

**Resolution 2018-02**

**Allocation of Previously Unallocated Federal Transit Administration  
Section 5307 Formula Funds for Regional Transit Projects**

**WHEREAS**, the Dutchess Transportation Council (DCTC), Orange County Transportation Council (OCTC), and the Ulster County Transportation Council (UCTC) have been designated by the Governor of the State of New York as the Metropolitan Planning Organizations (MPO) responsible, together with the State, for the comprehensive, continuing, and cooperative transportation planning processes for their respective counties; and,

**WHEREAS**, the Mid-Hudson Valley Transportation Management Area (TMA) is comprised of the DCTC, OCTC and UCTC planning areas; and,

**WHEREAS**, in accordance with Federal regulations, the TMA Memorandum of Understanding, they collectively adopted 5307 Methodology policy, and based on continuing staff coordination, the three TMA Transportation Councils are responsible for allocation of Federal Transit Administration (FTA) Section 5307/5340 funds for the Poughkeepsie-Newburgh Large Urban Area, also known as UZA 89; and,

**WHEREAS**, the three TMA Transportation Councils have considered the planning factors under 23 USC 134 (h)(1) (A-J) in reaching consensus in the methodology supporting the sub-allocation of Section 5307 Urbanized Area Formula funds apportioned to UZA 89 for the transit services within the three counties, regional transit services as provided by the Metropolitan Transportation Authority (MTA) and inter-county bus services; and,

**WHEREAS**, FFY 2017 5307/5340 funds apportioned to the TMA under the current federal transportation legislation, the Fixing America's Surface Transportation (FAST) Act (Pub. L. 112-141, December 4, 2015), are not yet available for programming, due to the lack of agreement between New York and New Jersey on the amounts to be allocated to each state, given that the UZA 89 boundary crosses state lines; and,

**WHEREAS**, the three TMA Transportation Councils have reserved a portion of FFY 2014-2016 Section 5307 funds, previously allocated to the TMA as a whole, for future sub-allocations; and,

**WHEREAS**, Ulster County Area Transit (UCAT) has requested loans from this presently unallocated reserve of 5307/5340 funds due to the impasse between the states, in the amount of \$457,578, which is necessary to support future FTA grant applications; and,

**WHEREAS**, said amount would be reallocated to the TMA pool from a future allocation to Ulster County when that occurs; and,

**WHEREAS**, DCTC, OCTC, and UCTC wish to support UCAT in this manner, due to the unnecessary delay caused from the state level impasse; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Orange County Transportation Council agrees to the allocation of FFY 2014 and 2015 UZA 89 FFY 2017 Section 5307/5340 formula funds as specified in Attachment 1.

**BE IT FURTHER RESOLVED**, that the allocation of UZA 89 FFY 2017 5307/5340 funds will be reduced by \$457,578 for Ulster County, upon their availability to be allocated, and that this amount will be returned to the unallocated funding pool as established within the TMA for future allocation according to its approved methodology.

**CERTIFICATE**, the undersigned, duly qualified and acting Secretary of the Orange County Transportation Council, certifies that the foregoing is a true and correct copy of a resolution adopted by a vote on February 20, 2018.

\_\_\_\_\_  
Date

By \_\_\_\_\_  
Lance C. MacMillan, P.E., Acting Secretary  
Orange County Transportation Council

**ATTACHMENT 1**

**Allocation of Unallocated FTA Section 5307/5340 Formula Funds in the Mid-Hudson Valley Transportation Management Area**

**Unallocated 5307/5340 Funding**

<b>Total Available (from FFY 2014, 2015, and 2016).....</b>	<b>\$7,823,593</b>
Allocation to Ulster County Area Transit (from FFY 2014).....	\$457,578
<b>Remaining Balance for Future Allocation.....</b>	<b>\$7,366,015</b>