



Tulare County Transportation Authority

210 N. Church Street, Suite B
Visalia, California 93291
Phone (559) 623-0450
Fax (559) 733-6720
www.tularecog.org

Tulare County Transportation Authority	Date: Monday, September 21, 2020 Time: 1:00 p.m. Place: Tulare County Board of Supervisors 2800 W. Burrel Avenue Visalia, CA 93291
Technical Advisory Committee	Date: Thursday, September 17, 2020 Time: 1:30 p.m. Place: Tulare County Association of Governments 210 N. Church Street, Suite B (Sequoia Conference Room) Visalia, CA 93291
<p>NOTE: This meeting will allow Board Members and the public to participate in the meeting via Teleconference, pursuant to the Governor’s Executive Order N-29-20 (March 17, 2020), available at https://www.gov.ca.gov/wp-content/uploads/2020/03/3.17.20-N-29-20-EO.pdf</p> <p>Zoom Meeting Direct Link: https://bit.ly/2Zt4BQY Toll Free Call in: 1(888) 475-4499 Meeting ID: 744 710 0343 Passcode: 82243742 Call in only instructions: Enter your meeting ID followed by #, Enter # for participant ID, Enter the passcode followed by #.</p>	

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-C.

- A. Action: Minutes of August 17, 2020 Authority Meeting **(Pages 01-02)**
- B. Action: Minutes of August 13, 2020 Technical Advisory Committee Meeting **(Pages 03-04)**
- C. Action: Adoption of Resolution: Affirm Citizens' Oversight Committee Members **(Pages 05-06)**

IV. AUTHORITY ACTION/DISCUSSION ITEMS

- A. Action: Adoption of Resolution: Approval of Transfer of funds from City of Lindsay's Repayment of Regional Dollars in Measure R to Tulare County Regional Transit Agency **(Pages 07-09)**
- B. Action: Adoption of Resolution: Approval of TCAG Director to Sign Measure R Maintenance and Security Supplemental Agreements **(Pages 10-13)**
- C. Information: Measure R Revenues for August 2020 and Bond Update **(Pages 14-15)**
- D. Action: Adoption of Resolution: Approval of Update to Measure R Sales Tax Data Access **(Pages 16-20)**
- E. Action: Adoption of Resolution: Approval of Additional Measure R Regional Funding for City of Farmersville Widening of North Farmersville Boulevard **(Pages 21-24)**

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 Association of Governments (TCAG) meeting will be held on **Monday, October 19, 2020 at 1:00 p.m.** at the **Tulare County Board of Supervisors, 2800 W. Burrel Avenue, Visalia, CA 93291**. The Technical Advisory Committee (TAC) will meet on **Thursday, October 15, 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

BOARD OF GOVERNORS	AGENCY	ALTERNATE
Kuyler Crocker	Tulare County-District 1	*
Pete Vander Poel – Chair	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 – Vice-Chair	City of Porterville	Milt Stowe
Terry Sayre	City of Tulare	Carlton Jones
Bob Link	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

Office Address

Tulare County Association of Governments
 210 N. Church, Suite B
 Visalia, CA 93291
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www.tcmeasurer.com

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

Executive Minutes August 17, 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		City of Dinuba
Frankie Alves	Dave Hails	M	City of Exeter
Paul Boyer	Ruben Macareno	M	City of Farmersville
Pamela Kimball	Brian Watson		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	M	City of Visalia
Rudy Mendoza	Francis Ortiz	M	City of Woodlake

Counsel and TCAG Staff Present (X)

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

I. CALL TO ORDER & WELCOME

The Tulare County Transportation Authority was called to order by Chair Vander Poel at 2:17 p.m. on August 17, 2020 at the Tulare County Board of Supervisors, 2800 W. Burrel Avenue, Visalia, CA 93291.

II. PUBLIC COMMENTS

Public comments opened/closed at 2:18 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-C.

