



**VENTURA COUNTY TRANSPORTATION COMMISSION
AIRPORT LAND USE COMMISSION
SERVICE AUTHORITY FOR FREEWAY EMERGENCIES
CONSOLIDATED TRANSPORTATION SERVICE AGENCY
CONGESTION MANAGEMENT AGENCY**

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AGENDA*

**Actions may be taken on any item listed on the agenda*

**CAMARILLO CITY HALL
601 CARMEN DRIVE
CAMARILLO, CA
FRIDAY, FEBRUARY 4, 2011
9:00 AM**

In compliance with the Americans with Disabilities Act and Government Code Section 54954.2, if special assistance is needed to participate in a Commission meeting, please contact the Clerk of the Board at (805) 642-1591 ext 101. Notification of at least 48 hours prior to meeting time will assist staff in assuring that reasonable arrangements can be made to provide accessibility at the meeting.

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. ELECTION OF VICE CHAIR**
- 5. PUBLIC COMMENTS** – *Each individual speaker is limited to speak three (3) continuous minutes or less. The Commission may, either at the direction of the Chair or by majority vote of the Commission, waive this three minute time limitation. Depending on the number of items on the Agenda and the number of speakers, the Chair may, at his/her discretion, reduce the time of each speaker to two (2) continuous minutes. In addition, the maximum time for public comment for any individual item or topic is thirty (30) minutes. Also, the Commission may terminate public comments if such comments become repetitious. Speakers may not yield their time to others without the consent of the Chair. Any written documents to be distributed or presented to the Commission shall be submitted to the Clerk of the Board. This policy applies to Public Comments and comments on Agenda Items.*

Under the Brown Act, the Board should not take action on or discuss matters raised during Public Comment portion of the agenda which are not listed on the agenda. Board members may refer such matters to staff for factual information or to be placed on the subsequent agenda for consideration.

- 6. APPROVE SUMMARY FROM JANUARY 7, 2011 REGULAR VCTC MEETING –PG.4**

7. CALTRANS REPORT

This item provides the opportunity for the Caltrans representative to give update and status reports on current projects.

8. COMMISSIONERS / EXECUTIVE DIRECTOR REPORT

This item provides the opportunity for the commissioners and the Executive Director to report on attended meetings/conferences and any other items related to Commission activities.

9. ADDITIONS/REVISIONS – *The Commission may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the Commission subsequent to the posting of the agenda. An action adding an item to the agenda requires 2/3 vote of the Commission. If there are less than 2/3 of the Commission members present, adding an item to the agenda requires a unanimous vote. Added items will be placed for discussion at the end of the agenda.*

10. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine and will be enacted by one vote. There will be no discussion of these items unless members of the Commission request specific items to be removed from the Consent Calendar for separate action.

10A. MONTHLY BUDGET REPORT – PG. 7

Recommended Action

Receive and file the monthly budget report.

Responsible Staff: Sally DeGeorge

10B. RAIL OPERATIONS UPDATE – PG.14

Recommended Action

Receive and file the Commuter Rail Program Update.

Responsible Staff: Mary Travis

10C. AGRICULTURAL WORKER VANPOOL PROGRAM (AWVP) UPDATE – PG.19

Recommended Action

Receive and file the AWVP Update.

Responsible Staff: Alan Holmes

10D. LEGISLATIVE REPORT – PG.21

Recommended Action

Receive and file the Legislative Report

Responsible Staff: Peter De Haan

10E. UPDATE OF LEWIS ROAD BOND REDEMPTION – PG.25

Recommended Action

Receive and file the Update.

Responsible Staff: Sally DeGeorge

10F. AUTHORIZE CALL FOR PROJECTS FOR FTA SECTION 5310 (ELDERLY AND DISABLED SPECIALIZED TRANSIT) – PG. 26

Recommended Action

Authorize a call for projects for FTA Section 5310 (Elderly and Disabled Specialized Transit) using the Caltrans criteria for project evaluation.

Responsible Staff: Ed Webster

11. [PROPOSITION 1B PROJECTS - PG. 28](#)

Recommended Action

- Adopt Attachment A, a resolution programming \$8,232,440 of newly-available Proposition 1B Transit Capital funds, and reprogramming approximately \$230,000 to the Metrolink Car Purchase from the Coordinated Paratransit Information System unexpended balance.
- Adopt Attachment B, a resolution programming VCTC's \$709,972 apportionment of Fiscal Year 2010/11 Proposition 1B Transit Safety and Security funds for the Metrolink Ventura County Grade Crossing Rehabilitation Project.
- Approve the Proposition 1B Transit Capital subrecipient grant agreements with the Southern California Regional Rail Authority (Attachment C), the City of Camarillo (Attachment D), Gold Coast Transit (Attachment E), the City of Simi Valley (Attachment F), and the City of Thousand Oaks (Attachment G).
- Amend the VCTC budget to add \$2,463,580 to the Metrolink budget for the Proposition 1B funds contained in the Attachment C Agreement; add \$4,641,601 to the Transit Grant Administration item for the Proposition 1B funds contained in the Attachment D – G subrecipient agreements; revise the Transit Grant Administration budget to replace \$1,267,149 in State Transit Assistance funds for the Simi Valley Compressed Natural Gas (CNG) Fueling facility with an equal amount of Proposition 1B funds; and add \$90,000 to the VISTA budget for the Particulate Trap project to be funded with Proposition 1B

Responsible Staff: Peter De Haan

12. [FY 2011/12 LTF DRAFT APPORTIONMENT – PG.91](#)

Recommended Action

Adopt the Local Transportation Fund Draft Apportionment for Fiscal Year 2011/2012 apportioning \$29.4 million including increasing reserves to \$1.5 million as shown in Attachment 1.

Responsible Staff: Sally DeGeorge

13. [HR 304 \(GALLEGLY\) RAILROAD LIABILITY CAP LEGISLATION – PG.97](#)

Recommended Action

Adopt Watch position on HR 304.

Responsible Staff: Peter De Haan

14. [ADMINISTRATIVE CODE AMENDMENT – PG.98](#)

Recommended Action

Adopt Ordinance 2011-01 amending the Administrative Code establishing a 4 year term for Commission's two (2) Citizen members.

Responsible Staff: Darren Kettle

15. **REPORTS FROM OTHER AGENCIES**

16. **GENERAL COUNSEL'S REPORT**

This item provides the opportunity for General Counsel to give update and status reports on any legal matters related to Commission activities.

17. **CLOSED SESSION**

Pursuant to Government Code section 54957(b)(1), public employee evaluation:

Executive Director

General Counsel

17. **ADJOURN**

The next Commission meeting is scheduled to be held at 9:00 a.m. Friday, **March 4, 2011**, Camarillo City Hall, City Council Chambers, 601 Carmen Drive, Camarillo.



Item #6

Meeting Summary

VENTURA COUNTY TRANSPORTATION COMMISSION AIRPORT LAND USE COMMISSION SERVICE AUTHORITY FOR FREEWAY EMERGENCIES CONSOLIDATED TRANSPORTATION SERVICE AGENCY CONGESTION MANAGEMENT AGENCY

CAMARILLO CITY HALL
601 CARMEN DRIVE
CAMARILLO, CA
FRIDAY, JANUARY 7, 2011
9:00 AM

Members Present:

Dennis Gillette
Bill Fulton
Steve Bennett
Ralph Fernandez
Peter Foy
Brian Humphrey
Kathy Long
Michael Morgan
Irene Pinkard
Keith Millhouse
Linda Parks
Carol Smith
Steve Sojka
Keith Turner
Patti Walker
John Zaragoza
Mike Miles, Caltrans

Call To Order

Pledge of Allegiance

Roll Call

Public Comments for those items not listed in this agenda

Bill Bartels, Fillmore and Western Railroad

A 1913 Steam Engine has been put back into service after 50 years and will be on display Thursday, Feb 3 at 1:30 in Fillmore.

APPROVE SUMMARY FROM DECEMBER 3, 2010 REGULAR VCTC MEETING - APPROVED

(Commissioner Pinkard abstained)

CALTRANS REPORT

In February construction will begin on the Ventura Line to Pleasant Valley Road Project. Bids were received in September and came in 4% below estimate at \$26.2 million.

The Pleasant Valley Road to Padre Juan Canyon Project will begin construction in April at a cost of \$50.6 million, which is 10% above the original estimate.

EXECUTIVE DIRECTOR REPORT

VCTC Chair and Vice Chair – As a reminder, the February Commission meeting is when the current sitting Vice-Chair becomes Chair of the Commission and the Commission, by a majority vote of the full Commission, selects a new Vice-Chair. Based on the Commission bylaws that set the rotation of a city member, city member, county member, the new Vice Chair shall be a member of the Board of Supervisors.

Annual Unmet Transit Needs Hearing - The annual unmet transit needs public hearing will be Monday February 7th, at 1:30 PM here at Camarillo City Hall with a follow-up meeting to review the draft hearing findings on Monday April 26th, same time, same place – we need as many Commissioners as are available to volunteer to sit as the Hearing Board for these two meetings, and it would be appropriate at the Chair's convenience to ask for volunteers – and I note for the public, there will also be more informal community meetings on this topic on and on January 18th at 6:30 PM at Oxnard Public Library and also on January 19th at Thousand Oaks City Hall also at 6:30 PM. Staff will be at these meetings and will also be collecting information for the hearing record by email to VCTC's website: goventura.org, by calls to the Transit Info Center at 1-800-438-1112 or by regular mail. So, perhaps at this time, the Chair could look for Hearing Board volunteers?

-Commissioners Morgan, Humphrey and Walker volunteered to Sit on the Hearing Board.

Heritage Valley Dial-A-Ride "Expansion" – The VISTA Heritage Valley Dial-A-Ride service has replaced two of its older buses with two new buses. The buses will go into service next week. The buses have a seated capacity of 16, which is larger than the vehicles they are replacing which have a seating capacity of 12 passengers. One of the buses will be placed in service in Santa Paula to help with the heavy loads on the "commuter" route, the other will be placed in service in Fillmore, and assist in the overcrowding between Fillmore and Piru/Rancho Sespe.

Proposition 1B Transit Funds - The Commission will recall that at the September, 2010 meeting it approved a list of \$12.5 million of projects for Proposition 1B Transit Capital funds, to be funded should State bond funds become available. Staff has learned that the State's most recent bond sale in November will include \$78 million for Proposition 1B Transit Capital funds. Our preliminary discussions with Caltrans staff indicate that since VCTC had previously held off on requesting funds to await completion of our transit capital study, we can now expect to receive \$8 million of the most recent bond proceeds, significantly more than our typical share of funds. Staff has prepared a recommendation to TRANSCOM for which projects to funds with the \$8 million, and that report will come to the Commission in February.

Mobility 21 Board of Directors DC Trip - I will be participating in a Mobility 21 staff trip to Washington DC February 15-17. Hopefully on this trip we'll be able to get a better idea on the outlook for passage of a new transportation authorization in the near future.

COMMISSIONERS REPORTS

Commissioner Parks reported SCAG approved its guiding principles and that the balance of the Prop 1B funds will go to projects consistent with International Trade Corridors. SCAG also granted Governor Brown emergency powers normally reserved for times of hardship and natural disasters, when unemployment is 7% or higher.

Commissioner Millhouse reported that in December SCAG hosted and early economic recovery summit.

ADDITIONS/REVISIONS - NONE

CONSENT CALENDAR

MONTHLY BUDGET REPORT - RECEIVED AND FILED
RAIL OPERATIONS UPDATE - RECEIVED AND FILED

JOB ACCESS AND REVERSE COMMUTE (JARC) AND NEW FREEDOM INITIATIVE (NF) PROJECTS PROGRAM OF PROJECTS – PUBLIC HEARING (There were no speakers for the Public Hearing)

- Approve FTA Section 5316 Jobs Access Reverse Commute (JARC) and Section 5317 New Freedom (NF) Initiative grants and program administration for the Oxnard/Ventura and Thousand Oaks/Moorpark urbanized areas in the total amount of \$504,900 as listed in Attachments A, B and C.
- Approve the Fiscal Year (FY) 2010/11 Program of Projects (Attachment C) for FTA Section 5316 Jobs Access Reverse Commute and Section 5317 New Freedom Initiative funds for the Oxnard/Ventura and Thousand Oaks/Moorpark areas.
- Amend the VCTC FY 2010/11 Transit Grant Administration Budget to add \$306,900 in Section 5316 and Section 5317 grant pass through funds.

APPROVED

LEGISLATIVE UPDATE - RECEIVED AND FILED

STATUS OF LEWIS ROAD BOND DEFEASANCE - RECEIVED AND FILED

COMPACT UPDATE

Public Speakers

Mary Ann Krause Ventura County Civic Alliance, said that she and Sandy Smith are prepared to move forward with public outreach and asked for assistance in identifying organizations to provide input.

Hugh Ralston, Community Foundation, thanked the Commission for supporting the continuation of this effort. He said that progress has been made but additional work and outreach will strengthen the project to create a product to bring back to VCTC.

- Receive the Final Compact for a Sustainable Ventura County Phase II Report and draft compact language, and acknowledge the Ventura County Civic Alliance will initiate a targeted outreach effort to build support from individual community and stakeholder leaders.

APPROVED

REPORTS FROM OTHER AGENCIES

SCAG - John Proctor reported on the Compass Blueprint Proposals. Three of the proposals that made the Top 50 are from Ventura County, with 2 in the Top 10, #3 Ventura and #1 Oxnard.

GENERAL COUNSEL'S REPORT –

Mitch Kahn reminded the Board that Evaluations for the General Counsel and Executive Director are due at the February meeting.

CLOSED SESSION - NONE

ADJOURN

The next Commission meeting is scheduled to be held at 9:00 a.m. Friday, **February 4, 2011**, Camarillo City Hall, City Council Chambers, 601 Carmen Drive, Camarillo.



Item # 10A

February 4, 2011

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION

FROM: SALLY DEGEORGE, FINANCE DIRECTOR

SUBJECT: MONTHLY BUDGET REPORT

RECOMMENDATION:

- Receive and file the monthly budget report for December 2010

BACKGROUND:

The monthly budget report is presented in a comprehensive agency-wide format with the investment report presented at the end. The Annual Budget numbers are updated as the Commission approves budget amendments or administrative budget amendments are approved by the Executive Director.

The December 31, 2010 budget report indicates that revenues were approximately 37.1% of the adopted budget while expenditures were approximately 23.6% of the adopted budget. Although the percentage of the budget year completed is shown, be advised that neither the revenues nor the expenditures occur on a percentage or monthly basis. For instance, some revenues are received at the beginning of the year while other revenues are received after grants are approved by federal agencies. In many instances, VCTC incurs expenses in advance of the revenues.

**VENTURA COUNTY TRANSPORTATION COMMISSION
BALANCE SHEET
AS OF DECEMBER 31, 2010**

ASSETS

Assets:

Cash and Investments - Wells Fargo Bank	\$ 3,061,955
Cash and Investments - County Treasury	16,224,006
Cash and Investments - Bank of New York	2,929,325
Petty Cash	50
Receivables/Due from other funds	8,456,259
Prepaid Expenditures	818,373
Deposits	<u>10,380</u>

Total Assets: **\$31,500,348**

LIABILITIES AND FUND BALANCE

Liabilities:

Accrued Expenses/Due to other funds	\$ 3,991,029
Deferred Revenue	266,888
Advance from DOT	428,000
Deposits	<u>400</u>

Total Liabilities: **\$ 4,686,317**

Net Assets:

Fund Balance	<u>\$26,814,031</u>
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Total Liabilities and Fund Balance: **\$31,500,348**

**VENTURA COUNTY TRANSPORTATION COMMISSION
STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
FOR THE SIX MONTHS ENDING DECEMBER 31, 2010**

	General Fund Actual	LTF Actual	STA Actual	SAFE Actual	Debt Service Actual	Capital Actual	Fund Totals Actual	Annual Budget	Variance Over (Under)	% Year to Date
Revenues										
Federal Revenues	\$ 6,125,680	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 6,125,680	\$ 15,412,611	(9,286,931)	39.74
State Revenues	157,296	13,116,700	2,427,794	249,297	0	0	15,951,087	50,215,872	(34,264,785)	31.77
Local Revenues	3,937,968	0	0	10,000	0	0	3,947,968	4,422,799	(474,831)	89.26
Other Revenues	1,032	0	0	0	0	0	1,032	0	1,032	0.00
Interest	1,326	12,263	18,277	6,932	1,004	765	40,567	210,000	(169,433)	19.32
Total Revenues	10,223,302	13,128,963	2,446,071	266,229	1,004	765	26,066,334	70,261,282	(44,194,948)	37.10
Expenditures										
Administration										
Personnel Expenditures	1,068,671	0	0	0	0	0	1,068,671	2,413,000	(1,344,329)	44.29
Legal Services	11,582	0	0	0	0	0	11,582	35,000	(23,418)	33.09
Professional Services	43,072	0	0	0	0	0	43,072	110,000	(66,928)	39.16
Office Leases	68,938	0	0	0	0	0	68,938	131,300	(62,362)	52.50
Office Expenditures	137,901	0	0	0	0	0	137,901	271,675	(133,774)	50.76
Total Administration	1,330,164	0	0	0	0	0	1,330,164	2,960,975	(1,630,811)	44.92
Programs and Projects										
Transit & Transportation Program										
Senior-Disabled Transportation	44,932	0	0	0	0	0	44,932	252,800	(207,868)	17.77
Go Ventura Smartcard	117,159	0	0	0	0	0	117,159	819,178	(702,019)	14.30
VISTA Fixed Route	2,542,780	0	0	0	0	0	2,542,780	5,150,660	(2,607,880)	49.37
VISTA DAR	1,100,076	0	0	0	0	0	1,100,076	2,339,200	(1,239,124)	47.03
Nextbus	5,010	0	0	0	0	0	5,010	879,650	(874,640)	0.57
Trapeze Paratransit & Dispatch	9,584	0	0	0	0	0	9,584	30,200	(20,616)	31.74
Transit Grant Administration	3,173,953	0	0	0	0	0	3,173,953	7,482,324	(4,308,371)	42.42
Total Transit & Transportation	6,993,494	0	0	0	0	0	6,993,494	16,954,012	(9,960,518)	41.25
Highway Program										
Congestion Management Program	2,250	0	0	0	0	0	2,250	25,000	(22,750)	9.00
Motorist Aid Call Box System	0	0	0	144,505	0	0	144,505	462,900	(318,395)	31.22
SpeedInfo Highway Speed Sensor	0	0	0	57,100	0	0	57,100	144,200	(87,100)	39.60
Road & Highway Projects	1,654,298	0	0	0	0	574,992	2,229,290	3,952,200	(1,722,910)	56.41
Total Highway	1,656,548	0	0	201,605	0	574,992	2,433,145	4,584,300	(2,151,155)	53.08

	General Fund Actual	LTF Actual	STA Actual	SAFE Actual	Debt Service Actual	Capital Actual	Fund Totals Actual	Annual Budget	Variance Over (Under)	% Year to Date
Rail Program										
Metrolink Commuter Rail	123,371	0	0	0	0	0	123,371	2,764,047	(2,640,676)	4.46
LOSSAN & Coastal Rail	326	0	0	0	0	0	326	32,683	(32,357)	1.00
Santa Paula Branch Line	304,760	0	0	0	0	0	304,760	422,850	(118,090)	72.07
Total Rail	428,457	0	0	0	0	0	428,457	3,219,580	(2,791,123)	13.31
Commuter Assistance Program										
Dial A Route Transit Information	10,113	0	0	0	0	0	10,113	27,000	(16,887)	37.46
Rideshare & Employer Services	17,256	0	0	0	0	0	17,256	52,217	(34,961)	33.05
Total Commuter Assistance	27,369	0	0	0	0	0	27,369	79,217	(51,848)	34.55
Planning & Programming										
TDA LTF & STA Administration	179,598	5,779,171	0	0	0	0	5,958,769	21,579,623	(15,620,854)	27.61
Transportation Improvement Program	5,990	0	0	0	0	0	5,990	12,600	(6,610)	47.54
Regional Transportation Planning	14,078	0	0	0	0	0	14,078	149,500	(135,422)	9.42
Regional Transit Planning	41,076	0	0	0	0	0	41,076	208,400	(167,324)	19.71
Freight Movement	39,089	0	0	0	0	0	39,089	594,080	(554,991)	6.58
Total Planning & Programming	279,831	5,779,171	0	0	0	0	6,059,002	22,544,203	(16,485,201)	26.88
General Government										
Marketing & Community Outreach	147,924	0	0	0	0	0	147,924	499,332	(351,408)	29.62
State & Federal Relations	28,830	0	0	0	0	0	28,830	62,455	(33,625)	46.16
Debt Service	0	0	0	0	469,951	0	469,951	24,586,253	(24,116,302)	1.91
Management & Administration	11,469	0	0	0	0	0	11,469	431,061	(419,592)	2.66
Total General Government	188,223	0	0	0	469,951	0	658,174	25,579,101	(24,920,927)	2.57
Total Expenditures	10,904,086	5,779,171	0	201,605	469,951	574,992	17,929,805	75,921,388	(57,991,583)	23.62
Revenues over (under) expenditures	(680,784)	7,349,792	2,446,071	64,624	(468,947)	(574,227)	8,136,529	(5,660,106)	13,796,635	(143.75)

	General Fund Actual	LTF Actual	STA Actual	SAFE Actual	Debt Service Actual	Capital Actual	Fund Totals Actual	Annual Budget	Variance Over (Under)	% Year to Date
Other Financing Sources										
Transfers Into GF from LTF	1,566,277	0	0	0	0	0	1,566,277	1,607,360	(41,083)	97.44
Transfers Into GF from STA	1,653,757	0	0	0	0	0	1,653,757	4,082,595	(2,428,838)	40.51
Transfers Into GF from SAFE	26,729	0	0	0	0	0	26,729	695,800	(669,071)	3.84
Transfers Into DS from Cap	0	0	0	0	765	0	765	0	765	0.00
Transfers Out of LTF into GF	0	(1,566,277)	0	0	0	0	(1,566,277)	(1,607,360)	41,083	97.44
Transfers Out of STA into GF	0	0	(1,653,757)	0	0	0	(1,653,757)	(4,082,595)	2,428,838	40.51
Transfers Out of SAFE into GF	0	0	0	(26,729)	0	0	(26,729)	(695,800)	669,071	3.84
Transfers Out of Cap into DS	0	0	0	0	0	(765)	(765)	0	(765)	0.00
Total Other Financing Sources	3,246,763	(1,566,277)	(1,653,757)	(26,729)	765	(765)	0	0	0	0.00
Net Change in Fund Balances	2,565,979	5,783,515	792,314	37,895	(468,182)	(574,992)	8,136,529	(5,660,106)	13,796,635	
Beginning Fund Balance	1,570,432	2,570,057	7,700,785	2,863,729	1,872,350	2,100,149	18,677,502	11,643,000	7,034,502	
Ending Fund Balance	\$4,136,411	\$8,353,572	\$8,493,099	\$2,901,624	\$1,404,168	\$1,525,157	\$26,814,031	\$5,982,894	\$20,831,137	

**VENTURA COUNTY TRANSPORTATION COMMISSION
INVESTMENT REPORT
AS OF DECEMBER 31, 2010**

As stated in the Commission's investment policy, the Commission's investment objectives are safety, liquidity, diversification, return on investment, prudence and public trust with the foremost objective being safety. Below is a summary of the Commission's investments that are in compliance with the Commission's investment policy and applicable bond documents.

