

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
6	01/25/16	Open	Action	01/19/16

Subject: Authorization for the Execution of the Certifications and Assurances and Authorized Agent Forms for the Low Carbon Transit Operations Program (LCTOP)

## ISSUE

Whether or not to authorize Execution of the Certifications and Assurances and Authorized Agent Forms for the Low Carbon Transit Operations Program (LCTOP) and delegate authority to the General Manager/CEO to serve as RT's authorized agent for LCTOP funds.

## RECOMMENDED ACTION

Adopt Resolution 16-01-\_\_\_\_, Authorization for the Execution of the Certifications and Assurances and Authorized Agent Forms for the Low Carbon Transit Operations Program (LCTOP) and Delegate Authority to the General Manager/CEO to Serve as RT's Authorized Agent for LCTOP Funds.

## FISCAL IMPACT

Approval of authority to apply for and receive funds will enable RT to access \$1,891,065 in FY2015-16 LCTOP funds, as well as future years' LCTOP funds once they are appropriated.

## DISCUSSION

The Low Carbon Transit Operations Program was created in 2014 by Senate Bill 862 to provide operating and capital assistance for transit agencies to reduce greenhouse gas emissions and improve mobility, with a priority on serving disadvantaged communities. Eligible LCTOP projects support new or expanded bus or rail service, and/or expand intermodal transit facilities. Each project must reduce greenhouse gas emissions to be eligible. For transit agencies serving disadvantaged communities, at least 50% of the LCTOP monies received must be spent on projects that benefit disadvantaged communities. Beginning in FY 2015/16, SB (Senate Bill) 862 continuously appropriates five (5) percent of the annual Cap and Trade auction proceeds in the Greenhouse Gas Reduction Fund (GGRF) are appropriated annually for LCTOP. RT's share of the FY 2015/16 LCTOP is \$1,891,065.

In Resolutions 15-03-0034 and 15-04-0039, RT's Board appointed RT's General Manager/CEO as authorized agent for FY 2014/15 LCTOP funds. This authority does not extend beyond FY 2014/15 and a new authorized agent designation is needed for FY 2015/16 and subsequent years.

The LCTOP program requires an RT Board resolution identifying RT's authorized representative to execute all required documents in order to get LCTOP funding. In addition, an RT Board resolution is required to approve the self-certification that RT will meet all requirements of the

Approved:

Presented:

Final 01/20/16

General Manager/CEO

Acting Chief Financial Officer

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LCTOP guidelines, including reporting deadlines (“Certifications and Assurances”). These actions can be combined on the same resolution.

Staff recommends that the Board approve certification that RT will meet all requirements of the LCTOP guidelines (Certifications and Assurances) and delegate authority to the General Manager/CEO to execute all required documents in order to receive LCTOP funding.

RESOLUTION NO. 16-01-\_\_\_\_\_

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

January 25, 2016

**AUTHORIZATION FOR THE EXECUTION OF THE CERTIFICATIONS AND ASSURANCES AND AUTHORIZED AGENT FORMS FOR THE LOW CARBON TRANSIT OPERATIONS PROGRAM (LCTOP) AND DELEGATE AUTHORITY TO THE GENERAL MANAGER/CEO TO SERVE AS RT'S AUTHORIZED AGENT FOR LCTOP FUNDS.**

WHEREAS, the Sacramento Regional Transit District is an eligible project sponsor and may receive state funding from the Low Carbon Transit Operations Program (LCTOP) for transit projects; and

WHEREAS, the statutes related to state-funded transit projects require a local or regional implementing agency to abide by various guidelines and regulations; and

WHEREAS, Senate Bill 862 (2014) named the Department of Transportation (Department) as the administrative agency for the LCTOP; and

WHEREAS, the Department has developed guidelines for the purpose of administering and distributing LCTOP funds to eligible project sponsors (local agencies); and

WHEREAS, the Sacramento Regional Transit District Board desires to delegate authorization to execute any action necessary for the purpose of obtaining LCTOP funds including executing these documents and any amendments thereto to Regional Transit's ("RT") General Manager/CEO.

**BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:**

THAT, the Board of Directors of the Sacramento Regional Transit District hereby agrees that it will comply with all conditions and requirements set forth in the LCTOP Certification and Assurances document and applicable statutes, regulations and guidelines for all LCTOP funded transit projects.

THAT, the Board of Directors of the Sacramento Regional Transit District hereby authorizes the Sacramento Regional Transit District's General Manager/CEO to execute for and on RT's behalf any actions necessary for the purpose of obtaining LCTOP funding by the California Department of Transportation, Division of Rail and Mass Transportation, including LCTOP Certifications and Assurances document.

THAT, the RT Board Chair is hereby authorized and directed to execute the LCTOP Authorized Agent Designation Form designating RT's General Manager/CEO, RT's authorized agent.

\_\_\_\_\_  
JAY SCHENIRER, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary