

Revisions to the Measure M2 Eligibility Guidelines

Proposed Substantive Changes:

- **Page 2** – Expanding upon the intent and allowable activities of the Local Fair Share Program.
- **Page 3** – Adding a section on audits in Chapter 1.
- **Page 5** – Updating deadlines in the eligibility requirements table consistent with eligibility requirements discussed in Chapter 2.
- **Page 7-8** – Editing the Circulation Element/Master Plan of Arterial Highways consistency section to be more concise and reference the “Guidance for Administration of the Orange County Master Plan of Arterial Highways” manual.
- **Page 9** – Updating Exhibit 1 with the latest centerline mileage that is used to calculate Local Fair Share payments.
- **Page 10** – Editing the Congestion Management Program section to be more concise.
- **Page 11** – Clarifying that the expenditure report is self-certified by the jurisdiction and that Orange County Transportation Authority’s (OCTA) review is to check for consistency with Measure M2 disbursements only. Further clarifying that OCTA’s review and receipt of expenditure reports does not constitute approval, and the document is subject to audit.
- **Page 12-13** – Referencing the Gas Tax Guidelines where eligible maintenance of effort (MOE) expenditures are outlined. Emphasizing the importance of jurisdictions exceeding their MOE benchmark. Clarifying that it is the local jurisdiction’s responsibility to ensure expenditures on the MOE certification form are eligible.
- **Page 14** – Updating Exhibit 2 with the latest MOE benchmark adjustments.
- **Page 17** – Updating deadlines for eligibility requirements on Exhibit 3.
- **Page 18** – Clarifying the encumbrance and expenditure deadlines for competitive programs.

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- **Pages 22-23** – Clarifying that OCTA's review and receipt of expenditure reports does not constitute approval, and the document is subject to audit. Clarifying the Annual Eligibility Review Subcommittee and the Taxpayer Oversight Committees' role in eligibility.
- **Page 24-25** – Expanding on the eligibility non-compliance consequences and Board of Directors process related to ineligibility.
- **Appendix D** – Striking out eligibility requirements that are due as part of the fiscal year (FY) 2020-21 eligibility cycle.
- **Appendix E** – Striking out the Master Plan of Arterial Highway Circulation Element Consistency and Mitigation Fee Program resolutions and adding the Local Signal Synchronization Plan resolution.
- **Appendix G** – Graying out the "other" cell of "MOE" column and adding Finance Director initial to confirm understanding of MOE on schedule 3. Adding additional Finance Director certification checkboxes on the signature page and also acknowledging the OCTA Coronavirus waiver for FY 2022-21.
- **Appendix I** – Adding Finance Director certification of awareness of and compliance with the "Guidelines Relating to Gas Tax Expenditures for Cities and Counties" regarding MOE expenditures, and that the jurisdiction has budgeted and will meet its MOE requirement.