Institution	Investment Type	Maturity Date	Interest to Date	Rate	Balance
Wells Fargo – Checking	Government Checking	N/A	\$1,875.31	0.10%	\$3,061,955.23
Wells Fargo Fidelity MM	Fidelity Inst. Money Market Gov. Portfolio (FCGXX)	N/A	\$6.08	0.01%	CLOSED
County of Ventura	Treasury Pool	N/A	\$37,047.83	1.31%	16,179,609.39
Bank of New York	JP Morgan US Government Money Market (MJGXX)	N/A	\$262.62	0.16%	2,929,324.92
Bank of New York	U.S. Treasury Bill	08/26/10	\$590.27	0.20%	0.00
Bank of New York	U.S. Treasury Bill	10/21/10	\$916.65	0.24%	0.00
Total			\$40,698.76		\$21,997,837.21

Because VCTC receives a large portion of their state and federal funding on a reimbursement basis, the Commission must keep sufficient funds liquid to meet changing cash flow requirements. For this reason, VCTC maintains checking accounts at Wells Fargo Bank.

The Commission's checking accounts for the General Fund and the Service Authority for Freeway Emergencies (SAFE) fund are swept daily into a money market account. The interest earnings are deposited the following day. The first \$250,000 of the combined deposit balance is federally insured and the remaining balance is collateralized by Wells Fargo Bank.

The Wells Fargo Fidelity money market account was closed due to low interest rates.

A portion of the interest earned by the General Fund is attributed to the Proposition 1B advance and is deducted from the interest revenue as it is due back to the State if not expended on the eligible projects.

The Commission's Local Transportation Funds (LTF), State Transit Assistance (STA) funds and SAFE funds are invested in the Ventura County investment pool. Interest is apportioned quarterly, in arrears, based on the average daily balance. The investment earnings are generally deposited into the accounts in two payments within the next quarter. Amounts shown are not adjusted for fair market valuations.

The Debt Service and Capital funds for the Lewis Road bond are currently invested in JP Morgan money market funds at the Bank of New York (VCTC's bond trustee) as well as in United States Treasury Bills. The funds were invested to meet anticipated cash flow needs and the investment income will be booked at maturity.



Item # 10B

February 4, 2011

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION

FROM: MARY TRAVIS, MANAGER, TRANSPORTATION DEVELOPMENT ACT AND RAIL PROGRAMS

SUBJECT: RAIL OPERATIONS UPDATE

RECOMMENDATION:

- Receive and file.

DISCUSSION:

Metrolink Ridership:

Attached are tables and charts that summarize the Ventura Line ridership for the past several years with detailed data through December, including station-by-station counts of passengers boarding in the morning peak-hour period.

Metrolink On-Time Performance:

The Ventura Line's on-time performance (trains arriving within five minutes of scheduled time) continued to be very good. Overall, during the month of December, 98% of the inbound trips and 93% of the outbound trips ran on-time.

Commissioner Millhouse Completes Term as Metrolink Chair:

At the January 14, 2011 Metrolink Board meeting, Commissioner Millhouse formally ended his two-year term as Chair of the Metrolink Board. The Board presented Commissioner Millhouse commendations for his service, during the most challenging period of Metrolink's almost twenty-year history. He will continue to serve on the Metrolink Executive Committee as Past-Chair. Following the established rotation among the member counties, Los Angeles Metropolitan Transportation Authority (METRO) representative Richard Katz was elected Chair for the next two years and San Bernardino Associated Governments (SANBAG) representative Judge Patrick Morris, Mayor of the City of San Bernardino, was elected Vice-Chair.

LOSSAN Board Meeting:

VCTC is one of six counties (San Diego, Orange, Los Angeles, Ventura, Santa Barbara and San Luis Obispo) comprising the Los Angeles-San Diego-San Luis Obispo (LOSSAN) Joint Powers Authority (JPA). LOSSAN was formed in the 1990's to work with the Caltrans Division of Rail to coordinate and operate intercity "Pacific Surfliner" rail passenger services provided by the State via a contract with the national rail agency, Amtrak. The overall goal is better passenger rail operations in southern California including coordination of the Pacific Surfliners, Metrolink and the San Diego Coaster. VCTC is represented on the LOSSAN Board by Commissioners Millhouse and Humphrey.

Over the past several months, the LOSSAN Board has been working with a consultant to implement recommendations included in the LOSSAN Strategic Plan. These projects include capital improvements such as sidings and double-tracking and also adding additional service to the LOSSAN corridor. Unfortunately, most of the projects in the Plan can only be implemented as State funding becomes available.

A Caltrans-sponsored public meeting was held on January 11, 2011 from 5 to 7 PM at the Camarillo Public Library. Caltrans Division of Rail representatives and VCTC staff were available to answer questions and take public comment about the proposed capital improvements. About 50 members of the public were at the gathering; most appeared generally in support of the plans. A similar meeting was held the previous week in Los Angeles and on January 20th in Santa Barbara and January 21st in San Luis Obispo.

On January 19, 2011, the LOSSAN Board heard a presentation from their consultant about the North Area Strategic Plan and also received an update report about the public meetings on the plan. It is expected the plan will be finally approved by the LOSSAN Board later this Spring, and projects implemented as State and/or other funding becomes available.

Santa Paula Branch Line (SPBL) Operations:

Staff is continuing to work with Fillmore and Western Railway (F&W) and Union Pacific Railroad (UP) which are the two operators on the SPPL, on generating additional revenues with the goal of making this vital asset self-sustaining in the near future. We are also working with Legal Counsel to update the existing VCTC/F&W to reflect the current arrangements more accurately. We will also continue to meet regularly with the Commission's Santa Paula Branch Line Advisory Committee (SPBLAC) and will update the Commission as progress is made.

Property Leases

Staff has been working with F&W to review the existing SPBL leases to determine if additional revenues can be generated to offset the ongoing maintenance work. While it does not appear that significant additional revenues can be found at this time, there is some opportunity to approach leaseholders about adding property to their existing leases and bringing in more money; we will continue this effort.

Union Pacific (UP) Railroad

VCTC's agreement with UP requires the Commission maintain the tracks between Montalvo and Santa Paula without charge as long as UP runs freight on the Line. They currently have one customer, International Paper, with deliveries/pickups by rail three times a week. Staff is continuing discussion with UP and F&W to possibly establish a transloading arrangement, where the freight would be shifted from UP to F&W near Montalvo. In this type of arrangement, UP would pay F&W to transport freight to the existing UP customer i.e. International Paper, however, F&W could also provide other freight hauling opportunities to customers all along the SPBL corridor. It is possible additional freight customers could be added. This hasn't been a priority in the past because UP got all the revenue while VCTC shouldered all the costs. Staff will continue working with both UP and F&W on this potential new source of revenue to support F&W operations.

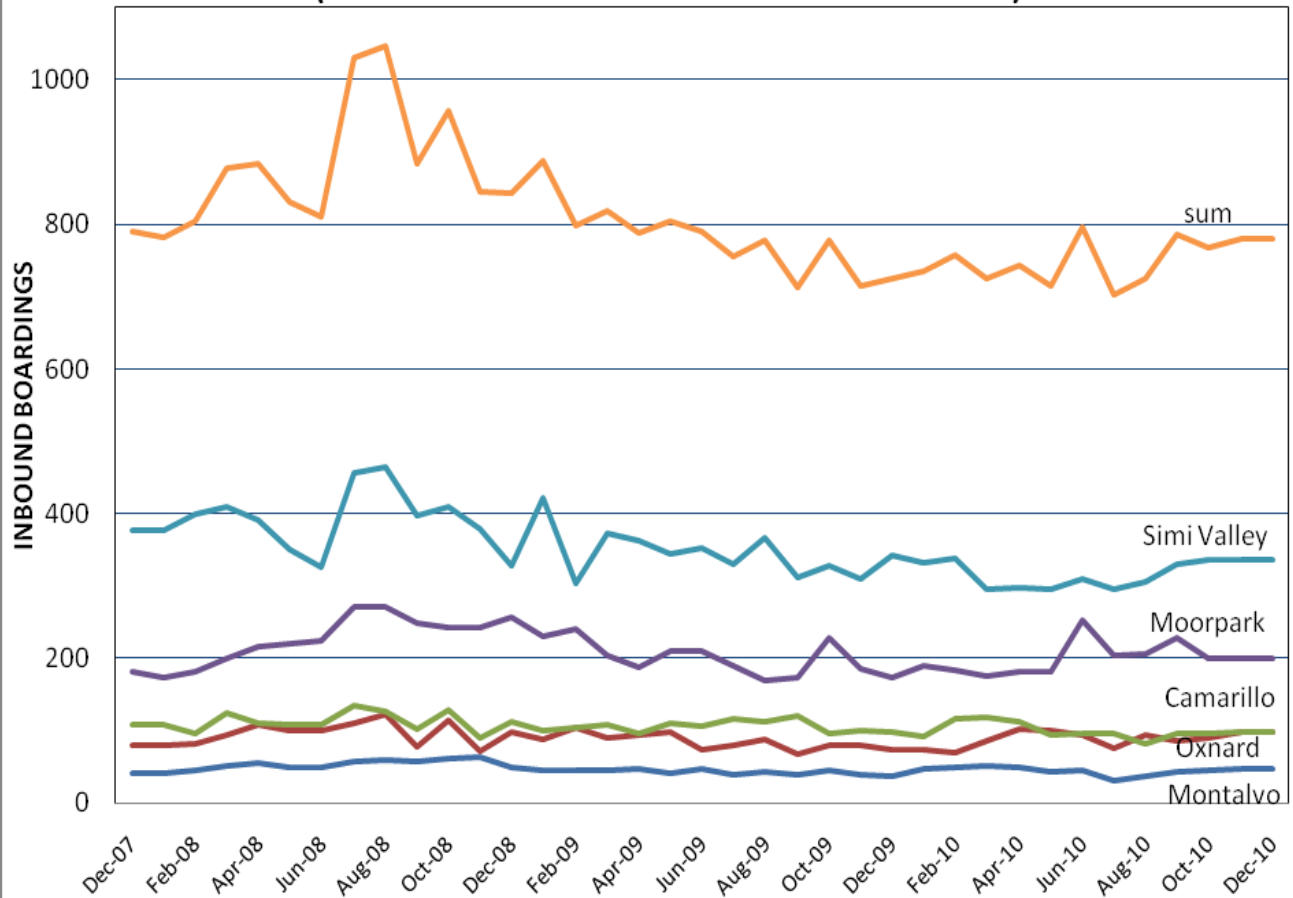
MO/YR	Ventura County Line	VC County Portion	System Grand Total	Metrolink Rail 2 Rail on Amtrak North of LA
Dec-10	3,215	1,967	35,669	255
Dec-09	3,297	1,842	37,532	303
Dec-08	4,226	2,303	42,764	208
Dec-07	3,940	2,130	40,630	284
Dec-06	3,522	1,855	37,842	244
Dec-05	3,248	1,543	36,957	236
Dec-04	3,465	1,509	34,745	212
Dec-03	3,516	1,570	33,727	104
Dec-02	3,402	1,657	32,032	73
Dec-01	3,144	1,800	30,307	33
Dec-00	3,365	1,896	29,460	44

**INBOUND
BOARDINGS***

	Montalvo	Oxnard	Camarillo	Moorpark	Simi Valley	VTA County Total	Total Line
Dec-10	47	98	99	200	336	780	1,275
Dec-09	38	73	98	174	342	725	1,298
Dec-08	49	98	112	257	328	844	1,549
Dec-07	42	80	108	182	378	790	1,461
Dec-06	21	91	95	186	346	739	1,403
Dec-05	20	73	86	137	310	626	1,318
Dec-04	30	96	83	137	215	561	1,288
Dec-03	18	58	44	188	260	568	1,272
Dec-02	9	94	71	193	231	598	1,228
Dec-01	0	94	71	193	310	668	1,167
Dec-00	0	82	66	196	310	654	1,160

* on Metrolink trains

VENTURA COUNTY LINE RIDERSHIP (INBOUND AVERAGE WEEKDAY 2007-2010)





Item #10C

February 4, 2011

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION
FROM: ALAN HOLMES, TRANSPORTATION DEMAND MANAGEMENT PROGRAM MANAGER
SUBJECT: AGRICULTURAL WORKER VANPOOL PROGRAM (AWVP) UPDATE

RECOMMENDATION:

- Receive and file

BACKGROUND:

SB 1135, Statutes of 2006, section 99320 of the Public Utilities Code, required the Department of Transportation to establish the Agricultural Worker Transportation Program (AWTP), effective January 1, 2007. The intent of the AWTP is to provide safe, efficient, reliable and affordable transportation services, utilizing vans and buses, to agricultural workers commuting to/from worksites in rural areas statewide. The emphasis of the AWTP is to implement vanpool operations similar to the successful Agricultural Industries Transportation Services (AITS) program ongoing in Kings County in the Southern San Joaquin Valley, transporting agricultural workers to regional employment sites.

In September 2007 the Commission authorized submission of a Caltrans grant application in the amount of \$3,002,744 to develop and implement a countywide agricultural worker vanpool program based on the existing program in Kings County. At the January 2008 meeting the Board approved a revision to the program by outsourcing the daily operations and some of the administrative tasks primarily due to liability and operational concerns. At the March 2008, meeting staff was directed to circulate a Request for Proposals (RFP) based on those changes. Staff received one submission to the RFP which was found to be non-responsive at the May 2008 Board meeting. Staff continued efforts to identify potential program operator(s) by contacting local private/non-profit and other organizations in Ventura County. In all, approximately 25 public, private and private/non-profits were contacted regarding the program in addition to those contacted during the RFP process.

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In February 2009 the Board approved the Agricultural Worker Vanpool Program (AWVP) Agreement, which shifted the Caltrans implementation grant to Kings County Area Public Transit Agency (KCAPTA) and authorized KCAPTA, operating as Kings Area Rural Transit/Agricultural Industries Transportation Services (KART/AITS) to implement the Project in Ventura County. A number of other agencies Statewide have also authorized KCAPTA to operate vanpools in their jurisdictions.

In July 2009 KART/AITS launched its Ventura County operations. Office and van storage space was rented at 50 Julian St. in downtown Ventura. Transit coordinator Susan Haverland was hired in July. Accounts were established with local vendors to support van maintenance and furnish the office.

The Program has continued to grow though there have been some fluctuations in the number of vans on the road due to the seasonal nature of the agricultural industry in Ventura County:

	# of vans	mileage	passenger trips
March	10	16,359	3,352
April	10	11,733	3,296
May	10	14,305	3,468
June	10	11,482	3,640
July	13	16,863	4,272
Aug	15	15,889	5,282
Sep	16	18,113	4,684
Oct	13	15,347	3,716
Nov	14	27,037	3,412
Dec	15	7,306	1,434
Total		154,434	36,556

In the last 12 months, the AITS Agricultural Worker Vanpool Program has reduced 18,677 auto trips and reduced 3,025,350 Vehicle Miles Travelled. These reductions account for 1,010 tons of ROG, NOx, PM10 and CO2 less pollution per year.

Effective July 1st, 2011, KCAPTA will no longer operate or administer the vanpool program in any of its current service areas and will transfer all program responsibilities from KCAPTA to a newly formed public entity called the California Vanpool Authority or "CalVans". CalVans is a Joint Powers Authority which will operate vanpools within the jurisdictions of its member agencies. There are currently six agencies expected to join the Authority, including the Association of Monterey Bay Area Governments, Council of Fresno County Governments, Kings County Association of Governments, Madera County Transportation Commission, Sacramento Area Council of Governments and Tulare County Association of Governments. Other counties have expressed an interest in joining CalVans as well. Staff is currently researching the feasibility of joining the JPA and anticipates returning to the Commission in March with a recommendation as to the future course of the Agricultural Worker Vanpool Program in Ventura County.



Item #10D

February 4, 2011

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION

FROM: PETER DE HAAN, PROGRAMMING DIRECTOR

SUBJECT: LEGISLATIVE UPDATE

RECOMMENDATION:

- Receive and file legislative report.

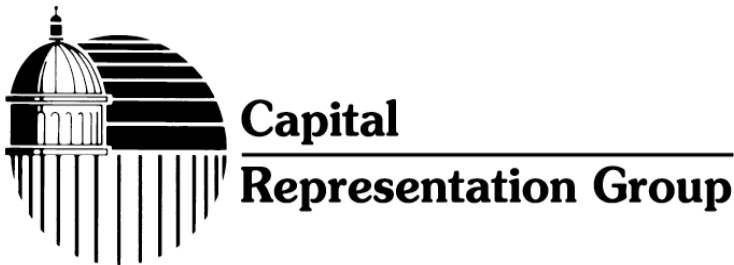
BACKGROUND:

Federal Issues

As staff reported at the last meeting, on January 5th the House of Representatives approved a change in House rules which eliminates the transportation revenue “firewall.” The change eliminates a provision of the House rules which was originally enacted in 1998 as part of the Transportation Equity Act for the 21st Century (TEA-21), which requires the annual appropriations funding for highways and transit to be no less than fuel tax revenues deposited into the transportation trust funds for highways and transit. Although House Transportation and Infrastructure Committee Chair John Mica (R-Florida) has stated his intent to reduce transportation funding to match existing fuel tax revenues, the elimination of the “firewall” lays the groundwork to possibly cut funding even further. The actual outcome for near-term transportation funding will be determined by the Congressional appropriations process. Since the government is currently operating on a Continuing Resolution extending through March 4th, the decision on the annual budget could occur within the next two months.

State Issues

Attached is the monthly report from Tim Egan, VCTC’s Sacramento representative. The report summarizes the provisions of the Brown Administration’s proposed budget applicable to transportation. The proposed budget incorporates the transportation tax swap comprehensive proposal described at the last Commission meeting, recommending that the Legislature re-approve the fuel tax swap by a two-thirds vote, and providing State Transit Assistance equal to 75% of the Public Transportation Account, which would amount to \$329.6 million for the budget year.



January 21, 2011

To: Ventura County Transportation Commission
Darren Kettle
Peter DeHaan

Subject: LEGISLATIVE REPORT

STATE BUDGET

On January 10, Governor Brown released his proposed 2011-12 fiscal year state budget which anticipates a \$25.4 billion shortfall, which consists of an \$8.2 billion deficit that would remain at the end of FY 2010-11, as well as an estimated \$17.2 billion gap between current – law revenues and expenditures for FY 2011-12. In their Overview of the Governor’s Budget, the Chief Legislative Analyst points out that the major reasons for the continued budget problem are the inability of the state to achieve previous budget solutions in several program areas, the expiration of various one-time and temporary budget solutions approved in recent years, and the failure of California to obtain significant additional federal funding for key programs.

Realignment and Voter-Approved Tax Increases Are Key Elements

Two significant and interrelated themes are present throughout the Governor’s budget proposal: (1) his plan to submit a proposed extension of the four temporary tax increases adopted in February 2009 to voters in a June 2011 special election, and (2) his plan to restructure the state – local relationships in the delivery of services – by shifting funding and a number of program responsibilities to local governments for those services. The Governor’s goal is for the Legislature to pass the key budget legislation – the realignment proposals and voter-approved tax increase by March 1 to qualify for a June Special Election and from March 1 through the end of the fiscal year act on the routine budget proposals for the state departments and adopt clean-up legislation and budget trailer bills to clarify elements of the budget packages, and consider alternative budget – balancing solutions in case voters reject the June ballot measure. In total, around \$12 billion of the Governor’s proposed budget solutions, primarily the tax extensions for up to five years are dependent upon voter approval in June. The Governor will have a very steep mountain to climb with the voters in June, especially since California voters have only approved four new taxes over the past 22 years. Further, special elections historically draw a low voter turnout who tends to be more conservative and disinclined to support tax or fee increases.

So What's In the Budget for Transportation?

The 2010-11 Budget Act (current budget year) assumed that the state would achieve roughly \$1.6 billion in General Fund relief under the enacted “gas tax swap” which eliminated the sales tax on gasoline, increased the excise tax on gasoline, and increased the sales tax on diesel fuel. However, with the passage of Propositions 22 and 26 on the November, 2010 ballot these General Fund benefits are assumed to be lost. Proposition 22 restricts the use of certain transportation revenues for General Fund purposes and Proposition 26 is being interpreted to repeal the “gas tax swap” legislation as of November, 2011.

The Governor’s budget proposes to address these problems in several ways. First, it would reenact the prior “gas tax swap” with the new 2/3rds vote threshold by the Legislature as required under Proposition 26, as well as reenactment of the gas tax increases for highways and streets and roads and the sales tax on diesel for public transit. Second, the Governor’s package would allow \$262 million in vehicle weight fees in the State Highway Account (SHA) which may not be restricted by Proposition 22 to be used for transportation bond debt in the current budget year, and permit roughly \$800 million in SHA monies (primarily from weight fees) to pay for transportation bond debt for 2011-12. The budget proposal would also use certain other SHA revenues not restricted by Article XIX to pay for Proposition 116 (rail transit) bond debt service.

The Governor has proposed a commitment of \$329.6 million for the State Transit Assistance (STA) program which, if adopted, would be a significant increase from the \$200 million received in this budget year. The Governor further acknowledges the impact on local public transit funding with the passage of Proposition 22; namely that Proposition 22 would require all sales tax on diesel fuel revenues to be split 50% for State Transit Assistance program and 50% for non-STA state transit priorities (Intercity Rail, etc.). The budget proposes trailer bill language appropriating additional funds from the Public Transportation Account (PTA) fund balance to ensure that local transit agencies continue to receive the equivalent of 75 percent of diesel sales tax revenues as contemplated under the original gas tax swap.

For Proposition 1B funding, the Governor is recommending an appropriation of \$2.3 billion for capital funding of bond projects including \$631.2 million for corridor mobility, \$972.3 million for trade corridors, \$117 million for public transit modernization, \$200 million for state-local partnership projects, \$22 million for local bridge seismic safety, and \$391.9 million for State Route 99. Unfortunately, the Governor has agreed to a recommendation from State Treasurer Bill Lockyer to halt the anticipated annual “Spring” Bond Sale until the Fall of 2011. Delaying the bond sale should not have an impact on previously approved CTC Prop 1B projects but could have a significant impact on projects that are in the pipeline and under review by the CTC. Delaying the bond sale to the fall puts additional pressure on the Treasurer to sell the full allotment of bonds which, unfortunately, was not the case this past fall where the sale fell \$1.2 billion short of the anticipated goal.

Finally, the Governor declared on January 20th another state of fiscal emergency. This move is largely procedural and is in response to a similar emergency declaration from former Governor Schwarzenegger in early December. Brown’s declaration resets the 45-day clock for the Legislature to act on his budget proposals and adverts a process by which the Legislature would not be allowed to recess for any reason or pass any non-budget related legislation.

ORGANIZATION OF THE LEGISLATURE

The Legislature reconvened the 2011 Session on January 3 and shortly thereafter the Assembly Speaker announced the organization of the Assembly Leadership and Committee assignments. The leadership in the Assembly includes:

Speaker.....	John A. Perez (D) – Los Angeles
Speaker pro Tempore.....	Fiona Ma (D) – San Francisco
Assistant Speaker pro Tempore.....	Mike Gatto (D) – Burbank
Majority Floor Leader.....	Charles M. Calderon (D) – Whittier
Majority Policy Leader.....	Mike Feuer (D) – Los Angeles
Assistant Majority Policy Leader.....	Wilmer Amina Carter (D) – Rialto
Minority Floor Leader.....	Connie Conway (R) – Visalia

The Leadership in the Senate includes:

President pro Tem.....	Darrell Steinberg (D) – Sacramento
Majority Leader.....	Ellen Corbett (D) – San Leandro
Minority Leader.....	Robert Dutton (R) – Inland Empire

With respect to the organization of the Assembly Transportation Committee, Assemblywoman Bonnie Lowenthal (D) – Long Beach and Assemblyman Kevin Jeffries (R) – Riverside will remain as Chair and Vice Chair, respectively.

The President pro Tem has selected the Chairs for the Senate Committees and in a mild surprise replaced Senator Alan Lowenthal (D) – Long Beach with Senator Mark DeSaulnier (D) – Antioch as Chair of the Senate Transportation & Housing Committee.



Item #10E

February 4, 2011

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION
FROM: SALLY DEGEORGE
SUBJECT: UPDATE OF LEWIS ROAD BOND REDEMPTION

RECOMMENDATION:

- Receive and File.

BACKGROUND:

On August 8, 2005 the Commission issued the Lewis Road Improvement Bonds in the amount of \$25,475,000 to widen Lewis Road from two to four lanes to ensure the safety of students and staff of California State University Channel Islands (CSUCI) and to accommodate the eventual buildout of the CSUCI campus. The bonds were privately refinanced on April 29, 2008 with Capital One at a fixed rate of 3.95% in the amount of \$23,795,000 (the original amount less the bond reserve that was no longer required.)

The bond is being repaid with an AB 3090 Cash Reimbursement Agreement with the State of California. The funds have been received from the State and staff began the redemption of the bonds. Staff has contacted the California Transit Finance Authority requesting they notify the trustee, Bank of New York, to notify Capital One to call the bond on March 1, 2011 and to take all necessary steps to satisfy the requirements of the indenture. The trustee will then notify Capital One and full redemption should occur on March 1, 2011.



Item # 10F

February 4, 2010

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION

FROM: ED WEBSTER, MANAGER, TRANSIT DEPENDENT PROGRAMS

**SUBJECT: AUTHORIZE CALL FOR PROJECTS FOR FTA SECTION 5310
 (ELDERLY AND DISABLED SPECIALIZED TRANSIT)**

RECOMMENDATION:

- Authorize a call for projects for FTA Section 5310 (Elderly and Disabled Specialized Transit) using the Caltrans criteria for project evaluation.

BACKGROUND:

The Federal Transit Administration (FTA) has funds available annually for a variety of grant programs (Section 5310—Elderly and Disabled, Section 5316—Jobs Access and Reverse Commute—JARC and Section 5317—New Freedom.) Recently the Commission awarded JARC and New Freedom grants for the Large Urban Areas in the county, and we anticipate that JARC and New Freedom funds will become available for the Small Urban Areas within the next few months.

The California Department of Transportation (Caltrans) has recently issued a call for Fiscal Year 2010-11 Section 5310 funds, which will be available to purchase accessible vans and buses and related communications equipment to serve the transportation needs of elderly and disabled individuals.

Section 5310 funds, are programmed on a statewide competitive basis, with VCTC responsible for determining initial priorities within Ventura County and then forwarding these recommended priorities to Caltrans. As part of this evaluation process, VCTC evaluates the projects to make sure that they are included in the Coordinated Human Services Transportation Study for Ventura County.

FUNDING AVAILABILITY

Statewide, \$25 million is available for Section 5310; however, no specific amount has been set aside for Ventura County projects. (Projects compete statewide, based on project ratings and the total amount of funding available.)

SCHEDULE

Following is the schedule for nomination and selection of projects. Caltrans has provided a compressed time frame, which will require that staff return to the Commission on April 1, 2011 with final recommendations.

Caltrans Announcement of Project Selection Process Availability of Applications	January 4, 2011
Formal VCTC Announcement of Project Selection Process Availability of Applications	February 4, 2011
Applications Due to VCTC	March 4, 2011
Review by Transit Operators Committee/ Social Service Transportation Providers Committee	March 10, 2011
*Approval by VCTC	April 1, 2011
Submission of Section 5310 grant applications to Caltrans	May 6, 2011
Approval of grants by CTC	Summer, 2011

APPLICATIONS AND PRIORITIZATION CRITERIA

Application forms and instructions, as well as program information and scoring criteria are available on the VCTC and Caltrans websites.

* Approval by VCTC is not a guarantee that the grant request will be funded as this program is a statewide competitive process.



Item #11

February 4, 2011

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION

FROM: PETER DE HAAN, PROGRAMMING DIRECTOR

SUBJECT: APPROVE PROPOSITION 1B PROJECTS

RECOMMENDATION:

- Adopt Attachment A, a resolution programming \$8,232,440 of newly-available Proposition 1B Transit Capital funds, and reprogramming approximately \$230,000 to the Metrolink Car Purchase from the Coordinated Paratransit Information System unexpended balance.
- Adopt Attachment B, a resolution programming VCTC's \$709,972 apportionment of Fiscal Year 2010/11 Proposition 1B Transit Safety and Security funds for the Metrolink Ventura County Grade Crossing Rehabilitation Project.
- Approve the Proposition 1B Transit Capital subrecipient grant agreements with the Southern California Regional Rail Authority (Attachment C), the City of Camarillo (Attachment D), Gold Coast Transit (Attachment E), the City of Simi Valley (Attachment F), and the City of Thousand Oaks (Attachment G).
- Amend the VCTC budget to add \$2,463,580 to the Metrolink budget for the Proposition 1B funds contained in the Attachment C Agreement; add \$4,641,601 to the Transit Grant Administration item for the Proposition 1B funds contained in the Attachment D – G subrecipient agreements; revise the Transit Grant Administration budget to replace \$1,267,149 in State Transit Assistance funds for the Simi Valley Compressed Natural Gas (CNG) Fueling facility with an equal amount of Proposition 1B funds; and add \$90,000 to the VISTA budget for the Particulate Trap project to be funded with Proposition 1B.

BACKGROUND:

Proposition 1B Transit Capital Funds

Proposition 1B, approved by the voters in 2006, includes \$3.6 billion for transit capital projects, to be distributed to transit operators and regional transportation agencies by formula, with VCTC's share estimated to be \$43 million. The Transit Investment Study completed by VCTC developed a list of projects to be funded by the Proposition 1B Capital Account, as well as a methodology for prioritizing additional projects. Subsequently, the American Recovery and Reinvestment Act funded a significant portion of the projects on that list.

At its March 5, 2010 meeting, the Commission approved a program of projects for expenditure of Proposition 1B, based on the recommendation of VCTC staff and TRANSCOM. At the June 4, 2010 meeting, the Board approved a loan of \$1,267,149, using State Transit Assistance funds, to the City of Simi Valley to allow construction to proceed on the CNG Fueling Facility Project, with repayment to occur upon receipt of the Proposition 1B funds programmed by VCTC for that project. At the September 10, 2010 meeting, the Commission adopted a revised Proposition 1B program based on the updated status of projects. At the meeting the Commission also reserved \$3,473,251 for the Positive Train Control project, should the funds be required under the Commission's loan agreement with L.A. Metro. These projects were programmed with the understanding that the State General Obligation bonds to provide the funds had not yet been sold, and therefore the Proposition 1B funds were contingent upon the State's future ability to sell the bonds.

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The State Treasurer's most recent sale of General Obligation Bonds, in November, 2010, provided sufficient funds to allow allocation of \$78 million statewide to the Proposition 1B Transit Capital program. This amount is significantly less than what is required statewide for ready-to-go projects, and Caltrans is expected to approve only projects which will use unexpended funds from the Fiscal Year (FY) 2007/08 and 2008/09 budget appropriations. VCTC is therefore anticipated to receive \$8,232,330, equal to its unused balance from 2007/08 and 2008/09. These funds are only available to VCTC if claimed now for ready-to-go projects; otherwise VCTC must await future bond sales, if successful, to receive funds.

Although VCTC approved a list with \$12,472,001 of projects, the status of three projects has changed so that they will not be able to use Proposition 1B funds at this time. The November bond sale also provided sufficient Proposition 1A funds to meet the anticipated requirement for Positive Train Control, thus eliminating for the potential need for a loan from LA Metro that would be repaid by VCTC with Proposition 1B. The City of Ojai decided not to implement its operations facility improvement at this time, but in a future year; and Gold Coast Transit already implemented its facility remodel project using Recovery funds and would instead like to use the project's Proposition 1B funds at a future time for its new facility. As a result, the previously-approved list only contains \$7,498,750 in ready-to-go projects, \$733,580 less than the currently-available funds. By law VCTC has until May 1st to identify ready-to-go projects to use these funds, or else the funds will be permanently removed from VCTC's apportionment. In addition, if not claimed now, there is a chance VCTC would not receive these funds in the future if the State is not successful in future bond sales.

A related issue is that VCTC has completed work on one previously-programmed Proposition 1B project, the Coordinated Paratransit Information System. It appears that the project will have an unexpended balance of approximately \$230,000, which is available to reprogram.

Proposition 1B Transit Safety and Security Funds Status

Proposition 1B also includes \$1 billion in funds for transit safety and security projects, which are distributed to transit operators and regional agencies by formula. VCTC has received payment for all of the prior-year apportionments from this funding category, but an additional \$709,972 is now available for FY 2010/11. In the first two years of this program, VCTC funded a number of bus and rail safety and security projects, while last year the Commission used its entire apportionment towards its share of the Metrolink Positive Train Control project.

Pending VCTC Obligation for Metrolink Car Purchase

The Southern California Regional Rail Authority (SCRRA) has recently exercised an option to purchase additional rail cars from its contract for safety-enhanced coaches, and discussions are underway to replace large numbers of the existing Metrolink fleet, potentially leading to multi-million dollar costs for the SCRRA member agencies. In view of this possible large countywide liability, staff believes it is prudent at this time to program the available funds for this project, including the \$733,580 balance of Proposition 1B Transit Capital funds, the \$709,972 in Proposition 1B Safety FY 2010/11 Safety and Security funds, and the approximate \$230,000 Proposition 1B balance from the Coordinated Paratransit Information System. Since the only ready-to-go portion of the Car Purchase is the already-approved contract option, the project can only be eligible for the Proposition 1B Transit Capital Funds, since the Proposition 1B Safety and Security program requires approval of a Letter of No Prejudice prior to contract award. Therefore, staff recommends a swap in which \$709,972 of Proposition 1B Transit Capital funding previously programmed for Metrolink Track Rehabilitation will be used instead for the Metrolink Car Purchase, and the \$709,972 of Proposition 1B Safety and Security funds will be used instead for a Metrolink Grade Crossing Rehabilitation project which qualifies for the funds, thus keeping "whole" the Metrolink rehabilitation amount. VCTC's payment towards the rail car purchase, equal to the cost of one rail car, will be counted towards VCTC's ultimate share of the car purchase contract.

Recommended Actions

To implement the recommended allocation of Proposition 1B funds, the Commission will need to approve the Proposition 1B Transit Capital program resolution included as Attachment B, and the four Proposition 1B Transit Capital program subrecipient funding agreements included as Attachments C through G, which address all of the subrecipient Transit Capital funds with the exception of the funds for the Simi Valley CNG Fueling Facility for which an agreement was approved by the Commission in June. (These agreements provide that VCTC is not liable for any costs until it receives Proposition 1B payment from the State.) The Commission will also need to amend the current-year VCTC budget to include the \$7,105,181 in the approved subrecipient grant agreements and the \$90,000 for the VISTA Particulate Traps project, and to reflect the repayment to VCTC of the \$1,267,149 in State Transit Assistance funds loaned for the Simi Valley CNG Fueling Facility.

Staff will return to the Commission with the Proposition 1B Safety and Security funds subrecipient agreement and budget revision upon receiving notification that the funds are available. These bond funds have historically had a higher priority for the State's available bond resources, with all requests having been funded in the past within a few months of submittal, so these funds are expected to be available shortly.

This recommendation was reviewed and approved by the Transit Operators Advisory Committee (TRANSCOM) at its January 13, 2011 meeting.

RESOLUTION NO. 2011-01

**A RESOLUTION OF THE VENTURA COUNTY
TRANSPORTATION COMMISSION APPROVING
A PROJECT LIST FOR THE PROPOSITION 1B PUBLIC TRANSPORTATION MODERNIZATION,
IMPROVEMENT, AND SERVICE ENHANCEMENT ACCOUNT**

WHEREAS, The Ventura County Transportation Commission ("VCTC") is the county transportation commission created for Ventura County pursuant to Public Utilities § 130000, et seq;

WHEREAS, California Government Code § 29532.4(b), and notwithstanding Government Code § 29532, the transportation planning agency ("TPA") for Ventura County means the transportation commission created in the County of Ventura by Division 12 (commencing with § 130000) of the Public Utilities Code;

WHEREAS, California Government Code 8879.55 establishes the eligible applicants and allocation of the Proposition 1B Public Transportation program:

WHEREAS, Under California **Government Code Sections 8879.55(a)(2)**, **VCTC is identified as an** eligible agency responsible to apply for funding under the Proposition 1B Public Transportation Capital program; and,

WHEREAS, VCTC has reviewed possible transit capital projects through the Transit Operators Advisory Committee (TRANSCOM), and developed a list of priority projects.

NOW, THEREFORE, THE VENTURA COUNTY TRANSPORTATION COMMISSION DOES HEREBY RESOLVE AND ADOPT THE PROPOSITION 1B PUBLIC TRANSPORTATION TRANSIT MODERNIZATION, IMPROVEMENT, AND SERVICE ENHANCEMENT ACCOUNT PROJECTS (ATTACHMENT).

THIS RESOLUTION FURTHER APPROVES THE APPLICANT LIST AND AUTHORIZES THE VCTC EXECUTIVE DIRECTOR TO TAKE ANY ACTIONS NECESSARY FOR THE PURPOSES OF OBTAINING FINANCIAL ASSISTANCE FROM THE STATE OF CALIFORNIA.

Executed this 4th day of February, 2011.

