

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s). _____	<input checked="" type="checkbox"/> Report
<input type="checkbox"/> Res. No(s). _____	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other _____

Prepared By: Martin R. Erickson *MRE*Agenda Item No. N-1Reviewed By: City Manager *KED*City Attorney *AA*Finance *J.C.*

Other (Specify)

DATE: June 6, 2012**TO:** City Council**FROM:** Martin R. Erickson, Special Assistant to the City Manager
City Manager's Office *M. Erickson***SUBJECT:** Consideration of support for the Ventura County Transportation Commission (VCTC's) adopted position on countywide transit and discussion of AB 1778 (Williams).**RECOMMENDATION**

That City Council consider supporting the adopted position of VCTC concerning countywide transit and provide direction to City Manager.

DISCUSSION

In January 2010, SB 716 (Wolk) went into effect. One of SB 716's provisions for Ventura County dictated that by July 1 2014, all Transportation Development Act (TDA) funding would need to be expended on transit. VCTC was encouraged to prepare a countywide transit plan in 2012 to prepare for this. VCTC prepared a regional transit study in cooperation with Ventura County's cities and the County which was adopted by VCTC on April 13, 2012. A key component of the plan was that Gold Coast Transit (GCT) would transition into a west county transit district. Another element of the transit study was to allow flexibility for all cities and the County to use TDA funds for streets and roads purposes if all transit needs were met. From Oxnard City staff's vantage point, although the City has expended all of its TDA funding on transit purposes for the past two years, maintaining flexibility of TDA funds for Article 8 (streets and roads) would be a desirable outcome. VCTC is requesting that each member City of VCTC and the County formally support VCTC's adopted regional transit study.

Assemblymember Das William's bill concerning transit in Ventura County (AB 1778) has passed the Assembly, and is now moving through the Senate (see attachment 1). Assemblymember Williams does not support allowing any continued flexibility in the use of TDA funds. The attached letter from Darren Kettle, Executive Director of VCTC (see attachment 2) outlines potential amendments that VCTC seeks to AB 1778. City staff concurs with these recommendations.

FINANCIAL IMPACT

There is no financial impact at this time as this concerns pending legislation.

Attachment #1 - AB 1778 (Williams) Local transportation funds

Attachment #2 - Letter from VCTC, concerning AB 1778 (Williams) Requested Amendments

AMENDED IN ASSEMBLY MAY 1, 2012
AMENDED IN ASSEMBLY APRIL 17, 2012
AMENDED IN ASSEMBLY MARCH 28, 2012
CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1778

Introduced by Assembly Member Williams

February 21, 2012

An act to amend Section 99232.3 of the Public Utilities Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 1778, as amended, Williams. Local transportation funds.

Existing law requires that revenues from $\frac{1}{4}\%$ of the local sales and use tax rate be transferred to the local transportation fund of each county for allocation, as directed by the transportation planning agency, to various transportation purposes, under what is commonly known as the Transportation Development Act. Existing law specifies the allowable uses for local transportation funds, and generally requires, after certain deductions, that the funds attributed to the area of apportionment of each transit operator be used solely for transit purposes in counties with a population of 500,000 or more as of the 1970 census. However, in counties with a population under 500,000 as of the 1970 census and in certain other counties, these funds may also be used for local streets and roads, if the transportation planning agency finds that there are no unmet transit needs or no unmet transit needs that are reasonable to meet, and for other specified purposes. Existing law, effective July 1, 2014, generally requires a county with a population under 500,000 as of the 1970 census that has a population of 500,000 or more as of the

2000 census or a future census to use funds attributable to the urbanized area of the county solely for transit purposes, except that a city with a population of 100,000 or fewer in an urbanized area in that county would not be so restricted. Existing law provides that the July 1, 2014, requirements and exemptions do not apply to Ventura County, and instead generally requires all local transportation funds in that county to be used for transit purposes as of that date unless a specified report is submitted by the Ventura County Transportation Commission to the transportation committees of the Legislature by December 31, 2011, and a recommended legislative proposal in that report relative to reorganization of transit services and expenditure of these funds is enacted by the end of the 2011–12 legislative session.

This bill would provide that local transportation funds in Ventura County shall be available solely for transit purposes beginning July 1, 2014, as specified. The bill would also provide that any of those funds that remain unencumbered for more than one year, or unexpended for more than 2 years, be returned to the Ventura County Transportation Commission for reapportionment to other transit operators or transit service in proportional amounts based on population, contingent upon specified criteria.