A. Action: Minutes of June 22, 2020 Authority Meeting

B. Action: Minutes of June 18, 2020 Technical Advisory Committee Meeting

C. Action: Adoption of Resolution: Approve Citizens Oversight Committee Appointment(s)

Upon a motion by Member Boyer, and seconded by Member Valero, the Tulare County Transportation Authority unanimously approved the Authority Consent Calendar Action Items III-A through III-C. Absent: Reynosa, and Kimball.

IV. AUTHORITY ACTION/DISCUSSION ITEMS

A. Action: Adoption of Resolution: Approve Measure R Expenditure Plan Amendment Number 5

Mr. Smalley explained the proposed amendment to the Measure R expenditure plan and stated that if approved the changes would go into effect October 1, 2020.

Upon a motion by Member Link, and seconded by Member Crocker, the Tulare County Transportation Authority unanimously approved amendment number 5 to the Measure R expenditure schedule. Absent Reynosa, and Kimball.

B. Action: Adoption of Resolution: Selection of a Sales Tax Audit and Management Services

Mr. Smalley reported that two firms were reviewed that provide audit and management services, but after reviewing both it was determined that services through MuniServices would be more cost effective. A copy of the proposal from MuniServices was provided for review.

Upon a motion by Member Valero, and seconded by Member Shuklian, the Tulare County Transportation Authority unanimously approved the selection of MuniServices as recommended. Absent Reynosa and Kimball.

C. Information: Measure R Revenue for June/July 2020

Mr. Smalley shared that the Measure R revenue for June was \$2,284,607.27 compared to \$2,717,882.28; and revenue for July was \$3,412,452.25 compared to \$3,266,946.63 for the same period the previous year. The year to date amount was \$34,093,591 compared to \$33,568,699 for the same period the previous year and represented a 1.6% increase. Mr. Smalley stated that reductions in sales tax revenues were to be expected due to Covid-19 over the next 4-5 months a clearer idea of how much a reduction would be know but that some estimate that a 20% decrease was possible.

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 2:26 p.m.

Item III-B
TCTA Technical Advisory Committee Meeting
Tulare County Association of Governments - 210 N. Church Street, Suite B, Visalia, CA 93291
August 13, 2020 – Summary Meeting Minutes
ATTENDANCE LIST

City of Dinuba	George Avila
City of Exeter	Eddie Wendt
Cities of Farmersville, Woodlake	<i>Absent</i>
City of Lindsay	Michael Camarena
County of Tulare	<i>Absent</i>
City of Porterville	Javier Sanchez
City of Tulare	<i>Absent</i>
City of Visalia	Dolores Verduzco
Tule River Indian Reservation	<i>Absent</i>
TCAG	Benjamin Kimball
Caltrans	Jamaica Gentry, David Deel

Others Present: Jasmin Amanin- FHWA

TCAG Staff Present: Giancarlo Bruno, Roberto Brady, Gail Miller, Benjamin Giuliani, Michele Boling, Derek Winning, Gabriel Gutierrez, Ted Smalley, 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 2:25 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 August 17, 2020.

III. AUTHORITY ACTION/DISCUSSION ITEMS

- A. Action: Adoption of Resolution: Approve Citizen’s Oversight Committee Appointment(s)**

Mr. Smalley stated that the item would be reaffirming COC members. Additionally he requested that member agencies get their respective oversight member positions filled and that the attendance would be sent out to city managers. He reiterated the need to have regular attendance to get the appropriate quorum.

IV. AUTHORITY ACTION/DISCUSSION ITEMS

- A. Action: Adoption of Resolution Approve Measure R Expenditure Plan Amendment Number 5**

Mr. Smalley shared that all agencies had been approved since the agenda went to print and stated that work wouldn’t start until the October 1 effective date.

- B. Action: Adoption of Resolution: Selection of a Sales Tax Audit and Management Services**

Mr. Smalley discussed firms that provided proposals and the selection of Muni Services to be recommended to TCTA Board. Mr. Smalley mentioned that the consultant would be reviewing sales tax receipts.

