

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, CONCERNING MEASURE C  
EXTENSION LOCAL TRANSPORTATION PURPOSES  
PASS-THROUGH PROJECTS AND PROGRAM FUNDS  
ANNUAL ALLOCATION FOR FISCAL YEAR 2023-2024

WHEREAS, the City of Fresno (the City) is an eligible claimant of funds for local transportation purposes pursuant to California Public Utilities Code Section 142257; and

WHEREAS, the Fresno County Transportation Authority (the Authority) has adopted an Annual Resolution of Allocation for fiscal year 2023-2024, setting the percentages of collected retail transactions and use tax as the portion available to the City for local transportation purposes.

NOW THEREFORE, IT IS RESOLVED by the Council of the City of Fresno as follows:

1. The City hereby submits its Local Transportation Pass-Through Revenues (Measure C Extension) Certification and Claims for fiscal year 2023-2024. The claims will be effective contingent upon the Authority's approval of this Resolution at the Fresno County Transportation Authority Board Meeting on October 11, 2023.
2. The City hereby requests release of funds to the City on a monthly basis as funds are received and in proportion to the adopted percentages for each program and sub-program, which are based on actual receipts.

3. The Council of the City hereby certifies:

a. That Local Transportation Purpose Funds will not be used to substitute for property tax funds that the City has previously used for local transportation purposes; and

b. That the City has and will segregate property tax revenues from the City's other General Fund revenues used to support local transportation purposes so that verification of non-substitution can be proved through an audit; and

c. That the City shall account for Local Transportation Purpose Funds received pursuant to Public Utilities Code Section 142257 separately from all other funds. The City shall maintain records in accordance with generally accepted accounting principles; and shall separately record expenditures for each type of eligible purpose. The City shall make such records available to the Authority for inspection or audit at any time; and

d. That the City shall complete the prior fiscal year's reporting requirements and claims forms no later than November 15, 2023. Reports not filed with the Authority by November 15, 2023, will result in a stoppage of allocations until a completed report is filed for each program and sub-program.

4. The City understands that should a financial or compliance audit reveal that the City violated any of the requirements set forth in paragraph 3(a), (b), or (c) of this Resolution, the Authority may seek to take immediate steps to resolve the violation in accordance with its adopted procedures.

5. The City hereby requests the Authority to allocate all funds that become available from the Local Transportation Purpose Funds to the City for fiscal year 2023-

2024, as identified in the attached claim forms and indicated below, in accordance with the adopted "Procedures for Administration of Funds for Local Transportation Purposes":

Regional Public Transit Program - Public Transit Agencies	Fresno Area Express (FAX)	\$ 15,292,551
Regional Transportation Program - Airports	Fresno Airports	\$ 1,116,245
Local Transportation Sub Program Allocation - Fresno	Street Maintenance	\$ 7,602,293
Local Transportation Sub Program Allocation - Fresno	ADA Compliance	\$ 266,080
Local Transportation Sub Program Allocation - Fresno	Flexible Funding	\$ 7,336,213
Local Transportation Sub Program Allocation - Fresno	Pedestrian / Trails - Urban	\$ 1,840,059
Local Transportation Sub Program Allocation - Fresno	Bicycle Facilities	\$ 466,085

6. The Assistant City Manager, or his/her designee, is authorized and directed to execute the attached Measure C Extension Certification and Claim Forms for fiscal year 2023-2024, and to take all other actions necessary to effectuate the purpose of this Resolution.

\* \* \* \* \*

**CLERK'S CERTIFICATION**

STATE OF CALIFORNIA)  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, TODD STERMER, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, California, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
TODD STERMER, CMC  
City Clerk

By: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
ANDREW JANZ  
City Attorney

BY: \_\_\_\_\_  
Angela M. Karst                      Date  
Senior Deputy City Attorney