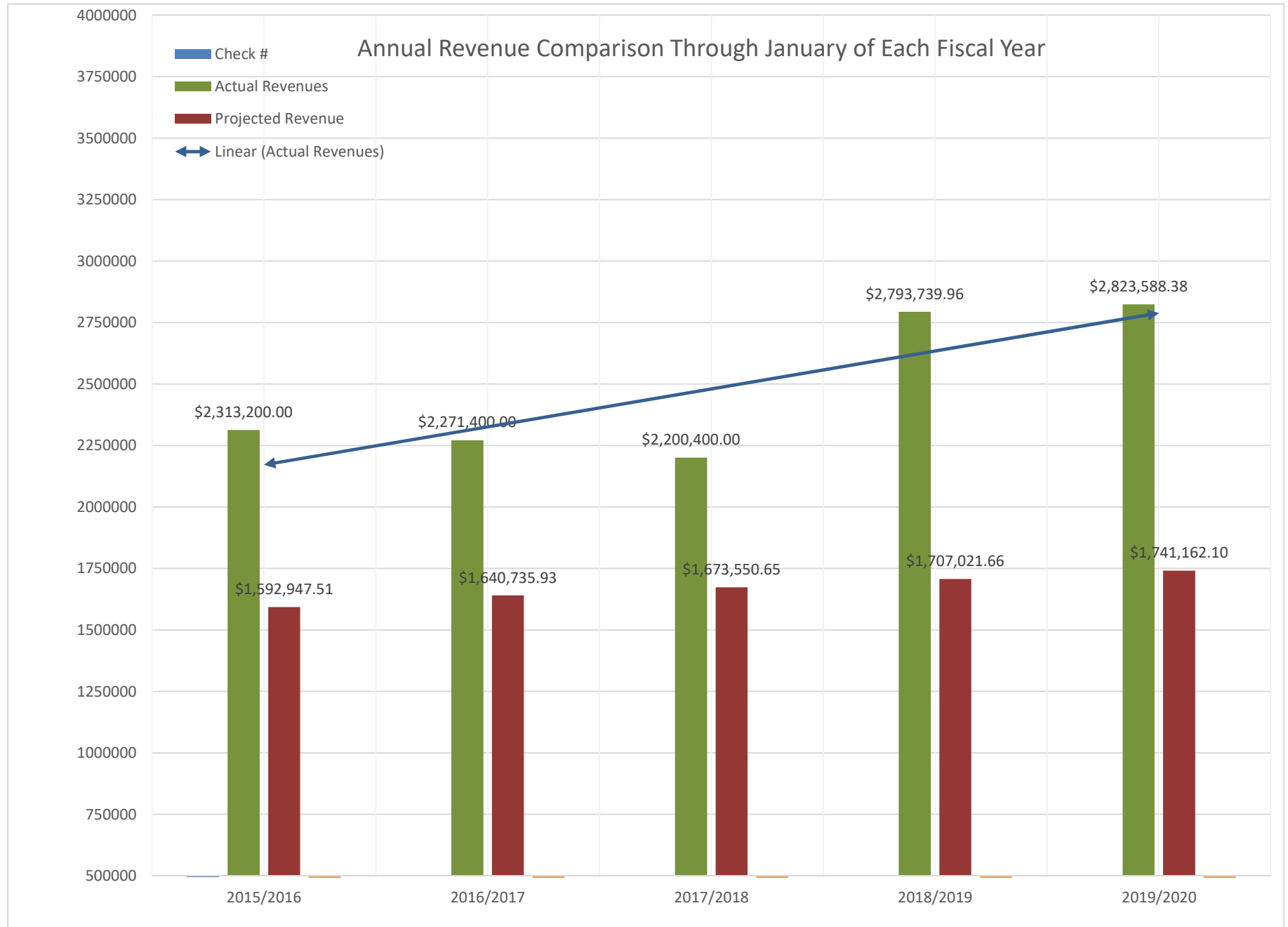
Fiscal Year 2019/2020 - Measure R allocations have been received, payment requested and distribution made through January 2020. The allocation for the month of January is \$2,823,588 compared to \$2,793,740 for the same period last year. The year to date amount is \$20,568,237 compared to \$19,899,266 for the same period last year, representing a 3.4% increase for the fiscal year.

See attached revenue chart covering fiscal years 2015/2016, 2016/2017, 2017/2018, 2018/2019 and 2019/2020 year to date.

### **ATTACHMENT:**

Annual Revenue Comparison through January of Each Fiscal Year

Work Element: 700.01 Measure R Implementation



Tulare County Association of Governments  
Sitting as the Tulare County Transportation Authority

**AGENDA ITEM IV-D**

**February 24, 2020**

**Prepared by Leslie Davis, TCAG Staff**

**SUBJECT:**

**Information:** Tulare County Transportation Authority Audit Year Ending June 30, 2019

**BACKGROUND:**

Tulare County Transportation Authority (TCTA) audit was completed for the year ending June 30, 2019 and issued January 29, 2020. The audited financial statements of the governmental activities and the major funds of the Tulare County Transportation Authority (TCTA) can be found at <http://www.tularecog.org/budget/>. The audit was conducted in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in Government Auditing Standards, issued by the Controller General of the United States.

The TCTA audit by Brown Armstrong Certified Public Accounts did not identify any instances of noncompliance or other matters that are required to be reported under Government Auditing Standards.

**DISCUSSION:**

Member Agencies: Tulare County Transportation Authority (TCTA) did not have any material weaknesses for the year-ended June 30, 2019. The audit is provided to the Citizens Oversight Committee (COC) and is reviewed and reported on by the COC Audit/Finance/Budget committee member. The City of Lindsay TDA audit has been completed and did not have any findings or material weaknesses for the year ended June 30, 2019, however, the City of Lindsay continues as a going concern.

The City of Dinuba, City of Exeter, City of Farmersville, City of Porterville, City of Tulare, City of Woodlake, County of Tulare, and the City of Visalia TDA audits have not been completed.

**ATTACHMENT:**

None