William Fulton, Chair, VCTC

ATTEST:

Donna Cole, Clerk of the Commission

ATTESTATION

I, Donna Cole, Clerk of the Commission, hereby certify that the foregoing Resolution was adopted by the Ventura County Transportation Commission at a regularly scheduled meeting held on February 4th, 2011, upon the motion of Commissioner _____, seconded by Commissioner _____ and adopted on the following vote of the Commission:

Ayes:

Nays:

Absent:

Dated: February 4, 2011

Donna Cole, Clerk of the Board

PROPOSITION 1B TRANSIT CAPITAL PROJECTS

List adopted February 4, 2011

Project Description	Recommended Funds	Responsible Agency
NEWLY AVAILABLE FUNDS		
Metrolink Track Rehabilitation	\$1,000,000 \$290,028	SCRRA
Metrolink Sealed Corridor	\$500,000	SCRRA
Metrolink Car Purchase	\$1,443,552	SCRRA
Transit Center Expansion	\$1,250,000	T.O.Transit
Operations Center Bus Parking	\$150,000	T.O.Transit
Purchase 2 Replacement buses	\$571,601	T.O.Transit
Portable Lift and Shelter	\$65,000	T.O.Transit
CNG Storage Expansion	\$75,000	T.O.Transit
Moorpark Share of SVT CNG Facility	\$250,000	Moorpark
VISTA Particulate Traps	\$90,000	VCTC
Automatic Stop Annunciators	\$500,000	Gold Coast
Facility Remodel	\$1,000,000	Gold Coast
ADA Call Back System	\$70,000	Gold Coast
Operator Training and Performance Monitoring System	\$250,000	Gold Coast
CNG Fueling Facility	\$1,017,149	Simi Valley
Purchase 3 Replacement Buses	\$1,410,000	Simi Valley
Three Dial-a-Ride Vehicles	\$300,000	Camarillo
Maintenance Facility Improvement	\$500,000	Ojai
Positive Train Control (if required per agreement with LACMTA)	\$3,473,251	SCRRA
TOTAL:	\$12,472,001 \$8,232,330	
REPROGRAMMED FUNDS		
Metrolink Car Purchase (using unexpended balance from completed Coordinated Paratransit Information System)	Approximately \$230,000, (including accumulated interest)	SCRRA

[Changes from September 2010 list shown.]

RESOLUTION NO. 2011-02

**A RESOLUTION OF THE VENTURA COUNTY
TRANSPORTATION COMMISSION APPROVING
THE FISCAL YEAR 2010-11 PROP 1B TRANSIT SYSTEM SAFETY, SECURITY
AND DISASTER RESPONSE ACCOUNT PROJECT, AND
DESIGNATION OF ELIGIBLE APPLICANT**

WHEREAS, The Ventura County Transportation Commission ("VCTC") is the county transportation commission created for Ventura County pursuant to Public Utilities § 130000, et seq;

WHEREAS, California Government Code § 29532.4(b), and notwithstanding Government Code § 29532, the transportation planning agency ("TPA") for Ventura County means the transportation commission created in the County of Ventura by Division 12 (commencing with § 130000) of the Public Utilities Code;

WHEREAS, California Government Code 8879.57 establishes the eligible applicants and allocation of the Proposition 1B Transit Security program:

WHEREAS, Under California **Government Code Sections 8879.50 - 8879.65**, VCTC is identified as an eligible agency responsible to apply for funding under the Proposition 1B Transit Security program; AND

WHEREAS, VCTC has reviewed possible transit security and safety projects through the Transit Operators Advisory Committee (TRANSCOM), and developed a list of priority projects.

NOW, THEREFORE, THE VENTURA COUNTY TRANSPORTATION COMMISSION DOES HEREBY RESOLVE AND ADOPT THE VENTURA COUNTY LINE GRADE CROSSINGS REHABILITATION PROJECT AS THE SOLE FISCAL YEAR 2010/2011 TRANSIT SAFETY AND SECURITY PROJECT.

THIS RESOLUTION FURTHER APPROVES THE APPLICANT LIST AND AUTHORIZES THE EXECUTIVE DIRECTOR OF THE VENTURA COUNTY TRANSPORTATION COMMISSION, A PUBLIC ENTITY ESTABLISHED UNDER THE LAWS OF THE STATE OF CALIFORNIA, TO TAKE ANY ACTIONS NECESSARY FOR THE PURPOSES OF OBTAINING FINANCIAL ASSISTANCE FROM THE STATE OF CALIFORNIA.

Executed this 4th day of February, 2011.

William Fulton, Chair, VCTC

ATTEST:

Donna Cole, Clerk of the Commission

APPROVED AS TO FORM

BY: _____
General Counsel

ATTESTATION

I, Donna Cole, Clerk of the Commission, hereby certify that the foregoing Resolution was adopted by the Ventura County Transportation Commission at a regularly scheduled meeting held on February 4th, 2011, upon the motion of Commissioner _____, seconded by Commissioner _____ and adopted on the following vote of the Commission:

Ayes:

Nays:

Absent:

Dated: February 4, 2011

Donna Cole, Clerk of the Board

COOPERATIVE AGREEMENT

BETWEEN

VENTURA COUNTY TRANSPORTATION COMMISSION

AND

SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY

THIS AGREEMENT is entered into between Ventura County Transportation Commission (VCTC) and the Southern California Regional Rail Authority (SCRRA) regarding the administration of funds from the Proposition 1B Public Transportation Modernization, Improvement and Service Enhancement Account (PTMISEA).

WHEREAS, California voters in November, 2006, approved the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 (Proposition 1B), which authorizes state general obligation bonds for transportation infrastructure, including grants for transit system safety, security, and disaster response projects; and,

WHEREAS Senate Bill 88 of the 2007 Statutes appropriates funds from Proposition 1B to the PTMISEA program, administered by the Department of Transportation (Caltrans); and,

WHEREAS, at its February 4, 2011 meeting the VCTC programmed \$2,233,580 in PTMISEA grant funds to SCRRA as follows: \$290,028 for Ventura County track rehabilitation; \$500,000 for Ventura County sealed corridor improvements; and \$1,443,552 towards purchase of one (1) rail car (Projects); and,

WHEREAS, at its February 4, 2011 meeting the VCTC also reprogrammed to the rail car purchase the remaining unexpended funds from the VCTC Coordinated Paratransit Information System project, plus accumulated interest, with the total reprogrammed amount estimated to equal approximately \$230,000; and,

WHEREAS, VCTC desires that SCRRA implement the Projects on VCTC's behalf.

NOW THEREFORE THE PARTIES DO AGREE AS FOLLOWS:

I. FUNDING/PROGRAM MANAGEMENT

1. Assignments of Participants: VCTC hereby agrees to engage SCRRA and SCRRA hereby agrees to carry out the work hereinafter described in connection with the administration of PTMISEA funds. SCRRA will be responsible for assuring that SCRRA meets all grant requirements placed on PTMISEA fund recipients.
2. Scope of Services:
 - a. Grant Administration: VCTC shall be responsible to reserve, apply for and receive PTMISEA funds and to be responsible for assuring that VCTC and SCRRA meet all requirements placed on PTMISEA fund recipients.
 - b. Project Implementation: SCRRA shall implement the Projects, as described in the attached grant submittals to the extent that grant funds from VCTC are available pursuant to this Agreement.
3. Duration of Agreement and Authorization to Proceed: The term of this Agreement shall commence at the earlier of the following events (1) when VCTC notifies SCRRA that it has received the PTMISEA funds from the State Controller, or (2) when VCTC notifies SCRRA that it has received Caltrans approval to transfer funds from the Coordinated Paratransit Information System to the rail car

purchase; and continue until the earlier of the following events: (1) all work on the Project is completed and accepted, all contracts to construct the Projects are closed, and VCTC has approved and paid the final invoice, or (2) the Agreement is terminated by either party after thirty (30) days written notice. It is mutually understood that notwithstanding the fact that work on the rail car purchase project has commenced prior to the approval of this agreement, the funds provided under this agreement can be used towards the rail car purchase.

4. Amendments to the Agreement: The provisions of this Agreement may be amended upon written acceptance and ratification of any such amendment by both VCTC and SCRRA.
5. Method of Payment: VCTC, as the grant applicant, upon receipt of the \$2,233,580 of PTMISEA funds approved by Caltrans for the Projects, shall transfer the funds to SCRRA. Also, VCTC, upon receipt of the Caltrans approval to reprogram funds plus accumulated interest from the VCTC Coordinated Paratransit Information System to the Projects, shall transfer these funds, estimated to equal approximately \$230,000, to SCRRA. In the event that VCTC receives for only a portion of the funds included in this agreement, or does not receive approval to reprogram funds it already has, then VCTC's payment to SCRRA to be limited to the amount of funding for which it receives, or for which it receives reprogramming approval. SCRRA must keep the unexpended funds in a separate interest-bearing account. Any interest that is accrued must be accounted for and used for the Projects. Any Project funds received in excess of the final Project cost, or those found to be owed back to VCTC as a result of a final review or audit, must be refunded to VCTC within twenty (20) days of VCTC invoicing SCRRA.
6. Costs: Under no circumstances will VCTC be responsible for funding the Project in excess of the grant funds and the interest earned thereon.

II. CALTRANS REQUIREMENTS

SCRRA shall note the following provisions apply to PTMISEA grants, and must take all necessary action to ensure its compliance as though it was the grantee directly.

1. Reports: Semi-annual performance reports must be prepared and submitted to VCTC no later than January 31st and July 31st, for the duration of the project performance period, or until all activities are completed and the Projects are formally closed. VCTC will then forward the reports to Caltrans in time for the Caltrans deadline. The semi-annual reporting cycle will start with the June 2011 reporting cycle, and must be submitted on or before July 31, 2011. Failure to submit performance reports could result in the reduction of Project funds, termination, or suspension.

Within five (5) months of the Projects becoming operable, SCRRA shall provide to VCTC a report on actual project performance to projected project performance. Within (11) months of the Projects becoming operable, SCRRA shall provide to VCTC a report regarding the long-term benefits of the Projects.

2. Other Provisions: SCRRA is subject to all policies and provisions as set forth by Caltrans with regard to the PTMISEA and all applicable laws regarding public works projects, including but not limited to, contract bid procedures and the payment of prevailing wages.
3. Grant Performance Period: The \$290,028 in funds allocated under this grant for the Ventura County track rehabilitation, the \$1,443,552 allocated to the rail car purchase, and the approximately \$230,000 reprogrammed from the Coordinated Paratransit Information System to the rail car purchase, shall be expended by July 30, 2013. The \$500,000 in funds allocated under this grant for the Ventura County sealed corridor improvements shall be expended by July 30, 2014. Funds remaining unexpended after these deadlines shall revert to Caltrans.

III. OTHER PROVISIONS

1. Indemnification: SCRRA shall protect, defend, indemnify, and hold harmless VCTC, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of SCRRA or its officers, agents, or servants as a result of any act or omission by SCRRA in its performance pursuant to this Agreement.

VCTC shall protect, defend, indemnify, and hold harmless SCRRA, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of VCTC or its officers, agents, or servants as a result of any act or omission by VCTC in its performance pursuant to this Agreement.

The obligations of SCRRA and VCTC in these indemnity provisions survive the expiration or earlier termination of this agreement.

2. Insurance: With respect to performance of work under the Project Agreement, SCRRA shall ensure that its contractors maintain insurance as described below:

Worker's Compensation Insurance – SCRRA's contractors shall maintain, during the life of the Projects, Workers' Compensation Insurance for any contractor or subcontractor employees employed at the sites of projects. In case any class of employees engaged in work under this Agreement at the site of the Project is not protected under any Workers' Compensation law, SCRRA shall provide or shall cause each contractor and subcontractor to provide, adequate insurance for the protection of employees not otherwise protected. SCRRA hereby agrees to indemnify VCTC for any damage resulting to it from failure of any SCRRA contractor or subcontractor to take out or maintain such insurance.

Public Liability and Property Damage Insurance. SCRRA is self-insured and/or has excess insurance as allowed by law at least up to the limits provided herein. SCRRA's contractors, if any, shall take out and maintain during the life of this Agreement such public liability and property damage insurance as shall insure VCTC, its elective and appointive boards, commissions, officers, agents, and employees, and any VCTC contractor or subcontractor performing work covered by this Agreement from claims for damages for personal injury, including death, as well as from claims for property damage which may arise from SCRRA's or any contractors or subcontractors operations hereunder, or by anyone directly or indirectly employed by any contractor or subcontractor, and the amounts of such insurance shall be as follows:

(1) Public Liability Insurance. In an amount not less than \$2,000,000 for injuries, including, but not limited to death, to any one person and, subject to the same limit for each person, in an amount not less than \$4,000,000 on account of any one occurrence:

(2) Property Damage Insurance In an amount of not less than \$1,000,000 for damage to the property of each person on account of any one occurrence.

SOUTHERN CALIFORNIA REGIONAL VENTURA COUNTY TRANSPORTATION
RAIL AUTHORITY COMMISSION

Richard Katz
Chairman

Approved as to Form

William Fulton
Chairman

Approved as to Form

John E. Fenton
Executive Director

Darren M. Kettle
Executive Director

APPROVED AS TO FORM:

Andrea Sheridan Ordin
County Counsel

By _____

Mitchel B . Kahn
General Counsel

Attachment

PTMISEA Allocation Request
Rev. 6/09

Public Transportation Modernization, Improvement and Service Enhancement Program (PTMISEA) PROJECT DESCRIPTION AND ALLOCATION REQUEST

	Regional Entity: VCTC
Project Lead*: Ventura County Transportation Commission (VCTC)	County: Ventura
Project Title: Ventura County Sealed Corridor	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name:	Darren Kettle
Signature:	[See signed cover letter.]
Title:	Executive Director
Agency:	VCTC
Date:	4/16/2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:	
Signature:	
Title:	
Agency:	
Date:	Amount:

**PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST**

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	\$	\$500,000	\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$		\$
Total Project Allocation Request:	\$0	\$500,000	\$0
Project Title:	Ventura County Sealed Corridor		
Project Location/Address:	Ven Co Line between Chatsworth and Moorpark		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency:	VCTC	Legislative District Numbers
Contact:	Peter DeHaan	Assembly: 37, 38
Contact Phone #:	805 642-1591 ext 106	Senate: 7, 19, 23
Email Address:	pdehaan@goventura.org	Congressional: 24, 30
Address:	950 County Square Drive Suite 207	Fund Type: GC 8879.55(a)(2)/PUC 99313
	Ventura, CA 93003	
	Amount: \$500,000	

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact:	\$	
Contact Phone #:	\$	
Email Address:		
Address:		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
	\$	
	\$	
	\$	
TOTAL	\$500,000	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check **only 1** box that best fits the description of the project being funded.

- | | |
|---|---|
| ☒ Rehabilitation, Safety or Modernization Improvement | ☐ Bus Rapid Transit |
| ☐ Capital Service Enhancement or Expansion | ☐ Rolling Stock Procurement: |
| ☐ New Capital Project | Expansion |
| | Rehabilitation |
| | Replacement |

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds. Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write here: Southern California Regional Rail Authority (SCRRA) is the operator of Metrolink commuter rail service in Southern California. This project will provide \$500,000 to expand the ongoing Sealed Corridor program in Ventura County on Ventura County Line of the Metrolink System. Dependent upon timing of the funding, the work would be at Spring Road in the City of Moorpark. A Sealed Corridor is a comprehensive strategy to enhance the safety of trains, passengers, motorists, pedestrians, and neighboring land uses within and along a railroad corridor, using appropriate safety measures to systematically reduce the opportunity for accidents at grade crossings or elsewhere within the corridor. Improvements include four-quadrant gates, median separators or raised islands, new signs and pavement markings, crossing signal "health monitoring" systems, signal preemption, locked gates and fencing, crossing geometry improvements, and grade separation or closing of crossings.

b) Useful Life of the Project: 20 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☐ Increase Ridership	by _____ %
☐ Reduce Operating/Maintenance Cost	by _____ %
☐ Reduce Emissions	by _____ %
☒ Increase System Reliability	by _____ 1%

b) Please summarize and describe any other benefits:

The Sealed Corridor Project would greatly increase the safety and security of train operations in Southern California by the providing for the reduction of collisions with the associated property damage, potential injuries and loss of life as well as reductions of delays to both train and street traffic resulting from collisions and near-misses. The project improves safety and reliability for the 32 daily passenger trains (Metrolink and Amtrak) & 2 daily Union Pacific (UP) freight trains as well as the vehicles using the crossings.

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	1/1/2009
CEQA/ Environmental Compliance	5/1/2009
End Project Approval & Environmental Document Phase	5/1/2009
Begin Plans, Specifications & Estimates Phase	4/2/2010
End Plans, Specifications & Estimates Phase	3/11/2011
Begin Right of Way Phase	NA
End Right of Way Phase	NA
Begin Construction Phase(Contract Award)	7/15/2011
End Construction Phase(Contract Acceptance)	5/4/2012
Begin Vehicle/Equipment Order(Contract Award)	NA
End Vehicle/Equipment Order(Contract Acceptance)	NA
Begin Closeout Phase	5/5/2012
End Closeout Phase	7/27/2012

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES

☒ NO

If yes, please describe the source of the money and provide an estimate of the amount: Estimate: \$ _____

**Public Transportation Modernization, Improvement and
Service Enhancement Program (PTMISEA)
PROJECT DESCRIPTION AND ALLOCATION REQUEST**

Project Lead*: Ventura County Transportation Commission (VCTC)		Regional Entity: VCTC
		County: Ventura
Project Title: Ventura County Track Rehabilitation		

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren Kettle

Signature: [See signed cover letter.]

Title: Executive Director

Agency: VCTC

Date:

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date: Amount:

**PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST**

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	\$290,028		\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:		\$	\$
Total Project Allocation Request:	\$290,028	\$0	\$0
Project Title:	Ventura County Track Rehabilitation		
Project Location/Address:	Ven Co Line between Chatsworth and Moorpark		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: <u>VCTC</u>	<i>Legislative District Numbers</i>	
Contact: <u>Peter DeHaan</u>	Assembly: <u>37,38</u>	
Contact Phone #: <u>805 642-1591 ext 106</u>	Senate: <u>7, 19, 23</u>	
Email Address: <u>pdehaan@govventura.org</u>	Amount:	Congressional: <u>24, 30</u>
Address: <u>950 County Square Drive Suite 207</u>	\$290,028	Fund Type: <u>GC 8879.55(a)(2)/PUC 99313</u>
<u>Ventura, CA 93003</u>	\$ _____	_____

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact: _____	\$ _____	_____
Contact Phone #: _____	\$ _____	_____
Email Address: _____		
Address: _____		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____
TOTAL	\$290,028	_____

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check **only 1** box that best fits the description of the project being funded.

- | | |
|---|---|
| ☒ Rehabilitation, Safety or Modernization Improvement | ☐ Bus Rapid Transit |
| ☐ Capital Service Enhancement or Expansion | ☐ Rolling Stock Procurement: |
| ☐ New Capital Project | ☐ Expansion |
| | ☐ Rehabilitation |
| | ☐ Replacement |

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds. Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write here: Southern California Regional Rail Authority (SCRRA) is the operator of Metrolink commuter rail service in Southern California. SCRRA adopts an annual rehabilitation and Renovation Budget each year for the 216 miles of Metrolink-owned right-of-way as well as for the rolling stock and other equipment. Railroad infrastructure deteriorates due to time, weather, and wear. At the minimum, a Rehabilitation and Renovation program is required to overcome this deterioration and maintain a steady state of good repair. The performance of the infrastructure is expected to improve to match developing needs of the using parties in the areas of speed and weight capacity. A Rehabilitation and Renovation program typically incorporates state of the art components to match these higher levels of service and replace older designs, resulting in reduced operating maintenance expense and improved operations. This project will provide \$1,000,000 towards VCTC's share of the annual Rehabilitation program in FY 10-11 for work between Chatsworth and Moorpark.

b) Useful Life of the Project: 20 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☐ Increase Ridership	by <u> </u> %
☒ Reduce Operating/Maintenance Cost	by <u>5</u> %
☐ Reduce Emissions	by <u> </u> %
☒ Increase System Reliability	by <u>1</u> %

b) Please summarize and describe any other benefits:

There are five consequences of deferred Rehabilitation and Renovation: reduced train speed, reduced reliability of operations, higher cost of ordinary maintenance, regulatory fines and sanctions, and ultimately accidents and loss of mission capability. Funding an ongoing Rehabilitation and Renovation Program ensures Metrolink service provides safe and reliable commuter rail service.