- C. Information: Measure R Update for June/July 2020**

Mr. Smalley stated that the allocation for the month of June was \$2,284,607.27 compared to \$2,717,882.28 for the same period the previous year. The allocation for the month of July was 3,412,452.25 compared to 3,266,946.63 for the same period the previous year. The year to date amount for 19/20 was 34,093,591 compared to

33,568,699 representing a 1.6% increase for the fiscal year. The 20/21 fiscal year to date amount is \$3,412,452 compared to \$3,266,947 for the same period last year, representing a 4.5% increase for the fiscal year thus far, and explained that the real impact of Covid-19 to revenues would likely be seen by the end of the month.

VI. ADJOURN

The TCTA Technical Advisory Committee adjourned at 2:31 p.m.

The next scheduled Tulare County Association of Governments (TCAG) meeting will be held on **Monday, September 21, 2020 at 1:00 p.m.** at the **Tulare County Board of Supervisors, 2800 W. Burrel Avenue, Visalia, CA 93291**. The Technical Advisory Committee (TAC) will meet on **Thursday, June 18, 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**.

DRAFT

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

AGENDA ITEM III-C

September 21, 2020

Prepared by Leslie Davis, TCAG Staff

SUBJECT:

Action: Adoption of Resolution: Affirm Citizens' Oversight Committee Members

BACKGROUND:

The Measure R Expenditure Plan provides guidelines for the Citizens' Oversight Committee, including the requirements for membership and the agencies responsible for nominations to the Oversight Committee. All selections to the Oversight Committee require confirmation from the Tulare County Transportation Authority (TCTA).

DISCUSSION:

The Tulare County Home Builders Association (BIA) has appointed Matt Ainley for the Citizens' Oversight Committee representative for the term July 2020-June 2022.

RECOMMENDATION:

Affirm the selection of Matt Ainley, Tulare County Home Builders Association, as Citizens' Oversight Committee representative.

FISCAL IMPACT:

No fiscal impact.

ATTACHMENT:

1. Resolution for Affirmation of Measure R Citizens' Oversight Committee Members.

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

In the matter of:

AFFIRMATION OF MEASURE R)
CITIZENS' OVERSIGHT COMMITTEE)
MEMBERS) Resolution No.

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

WHEREAS, Measure R included an Expenditure Plan that provides the guidance for the formation of a Citizens' Oversight Committee, including the agencies that will provide nominations and the terms which they will serve; and

WHEREAS, The Tulare County Home Builders Association has appointed Matt Ainley and the new term will cover July 1, 2020 to June 30, 2022; and

WHEREAS, An Oversight Committee member may serve up to eight years, and is reappointed every two years; and

WHEREAS, the Expenditure Plan outlines that the Transportation Authority Board has responsibility of final approval of all appointments.

NOW, THEREFORE, BE IT RESOLVED that the Tulare County Transportation Authority affirms that the following nominations are approved to serve on the Tulare County Measure R Citizens' Oversight Committee: Tulare County Home Builders Association has appointed Matt Ainley to the term ending June 30, 2022.

The foregoing Resolution was adopted upon motion of Member , seconded by Member , at a regular meeting held on the 21st day of September, 2020 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

TULARE COUNTY ASSOCIATION OF GOVERNMENTS

Pete Vander Poel III
Chair, TCTA

Ted Smalley
Executive Director, TCTA

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

AGENDA ITEM IV-A

September 21, 2020

Prepared by Leslie Davis, TCAG Staff

SUBJECT:

Action: Adoption of Resolution: Approval of Transfer of funds from City of Lindsay's Repayment of Regional Dollars in Measure R to Tulare County Regional Transit Agency

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:

Beginning October of 2012, City of Lindsay has made repayments that have accumulated within Measure R, 783 fund, in the amount of \$463,500 as of April 2020. This amount collected has not been designated thus far. TCAG staff recommends designating these funds as Measure R administrative funds and transfer said funds to the newly formed Tulare County Regional Transit Agency (TCRTA) for start-up administration and implementation as needed. A new trust fund has been established to track expenses and revenues as it relates to TCRTA for auditing purposes.

ATTACHMENT:

1. Resolution: Approve transfer of funds from City of Lindsay's repayment of regional dollars in Measure R to Tulare County Regional Transit Agency.

Work Element: 700.01 Measure R Implementation

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

In the matter of:

APPROVE TRANSFER OF FUNDS FROM CITY OF)
LINDSAY’S REPAYMENT OF REGIONAL DOLLARS) Resolution No.
IN MEASURE R TO TULARE COUNTY REGIONAL)
TRANSIT AGENCY)

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

WHEREAS, 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; and

WHEREAS, 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; and

WHEREAS, on August 11, 2020 the Tulare County Regional Transit Agency JPA was adopted and approved by member agencies; and

WHEREAS, beginning October of 2012, City of Lindsay has made repayments that have accumulated within Measure R, 783 fund, in the amount of \$463,500 as of April 2020; and

WHEREAS, designating said funds as Measure R administrative funds and transfer said funds to the newly formed Tulare County Regional Transit Agency (TCRTA) will assist with the start-up administration and implementation as needed.

NOW, THEREFORE, BE IT RESOLVED that the Tulare County Transportation Authority approves the designation of the City of Lindsay accumulated repayment funds NTE \$463,500 to the administration costs for the newly formed Tulare County Regional Transit Agency.

The foregoing Resolution was adopted upon motion of Member _____, seconded by Member _____, at a regular meeting held on the 21st day of September, 2020 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

TULARE COUNTY ASSOCIATION OF GOVERNMENTS

Pete Vander Poel III
Chair, TCTA

Ted Smalley
Executive Director, TCTA

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

AGENDA ITEM IV-B

September 21, 2020

Prepared by Ted Smalley & Leslie Davis, TCAG Staff

SUBJECT:

Action: Adoption of Resolution: Approval of TCAG Director to Sign Measure R Maintenance and Security Supplemental Agreements

BACKGROUND:

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. The Expenditure Plan was developed by the Tulare County Association of Governments (TCAG) and its nine member agencies (Dinuba, Exeter, Farmersville, Lindsay, Porterville, Tulare, Visalia, Woodlake, and the County of Tulare) and approved by the voters in November 2006. The Expenditure Plan represents diverse community interests and addresses major regional transportation needs in Tulare County through the year 2037. The Plan provides a detailed blueprint that will allow for the leveraging of state and federal funds through revenues that will be received through Measure R. The Plan provides funds for: regional road improvements, public transit, rehabilitation of existing roads, and other transportation programs that will improve mobility and air quality within the County and each of the cities.

DISCUSSION:

Consensus on Amendment No. 5 to the Measure R Expenditure Plan was discussed and developed at the January 28, 2020 City Managers meeting. On May 18, 2020 with Resolution No. 2020-108 the Draft Expenditure Plan amendment no. 5 was submitted to the member agencies for Council/Board consideration and approval. Approval was achieved by all Member Agencies. Amendment No. 5 was approved by the TCAG board with Resolution No. 2020-111 and is effective October 1, 2020. Within the Amendment No. 5 is a provision to provide flexibility for trail and sidewalk maintenance and security and that the amount allocated for "maintenance and security" on a per year basis be limited to \$100,000 for Visalia and Porterville, and up to \$25,000 for other member agencies. Allowance for maintenance funding would be required to satisfy the Maintenance of Effort requirement (Ordinance No. 2006-01 Section 11-C).

Staff has prepared a supplemental template for the annual distribution of the Maintenance and Security funds and distributed said template to each agency.

RECOMMENDATIONS:

Staff recommends approval be designated to the TCAG Director to sign the Maintenance and Security supplemental agreements.

