



## Staff Reports Details (With Text)

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**Title:** Napa Countywide Road Maintenance Act (Measure T) - 2022 Master Funding Agreement

**Sponsors:**

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**Attachments:** 1. ATCH 1 - Resolution, 2. ATCH 2 - Master Funding Agreement with Exhibits A-G

| Date      | Ver. | Action By                        | Action   | Result |
|-----------|------|----------------------------------|----------|--------|
| 5/17/2022 | 1    | CITY COUNCIL OF THE CITY OF NAPA | approved | Pass   |

**To:** Honorable Mayor and Members of City Council

**From:** Julie Lucido, Public Works Director

**Prepared By:** Rosa Corona, Assistant Engineer

### **TITLE:**

Napa Countywide Road Maintenance Act (Measure T) - 2022 Master Funding Agreement

### **RECOMMENDED ACTION:**

Adopt a resolution authorizing the City Manager to execute the Master Funding Agreement with Napa Valley Transportation Authority-Tax Agency.

### **DISCUSSION:**

At the General Election held on November 6, 2012, the voters of Napa County approved a ½-cent sales tax increase known as Measure T, the Napa Countywide Road Maintenance Act of 2012. The Measure T County-wide sales tax began July 1, 2018, implemented by the Napa Valley Transportation Authority - Taxing Authority ("NVTA-TA"), with the tax proceeds to be allocated among all local agencies within the County.

Measure T funding is to be used for maintenance, reconstruction, and/or rehabilitation of streets, roads, and transportation infrastructure within the public right-of-way including but not limited to sidewalks, curb and gutters, curb ramps, lighting, traffic signage, striping, local roadway drainage and intelligent transportation systems.

On February 21, 2018, the City entered into a Master Funding Agreement (Agreement No. C2018-043) with NVTA-TA that outlined funding conditions and procedures necessary for Local Agencies to receive sales tax disbursement.

On March 16, 2022, NVTA-TA adopted an amended Master Funding Agreement; while most revisions are minor in nature (for instance, substituting the term “City” in lieu of “Recipient”) there are several substantive revisions which are as follows:

Section 3. Class I Bike Facility Funding paragraph has been revised to include the following clause: “By January 31<sup>st</sup> of each calendar year, the City must provide a copy of the Equivalent Fund Class I Facilities Expenditure Resolution approved by the City’s governing body, along with backup documentation, showing the qualifying funding spent on Class I facilities for the prior fiscal year.” This revision will result in an additional yearly resolution for the term of the Measure T program. The resolution will certify applicable expenditures for the prior fiscal year and be used by NVTA-TA in the tracking the program participants’ collective contribution towards the required Class I Facility spending over the term of the Measure T program.

Section 4. Maintenance of Effort paragraph has been updated to indicate that the City has completed the process to determine and certify the average maintenance of effort for Fiscal Years 2007-08, 2008-09 and 2009-10 (“baseline years”) and that it was consistent with the criteria set forth in Section 9 of Ordinance No. 2012-01. Maintenance of Effort certifications deadline has been revised to January 31 of the next fiscal year instead of January 1 and a copy of the State Controller’s Street Report is no longer required with the submission of the certificate.

Section 30. Exhibits paragraph has been updated to include the new Exhibit G: Equivalent Fund Spending Resolution Template.

A copy of the Master Funding Agreement is included as Attachment 2 to this staff report. That agreement includes the following exhibits:

Exhibit A - Measure T Ordinance and Expenditure Plan

Exhibit B - Five-Year Project List Template

Exhibit C - Accounting, Reporting and Auditing Guidelines

Exhibit D - Project List Adoption Resolution Template

Exhibit E - Progress Report Template

Exhibit F - Maintenance of Effort Certificate Resolution Template

Exhibit G - Equivalent Fund Spending Resolution Template

City staff will prepare to address these additional annual reporting requirements of the amended Master Funding Agreement. The revisions may require minor adjustments in the schedule of the yearly resolution certifying the Maintenance of Effort.

### **FINANCIAL IMPACTS:**

There are no financial impacts associated with these actions as projects that will be funded by Measure T are eligible for 100% reimbursement of incurred project costs. However, to receive annual allocations, all jurisdictions in the County must collectively demonstrate as a whole that at least six and sixty-seven one-hundredths percent (6.67%) of the value of the Measure T allocations received each year are committed to Class I bike lane project(s) identified in the adopted Countywide Bicycle Plan through funding not derived from this Ordinance.

### **CEQA:**

The Public Works Director has determined that the Recommended Action described in this Agenda Report is not in-and-of-itself a “project” (pursuant to CEQA Guidelines Section 15378) since it does not result in a physical change in the environment.

However, the Recommended Action is part of larger “projects” that will be subject to environmental review in accordance with CEQA at the “earliest feasible time” prior to “approval” consistent with CEQA Guidelines Sections 15004 and 15352. The larger “projects” are various Measure T projects, and staff plans to bring back a CEQA analysis of those projects to Council prior to awarding construction contracts for those projects.

**DOCUMENTS ATTACHED:**

ATCH 1 - Resolution

ATCH 2 - Master Funding Agreement with Exhibits A-G

**NOTIFICATION:**

None.