

**TEHAMA COUNTY TRANSPORTATION COMMISSION  
RESOLUTION No. 16-2016**

**Authorize the Exchange of Federal Congestion Mitigation  
Air Quality Control Funds (CMAQ)  
for Federal  
Surface Transportation Block Grant Program Funds (STBGP)**

**WHEREAS**, the Tehama County Transportation Commission (TCTC) is the Regional Transportation Planning Agency (RTPA) for the County of Tehama and incorporated Cities of Corning, Red Bluff, and Tehama, **and**;

**WHEREAS**, Tehama County has a designated partial-county nonattainment area for the 8-hour federal ozone standard and nonattainment for state PM10 and ozone, and TCTC has been apportioned Congestion Mitigation and Air Quality (CMAQ) funds for improving air quality and relieving congestion that must only be expended on projects that achieve these goals, **and**;

**WHEREAS**, TCTC has a carryover of \$435,616 in CMAQ funds that needs to be programmed on a project that meets all air quality program requirements by November 1, 2016 due to timely use of funds requirements (use it or lose it) **and**;

**WHEREAS**, the Federal Highway Administration and Caltrans allow agencies to exchange and/or loan CMAQ funds to comply with timely use of funds requirements with the mutual approval of the attached Letter of Understanding, **and**;

**WHEREAS**, CMAQ funds cannot be used for road improvements but Surface Transportation Block Grant Program (STBGP) funds can be used for resurfacing, **and**

**WHEREAS**, the Metropolitan Transportation Commission (MTC, Bay Area) has a BART project that will meet all CMAQ requirements and MTC will exchange STBGP funds dollar for dollar, with TCTC, thus allowing for a section of 99W to be improved, **and**;

**WHEREAS**, this is a one-time exchange in the amount of \$1 Million dollars which will benefit TCTC and MTC, **and**;

**NOW, THEREFORE, BE IT RESOLVED**, TCTC authorizes the dollar for dollar exchange of CMAQ funds for STBGP with MTC in a lump sum amount of \$1 Million dollars.

**BE IT FURTHER RESOLVED** that TCTC authorizes the Executive Director, or Deputy Director to execute the attached Letter of Understanding and all related documents required for the exchange of CMAQ for STBGP.

The foregoing Resolution was offered by Commissioner Williams, and seconded by Commissioner Chamblin, at a regular meeting in Red Bluff, California, on October 27, 2016 and adopted by the following vote:

**AYES: Commissioners Chamblin, Christison, Garton, Schmid, Strack, Williams**

**NOES: None**

**ABSENT OR NOT VOTING: None**

**STATE OF CALIFORNIA )**

**) ss**

**COUNTY OF TEHAMA )**

I, **Gary Antone, Executive Director**, of the Tehama County Transportation Commission of the County of Tehama, State of California, hereby certify the above and foregoing to be full, true, and correct copy of an order adopted by said Tehama County Transportation Commission on this 27<sup>th</sup> day of October 2016.

**BY:**

  
\_\_\_\_\_  
**Nichole Bethurem, Recording Secretary**



METROPOLITAN  
TRANSPORTATION  
COMMISSION

October 27, 2016

Mr. Rihui Zhang, Chief  
Division of Local Assistance  
Caltrans  
P.O. Box 942873  
Sacramento, CA 94273-0001

RE: Letter of Understanding between the Tehama County Transportation Commission and the Metropolitan Transportation Commission for Federal Apportionment Exchange

Dear Mr. Zhang,

This letter constitutes our understanding of an exchange in Congestion Mitigation and Air Quality Improvement (CMAQ) apportionments for Surface Transportation Block Grant Program (STP) apportionments between the Tehama County Transportation Commission (TCTC) and the Metropolitan Transportation Commission (MTC).

The TCTC has a balance of CMAQ apportionments subject to reprogramming on November 1, 2016 under the Assembly Bill 1012 Timely Use of Funds provisions. To avoid the loss of this apportionment balance to their region, TCTC would like to exchange a portion of its balance in CMAQ funds for an equal amount of STP funds from MTC.

This letter is to formalize the exchange of \$1,000,000 in prior year CMAQ apportionments from TCTC with an equivalent amount of any area, current year STP apportionments from MTC.

This exchange is contingent upon execution of this Letter of Understanding prior to November 1, 2016. Should the Letter of Understanding not be executed prior to November 1, 2016, or any other AB 1012 deadlines are not met resulting in loss of apportionment, MTC shall retain its full STP apportionment balance and the Letter of Understanding is null and void.

This Letter of Understanding sets forth MTC's and TCTC's intent for the use of the identified CMAQ and STP apportionment, and requests for Caltrans to adjust each region's apportionments as appropriate. This exchange would benefit TCTC by preventing the region's loss of federal fund apportionments, while providing MTC with

Mr. Ray Zhang  
October 27, 2016  
Page 2

additional capacity to deliver CMAQ projects. We are relying on our understanding that this exchange is allowed per Caltrans' Obligation Authority Management Policy.

This Letter of Understanding will be in effect for a one-time exchange of funds through November 1, 2016, only.

We appreciate this opportunity to exchange federal fund apportionment and support our transportation partners. If you have questions, please contact Barbara O'Keeffe, TCTC's Deputy Director, Transportation, at (530) 385-1462 or Ross McKeown, MTC's Programming and Funding Manager, at (415) 778-5242.

Sincerely,



Gary Antone  
TCTC  
Executive Director

Sincerely,



Steve Heminger  
MTC  
Executive Director

SH:ma

cc: Barbara O'Keeffe, TCTC  
Ross McKeown, MTC