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	1/1/2010
CEQA/ Environmental Compliance	4/5/2010
End Project Approval & Environmental Document Phase	4/5/2010
Begin Plans, Specifications & Estimates Phase	4/5/2010
End Plans, Specifications & Estimates Phase	5/30/2010
Begin Right of Way Phase	NA
End Right of Way Phase	NA
Begin Construction Phase(Contract Award)	8/1/2010
End Construction Phase(Contract Acceptance)	6/30/2011
Begin Vehicle/Equipment Order(Contract Award)	NA
End Vehicle/Equipment Order(Contract Acceptance)	NA
Begin Closeout Phase	7/1/2011
End Closeout Phase	9/30/2011

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES

☒ NO

If yes, please describe the source of the money and provide an estimate of the amount: Estimate: \$

**Public Transportation Modernization, Improvement and
Service Enhancement Program (PTMISEA)
PROJECT DESCRIPTION AND ALLOCATION REQUEST**

Project Lead: Ventura County Transportation Commission	Regional Entity: Ventura County Transportation Commission
	County: Ventura
Project Title: Purchase 1 ROTEM Car	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: _____
Signature: _____
Title: _____
Agency: _____
Date: _____

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name: Darren Kettle
Signature: [See signed cover letter.]
Title: Executive Director
Agency: VCTC
Date: _____ **Amount:** _____

PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	\$ 1,443,552	\$	\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$	\$	\$
Total Project Allocation Request:	\$ 1,443,552	\$0	\$0
Project Title:	Purchase 1 ROTEM Rail Car		
Project Location/Address:	So. Cal Metrolink System		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: VCTC	Legislative District Numbers
Contact: Peter De Haan	Assembly: 37, 38
Contact Phone #: 805 642-1591 ext 106	Senate: 7, 19, 23
Email Address: pdehaan@govventura.org	Congressional: 23, 24
Address: 950 County Square Drive Suite 207	Fund Type: GC 8879.55(a)(2)/PUC
Ventura, CA 93003	99313
Amount: \$1,443,552	

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact:	\$	
Contact Phone #:	\$	
Email Address:		
Address:		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
	\$	
	\$	
	\$	
TOTAL	\$1,443,552	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check only 1 box that best fits the description of the project being funded.

- ☐ Rehabilitation, Safety or Modernization Improvement
- ☐ Capital Service Enhancement or Expansion
- ☐ New Capital Project

- ☐ Bus Rapid Transit
- ☒ Rolling Stock Procurement:
- Expansion
- Rehabilitation
- X Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds. Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write here: SCRRRA currently has an order of 147 rail cars underway. The cars are being built by ROTEM and the first rail cars have been delivered. SCRRRA recently exercised Option 4 for 20 additional rail cars and this PTMISEA funding would go towards one of these twenty cars. Option 4 was awarded November 30, 2010 and the cars will be delivered by 11/2012. These vehicles contain Crash Energy Management (CEM) technology that in the event of a collision will reduce the impact forces on passengers. Studies conducted by the Volpe Institute indicate that injuries would be dramatically reduced with this technology. The cars are multi-level commuter rail cars with a stainless steel exterior. They stand 15 feet and 11 inches high, 85 feet long, weigh almost one hundred fifty thousand pounds and have a seated capacity of 132 and additional capacity of 205 for standees. The cars are accessible and have a life expectancy of 30 years. The cars are moved by locomotives using ultra-low sulfur diesel.

b) Useful Life of the Project: 30 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☐ Increase Ridership	by <u> </u> %
☐ Reduce Operating/Maintenance Cost	by <u> </u> %
☐ Reduce Emissions	by <u> </u> %
☒ Increase System Reliability	by <u>5</u> %

b) Please summarize and describe any other benefits:

The project will also provide a significant safety benefit. CEM equipped Passenger Rail Cars provide protection against the safety threat to Metrolink passengers for serious injuries or fatalities in the event of a train collision.

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	complete
CEQA/ Environmental Compliance	complete
End Project Approval & Environmental Document Phase	complete
Begin Plans, Specifications & Estimates Phase	complete
End Plans, Specifications & Estimates Phase	complete
Begin Right of Way Phase	NA
End Right of Way Phase	NA
Begin Construction Phase (Contract Award)	NA
End Construction Phase (Contract Acceptance)	NA
Begin Vehicle/Equipment Order (Contract Award)	Nov-10
End Vehicle/Equipment Order (Contract Acceptance)	Nov-12
Begin Closeout Phase	Nov-12
End Closeout Phase	Nov-13

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES
☒ NO

If yes, please describe the source of the money and provide an estimate of the amount:

Estimate: \$

COOPERATIVE AGREEMENT
BETWEEN
VENTURA COUNTY TRANSPORTATION COMMISSION
AND
THE CITY OF CAMARILLO

THIS AGREEMENT is entered into between Ventura County Transportation Commission (VCTC) and the City of Camarillo (City) regarding the administration of funds from the Proposition 1B Public Transportation Modernization, Improvement and Service Enhancement Account (PTMISEA).

WHEREAS, California voters in November, 2006, approved the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 (Proposition 1B), which authorizes state general obligation bonds for transportation infrastructure, including grants for transit system safety, security, and disaster response projects; and,

WHEREAS Senate Bill 88 of the 2007 Statutes appropriates funds from Proposition 1B to the PTMISEA program, administered by the Department of Transportation (Caltrans); and,

WHEREAS, at its February 4, 2011 meeting the VCTC programmed \$300,000 in PTMISEA grant funds for the purchase of three dial-a-ride vehicles for the City of Camarillo (Project); and,

WHEREAS, VCTC desires that City implement the Project on VCTC's behalf.

NOW THEREFORE THE PARTIES DO AGREE AS FOLLOWS:

I. FUNDING/PROGRAM MANAGEMENT

7. Assignments of Participants: VCTC hereby agrees to engage the City and the City hereby agrees to carry out the work hereinafter described in connection with the administration of PTMISEA funds. The City will be responsible for assuring that the City meets all grant requirements placed on PTMISEA fund recipients.
8. Scope of Services:
 - a. Grant Administration: VCTC shall be responsible to reserve, apply for and receive PTMISEA funds and to be responsible for assuring that VCTC and the City meet all requirements placed on PTMISEA fund recipients.
 - b. Project Implementation: The City shall implement the Project, as described in the attached grant submittal to the extent that grant funds from VCTC are available pursuant to this Agreement.
9. Duration of Agreement and Authorization to Proceed: The term of this Agreement shall commence when VCTC notifies the City that it has received the PTMISEA funds from the State Controller, and continue until the earlier of the following events: (1) all work on the Project is completed and accepted, all contracts to construct the Project are closed, and VCTC has approved and paid the final invoice, or (2) the Agreement is terminated by either party after thirty (30) days written notice.
10. Amendments to the Agreement: The provisions of this Agreement may be amended upon written acceptance and ratification of any such amendment by both VCTC and the City.

11. Method of Payment: VCTC, as the grant applicant, upon receipt of \$300,000 of PTMISEA funds approved by Caltrans for this project, shall transfer the funds to the City. The City must keep the unexpended funds in a separate interest-bearing account. Any interest that is accrued must be accounted for and used for the Project. Any Project funds received in excess of the final Project cost, or those found to be owed back to VCTC as a result of a final review or audit, must be refunded to VCTC within twenty (20) days of VCTC invoicing the City.
12. Costs: Under no circumstances will VCTC be responsible for funding the Project in excess of the grant funds and the interest earned thereon.

II. CALTRANS REQUIREMENTS

The City shall note the following provisions apply to PTMISEA grants, and must take all necessary action to ensure its compliance as though it was the grantee directly.

4. Reports: Semi-annual performance reports must be prepared and submitted to VCTC no later than January 31st and July 31st, for the duration of the project performance period, or until all activities are completed and the Project is formally closed. VCTC will then forward the reports to Caltrans in time for the Caltrans deadline. The semi-annual reporting cycle will start with the June 2011 reporting cycle, and must be submitted on or before July 31, 2011. Failure to submit performance reports could result in the reduction of Project funds, termination, or suspension.

Within five (5) months of the Project becoming operable, the City shall provide to VCTC a report on actual project performance to projected project performance. Within (11) months of the Project becoming operable, the City shall provide to VCTC a report regarding the long-term benefits of the project.

5. Other Provisions: The City is subject to all policies and provisions as set forth by Caltrans with regard to the PTMISEA and all applicable laws regarding public works projects, including but not limited to, contract bid procedures and the payment of prevailing wages.
6. Grant Performance Period: Funds allocated under this grant shall be expended by July 30, 2013. Funds remaining unexpended thereafter shall revert to Caltrans.

III. OTHER PROVISIONS

3. Indemnification: The City shall protect, defend, indemnify, and hold harmless VCTC, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of the City or its officers, agents, or servants as a result of any act or omission by the City in its performance pursuant to this Agreement.

VCTC shall protect, defend, indemnify, and hold harmless the City, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of VCTC or its officers, agents, or servants as a result of any act or omission by VCTC in its performance pursuant to this Agreement.

The obligations of the City and VCTC in these indemnity provisions survive the expiration or earlier termination of this agreement.

4. Insurance: With respect to performance of work under the Project Agreement, the City shall ensure that its contractors maintain insurance as described below:

Worker's Compensation Insurance – the City's contractors shall maintain, during the life of the Project, Workers' Compensation Insurance for any contractor or subcontractor employees employed at the sites of projects. In case any class of employees engaged in work under this Agreement at the site of the Project is not protected under any Workers' Compensation law, the City shall provide or shall cause each contractor and subcontractor to provide, adequate insurance for the protection of employees not otherwise protected. The City hereby agrees to indemnify VCTC for any damage

resulting to it from failure of any City contractor or subcontractor to take out or maintain such insurance.

Public Liability and Property Damage Insurance. The City is self-insured and/or has excess insurance as allowed by law at least up to the limits provided herein. The City's contractors, if any, shall take out and maintain during the life of this Agreement such public liability and property damage insurance as shall insure VCTC, its elective and appointive boards, commissions, officers, agents, and employees, and any VCTC contractor or subcontractor performing work covered by this Agreement from claims for damages for personal injury, including death, as well as from claims for property damage which may arise from the City's or any contractors or subcontractors operations hereunder, or by anyone directly or indirectly employed by any contractor or subcontractor, and the amounts of such insurance shall be as follows:

(1) Public Liability Insurance. In an amount not less than \$2,000,000 for injuries, including, but not limited to death, to any one person and, subject to the same limit for each person, in an amount not less than \$4,000,000 on account of any one occurrence:

(2) Property Damage Insurance In an amount of not less than \$1,000,000 for damage to the property of each person on account of any one occurrence.

CITY OF CAMARILLO

VENTURA COUNTY TRANSPORTATION
COMMISSION

Mayor

Approved as to Form

William Fulton
Chairman

Approved as to Form

Bruce Feng
City Manager

Darren M. Kettle
Executive Director

City Attorney

Mitchel B . Kahn
General Counsel

Attachment

PTMISEA Allocation Request
Rev. 6/09

Public Transportation Modernization, Improvement and Service Enhancement Program (PTMISEA) PROJECT DESCRIPTION AND ALLOCATION REQUEST

Project Lead*: Ventura County Transportation Commission	Regional Entity: Ventura County Transportation Com
Project Title: Camarillo DAR Vehicles	County: Ventura

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle
Signature: [See signed cover letter.]
Title: Executive Director
Agency: Ventura County Transportation Commission
Date: 16-Apr-10

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name: _____
Signature: _____
Title: _____
Agency: _____
Date: _____ Amount: _____

PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	\$283,037	\$16,963	\$0
Request Amount per GC 8879.55(a)(3)/PUC 99314:			\$
Total Project Allocation Request:	\$283,037	\$16,963	\$0
Project Title:	Camarillo Dial-a-Ride Vehicles		
Project Location/Address:	City of Camarillo, 601 Carmen Drive, Camarillo 93011		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency:	VCTC	Legislative District Numbers
Contact:	Peter De Haan	Assembly: 37
Contact Phone #:	(805) 642-1591, ext 106	Senate: 19
Email Address:	pdehaan@goventura.org	Congressional: 24
Address:	950 County Square Drive #207	Type: GC8879.55(a)(2)/PUC99313
	Ventura, CA 93003	
	Amount: \$300,000	
	\$	

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact:	\$	
Contact Phone #:	\$	
Email Address:		
Address:		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
	\$	
	\$	
	\$	
TOTAL		

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check only 1 box that best fits the description of the project being funded.

- ☐ Rehabilitation, Safety or Modernization Improvement
- ☐ Capital Service Enhancement or Expansion
- ☐ New Capital Project

- ☐ Bus Rapid Transit
- ☒ Rolling Stock Procurement:
- x Expansion
- Rehabilitation
- x Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds. Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Table 4: Project Summary: The proposed project is for the expansion and replacement of three dial-a-ride vehicles for Camarillo Area Transit. They are 16 passenger or 12 passenger with 2-wheelchair tie downs. They will be diesel fuel vehicle and are 5 year life rated.

b) Useful Life of the Project: 5 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☒ Increase Ridership by 10 %
☒ Reduce Operating/Maintenance Cost by 5 %
☐ Reduce Emissions by %
☒ Increase System Reliability by 15 %

b) Please summarize and describe any other benefits: The City of Camarillo, Camarillo Area Transit operated a general public, curb to curb dial-a-ride service. This proposed project will assist in vehicle reliability and fleet expansion to a growing dial-a-ride service. It will reduce the demand on our supplemental provider that assists CAT in providing same day service to our residents with a minimum two hour notice.

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	
CEQA/ Environmental Compliance	
End Project Approval & Environmental Document Phase	
Begin Plans, Specifications & Estimates Phase	
End Plans, Specifications & Estimates Phase	
Begin Right of Way Phase	
End Right of Way Phase	
Begin Construction Phase (Contract Award)	
End Construction Phase (Contract Acceptance)	
Begin Vehicle/Equipment Order (Contract Award)	July, 2010
End Vehicle/Equipment Order (Contract Acceptance)	December, 2010
Begin Closeout Phase	
End Closeout Phase	

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES
☒ NO

If yes, please describe the source of the money and provide an estimate of the amount:

Estimate: \$

COOPERATIVE AGREEMENT
BETWEEN
VENTURA COUNTY TRANSPORTATION COMMISSION
AND
THE GOLD COAST TRANSIT

THIS AGREEMENT is entered into between Ventura County Transportation Commission (VCTC) and Gold Coast Transit (Gold Coast) regarding the administration of funds from the Proposition 1B Public Transportation Modernization, Improvement and Service Enhancement Account (PTMISEA).

WHEREAS, California voters in November, 2006, approved the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 (Proposition 1B), which authorizes state general obligation bonds for transportation infrastructure, including grants for transit system safety, security, and disaster response projects; and,

WHEREAS Senate Bill 88 of the 2007 Statutes appropriates funds from Proposition 1B to the PTMISEA program, administered by the Department of Transportation (Caltrans); and,

WHEREAS, at its February 4, 2011 meeting the VCTC programmed \$820,000 in PTMISEA grant funds to Gold Coast as follows: \$500,000 for automatic stop annunciators; \$70,000 for a Gold Coast Access call-back system; and \$250,000 for operator training equipment (Projects); and,

WHEREAS, VCTC desires that Gold Coast implement the Projects on VCTC's behalf.

NOW THEREFORE THE PARTIES DO AGREE AS FOLLOWS:

I. FUNDING/PROGRAM MANAGEMENT

13. Assignments of Participants: VCTC hereby agrees to engage Gold Coast and Gold Coast hereby agrees to carry out the work hereinafter described in connection with the administration of PTMISEA funds. Gold Coast will be responsible for assuring that Gold Coast meets all grant requirements placed on PTMISEA fund recipients.
14. Scope of Services:
 - a. Grant Administration: VCTC shall be responsible to reserve, apply for and receive PTMISEA funds and to be responsible for assuring that VCTC and Gold Coast meet all requirements placed on PTMISEA fund recipients.
 - b. Project Implementation: Gold Coast shall implement the Projects, as described in the attached grant submittals to the extent that grant funds from VCTC are available pursuant to this Agreement.
15. Duration of Agreement and Authorization to Proceed: The term of this Agreement shall commence when VCTC notifies Gold Coast that it has received the PTMISEA funds from the State Controller, and continue until the earlier of the following events: (1) all work on the Project is completed and accepted, all contracts to construct the Projects are closed, and VCTC has approved and paid the final invoice, or (2) the Agreement is terminated by either party after thirty (30) days written notice.

16. Amendments to the Agreement: The provisions of this Agreement may be amended upon written acceptance and ratification of any such amendment by both VCTC and Gold Coast.
17. Method of Payment: VCTC, as the grant applicant, upon receipt of the \$820,000 of PTMISEA funds approved by Caltrans for the Projects, shall transfer the funds to Gold Coast. Gold Coast must keep the unexpended funds in a separate interest-bearing account. Any interest that is accrued must be accounted for and used for the Projects. Any Project funds received in excess of the final Project cost, or those found to be owed back to VCTC as a result of a final review or audit, must be refunded to VCTC within twenty (20) days of VCTC invoicing Gold Coast.
18. Costs: Under no circumstances will VCTC be responsible for funding the Project in excess of the grant funds and the interest earned thereon.

II. CALTRANS REQUIREMENTS

Gold Coast shall note the following provisions apply to PTMISEA grants, and must take all necessary action to ensure its compliance as though it was the grantee directly.

7. Reports: Semi-annual performance reports must be prepared and submitted to VCTC no later than January 31st and July 31st, for the duration of the project performance period, or until all activities are completed and the Projects are formally closed. VCTC will then forward the reports to Caltrans in time for the Caltrans deadline. The semi-annual reporting cycle will start with the June 2011 reporting cycle, and must be submitted on or before July 31, 2011. Failure to submit performance reports could result in the reduction of Project funds, termination, or suspension.

Within five (5) months of the Projects becoming operable, Gold Coast shall provide to VCTC a report on actual project performance to projected project performance. Within (11) months of the Projects becoming operable, Gold Coast shall provide to VCTC a report regarding the long-term benefits of the Projects.

8. Other Provisions: Gold Coast is subject to all policies and provisions as set forth by Caltrans with regard to the PTMISEA and all applicable laws regarding public works projects, including but not limited to, contract bid procedures and the payment of prevailing wages.
9. Grant Performance Period: The \$70,000 in funds allocated under this grant for the Gold Coast Access call back system shall be expended by July 30, 2013. The \$500,000 in funds allocated under this grant for the automatic stop annunciators, and the \$250,000 allocated under this grant for the operator training equipment, shall be expended by July 30, 2014. Funds remaining unexpended after these deadlines shall revert to Caltrans.

III. OTHER PROVISIONS

5. Indemnification: Gold Coast shall protect, defend, indemnify, and hold harmless VCTC, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of Gold Coast or its officers, agents, or servants as a result of any act or omission by Gold Coast in its performance pursuant to this Agreement.

VCTC shall protect, defend, indemnify, and hold harmless Gold Coast, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of VCTC or its officers, agents, or servants as a result of any act or omission by VCTC in its performance pursuant to this Agreement.

The obligations of Gold Coast and VCTC in these indemnity provisions survive the expiration or earlier termination of this agreement.

6. Insurance: With respect to performance of work under the Project Agreement, Gold Coast shall ensure that its contractors maintain insurance as described below:

Worker's Compensation Insurance – Gold Coast's contractors shall maintain, during the life of the Projects, Workers' Compensation Insurance for any contractor or subcontractor employees employed at the sites of projects. In case any class of employees engaged in work under this Agreement at the site of the Project is not protected under any Workers' Compensation law, Gold Coast shall provide or shall cause each contractor and subcontractor to provide, adequate insurance for the protection of employees not otherwise protected. Gold Coast hereby agrees to indemnify VCTC for any damage resulting to it from failure of any Gold Coast contractor or subcontractor to take out or maintain such insurance.

Public Liability and Property Damage Insurance. Gold Coast is self-insured and/or has excess insurance as allowed by law at least up to the limits provided herein. Gold Coast's contractors, if any, shall take out and maintain during the life of this Agreement such public liability and property damage insurance as shall insure VCTC, its elective and appointive boards, commissions, officers, agents, and employees, and any VCTC contractor or subcontractor performing work covered by this Agreement from claims for damages for personal injury, including death, as well as from claims for property damage which may arise from Gold Coast's or any contractors or subcontractors operations hereunder, or by anyone directly or indirectly employed by any contractor or subcontractor, and the amounts of such insurance shall be as follows:

(1) Public Liability Insurance. In an amount not less than \$2,000,000 for injuries, including, but not limited to death, to any one person and, subject to the same limit for each person, in an amount not less than \$4,000,000 on account of any one occurrence:

(2) Property Damage Insurance In an amount of not less than \$1,000,000 for damage to the property of each person on account of any one occurrence.

GOLD COAST TRANSIT

VENTURA COUNTY TRANSPORTATION
COMMISSION

Chairman

William Fulton
Chairman

Approved as to Form

Approved as to Form

Steven Brown
General Manager

Darren M. Kettle
Executive Director

General Counsel

Mitchel B . Kahn
General Counsel

Attachment

PTMISEA Allocation Request
Rev. 6/09

Public Transportation Modernization, Improvement and Service Enhancement Program (PTMISEA) PROJECT DESCRIPTION AND ALLOCATION REQUEST

	Regional Entity: Ventura County Transportation Commission
Project Lead: VCTC	County: Ventura
Project Title: Gold Coast Transit Automatic Vehicle Stop Annunciators	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signed cover letter.]

Title: Executive Director

Agency: Ventura County Transportation Commission

Date: April 16, 2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date:

Amount:

PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	\$	\$500,000	\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$	\$	\$
Total Project Allocation Request:	\$0	\$0	\$500,000
Project Title:	Gold Coast Transit Automatic Vehicle Stop Annunciators		
Project Location/Address:	301 E. Third St, Oxnard, CA		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency:	Ventura County Transportation Commission	Legislative District Numbers
Contact:	Peter De Haan	Assembly: 35,37,41
Contact Phone #:	(805) 642-1591, ext 106	Senate: 19,23
Email Address:	pdehaan@govventura.org	Congressional: 23,24
Address:	950 County Square Drive #207	Fund Type: GC 8879.55(a)(2)/PUC 99313
	Ventura, CA 93003	
Amount:	\$ 500,000	
	\$	

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact:	\$	
Contact Phone #:	\$	
Email Address:		
Address:		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
	\$	
	\$	
	\$	
TOTAL	\$0	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check only 1 box that best fits the description of the project being funded.

☒ Rehabilitation, Safety or Modernization Improvement☐ Bus Rapid Transit☐ Capital Service Enhancement or Expansion☐ Rolling Stock Procurement:☐ New Capital Project
☐ Expansion
☐ Rehabilitation
☐ Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

This project will equip all 54 fixed-route buses with Automatic Voice Annunciators that will announce all upcoming bus stops for passengers, as well as announcing the route identity and destination externally to passengers waiting at bus stops. These announcements will allow GCT to have 100% compliance with ADA regulations, providing better service to all passengers, especially those with low vision and other disabilities that affect their ability to travel safely on the fixed-route buses.

b) Useful Life of the Project: 20 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

XX	Increase Ridership	by <u>4</u> %
	Reduce Operating/Maintenance Cost	by <u> </u> %
	Reduce Emissions	by <u> </u> %
	Increase System Reliability	by <u> </u> %

b) Please summarize and describe any other benefits:

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	
CEQA/ Environmental Compliance	
End Project Approval & Environmental Document Phase	
Begin Plans, Specifications & Estimates Phase	
End Plans, Specifications & Estimates Phase	
Begin Right of Way Phase	
End Right of Way Phase	
Begin Construction Phase (Contract Award)	1-Oct-10
End Construction Phase (Contract Acceptance)	1-May-11
Begin Vehicle/Equipment Order (Contract Award)	
End Vehicle/Equipment Order (Contract Acceptance)	
Begin Closeout Phase	1-May-11
End Closeout Phase	1-Aug-11

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES
☒ NO

If yes, please describe the source of the money and provide an estimate of the amount: Estimate: \$

**Public Transportation Modernization, Improvement and
Service Enhancement Program (PTMISEA)
PROJECT DESCRIPTION AND ALLOCATION REQUEST**

Regional Entity: Ventura County Transportation Commission	
Project Lead*: VCTC	County: Ventura
Project Title: Gold Coast Transit ADA Phone Call-Back System	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signed cover letter.]

Title: Executive Director

Agency: Ventura County Transportation Commission

Date: April 16, 2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date:

Amount:

PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	70000		
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$	\$	\$
Total Project Allocation Request:	\$70,000	\$0	\$0
Project Title:	Gold Coast Transit ADA Phone Call-Back System		
Project Location/Address:	301 E. Third St, Oxnard, CA		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: Ventura County Transportation Commission	Legislative District Numbers
Contact: Peter De Haan	Assembly: 35,37,41
Contact Phone #: (805) 642-1591, ext 106	Senate: 19,23
Email Address: pdehaan@govventura.org	Congressional: 23,24
Address: 950 County Square Drive #207	Fund Type: GC 8879.55(a)(2)/PUC 99313
Ventura, CA 93003	
Amount: \$ 70,000	
\$	

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact:	\$	
Contact Phone #:	\$	
Email Address:		
Address:		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
	\$	
	\$	
	\$	
TOTAL	\$0	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check only 1 box that best fits the description of the project being funded.

☒ Rehabilitation, Safety or Modernization Improvement☐ Bus Rapid Transit☐ Capital Service Enhancement or Expansion☐ Rolling Stock Procurement:☐ New Capital Project☐ Expansion
☐ Rehabilitation
☐ Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds. Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

This project will allow the Gold Coast ACCESS telephone system to automatically call passengers for a variety of purposes, including notifying them that their bus is approaching the pick-up location, the vehicle is at the pick-up location, notify them of a change to their reservation, or confirm reservations for future trips. This system will improve efficiency for the system and allow passengers, most notably those with short-term memory loss and other brain injuries, to be better prepared to board their ACCESS vehicle when it arrives at the pick-up location.

b) Useful Life of the Project: 20 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☐ Increase Ridership	by <u> </u> %
☒ Reduce Operating/Maintenance Cost	by <u>5</u> %
☐ Reduce Emissions	by <u> </u> %
☒ Increase System Reliability	by <u>5</u> %

b) Please summarize and describe any other benefits:

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	
CEQA/ Environmental Compliance	
End Project Approval & Environmental Document Phase	
Begin Plans, Specifications & Estimates Phase	
End Plans, Specifications & Estimates Phase	
Begin Right of Way Phase	
End Right of Way Phase	
Begin Construction Phase (Contract Award)	1-Nov-10
End Construction Phase (Contract Acceptance)	1-Feb-11
Begin Vehicle/Equipment Order (Contract Award)	
End Vehicle/Equipment Order (Contract Acceptance)	
Begin Closeout Phase	15-May-11
End Closeout Phase	1-Jul-11

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES
☒ NO

If yes, please describe the source of the money and provide an estimate of the amount:

Estimate: \$

**Public Transportation Modernization, Improvement and
Service Enhancement Program (PTMISEA)
PROJECT DESCRIPTION AND ALLOCATION REQUEST**

Regional Entity: Ventura County Transportation Commission	
Project Lead*: VCTC	County: Ventura
Project Title: Gold Coast Transit Operator Training Equipment	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signed cover letter.]

Title: Executive Director

Agency: Ventura County Transportation Commission

Date: April 16, 2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date:

Amount:

**PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST**

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	\$	\$250,000	\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$	\$	\$
Total Project Allocation Request:	\$0	\$0	\$250,000
Project Title:	Gold Coast Transit Operator Training Equipment		
Project Location/Address:	301 E. Third St, Oxnard, CA		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: <u>Ventura County Transportation Commission</u>	Legislative District Numbers
Contact: <u>Peter De Haan</u>	Assembly: <u>35,37,41</u>
Contact Phone #: <u>(805) 642-1591, ext 106</u>	Senate: <u>19, 23</u>
Email Address: <u>pdehaan@govventura.org</u>	Congressional: <u>23, 24</u>
Address: <u>950 County Square Drive #207</u>	Fund Type: GC 8879.55(a)(2)/PUC 99313
<u>Ventura, CA 93003</u>	
Amount: <u>\$ 250,000</u>	

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact: _____	\$ _____	_____
Contact Phone #: _____	\$ _____	_____
Email Address: _____		
Address: _____		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____
TOTAL	\$0	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check **only 1** box that best fits the description of the project being funded.

- | | |
|---|---|
| ☒ Rehabilitation, Safety or Modernization Improvement | ☐ Bus Rapid Transit |
| ☐ Capital Service Enhancement or Expansion | ☐ Rolling Stock Procurement: |
| ☐ New Capital Project | ☐ Expansion |
| | ☐ Rehabilitation |
| | ☐ Replacement |

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

This project will improve operator training and safety by utilizing state-of-the-art camera and computer systems to monitor operator training and driving classes to assess individual tendencies and unsafe driving habits that can be corrected through additional classroom training and actual driving training. The system is portable so it can be quickly installed in all different models of buses, paratransit vans, and sedans to monitor the training in all different vehicles that operators may be responsible for driving.

b) Useful Life of the Project: 20 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☐ Increase Ridership	by <u> </u> %
☒ Reduce Operating/Maintenance Cost	by <u>5</u> %
☐ Reduce Emissions	by <u> </u> %
☒ Increase System Reliability	by <u>3</u> %

b) Please summarize and describe any other benefits:

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	
CEQA/ Environmental Compliance	
End Project Approval & Environmental Document Phase	
Begin Plans, Specifications & Estimates Phase	
End Plans, Specifications & Estimates Phase	
Begin Right of Way Phase	
End Right of Way Phase	
Begin Construction Phase (Contract Award)	1-Oct-10
End Construction Phase (Contract Acceptance)	12-Jan-11
Begin Vehicle/Equipment Order (Contract Award)	
End Vehicle/Equipment Order (Contract Acceptance)	
Begin Closeout Phase	12-Jan-11
End Closeout Phase	15-Feb-11

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES
☒ NO

If yes, please describe the source of the money and provide an estimate of the amount: Estimate: \$

COOPERATIVE AGREEMENT
BETWEEN
VENTURA COUNTY TRANSPORTATION COMMISSION
AND
THE CITY OF SIMI VALLEY

THIS AGREEMENT is entered into between Ventura County Transportation Commission (VCTC) and the City of Simi Valley (City) regarding the administration of funds from the Proposition 1B Public Transportation Modernization, Improvement and Service Enhancement Account (PTMISEA).

WHEREAS, California voters in November, 2006, approved the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 (Proposition 1B), which authorizes state general obligation bonds for transportation infrastructure, including grants for transit system safety, security, and disaster response projects; and,

WHEREAS Senate Bill 88 of the 2007 Statutes appropriates funds from Proposition 1B to the PTMISEA program, administered by the Department of Transportation (Caltrans); and,

WHEREAS, at its February 4, 2011 meeting the VCTC programmed \$1,410,000 in PTMISEA grant funds for the purchase of three transit buses for the City of Simi Valley (Project); and,

WHEREAS, VCTC desires that City implement the Project on VCTC's behalf.

NOW THEREFORE THE PARTIES DO AGREE AS FOLLOWS:

I. FUNDING/PROGRAM MANAGEMENT

19. Assignments of Participants: VCTC hereby agrees to engage the City and the City hereby agrees to carry out the work hereinafter described in connection with the administration of PTMISEA funds. The City will be responsible for assuring that the City meets all grant requirements placed on PTMISEA fund recipients.
20. Scope of Services:
 - a. Grant Administration: VCTC shall be responsible to reserve, apply for and receive PTMISEA funds and to be responsible for assuring that VCTC and the City meet all requirements placed on PTMISEA fund recipients.
 - b. Project Implementation: The City shall implement the Project, as described in the attached grant submittal to the extent that grant funds from VCTC are available pursuant to this Agreement.
21. Duration of Agreement and Authorization to Proceed: The term of this Agreement shall commence when VCTC notifies the City that it has received the PTMISEA funds from the State Controller, and continue until the earlier of the following events: (1) all work on the Project is completed and accepted, all contracts to construct the Project are closed, and VCTC has approved and paid the final invoice, or (2) the Agreement is terminated by either party after thirty (30) days written notice.
22. Amendments to the Agreement: The provisions of this Agreement may be amended upon written acceptance and ratification of any such amendment by both VCTC and the City.

23. Method of Payment: VCTC, as the grant applicant, upon receipt of \$1,410,000 of PTMISEA funds approved by Caltrans for the Project, shall transfer the funds to the City. The City must keep the unexpended funds in a separate interest-bearing account. Any interest that is accrued must be accounted for and used for the Project. Any Project funds received in excess of the final Project cost, or those found to be owed back to VCTC as a result of a final review or audit, must be refunded to VCTC within twenty (20) days of VCTC invoicing the City.
24. Costs: Under no circumstances will VCTC be responsible for funding the Project in excess of the grant funds and the interest earned thereon.

II. CALTRANS REQUIREMENTS

The City shall note the following provisions apply to PTMISEA grants, and must take all necessary action to ensure its compliance as though it was the grantee directly.

10. Reports: Semi-annual performance reports must be prepared and submitted to VCTC no later than January 31st and July 31st, for the duration of the project performance period, or until all activities are completed and the Project is formally closed. VCTC will then forward the reports to Caltrans in time for the Caltrans deadline. The semi-annual reporting cycle will start with the June 2011 reporting cycle, and must be submitted on or before July 31, 2011. Failure to submit performance reports could result in the reduction of Project funds, termination, or suspension.

Within five (5) months of the Project becoming operable, the City shall provide to VCTC a report on actual project performance to projected project performance. Within (11) months of the Project becoming operable, the City shall provide to VCTC a report regarding the long-term benefits of the project.

11. Other Provisions: The City is subject to all policies and provisions as set forth by Caltrans with regard to the PTMISEA and all applicable laws regarding public works projects, including but not limited to, contract bid procedures and the payment of prevailing wages.
12. Grant Performance Period: Funds allocated under this grant shall be expended by July 30, 2013. Funds remaining unexpended thereafter shall revert to Caltrans.

III. OTHER PROVISIONS

7. Indemnification: The City shall protect, defend, indemnify, and hold harmless VCTC, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of the City or its officers, agents, or servants as a result of any act or omission by the City in its performance pursuant to this Agreement.

VCTC shall protect, defend, indemnify, and hold harmless the City, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of VCTC or its officers, agents, or servants as a result of any act or omission by VCTC in its performance pursuant to this Agreement.

The obligations of the City and VCTC in these indemnity provisions survive the expiration or earlier termination of this agreement.

8. Insurance: With respect to performance of work under the Project Agreement, the City shall ensure that its contractors maintain insurance as described below:

Worker's Compensation Insurance – the City's contractors shall maintain, during the life of the Project, Workers' Compensation Insurance for any contractor or subcontractor employees employed at the sites of projects. In case any class of employees engaged in work under this Agreement at the site of the Project is not protected under any Workers' Compensation law, the City shall provide or shall cause each contractor and subcontractor to provide, adequate insurance for the protection of employees not otherwise protected. The City hereby agrees to indemnify VCTC for any damage

resulting to it from failure of any City contractor or subcontractor to take out or maintain such insurance.

Public Liability and Property Damage Insurance. The City is self-insured and/or has excess insurance as allowed by law at least up to the limits provided herein. The City's contractors, if any, shall take out and maintain during the life of this Agreement such public liability and property damage insurance as shall insure VCTC, its elective and appointive boards, commissions, officers, agents, and employees, and any VCTC contractor or subcontractor performing work covered by this Agreement from claims for damages for personal injury, including death, as well as from claims for property damage which may arise from the City's or any contractors or subcontractors operations hereunder, or by anyone directly or indirectly employed by any contractor or subcontractor, and the amounts of such insurance shall be as follows:

(1) Public Liability Insurance. In an amount not less than \$2,000,000 for injuries, including, but not limited to death, to any one person and, subject to the same limit for each person, in an amount not less than \$4,000,000 on account of any one occurrence:

(2) Property Damage Insurance In an amount of not less than \$1,000,000 for damage to the property of each person on account of any one occurrence.

CITY OF SIMI VALLEY

VENTURA COUNTY TRANSPORTATION
COMMISSION

Mayor

Approved as to Form

William Fulton
Chairman

Approved as to Form

Mike Sedell
City Manager

Darren M. Kettle
Executive Director

Tracy M. Noonan
City Attorney

Mitchel B . Kahn
General Counsel

Attachment

REV. 09/02

Public Transportation Modernization, Improvement and Service Enhancement Program (PTMISEA) PROJECT DESCRIPTION AND ALLOCATION REQUEST

Regional Entity: VCTC	
Project Lead*: Ventura County Transportation Commission	County: Ventura
Project Title: Simi Valley Transit Replacement of three (3) Fixed-Route Buses	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signature on cover letter.]

Title: Executive Director

Agency: Ventura County Transportation Commission

Date: April 16, 2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date:

Amount:

PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	\$ 1065420	344580	
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$		\$
Total Project Allocation Request:	\$ 1065420	\$344,580	\$0
Project Title:	Simi Valley Transit Replacement of Three (3) Fixed-Route Buses		
Project Location/Address:	490 W. Los Angeles Avenue Simi Valley, CA 93065		

Table 1: Project Lead/Recipient Agency Information

Project Lead/			
Recipient Agency:	Ventura County Transportation Commission	Legislative District Numbers	
Contact:	Peter De Haan	Assembly:	38
Contact Phone #:	(805) 642-1591, ext 106	Senate:	19
Email Address:	pdehaan@govventura.org	Congressional:	24
Address:	950 County Square Drive #207	Amount:	\$1,410,000
	Ventura, CA 93003		\$

Fund Type: GC 8879.55(a)(2)/PUC 99313

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact:	\$	
Contact Phone #:	\$	
Email Address:		
Address:		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
	\$	
	\$	
	\$	
TOTAL	\$1,410,000	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check only 1 box that best fits the description of the project being funded.

☐ Rehabilitation, Safety or Modernization Improvement	☐ Bus Rapid Transit
☐ Capital Service Enhancement or Expansion	☒ Rolling Stock Procurement:
☐ New Capital Project	☐ Expansion
	☐ Rehabilitation
	☒ Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds. Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write Here: FTA Rolling Stock Service Life Policy requires any FTA funded 40-foot Transit bus to remain in transit service for a minimum service life of at least 12-years or an accumulation of at least 500,000 miles. In accordance with FTA policy, each of the three buses scheduled for replacement have reached the end of their useful service life by accumulating in excess of 568,000 miles each. Replacement of these buses will ensure continued reliability of service while reducing maintenance costs. Specifically, this application requests funding for the replacement of three (3) Compressed Natural Gas (CNG) ADA compliant 40-foot Transit buses, with a minimum seated capacity of 36 passengers and 3 wheelchair securement areas.

b) Useful Life of the Project: 12 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☐ Increase Ridership	by _____ %
☒ Reduce Operating/Maintenance Cost	by <u>50</u> %
☐ Reduce Emissions	by _____ %
☒ Increase System Reliability	by <u>50</u> %

b) Please summarize and describe any other benefits:

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	July 1, 2010
CEQA/ Environmental Compliance	N/A
End Project Approval & Environmental Document Phase	N/A
Begin Plans, Specifications & Estimates Phase	August 1, 2010
End Plans, Specifications & Estimates Phase	September 1, 2010
Begin Right of Way Phase	N/A
End Right of Way Phase	N/A
Begin Construction Phase(Contract Award)	N/A
End Construction Phase(Contract Acceptance)	N/A
Begin Vehicle/Equipment Order(Contract Award)	October 1, 2010
End Vehicle/Equipment Order(Contract Acceptance)	November 1, 2010
Begin Closeout Phase	December 1, 2010
End Closeout Phase	January 1, 2011

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State? ☐ YES ☒ NO

If yes, please describe the source of the money and provide an estimate of the amount: Estimate: \$ _____

COOPERATIVE AGREEMENT
BETWEEN
VENTURA COUNTY TRANSPORTATION COMMISSION
AND
THE CITY OF THOUSAND OAKS

THIS AGREEMENT is entered into between Ventura County Transportation Commission (VCTC) and the City of Thousand Oaks (City) regarding the administration of funds from the Proposition 1B Public Transportation Modernization, Improvement and Service Enhancement Account (PTMISEA).

WHEREAS, California voters in November, 2006, approved the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 (Proposition 1B), which authorizes state general obligation bonds for transportation infrastructure, including grants for transit system safety, security, and disaster response projects; and,

WHEREAS Senate Bill 88 of the 2007 Statutes appropriates funds from Proposition 1B to the PTMISEA program, administered by the Department of Transportation (Caltrans); and,

WHEREAS, at its February 4, 2011 meeting the VCTC programmed \$2,111,601 in PTMISEA grant funds to the City of Thousand Oaks as follows: \$1,250,000 for expansion of the Thousand Oaks Transit Center; \$150,000 for expansion of bus parking; \$571,601 for purchase of transit buses; \$65,000 for a portable bus lift and maintenance shelter; and \$75,000 for fuel storage expansion (Projects); and,

WHEREAS, VCTC desires that City implement the Projects on VCTC's behalf.