FISCAL IMPACT:

None

ATTACHMENTS:

1. Resolution: Approval of TCAG Director to Sign Measure R Maintenance and Security Supplemental Agreements

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

In the matter of:

APPROVAL OF TCAG DIRECTOR TO)
SIGN MEASURE R MAINTENANCE AND) Resolution No.
SECURITY SUPPLEMENTAL AGREEMENTS)

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

WHEREAS, on April 16, 2007, the Measure R Policies and Procedures were adopted; 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 Expenditure Plan Amendment No. 5 is necessary to allow for member agencies and TCTA to have greater flexibility; and

WHEREAS, on May 18, 2020, with Resolution No. 2020-08, the draft expenditure plan was submitted to and approved by all member agencies and the Board of Supervisors; and

WHEREAS, the Measure R Expenditure Plan Amendment No. 5 was approved on August 17, 2020 with Resolution No. 2020-111 and is effect October 1, 2020; and

WHEREAS, Within the Amendment No. 5 is a provision to provide flexibility for trail and sidewalk maintenance and security and that the amount allocated for "maintenance and security" on a per year basis be limited to \$100,000 for Visalia and Porterville, and up to \$25,000 for other member agencies. Allowance for maintenance funding would be required to satisfy the Maintenance of Effort requirement (Ordinance No. 2006-01 Section 11-C); and

WHEREAS, Staff has prepared a supplemental template for the annual distribution of the Maintenance and Security funds and distributed said template to each agency; and

WHEREAS, Staff recommends approval be designated to the TCAG Director to sign the Maintenance and Security supplemental agreements.

NOW, THEREFORE, BE IT RESOLVED that the Transportation Authority of the County of Tulare designates the TCAG Director to sign the Maintenance and Security supplement agreements submitted by member agencies.

The foregoing Resolution was adopted upon motion of Member _____, seconded by Member _____, at a regular meeting held on the 21st day of September, 2020, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

TULARE COUNTY TRANSPORTATION AUTHORITY

Pete Vander Poel III
Chair, TCTA

Ted Smalley
Executive Director, TCTA

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

AGENDA ITEM IV-C

September 21, 2020

Prepared by Leslie Davis, TCAG Staff

SUBJECT:

Information: Measure R Revenues for August 2020 and Bond Update

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 request and distribution made through August 2020. The allocation for the month of August is \$3,769,037.47 compared to \$2,710,093.56 for the same period last year. The 20/21 fiscal year to date amount is \$7,181,490 compared to \$5,977,040 for the same period last year, representing a 20 % increase for the fiscal year.

