



CITY COUNCIL AGENDA REPORT

MEETING DATE: JUNE 17, 2008

ITEM NUMBER: _____

SUBJECT: MEASURE M ELIGIBILITY

DATE: JUNE 5, 2008

FROM: PUBLIC SERVICES/ADMINISTRATION DIVISION

PRESENTATION BY: PETER NAGHAVI, DIRECTOR OF PUBLIC SERVICES

FOR FURTHER INFORMATION CONTACT: MELANIE EUSTICE, MANAGEMENT ANALYST AT 714-754-5024

RECOMMENDATION:

1. Approve the City's Maintenance Of Effort (MOE) for Fiscal Year 2008-09. (Attachment 1)
2. Approve the City's Seven-Year Capital Improvement Program for Fiscal Year 2008-09 through Fiscal Year 2014-15. (Attachment 2)
3. Approve the City's Pavement Management Program. (Attachment 3)
4. Approve the Resolution for Master Plan of Arterial Highways (MPAH) Conformance. (Attachment 4)

BACKGROUND:

In November 1990, Orange County voters approved the Revised Traffic Improvement and Growth Management Ordinance, known as Measure M. Measure M implemented a one-half of one percent retail transaction and use tax to fund transportation improvements. The Orange County Board of Supervisors designated the Orange County Transportation Authority (OCTA) as the Local Transportation Authority responsible for administering the revenue from Measure M.

The Measure M sales tax includes an apportionment to local jurisdictions for street maintenance and improvements. This "turn back" is determined by a formula that is based upon population; miles of existing Master Plan of Arterial Highways (MPAH) designated roadways located within the jurisdiction and taxable sales.

In order to qualify for Measure M turn back funds, OCTA must certify local jurisdictions to be in compliance with all of the Measure M funding program requirements. These requirements must also be met in order to qualify for regional funds that are awarded by OCTA on a merit basis. Regional programs include Smart Streets, Intersection Improvements, Transportation Demand Management, Master Plan of Arterial Highways, Regional Interchanges and Growth Management Area Programs.

ANALYSIS:

OCTA requires jurisdictions to meet several requirements on an annual basis in order to be eligible to receive Measure M funds. Fiscal Year (FY) 2008-09 requirements from OCTA include approving a Maintenance Of Effort (MOE); a Seven Year Capital Improvement Program (CIP); a Pavement Management Program (PMP); and a Resolution for Master Plan of Arterial Highways (MPAH) Conformance. Each item is addressed below.

Maintenance Of Effort – The MOE is required to document and assure that the City of Costa Mesa is maintaining a minimum level of funding for annual street and road expenditures from sources other than Measure M funds. Measure M funds for local streets and roads projects may be used to supplement but not replace existing local revenues being used for transportation improvements and programs. Each fiscal year, local jurisdictions must submit a MOE Reporting Form. The FY 2008-09 MOE is identified as Attachment 1.

Seven Year Capital Improvement Plan – The CIP is an extensive list of projects needed to meet and maintain the adopted traffic Level Of Services (LOS) and performance standards, as well as to maintain a satisfactory driving surface. In order for a project to be eligible for Measure M competitive grant funds, it must be identified in the CIP. The CIP FY 2008-09 through FY 2014-15 can be found as Attachment 2.

Pavement Management Program – The PMP is a system to identify the condition, maintenance and rehabilitation of local streets, roads and highways. The document identifies, inventories and assesses the current road conditions; the needed improvements and the estimated costs. OCTA requires local jurisdictions to certify its PMP every two years. The PMP is included as Attachment 3.

Resolution for Master Plan of Arterial Highways Conformance – The attached Resolution is required to demonstrate to OCTA that the City of Costa Mesa's traffic circulation plan is consistent with the MPAH. It also informs OCTA that the arterial highway portion of the Circulation Element is in conformance with OCTA's MPAH and that there is no unilateral reduction in through lanes on MPAH arterials; the City of Costa Mesa has adopted a uniformed setback ordinance providing for the preservation of right-of-way consistent with the MPAH arterial highway classification and the City of Costa Mesa had adopted provisions for the limitation of access to arterial highways in order to protect the integrity of the system.

ALTERNATIVES CONSIDERED:

The submittal of the documents listed above is required in order for the City of Costa Mesa to be eligible for funding from Measure M. Elimination of any projects from the CIP may jeopardize possible future grant funding of that particular project, should grant funding come available.

FISCAL REVIEW:

The City of Costa Mesa is estimated to receive approximately \$1,903,139 in turn back funds for FY 2008-09, once OCTA requirements are satisfied.

The Director of Finance has prepared the Maintenance of Effort form and has signed the form certifying that the City of Costa Mesa has budgeted and will meet the MOE requirement for FY 2008-09.

LEGAL REVIEW:

The City Attorney's Office has approved the form and content of the attached resolution.

CONCLUSION:

The City of Costa Mesa is required to submit funding program compliance data to OCTA in order to remain eligible for funds from Measure M. Staff recommends that the City Council approve the proposed Maintenance of Effort (MOE); Seven Year Capital Improvement Program (CIP); Pavement Management Program (PMP); and Resolution for Master Plan of Arterial Highways Conformance (MPAH).

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DISTRIBUTION: City Manager
Assistant City Manager
City Attorney
Director of Finance
City Clerk
Staff

ATTACHMENTS: 1 [Maintenance Of Effort FY 2008-09](#)
2A [Capital Improvement Plan FY 2008-09 through 2014-15](#)
2B [Capital Improvement Plan FY 2008-09 through 2014-15](#)
2C [Capital Improvement Plan FY 2008-09 through 2014-15](#)
3 [Pavement Management Program, Executive Summary](#)
4 [Resolution Master Plan of Arterial Highways Conformance](#)