NOW THEREFORE THE PARTIES DO AGREE AS FOLLOWS:

I. FUNDING/PROGRAM MANAGEMENT

25. Assignments of Participants: VCTC hereby agrees to engage the City and the City hereby agrees to carry out the work hereinafter described in connection with the administration of PTMISEA funds. The City will be responsible for assuring that the City meets all grant requirements placed on PTMISEA fund recipients.
26. Scope of Services:
 - a. Grant Administration: VCTC shall be responsible to reserve, apply for and receive PTMISEA funds and to be responsible for assuring that VCTC and the City meet all requirements placed on PTMISEA fund recipients.
 - b. Project Implementation: The City shall implement the Projects, as described in the attached grant submittals to the extent that grant funds from VCTC are available pursuant to this Agreement.
27. Duration of Agreement and Authorization to Proceed: The term of this Agreement shall commence when VCTC notifies the City that it has received the PTMISEA funds from the State Controller, and continue until the earlier of the following events: (1) all work on the Project is completed and accepted, all contracts to construct the Projects are closed, and VCTC has approved and paid the final invoice, or (2) the Agreement is terminated by either party after thirty (30) days written notice.

28. Amendments to the Agreement: The provisions of this Agreement may be amended upon written acceptance and ratification of any such amendment by both VCTC and the City.
29. Method of Payment: VCTC, as the grant applicant, upon receipt of the \$2,111,601 of PTMISEA funds approved by Caltrans for the Projects, shall transfer the funds to the City. The City must keep the unexpended funds in a separate interest-bearing account. Any interest that is accrued must be accounted for and used for the Projects. Any Project funds received in excess of the final Project cost, or those found to be owed back to VCTC as a result of a final review or audit, must be refunded to VCTC within twenty (20) days of VCTC invoicing the City.
30. Costs: Under no circumstances will VCTC be responsible for funding the Project in excess of the grant funds and the interest earned thereon.

II. CALTRANS REQUIREMENTS

The City shall note the following provisions apply to PTMISEA grants, and must take all necessary action to ensure its compliance as though it was the grantee directly.

13. Reports: Semi-annual performance reports must be prepared and submitted to VCTC no later than January 31st and July 31st, for the duration of the project performance period, or until all activities are completed and the Projects are formally closed. VCTC will then forward the reports to Caltrans in time for the Caltrans deadline. The semi-annual reporting cycle will start with the June 2011 reporting cycle, and must be submitted on or before July 31, 2011. Failure to submit performance reports could result in the reduction of Project funds, termination, or suspension.

Within five (5) months of the Projects becoming operable, the City shall provide to VCTC a report on actual project performance to projected project performance. Within (11) months of the Projects becoming operable, the City shall provide to VCTC a report regarding the long-term benefits of the Projects.

14. Other Provisions: The City is subject to all policies and provisions as set forth by Caltrans with regard to the PTMISEA and all applicable laws regarding public works projects, including but not limited to, contract bid procedures and the payment of prevailing wages.
15. Grant Performance Period: Funds allocated under this grant shall be expended by July 30, 2014. Funds remaining unexpended thereafter shall revert to Caltrans.

III. OTHER PROVISIONS

9. Indemnification: The City shall protect, defend, indemnify, and hold harmless VCTC, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of the City or its officers, agents, or servants as a result of any act or omission by the City in its performance pursuant to this Agreement.

VCTC shall protect, defend, indemnify, and hold harmless the City, its officers, agents, servants, and employees, from any and all liability arising out of, or caused by, any act or omission of VCTC or its officers, agents, or servants as a result of any act or omission by VCTC in its performance pursuant to this Agreement.

The obligations of the City and VCTC in these indemnity provisions survive the expiration or earlier termination of this agreement.

10. Insurance: With respect to performance of work under the Project Agreement, the City shall ensure that its contractors maintain insurance as described below:

Worker's Compensation Insurance – the City's contractors shall maintain, during the life of the Projects, Workers' Compensation Insurance for any contractor or subcontractor employees employed at the sites of projects. In case any class of employees engaged in work under this Agreement at the site of the Project is not protected under any Workers' Compensation law, the City shall provide or

shall cause each contractor and subcontractor to provide, adequate insurance for the protection of employees not otherwise protected. The City hereby agrees to indemnify VCTC for any damage resulting to it from failure of any City contractor or subcontractor to take out or maintain such insurance.

Public Liability and Property Damage Insurance. The City is self-insured and/or has excess insurance as allowed by law at least up to the limits provided herein. The City's contractors, if any, shall take out and maintain during the life of this Agreement such public liability and property damage insurance as shall insure VCTC, its elective and appointive boards, commissions, officers, agents, and employees, and any VCTC contractor or subcontractor performing work covered by this Agreement from claims for damages for personal injury, including death, as well as from claims for property damage which may arise from the City's or any contractors or subcontractors operations hereunder, or by anyone directly or indirectly employed by any contractor or subcontractor, and the amounts of such insurance shall be as follows:

(1) Public Liability Insurance. In an amount not less than \$2,000,000 for injuries, including, but not limited to death, to any one person and, subject to the same limit for each person, in an amount not less than \$4,000,000 on account of any one occurrence:

(2) Property Damage Insurance In an amount of not less than \$1,000,000 for damage to the property of each person on account of any one occurrence.

CITY OF THOUSAND OAKS

VENTURA COUNTY TRANSPORTATION
COMMISSION

Mayor

William Fulton
Chairman

Approved as to Form

Approved as to Form

Scott Mitnick
City Manager

Darren M. Kettle
Executive Director

City Attorney

Mitchel B . Kahn
General Counsel

Attachment

PTMISEA Allocation Request
Rev. 6/09

Public Transportation Modernization, Improvement and Service Enhancement Program (PTMISEA) PROJECT DESCRIPTION AND ALLOCATION REQUEST

	Ventura County Transportation Commission
Regional Entity:	
Project Lead*: Ventura County Transportation Com.	County: Ventura
Project Title: Thousand Oaks Transit Center Expansion	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signed cover letter.]

Title: Executive Director

Agency: Ventura County Transportation Commission

Date: April 16, 2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or attach a separate officially signed letter providing that information.

Name:

Signature:

Title:

Agency:

Date:

Amount:

**PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST**

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:	\$1,250,000		
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$0		
 Total Project Allocation Request:	\$0	\$1,250,000	\$0
Project Title:	Thousand Oaks Transit Center Expansion		
Project Location/Address:	Thousand Oaks/Ventura County		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: <u>Ventura County Transportation Commission</u>	<i>Legislative District Numbers</i>	
Contact: <u>Peter DeHaan</u>	Assembly: <u>37</u>	
Contact Phone #: <u>805-642-1591 x106</u>	Senate: <u>19</u>	
Email Address: <u>pdehaan@coventura.org</u>	Amount:	Congressional: <u>24</u>
Address: <u>950 County Square Drive, Suite 207</u>	\$ <u>1,250,000</u>	Fund Type: <u>GC 8879.55(a)(2)/PUC</u>
<u>Ventura, CA 93003</u>	\$ _____	<u>99313</u>

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount :	Fund Type:
Contact: _____	\$ _____	_____
Contact Phone #: _____	\$ _____	_____
Email Address: _____		
Address: _____		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____
TOTAL	\$0	_____

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check only 1 box that best fits the description of the project being funded.

☒ Rehabilitation, Safety or Modernization Improvement	☐ Bus Rapid Transit
☐ Capital Service Enhancement or Expansion	☐ Rolling Stock Procurement:
☐ New Capital Project	Expansion
	Rehabilitation
	Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds. Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write here: Expand available parking to add between 60-78 spaces at the intermodal transportation hub in Thousand Oaks. Current available parking for rideshare participants is at capacity. Available parking for regional transit users near capacity. Project seeks to expand available parking, install bike locker facility, and installation of solar cell covered parking covers to generate electricity. Solar power, if determined to be feasible at this location, will be used to offset the Transportation Center power requirement.

b) Useful Life of the Project: 40 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☒ Increase Ridership by 10 %
☒ Reduce Operating/Maintenance Cost by 20 %
☐ Reduce Emissions by %
☐ Increase System Reliability by %

b) Please summarize and describe any other benefits:

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	7/1/2010
CEQA/ Environmental Compliance	2/1/2011
End Project Approval & Environmental Document Phase	4/1/2011
Begin Plans, Specifications & Estimates Phase	1/1/2010
End Plans, Specifications & Estimates Phase	4/1/2011
Begin Right of Way Phase	N/A
End Right of Way Phase	N/A
Begin Construction Phase (Contract Award)	8/30/2011
End Construction Phase (Contract Acceptance)	5/30/2012
Begin Vehicle/Equipment Order (Contract Award)	N/A
End Vehicle/Equipment Order (Contract Acceptance)	N/A
Begin Closeout Phase	7/1/2012
End Closeout Phase	10/30/2012

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES
☒ NO

If yes, please describe the source of the money and provide an estimate of the amount:

Estimate: \$

**Public Transportation Modernization, Improvement and
Service Enhancement Program (PTMISEA)
PROJECT DESCRIPTION AND ALLOCATION REQUEST**

Regional Entity: VCTC	
Project Lead: Ventura County Transportation Com.	County: Ventura
Project Title: Thousand Oaks Transit Operations Center Bus Parking	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signed cover letter.]

Title: Executive Director

Agency: Ventura County Transportation Commission

Date: 4/16/2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date:

Amount:

**PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST**

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:		\$150,000	\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$0	0	\$
Total Project Allocation Request:	\$0	\$150,000	\$0
Project Title:	Thousand Oaks Transit Operations Center Bus Parking		
Project Location/Address:	Thousand Oaks/Ventura County		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: <u>Ventura County Transportation Commission</u>	Legislative District Numbers
Contact: <u>Peter DeHaan</u>	Assembly: <u>37</u>
Contact Phone #: <u>805-642-1591 x106</u>	Senate: <u>19</u>
Email Address: <u>pdehaan@govventura.org</u>	Congressional: <u>24</u>
Address: <u>950 County Square Drive, Suite 207</u>	Amount: <u>\$150,000</u>
<u>Ventura, CA 93003</u>	Fund Type: <u>GC 8879.55(a)(2)/PUC 99313</u>

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact: _____	\$ _____	_____
Contact Phone #: _____	\$ _____	_____
Email Address: _____		
Address: _____		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____
TOTAL	\$0	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check **only 1** box that best fits the description of the project being funded.

- | | |
|--|---|
| ☐ Rehabilitation, Safety or Modernization Improvement | ☐ Bus Rapid Transit |
| ☐ Capital Service Enhancement or Expansion | ☐ Rolling Stock Procurement: |
| ☒ New Capital Project | ☐ Expansion |
| | ☐ Rehabilitation |
| | ☐ Replacement |

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write here: Construction of new dedicated bus parking area at Municipal Service Center to include solar cell covered parking covers for power generation and new CNG fueling terminals.

b) Useful Life of the Project: 40 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☒ Increase Ridership by 5 %
☒ Reduce Operating/Maintenance Cost by 10 %
☐ Reduce Emissions by %
☒ Increase System Reliability by 10 %

b) Please summarize and describe any other benefits: Provides for secure parking of buses with limited access. Increases capacity to fuel buses making system available to other operators in the event of an emergency. Provides off street parking for bus drivers and increases useful life of vehicles and reduces maintenance costs since vehicles will be parked under cover.

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	1/1/2010
CEQA/ Environmental Compliance	10/1/2010
End Project Approval & Environmental Document Phase	11/1/2010
Begin Plans, Specifications & Estimates Phase	1/1/2010
End Plans, Specifications & Estimates Phase	8/30/2010
Begin Right of Way Phase	N/A
End Right of Way Phase	N/A
Begin Construction Phase (Contract Award)	1/1/2011
End Construction Phase (Contract Acceptance)	2/1/2012
Begin Vehicle/Equipment Order (Contract Award)	N/A
End Vehicle/Equipment Order (Contract Acceptance)	N/A
Begin Closeout Phase	3/1/2012
End Closeout Phase	6/30/2012

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐
☒

YES

NO

If yes, please describe the source of the money and provide an estimate of the amount:

Estimate: \$

**Public Transportation Modernization, Improvement and
Service Enhancement Program (PTMISEA)
PROJECT DESCRIPTION AND ALLOCATION REQUEST**

	Regional Entity: VCTC
Project Lead*: Ventura County Transportation Com.	County: Ventura
Project Title: Thousand Oaks Transit Replacement Buses	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signed cover letter.

Title: Executive Director

Agency: Ventura County Transportation Commission

Date: April 16, 2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date:

Amount:

**PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST**

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:		\$571,601	\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:		\$	\$
Total Project Allocation Request:	\$0	\$571,601	\$0
Project Title:	Thousand Oaks Transit Replacement Buses		
Project Location/Address:	Thousand Oaks/Ventura County		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: <u>Ventura County Transportation Commission</u>	<i>Legislative District Numbers</i>	
Contact: <u>Peter DeHaan</u>	Assembly: <u>37</u>	
Contact Phone #: <u>805-642-1591 x106</u>	Senate: <u>19</u>	
Email Address: <u>pdehaan@govventura.org</u>	Amount:	Congressional: <u>24</u>
Address: <u>950 County Square Drive, Suite 207</u>	\$ <u>\$571,601</u>	Fund Type: GC 8879.55(a)(2)/PUC 99313
<u>Ventura, CA 93003</u>	\$ _____	_____

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact: _____	\$ _____	_____
Contact Phone #: _____	\$ _____	_____
Email Address: _____		
Address: _____		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____
TOTAL	\$0	_____

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check only 1 box that best fits the description of the project being funded.

☐ Rehabilitation, Safety or Modernization Improvement	☐ Bus Rapid Transit
☐ Capital Service Enhancement or Expansion	☒ Rolling Stock Procurement:
☐ New Capital Project	Expansion
	Rehabilitation
	X Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write here: Provide for two replacement buses for aging stock. 2 Buses, 40 foot, 32 passenger (seated), fully ADA compliant (ramp), CNG.

b) Useful Life of the Project: 12 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☐ Increase Ridership	by <u> </u> %
☒ Reduce Operating/Maintenance Cost	by <u>20</u> %
☒ Reduce Emissions	by <u><5</u> %
☒ Increase System Reliability	by <u>50</u> %

b) Please summarize and describe any other benefits:

Bus to be replaced are no longer manufactured and are difficult to keep running. Replacement buses will ensure an adequate supply of spares are available.

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	N/A
CEQA/ Environmental Compliance	N/A
End Project Approval & Environmental Document Phase	N/A
Begin Plans, Specifications & Estimates Phase	9/1/2010
End Plans, Specifications & Estimates Phase	12/31/2010
Begin Right of Way Phase	N/A
End Right of Way Phase	N/A
Begin Construction Phase (Contract Award)	N/A
End Construction Phase (Contract Acceptance)	N/A
Begin Vehicle/Equipment Order (Contract Award)	5/1/2011
End Vehicle/Equipment Order (Contract Acceptance)	7/1/2011
Begin Closeout Phase	4/1/2013
End Closeout Phase	7/1/2013

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES
☒ NO

If yes, please describe the source of the money and provide an estimate of the amount:

Estimate: \$

**Public Transportation Modernization, Improvement and
Service Enhancement Program (PTMISEA)
PROJECT DESCRIPTION AND ALLOCATION REQUEST**

	Regional Entity: VCTC
Project Lead: Ventura County Transportation Com.	County: Ventura
Project Title: Thousand Oaks Transit Portable Bus Lift and Storage Shelter	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signed cover letter.]

Title: Executive Director

Agency: Ventura County Transportation Commisison

Date: April 16, 2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date:

Amount:

**PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST**

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:		\$65,000	\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$0	\$	\$
Total Project Allocation Request:	\$0	\$65,000	\$0
Project Title:	Thousand Oaks Transit Portable Bus Lift and Storage Shelter		
Project Location/Address:	Thousand Oaks/Ventura County		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: Ventura County Transportation Commission	Legislative District Numbers	
Contact: Peter DeHaan	Assembly: 37	
Contact Phone #: 805-642-1591 x106	Senate: 19	
Email Address: pdehaan@govventura.org	Congressional: 24	
Address: 950 County Square Drive, Suite 207	Amount: \$65,000	Fund Type: GC 8879.55(a)(2)/PUC 99313
Ventura, CA 93003	\$	

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact:	\$	
Contact Phone #:	\$	
Email Address:		
Address:		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
	\$	
	\$	
	\$	
TOTAL	\$0	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check **only 1** box that best fits the description of the project being funded.

☒ Rehabilitation, Safety or Modernization Improvement	☐ Bus Rapid Transit
☐ Capital Service Enhancement or Expansion	☐ Rolling Stock Procurement:
☐ New Capital Project	Expansion
	Rehabilitation
	Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write here: Purchase of portable heavy duty bus lift and storage shelter for equipment when not in use. Current fleet shop only has a single interior lift available for bus maintenance. Often two or more bus require maintenance at the same time. The purchase of a portable lift system will allow this to take place as weather permits. Since there is no available storage inside the fleet shop, and exterior storage facility needs to be constructed to ensure equipment is secure and to maximize it's useful life.

b) Useful Life of the Project: 10 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☒ Increase Ridership	by <u> 5 </u> %
☒ Reduce Operating/Maintenance Cost	by <u> 10 </u> %
☐ Reduce Emissions	by <u> </u> %
☒ Increase System Reliability	by <u> 20 </u> %

b) Please summarize and describe any other benefits:

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	N/A
CEQA/ Environmental Compliance	N/A
End Project Approval & Environmental Document Phase	N/A
Begin Plans, Specifications & Estimates Phase	N/A
End Plans, Specifications & Estimates Phase	N/A
Begin Right of Way Phase	N/A
End Right of Way Phase	N/A
Begin Construction Phase (Contract Award)	N/A
End Construction Phase (Contract Acceptance)	N/A
Begin Vehicle/Equipment Order (Contract Award)	8/1/2010
End Vehicle/Equipment Order (Contract Acceptance)	10/1/2010
Begin Closeout Phase	N/A
End Closeout Phase	N/A

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?	☐ YES
	☒ NO
If yes, please describe the source of the money and provide an estimate of the amount:	Estimate: \$ <u> </u>

**Public Transportation Modernization, Improvement and
Service Enhancement Program (PTMISEA)
PROJECT DESCRIPTION AND ALLOCATION REQUEST**

	Regional Entity: VCTC
Project Lead: Ventura County Transportation Com.	County: Ventura
Project Title: Thousand Oaks Transit CNG Storage Expansion	

I certify the scope, cost, schedule, and benefits as identified in the attached Project Description and Allocation Request (Request) and attachments are true and accurate and demonstrate a fully funded operable project. I understand the Request is subject to any additional restrictions, limitations or conditions that may be enacted by the State Legislature, including the State's budgetary process, which may effect the amount of bond proceeds received by the project sponsor now and in the future. Project sponsors may need to consider alternative funding sources if bond proceeds are not available. In the event the project cannot be completed as originally scoped, scheduled and estimated, or the project is terminated prior to completion, project sponsor shall, at its own expense, ensure that the project is in a safe and operable condition for the public. I understand this project will be monitored by the California Department of Transportation -- Division of Mass Transportation.

Name: Darren M. Kettle

Signature: [See signed cover letter.]

Title: Executive Director

Agency: Ventura County Transportation Commission

Date: April 16, 2010

*If this project includes funding from more than one project sponsor, the project sponsor above becomes the "recipient agency" and the additional contributing project sponsor(s) must also sign and state the amount and type of PTMISEA funds (GC Section 8879.55(a)(2) and/or Section 8879.55(a)(3)) contribution. Sign below or **attach a separate officially signed letter providing that information.**

Name:

Signature:

Title:

Agency:

Date:

Amount:

**PTMISEA PROJECT DESCRIPTION
AND ALLOCATION REQUEST**

	7/8	8/9	9/10
Request Amount per GC 8879.55(a)(2)/PUC 99313:		\$75,000	\$
Request Amount per GC 8879.55(a)(3)/PUC 99314:	\$0	\$	\$
Total Project Allocation Request:	\$0	\$75,000	\$0
Project Title:	Thousand Oaks Transit CNG Storage Expansion		
Project Location/Address:	Thousand Oaks/Ventura County		

Table 1: Project Lead/Recipient Agency Information

Project Lead/ Recipient Agency: <u>Ventura County Transportation Commission</u>	Legislative District Numbers	
Contact: <u>Peter DeHaan</u>	Assembly: <u>37</u>	
Contact Phone #: <u>805-642-1591 x106</u>	Senate: <u>19</u>	
Email Address: <u>pdehaan@govventura.org</u>	Amount:	Congressional: <u>24</u>
Address: <u>950 County Square Drive, Suite 207</u>	\$ <u>\$75,000</u>	Fund Type: GC 8879.55(a)(2)/PUC 99313
<u>Ventura, CA 93003</u>	\$ _____	

Table 2: Contributing PTMISEA-Eligible Project Sponsor Information

PTMISEA Contributors:	Amount:	Fund Type:
Contact: _____	\$ _____	_____
Contact Phone #: _____	\$ _____	_____
Email Address: _____		
Address: _____		
Other PTMISEA Contributors (Attach sheet with contact info)	Amount:	Fund Type:
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____
TOTAL	\$0	

(*Contributing project sponsors attach signed letters of verification as to amount and eligibility or sign cover page)

Table 3: Project Category

Check only 1 box that best fits the description of the project being funded.