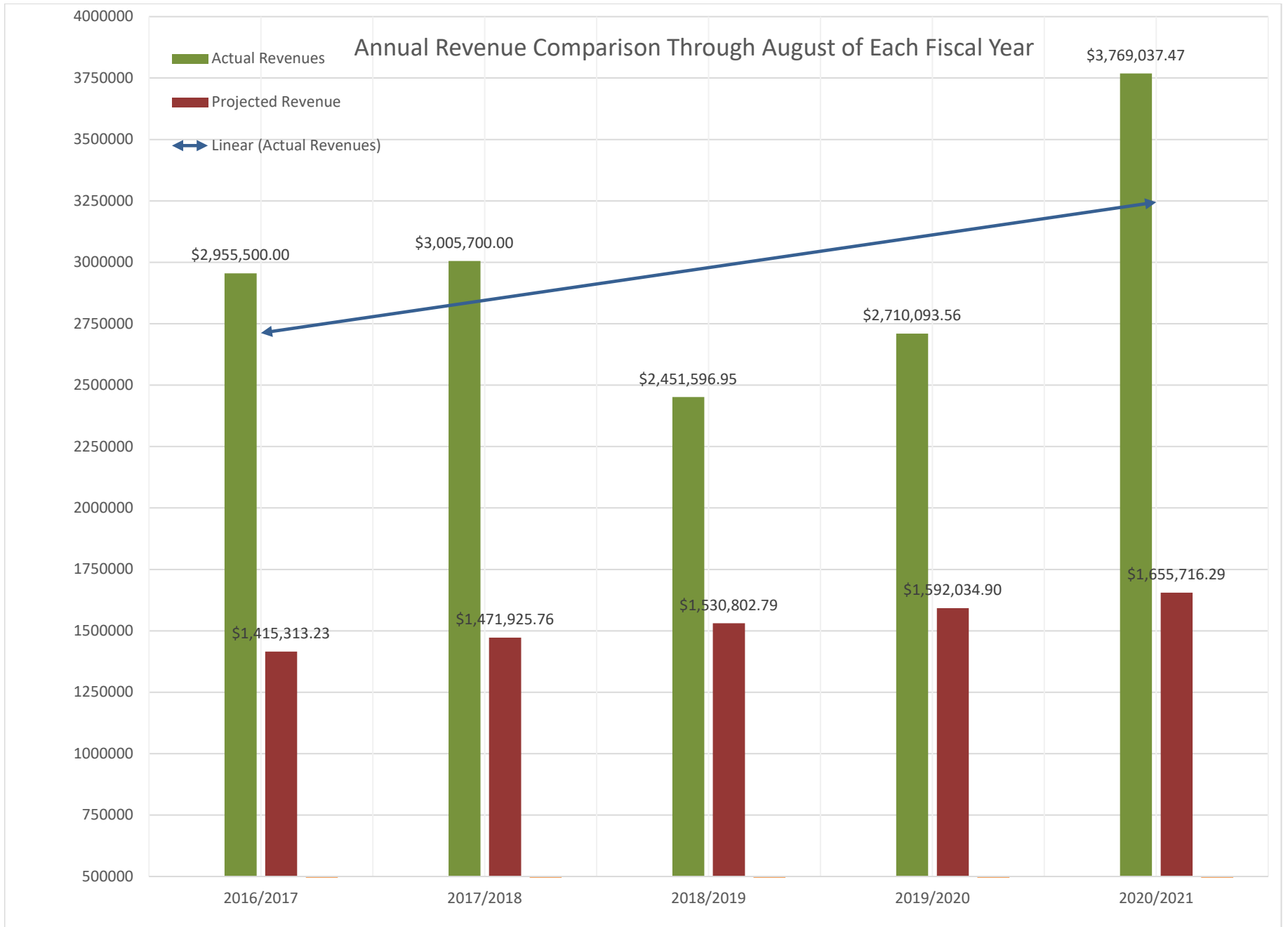
See attached revenue chart covering fiscal years 2016/2017, 2017/2018, 2018/2019, 2019/2020 and 2020/2021 year to date. August distribution represents the true-up of revenues for the quarter.

An update of the Measure R bonding efforts will be given verbally at the meeting.

ATTACHMENT:

1. Annual Revenue Comparison through August of Each Fiscal Year
Work Element: 700.01 Measure R Implementation

Attachment 1



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

AGENDA ITEM IV-D

September 21, 2020

Prepared by Leslie Davis, TCAG Staff

SUBJECT:

Action: Adoption of Resolution: Update to Measure R Sales Tax Data Access

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:

Pursuant to Resolution No. 2010-0315 dated April 27, 2010, the employees in the following positions are authorized to have access to state database: Deputy Executive Director, Measure R Coordinator, and Executive Secretary. A general update to the individuals authorized to have access and give access to the sales tax information of TCTA is applicable at this time. This is to allow the Finance Director, who is the Measure R Coordinator, to have access. Currently when access requests are made by the Finance Director to CDTFA there is confusion on the title, the Measure R Coordinator is not included in the official Human Resources Title of Finance Director and therefore hinders access. It is also timely to add our tax consultant, MuniServices, LLC (Avenu/MuniServices). Whereas this is consistent with previous authorizations.

RECOMMENDATION:

It is staffs' recommendation to update the attached resolution to include appropriate staff to have access and designate, and to allow access to the newly appointed tax consultant.

FISCAL IMPACT:

None

ATTACHMENT:

1. A Resolution Authorizing the Examination of Transactions (Sales) and Use Tax Records

RESOLUTION NO. _____

A Resolution Authorizing the Examination of Transactions (Sales) and Use Tax Records

WHEREAS, pursuant to Ordinance No. 2006-01 of Tulare County Transportation Authority (TCTA) called District and Section 7270 of the Revenue and Taxation Code, the District entered into a contract with the California Department of Tax and Fee Administration to perform all functions incident to the administration and operation of the Transactions and Use Tax Ordinance; and

WHEREAS, the District deems it desirable and necessary for authorized representatives of the District to examine confidential transactions and use tax records of the California Department of Tax and Fee Administration pertaining to transactions and use taxes collected by the Department for the District pursuant to that contract; and

WHEREAS, Section 7056 of the Revenue and Taxation Code sets forth certain requirements and conditions for the disclosure of Department records and establishes criminal penalties for the unlawful disclosure of information contained in or derived from, the transactions and use tax records of the Department; and

WHEREAS, this is consistent with previous authorization.

NOW, THEREFORE IT IS RESOLVED AND ORDERED AS FOLLOWS:

Section 1 That the Executive Director, Deputy Executive Director, Finance Director (aka Measure R Coordinator) and /or other officer or employee of the District designated in writing by the Executive Director, Deputy Executive Director, Finance Director to the California Department of Tax and Fee Administration is hereby appointed to represent the District with authority to examine transactions and use tax records of the Department pertaining to transactions and use taxes collected for the District by the Department pursuant to the contract between the District and the Department. The information obtained by examination of Department records shall be used only for purposes related to the collection of the District's transactions and use taxes by the Department pursuant to the contract.

Section 2 That the Executive Director, Deputy Executive Director, Finance Director (aka Measure R Coordinator) or other officer or employee of the District designated in writing by the Executive Director, Deputy Executive Director, Finance Director (aka Measure R Coordinator) to the Department, is hereby appointed to represent the District with authority to examine those transactions and use tax records of the Department for purposes related to the following governmental functions of the District:

- (a) **Analysis of tax data including historical review and revenue projection**

The information obtained by examination of Department records shall be used only for those governmental functions of the Agency listed above.

Section 3 That **MuniServices, LLC (AVENU/MuniServices)** is hereby designated to examine the transactions and use tax records of the Department pertaining to transactions and use taxes collected for the Special District by the Department. The person or entity designated by this section meets all of the following conditions:

- a) has an existing contract with the Special District, Tulare County Transportation Agency, to examine those transactions and use tax records;
- b) is required by that contract to disclose information contained in, or derived from those transactions and use tax records only to the officer or employee authorized under Section 1 (*or Section 2) of this resolution to examine the information;
- c) is prohibited by that contract from performing consulting services for a retailer during the term of that contract;
- d) is prohibited by that contract from retaining the information contained in, or derived from those transactions and use tax records after that contract has expired.

BE IT FURTHER RESOLVED that the information obtained by examination of Department records shall be used only for purposes related to the collection of District's transactions and use taxes by the Department pursuant to the contracts between the District and the Department (*and for purposes relating to the governmental functions of the District listed in section 2 of this resolution).

Section 4 That this resolution supersedes all prior transactions and use tax resolutions of **TCAG** adopted pursuant to subdivision (b) of Revenue and Taxation Section 7056.

The foregoing Resolution was adopted upon motion of Member _____,
seconded by Member _____, at a regular meeting held on the 21st day of September,
2020 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

TULARE COUNTY TRANSPORTATION AUTHORITY

Pete Vander Poel III
Chair, TCTA

Ted Smalley
Executive Director, TCTA

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

AGENDA ITEM IV-E

September 21, 2020

Prepared by Leslie Davis, TCAG Staff

SUBJECT:

Action: Adoption of Resolution: Approval of Measure R Regional Funding to the City of Farmersville for Widening of North Farmersville Boulevard

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:

The City of Farmersville is bisected by Farmersville Boulevard and Visalia Road (Avenue 280). The Farmersville Boulevard corridor is a north-south minor arterial that links State Route 198 to the City of Farmersville as well as unincorporated areas of Tulare County. It is the only north-south corridor within the City. The existing Farmersville Boulevard corridor is a two-lane, two-way undivided roadway. The Farmersville Boulevard Widening Project will widen an approximately one-mile stretch of the existing two-lane roadway to a four-lane divided roadway. The intent of the overall project is to facilitate economic growth and provide better access along the Farmersville Boulevard Corridor. The City of Farmersville has already completed the improvements to the highway interchange and surrounding area through Measure R,

HSIP, and CMAQ funding sources. This widening project will improve the connection of those developments with the rest of the City.

