MARIPOSA COUNTY RESOLUTION 79-50

RESOLVED by the Board of Supervisors of the County of Mariposa, State of California, that:

WHEREAS, the Transportation Development Act (Public Utilities Code §§92200 et seq.) provides funds primarily for public transportation purposes; and

WHEREAS, §99400 of the Act allows counties with under 500,000 population to use such funds for maintenance of streets and roads; and

WHEREAS, interpretation of the present law by the California Department of Transportation makes it very difficult for local transportation planning agencies to make the necessary determination that there are not unmet transit needs that can be reasonably met within the area in order that the funds may be allocated for streets and roads even though they are solely needed for this purpose; and

WHEREAS, the Tulare County Board of Supervisors has asked State Senator Rose Ann Vuich to introduce legislation that would permit a local transportation planning agency to consider streets and roads needs in making its determination of how the Transportation Development Act funds should be used; and

WHEREAS, Senator Vuich has introduced such a bill which would add a new §99400.1 to the Public Utilities Code to read as follows:

99400.1. Notwithstanding any other provision of this chapter, the transportation planning agency in those areas in which claims may be filed for purposes specified in §99400, may allocate all or part of the money in the fund for local street and road purposes if it finds that the money could be used to better advantage for such purposes as specified in §99400(a) than for other purposes set forth in this chapter.
This section shall remain in effect only until June 30, 1981, and as of that date is repealed unless a later enacted statute which is chaptered before June 30, 1981, deletes or extends such date.

NOW, THEREFORE, this Board hereby determines and orders as follows:

1. The addition of a new §99400.1 to the Public Utilities Code, as set out herein, will allow the local transportation planning agency to make a more realistic decision upon how Transportation Development Act funds are to be distributed.

2. This Board is in full agreement and support with the contents of the proposed new §99400.1.

3. Copies of this resolution are to be remitted to State Senator Rose Ann Vuich, Assemblyman Jim Costa, Tulare County Board of Supervisors, Tulare County Counsel, and Boards of Supervisors of counties with under 500,000 population.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 27th day of March, 1979, by the following vote:

AYES: Dalton, Owings, Erickson, Weber, Clark

NOES: None

NOT VOTING: None

ABSENT: None

EUGENE P. DALTON, JR., Chairman
Board of Supervisors

APPROVED AS TO FORM: 03/23/79

NEIL B. VAN WINKLE
County Counsel/Administrative Assistant to the Board

ATTEST:

JOAN LYNK, Clerk of the Board