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April 22, 2010

Mr. Muhaned Aljabiry
California Department of Transportation
Division of Transportation Programming, MS82
P.O. Box 942874
Sacramento, CA 64274-0001

Attention: Lima Huy

**Subject: Withdrawal of Merced County Association of Governments Formal
Amendment No. 16 (adds the Jobs for Main Street Act of 2010 (STIM 2)
Revenue Source) to the 2009 FTIP**

Dear Mr. Aljabiry:

Formal Amendment No. 16 (Type 2 – Funding Revenue addition) added the anticipated Federal Jobs for Main Street Act of 2010 (Stim 2) future revenue as a funding source to the 2009 FTIP.

This guidance was superseded on February 19, 2010, when FHWA issued a ruling in the form of a Q & A response that stated “The FHWA/FTA will not approve the amended STIP and any associated conformity determination until the President signs the Jobs Bill economic recovery legislation.” We have been notified by Caltrans that FHWA, after thorough consideration, will not be changing the guidance issued through the Q & A. Consequently, they will not approve any amendments that contain Stim 2 funding.

In order for the 2009 FTIP to remain consistent with the metropolitan transportation planning regulations, per 23 CFR Part 450 and 40 CFR Part 93, MCAG must withdraw Formal Amendment No. 16, since the potential funds with the Jobs for Main Street Act are no longer considered “reasonably available.” MCAG consulted with our Caltrans HQ Programming and FHWA FTIP Coordinators and received concurrence that Formal Amendment No. 16 should be withdrawn.

Withdrawing this amendment does not affect the regional emissions analysis for the FTIP, the MCAG 2009 FTIP remains in conformity with the applicable State Implementation Plan (SIP). Withdrawing Formal Amendment No. 16 does not affect the timely implementation of any Transportation Control Measures (TCM) and the FTIP remains financially constrained.

If you have any questions regarding this document, please contact: Ty Phimmasone, Associate Planner at ty.phimmasone@mcagov.org or 209-723-3153 ext. 309.

Sincerely,

A handwritten signature in black ink, appearing to read "Jesse Brown", is written over a light blue horizontal line.

Jesse Brown
Executive Director
Merced County Association of Governments