The City of Farmersville is entering the construction phase of the current Farmersville Boulevard Widening project, which will widen Farmersville Boulevard from the TID Canal (just south of Highway 198 Interchange) to Walnut Avenue. These improvements would address both current pavement maintenance issues, road safety issues, as well as enhance pedestrian and bicycle access throughout the City, and reduce current congestion issues. To complete the project the City of Farmersville needs funding for the construction of this last phase. Although the scope of the project has not changed, the increasing costs over the years for construction (and CM/RE) now have an estimated cost of \$8,997,000. The City of Farmersville plans to take this Measure R supplemental agreement to the September 14th City Council Meeting for approval. The expenditure plan has an allocation of \$7,926,000 for construction and therefore, an additional \$1,071,000 needs to be added to the expenditure work plan to offset increased costs.

RECOMMENDATION:

Staff recommends approval of the Measure R Regional Program funding to be added to the expenditure work plan in the amount of \$1,071,000 for the widening of Farmersville Blvd. in the City of Farmersville.

FISCAL IMPACT:

The regional program funding category can accommodate a cash flow fluctuation in order to move the project forward.

ATTACHMENT:

1. Resolution: Approve Measure R Regional Funding for City of Farmersville Farmersville Ave Widening Project.

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

In the matter of:

APPROVE MEASURE R REGIONAL FUNDING)
FOR CITY OF FARMERSVILLE)
FARMERSVILLE AVE WIDENING PROJECT)

Resolution No.

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

WHEREAS, on April 16, 2007, the Measure R Policies and Procedures were adopted; and

WHEREAS, the Measure R Expenditure Plan and the Policies and Procedures serve 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 City of Farmersville is bisected by Farmersville Boulevard and Visalia Road (Avenue 280). The Farmersville Boulevard corridor is a north-south minor arterial that links State Route 198 to the City of Farmersville as well as unincorporated areas of Tulare County. It is the only north-south corridor within the City. The existing Farmersville Boulevard corridor is a two-lane, two-way undivided roadway. The Farmersville Boulevard Widening Project will widen an approximately one-mile stretch of the existing two-lane roadway to a four-lane divided roadway. The intent of the overall project is to facilitate economic growth and provide better access along the Farmersville Boulevard Corridor. The City of Farmersville has already completed the improvements to the highway interchange and surrounding area through Measure R, HSIP, and CMAQ funding sources. This widening project will improve the connection of those developments with the rest of the City; and

WHEREAS, The City of Farmersville is entering the construction phase of the current Farmersville Boulevard Widening project, which will widen Farmersville Boulevard from the TID Canal (just south of Highway 198 Interchange) to Walnut Avenue. These improvements would address both current pavement maintenance issues, road safety issues, as well as enhance pedestrian and bicycle access throughout the City, and reduce current congestion issues. To complete the project the City of Farmersville needs funding for the construction of this last phase. Although the scope of the project has not changed, the increasing costs over the years for construction (and CM/RE) now have an estimated cost of \$8,997,000.; and

WHEREAS The expenditure plan has an allocation of \$7,926,000 for construction and therefore, an additional \$1,071,000 needs to be added to the expenditure work plan to offset increased costs; and

WHEREAS, The City of Farmersville plans to take this Measure R supplemental agreement to the September 14th City Council Meeting for approval.

NOW, THEREFORE, BE IT RESOLVED that the Tulare County Transportation Authority approves the additional amount of \$1,071,000 be added to the expenditure work plan to construct the Farmersville Boulevard Widening from the TID Canal to Walnut Avenue.

The foregoing Resolution was adopted upon motion of Member _____, seconded by Member _____, at a regular meeting held on the 21st day of September, 2020 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

TULARE COUNTY TRANSPORTATION AUTHORITY

Pete Vander Poel III
Chair, TCTA

Ted Smalley
Executive Director, TCTA