☒ Rehabilitation, Safety or Modernization Improvement	☐ Bus Rapid Transit
☐ Capital Service Enhancement or Expansion	☐ Rolling Stock Procurement:
☐ New Capital Project	☐ Expansion
	☐ Rehabilitation
	☐ Replacement

Table 4: Project Summary

a) Describe the project (or minimum operable segment) for which you are applying for funds Attach additional sheets if necessary. If the application is for the purchase of vehicles or rolling stock, please include information on number of vehicles, size, passenger count, accessibility, and fuel type:

Write here: Increase storage capacity of CNG tanks to allow for increased fueling capacity needs associated with additional CNG DAR vehicles and future expansion of bus fleet and relocation and expansion of dedicated fueling stations for buses.

b) Useful Life of the Project: 20 years

Table 5: Description of Major Benefits/Outcomes

a) Please check appropriate Benefit/Outcome:

☐ Increase Ridership by %
☒ Reduce Operating/Maintenance Cost by 5 %
☐ Reduce Emissions by %
☒ Increase System Reliability by 20 %

b) Please summarize and describe any other benefits: Increase in capacity will ensure continued operational capabilities in the event of supply shortages due to disaster or other event. Increased storage capacity will allow for facility to be used by other operators in the event of an emergency.

Table 6: Project Schedule

	Date
Begin Project Approval & Environmental Document Phase	1/1/2010
CEQA/ Environmental Compliance	10/1/2010
End Project Approval & Environmental Document Phase	11/1/2010
Begin Plans, Specifications & Estimates Phase	1/1/2010
End Plans, Specifications & Estimates Phase	8/30/2010
Begin Right of Way Phase	N/A
End Right of Way Phase	N/A
Begin Construction Phase (Contract Award)	1/1/2011
End Construction Phase (Contract Acceptance)	3/1/2011
Begin Vehicle/Equipment Order (Contract Award)	11/1/2010
End Vehicle/Equipment Order (Contract Acceptance)	1/1/2011
Begin Closeout Phase	3/1/2012
End Closeout Phase	6/30/2012

Table 7: Tax Compliance Information

Is it reasonably anticipated that any money will be derived at any point in the future as a result of the project that will be paid to the State?

☐ YES
☒ NO

If yes, please describe the source of the money and provide an estimate of the amount:

Estimate: \$



Item #12

February 4, 2011

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION

FROM: SALLY DEGEORGE, FINANCE DIRECTOR

**SUBJECT: TRANSPORTATION DEVELOPMENT ACT,
LOCAL TRANSPORTATION FUND,
DRAFT APPORTIONMENT FOR FISCAL YEAR 2011/2012**

RECOMMENDATION:

- Adopt the Local Transportation Fund Draft Apportionment for Fiscal Year 2011/2012 apportioning \$29.4 million including increasing reserves to \$1.5 million as shown in Attachment 1.

BACKGROUND:

Each year the Ventura County Transportation Commission (Commission) is responsible for apportioning the quarter cent statewide sales tax funds that accrue to Ventura County under the State Transportation Development Act (TDA) Local Transportation Fund (LTF). Eligible uses of LTF funds include Commission administration (amount determined by the Commission), County administration fees, Commission planning activities (capped at 2% of the total), bicycle and pedestrian projects (capped at 2% after administrative and planning costs are deducted) with the remainder going to fund transit and if all transit needs are met, to street and road projects. Staff works with the County Auditor-Controller to determine the estimated fund balance for the upcoming fiscal year and the projected sales tax revenue. These funds are then apportioned by population and allocated throughout the fiscal year as receipts are received.

VCTC staff received the Fiscal Year 2011/2012 Local Transportation Fund sales tax receipts estimate from the County Auditor Controller who projects that sales tax receipts for Fiscal Year 2011/2012 will be \$25.6 million (see Attachment 2). The County Auditor Controller's office also increased their estimate for Fiscal Year 2010/2011 from \$22.9 million to \$25.6 million, an increase of \$2.7 million.

At the end of Fiscal Year 2009/2010 the economy's precipitous decline flattened out leaving the LTF fund with a \$1.9 million increase over the original County estimate at June 30, 2010. These funds along with the additional estimate of \$2.7 million in receipts for Fiscal Year 2010/2011 mentioned above and the \$.6 million contingency reserve will leave the Local Transportation Fund an estimated beginning balance of approximately \$5.3 million. This larger than normal beginning fund balance will provide a one-time spike in funds to be apportioned.

The Commission approves the apportionment in advance of the Fiscal Year. The Commission has maintained a reserve of \$600,000 to buffer the estimate used for apportionment. However, these last few years of economic turmoil have demonstrated that this amount is too small as VCTC had to reapportion the LTF revenues and reduce the amounts passed-through to local agencies as shown below:

Fiscal Year	Original Apportionment	1st Revision	2nd Revision	Change
2010/2011	22,900,000			
2009/2010	25,800,000	22,900,000		(2,900,000)
2008/2009	30,900,000	29,000,000	27,000,000	(3,900,000)
2007/2008	31,800,000	30,900,000		(900,000)

The Commission has discussed in previous meetings that when revenues increased there may be an opportunity to increase the reserve amount. By maintaining a larger reserve, VCTC will be able to “smooth out” the sales tax fluctuations lowering the possibility of revised apportionments and/or reducing the reapportionment amount if one is still required. Similar to other agencies who apportion for the entire year (see below), staff proposes to begin increasing the reserve by raising the amount from \$600,000 to \$1,500,000 which is 5.9% of estimated sales tax receipts and 6.2% of funds apportioned to local agencies.

Agency	Reserve	TDA to Local Agencies
Riverside County Transportation Commission	10% of local apportionment	\$62.2 million FY 11/12 \$6.2 million reserve
San Bernardino Associated Governments	\$4 million (7-10% of revenues)*	\$52.1 million FY 10/11 \$ 2 million reserve*
Santa Barbara County Association of Governments	No reserve, apportion monthly	\$12.9 million FY 10/11 \$0 reserve
Kern Council of Governments	No reserve, apportion monthly	\$23.1 million FY 10/11 \$0 reserve
<i>Ventura County Transportation Commission- Proposed</i>		<i>\$26.8 million FY 11/12 \$1.5 million</i>

*SanBAG reduced the reserve for FY 10/11 from \$4 million to \$2 million to temporarily reduce the reduced revenues. Expects to return to higher reserve in FY 11/12

The Fiscal Year 2011/2012 LTF Draft apportionment of \$29,400,000 (as shown in Attachment 1) includes the following allocations:

- \$1,988,000 Article 3 funds for Commission use:
 - \$400,000 for Metrolink rail purposes continuing to maximize LTF funds provided to local jurisdictions for transit and street and road projects by utilizing other funds, primarily State Transit Assistance (STA) funds.
 - \$588,000 for planning activities which include Regional Transportation Planning, Regional Transit Planning, Highway Project Management.
 - \$1,000,000 placeholder for administration of Commission activities including ADA and Senior projects, Go Ventura Smartcard, Nextbus, Grant Administration, Transit Information Center, TDA Administration, Transportation Improvement Program, Program Monitoring as well as supporting the Commission's office administration and management.
- \$15,000 Article 3 funds for the County Auditor-Controller's administrative costs.
- \$555,940 Article 3 funds for Bicycle and Pedestrian projects.
- \$26,841,060 (an increase of \$5,956,417 from Fiscal Year 2010/2011) for apportionment to Articles 4 and 8 for Transit and Street and Road projects based on the Department of Finance 2009 population numbers.

The Final apportionment will be presented to the Commission in June and will be adjusted for the updated 2010 population figures and the Final Fiscal Year 2011/2012 VCTC Budget.

Attachment 1

**VENTURA COUNTY TRANSPORTATION COMMISSION
TDA LOCAL TRANSPORTATION FUND DRAFT APPORTIONMENT
FISCAL YEAR 2011/2012**

			DRAFT		
			FY 2011/2012	FY 2010/2011	
			Apportionment	Apportionment	Change
Estimated Unapportioned Fund Balance			5,300,000	600,000	4,700,000
Contingency Reserve			-1,500,000	-600,000	-900,000
Estimated Annual LTF Receipts			25,600,000	22,900,000	2,700,000
Total Funds Available			29,400,000	22,900,000	6,500,000
Auditor's Administrative Costs			15,000	14,700	300
VCTC Administrative Costs			1,000,000	708,277	291,723
VCTC Planning Costs			588,000	458,000	130,000
Subtotal			27,797,000	21,719,023	6,077,977
Article 3 Bikeway/Pedestrian Fund			555,940	434,380	121,560
Subtotal			27,241,060	21,284,643	5,956,417
Article 3 Commuter Rail			400,000	400,000	0
Total to be Apportioned			26,841,060	20,884,643	5,956,417
			DRAFT		
Article 4 and Article 8 Apportionments			FY 2011/2012	FY 2010/2011	
by Agency	Population	Pop %	Apportionment	Apportionment	Change
Camarillo	66,690	7.89%	2,119,099	1,648,840	470,259
Fillmore	15,787	1.87%	501,638	390,317	111,321
Moorpark	37,576	4.45%	1,193,991	929,027	264,964
Ojai	8,226	0.97%	261,384	203,380	58,004
Oxnard	200,004	23.68%	6,355,198	4,944,889	1,410,309
Port Hueneme	21,887	2.59%	695,467	541,133	154,334
San Buenaventura	109,946	13.02%	3,493,574	2,718,300	775,274
Santa Paula	30,048	3.56%	954,786	742,905	211,881
Simi Valley	126,902	15.02%	4,032,357	3,137,519	894,838
Thousand Oaks	130,209	15.41%	4,137,438	3,219,280	918,158
Ventura County - Unincorporated	97,438	11.54%	3,096,128	2,409,053	687,075
Total	844,713	100.00%	26,841,060	20,884,643	5,956,417

Attachment 2

CHRISTINE L. COHEN
AUDITOR-CONTROLLER
County of Ventura
800 South Victoria Avenue
Ventura, CA 93009-1540



CHIEF DEPUTIES
LOUISE WEBSTER
SANDRA BICKFORD
BARBARA BEATTY
JOANNE McDONALD

January 10, 2011

Mr. Darren Kettle, Executive Director
Ventura County Transportation Commission
950 County Square Drive
Ventura, CA 93003

SUBJECT: LOCAL TRANSPORTATION FUND FY 2011-12 ESTIMATES

Dear Mr. Kettle:

The Auditor-Controller's conservative estimate of the Local Transportation Fund (LTF) revenues for fiscal year 2011-12 is \$25.6 million based on no current projected growth. As you are aware, projections are very uncertain given the current economic climate and state budget shortfalls. It may be prudent to budget a contingency account to be allocated midyear if projections remain strong. We will continue to review this projection as additional information becomes available and will issue a revised forecast if necessary. In addition, we are monitoring the cash situation at the State level for any impact on the receipt of these funds.

For FY 2010-11 we had projected a range between \$22.9 and \$23.3 million. This estimate is currently revised to \$25.6 million. In addition, based on the allocation schedule provided by your office, we estimate that approximately \$65,170 in interest will be earned by the fund during fiscal year 2010-11 and be available for allocation in the subsequent fiscal year. Any changes in the timing of allocations will affect the estimated interest amount.

Based on revised revenue estimates of \$25.6 million, budgeted allocations of \$22.9 million and interest of \$65,170 we project a LTF fund balance at June 30, 2011 of approximately \$5,356,000. (see Attachment I).

The Auditor-Controller's estimated LTF administrative costs for fiscal year 2011-12 are \$15,000.

We will continue to monitor growth trends and will notify you in the event of a significant change in projected revenues.

If you have any questions, please contact Joanne McDonald at (805) 654-3191.

Sincerely,


CHRISTINE L. COHEN
Auditor-Controller

Enclosure

Phone: (805) 654-3151 Fax: (805) 654-5081 auditor.countyofventura.org christine.cohen@ventura.org

ATTACHMENT 1

COUNTY OF VENTURA
AUDITOR-CONTROLLER
LOCAL TRANSPORTATION FUND
PROJECTED ACTIVITY AND FUND BALANCE
AS OF JUNE 30, 2011

Audited Fund Balance as of June 30, 2010	\$	2,570,057	
Reversal of FY10 Fair Value adjustment		<u>(9,977)</u>	
Subtotal:			2,560,080
ADD:			
FY 10-11 Actual LTF Receipts as of December 31, 2010	\$	13,116,700	
Projected LTF receipts for remainder of FY 10-11		<u>12,513,602</u>	
Subtotal: (A)			25,630,302
FY 10-11 interest earnings apportioned as of December 31, 2010	\$	12,263	
Projected interest earnings for the remainder of FY 10-11		<u>52,907</u>	
Total Interest (B)			<u>65,170</u>
Funding Available	\$		<u>28,255,552</u>
LESS:			
FY 10-11 allocations as of December 31, 2010	\$	7,345,448	
Projected allocations for the remainder of FY 10-11(C)		<u>15,554,552</u>	
Subtotal:			<u>22,900,000</u>
Projected Fund Balance as of June 30, 2011	\$		<u>5,355,552</u>

(A) FY 10-11 projected LTF receipts are based on FY10-11 actual receipts through December, 2010.

(B) Based on actual first quarter earnings and projected second, third, and fourth quarter earnings.

(C) Based on VCTC FY 10-11 Transportation Development Act (TDA) allocations adopted on June 4, 2010.



Item #13

February 4, 2011

MEMO TO: VENTURA COUNTY TRANSPORTATION COMMISSION
FROM: PETER DE HAAN, PROGRAMMING DIRECTOR
SUBJECT: HR 304 (GALLEGLY) RAILROAD LIABILITY CAP LEGISLATION

RECOMMENDATION:

- Adopt Watch position on HR 304.

BACKGROUND:

At the October, 2010 meeting, the Commission adopted a Watch position on HR 6150, a bill introduced by Congressman Elton Gallegly to amend the Amtrak Act of 1997 to increase the maximum liability for railroad accidents from \$200 million to \$500 million, applicable to cases of gross negligence only. (The Southern California Regional Rail Authority, or Metrolink, and the Los Angeles County Metropolitan Transportation Authority adopted Oppose – Work with Author positions.) Congressman Gallegly has now introduced a similar bill, HR 304, for the new Congress.

HR 304 increases the liability cap from \$200 million to \$275 million in cases of willful misconduct or gross negligence. As with the prior bill, HR 304 would be retroactive to September, 2008. The bill also includes a provision that the increase in the cap does not apply to public agencies. However, it is doubtful the attempted separation of public from private entities could actually work in the case of commuter rail given that Metrolink is a co-signatory with private entities on insurance policies, and in many cases public commuter rail agencies must assume risk in order to operate. In addition, it can be expected that private entities will somehow pass along the costs to public agencies. Staff recommends the Commission adopt a Watch position consistent with its position on HR 304.



Item #14

February 4, 2011

MEMO TO: Ventura County Transportation Commission

FROM: VCTC Administrative Committee
Darren M. Kettle, Executive Director

SUBJECT: Administrative Code Amendment – Citizen Member Term

RECOMMENDATION:

- Adopt Ordinance 2011-01 amending the Administrative Code establishing a 4 year term for Commission's two (2) Citizen members.

BACKGROUND:

The Commission was created by State Law in 1988, and began operations in 1989. The Commission was originally created as a representative body which required that the City Select Committee select City representatives and a citizen member to the Commission. In 2005, the law that created the Commission was amended to include a city representative from each city council in the County, the five members of the Board of Supervisors and two citizen members, one to be selected by the Board of Supervisors and one by the City Select Committee. The law set a term for the elected official members as either no longer holding office or replaced by their respective city council. The term for the citizen members was left silent. The Commission's Administrative Code also has not addressed the length of term for the citizen member. At the Commission's September 2010 meeting, during a discussion on a separate Administrative Code topic, staff and VCTC Counsel were requested to develop an amendment to the Code to establish a term for the two public members.

The draft amendment attached sets the term of both citizen members at staggered four year terms with the Citizen member selected by the City Select Committee term commencing February 1, 2013 and the Citizen member selected by the County Board of Supervisors term commencing February 1, 2015. The current Citizen members would retain their seat until January 31, 2013 and January 31, 2015, respectively. A seated citizen member would be eligible for reappointment. Lastly, the amendment would deem a Citizen seat vacated after three (3) consecutive unexcused absences.

The Commission's Administrative Committee reviewed the draft amendment and requested that the City Select Committee be consulted prior to final Commission action. Representatives from City Select Committee suggested some minor modifications that have been incorporated into this version of Administrative Code Amendment.

ORDINANCE 2011-01

AN ORDINANCE OF THE VENTURA COUNTY TRANSPORTATION COMMISSION, A COUNTY TRANSPORTATION COMMISSION CREATED PURSUANT TO THE LAWS OF THE STATE OF CALIFORNIA ("VCTC"), FOR ITSELF, AND IN ITS CAPACITY AS THE VENTURA COUNTY AIRPORT LAND USE COMMISSION ("ALUP"), AS THE VENTURA COUNTY SERVICE AUTHORITY FOR FREEWAY EMERGENCIES ("SAFE"), AND AS THE CONSOLIDATED TRANSPORTATION SERVICE AGENCY FOR VENTURA COUNTY ("CTSA") AND THE VENTURA COUNTY CONGESTION MANAGEMENT AGENCY ("CMP"), AMENDING THE ADMINISTRATIVE CODE

I. VCTC, ALUP, SAFE, CTSA and CMP (hereinafter, collectively, "VCTC") hereby find as follows:

A. Public Utilities Code section 130105, subsection (b), requires the VCTC Administrative Code to be adopted by ordinance.

B. That portion of the VCTC Administrative Code relating to the VCTC membership and requires an amendment to establish terms of office for the two citizen members.

II. THEREFORE, VCTC does hereby ordain as follows:

The VCTC Administrative Code is hereby amended at Article II, Section B, as set forth in Exhibit A attached hereto and incorporated by this reference.

III. The VCTC Administrative Code, as amended, shall become effective upon the date of the adoption of this Ordinance.

IV. The Chair shall execute this Ordinance and the Clerk of the Commission shall attest to its adoption and the signature of the Chair.

Adopted this ____ day of _____, at Camarillo, California.

William Fulton, Chair

Approved as to Content:

Approved as to Form:

Darren Kettle, Executive Director

Mitchel B. Kahn, General Counsel

ORDINANCE NO. 2011-01

ATTEST:

Donna Cole, Clerk of the Commission

I, Donna Cole, Clerk of the Commission, hereby certifies that the foregoing Ordinance was adopted by the Ventura County Transportation Commission at a regularly scheduled meeting held on _____ upon the motion of Commissioner _____, second by Commissioner _____ and adopted by the following vote of the Commission:

Ayes:

Nays:

Absent:

Abstain:

Dated: _____

Donna Cole, Clerk of the Commission

EXHIBIT A

ARTICLE II. MEMBERSHIP OF VCTC

. . .

ARTICLE II. MEMBERSHIP OF VCTC

B. Terms of Members and Vacancies. Each appointed City Council member of VCTC shall serve until he/she ceases to hold the qualifying elected office or until his/her successor is appointed and qualified, whichever occurs first in time. Each County Board of Supervisor member shall serve until he/she ceases to hold the qualifying elected office. Each vacancy occurring for any reason among the appointed City Council members shall be filled by the city for which the vacancy exists.

Each of the two (2) citizen members shall be appointed to a term of four (4) years commencing with his/her appointment date or until removed from his/her position as specified in this Article, whichever occurs first in time. The term of the current citizen member representing the cities shall terminate January 31, 2013, and the term of the citizen member representing the County shall terminate January 31, 2015. The appointment and removal of the citizen member representing the cities shall require no less than six (6) affirmative votes of the members of the Ventura County City Selection Committee. Citizen members shall be eligible for reappointment.

It is the intent of VCTC that those members representing the cities in Ventura County and the citizen members serve at least one full year before being replaced.

Should a citizen member's seat be vacated prior to the end of a four year term of office, a replacement appointee shall serve the remainder of that unexpired term. A citizen member's seat shall be declared vacated upon the member's third consecutive unexcused absence. Upon the third consecutive unexcused absence, the appointing authority shall be notified by the VCTC Executive Director of the Commission's action to declare the seat vacated.