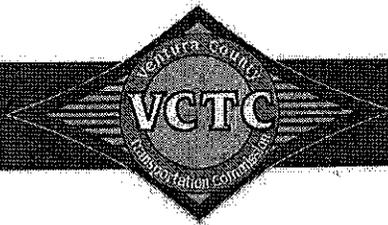
Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 99232.3 of the Public Utilities Code is
- 2 amended to read:
- 3 99232.3. Sections 99232.1 and 99232.2 shall not apply to
- 4 Ventura County.
- 5 (a) Revenues deposited in the local transportation fund in
- 6 Ventura County shall be available for the fiscal year beginning on
- 7 July 1, 2014, and each fiscal year thereafter, solely for claims for
- 8 Article 4 (commencing with Section 99260) and Article 4.5
- 9 (commencing with Section 99275) purposes.
- 10 (b) Funds apportioned pursuant to this section that remain
- 11 unencumbered for more than one year or unexpended for more
- 12 than two years shall be returned to the Ventura County
- 13 Transportation Commission for reapportionment to transit operators
- 14 or consolidated transportation service in proportional amounts
- 15 based on population, if both of the following conditions are met:

- 1 (1) The transit operator or consolidated transportation service
2 is eligible to receive ~~funding in proportional amounts based on~~
3 ~~population~~ *under Article 4 (commencing with Section 99260) and*
4 *Article 4.5 (commencing with Section 99275).*
5 (2) The transit operator or consolidated transportation service
6 did not have any funds returned to the commission under this
7 subdivision in the previous year.

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Ventura County Transportation Commission

April 20, 2012

The Honorable Das G. Williams
Assemblymember
California State Assembly
State Capitol
10 & L Streets
Sacramento, California 95814

RE: AB 1778 Requested Amendments

Dear Assemblymember Williams:

As was communicated in our letter dated March 5, 2012, the Ventura County Transportation Commission (VCTC) at its March 2, 2012 meeting thoroughly reviewed Assembly Bill 1778 and after a lengthy discussion adopted an "Oppose – Unless Amended" position on your measure. The amended version of your bill to be heard on April 23, 2012 in the Assembly Transportation Committee does not address the concerns of the Commission therefore the position of the Commission on AB 1778 will remain unchanged.

As was conveyed in my prior correspondence, the Commission, VCTC staff and consultants have been working diligently since September, 2010 on a comprehensive Regional Transit Study to review various options to potentially reorganize public transportation services in Ventura County. The Commission did adopt a final report for submittal to the Legislature at the Commission meeting of April 13, 2012. This report is the culmination of a nearly two-year study of options for organizing public transportation services for Ventura County and the direction and actions adopted by the Ventura County Transportation Commission pursuant to it. The direction for the study came from two sources: A 2009 Commission workshop on the future of VCTC's own VISTA service and legislative provisions arising out of SB 716 (Wolk), which went into effect January 1, 2010. The Commission believes the proposal adopted by VCTC and being submitted to both the Senate Housing and Transportation Committee and Assembly Transportation Committee best addresses Ventura County public transportation needs at this time.

The Commission respectfully request that you consider amending your legislation to address the priorities identified in the Commission's adopted report to the Legislature. The Report accompanies this letter for your reference. Many of the elements of the Commission's study can be implemented without legislative change however two items do require legislative action and the Commission requests that you consider these as amendments to AB 1778. First, current law requires that as of July 1, 2014 that all Transportation Development Act (TDA) Local Transportation Funds be used for public transit (Article 4 and 4.5 purposes). The Commission requests that you consider amending current law to allow for greater flexibility of TDA funds to meet local transportation priorities including Article 8 street and road claims. Second, while the Commission will not be the sponsor of the amendment, the Report adopted by the Commission does call for supporting legislation establishing a Gold Coast Transit District that would like

consist of members of the existing Gold Coast Transit Joint Powers Authority and potentially other local jurisdictions on a voluntary basis.

Thank you for your consideration. Should you have any questions please do not hesitate to contact me at (805) 642-1591 x 123.

Sincerely,



Darren M. Kettle
Executive Director

cc: Capital Representation Group, Inc.