
From: Denis J. Dwyer
To: Hamayasu, Toru
Sent: 6/3/2005 2:48:17 PM
Subject: RE: Rebut to Bill 40, FD1 REPLY TO YOU ONLY

Toru:

I assume that there is no need for me to reply to Darrell for the record, but I will do so if you would like.

I recommend that you send an additional document adding the FTA requirement that Leslie Rogers made at the meeting when he was last in Hawaii and also the rating argument. I fear that opponents will ask for some other lesser federal "sign" demonstrating that there will be federal funding. We should foreclose that and Leslie's quote is a good as any.

Finally, I would not concede the expended argument vs the collected argument this early in the process. You can always do that in the end to buy a vote, but it seems early to put that on the table now. Also, better for you to be drawing some of those funds (demonstrating use of them for the intended purpose) than letting it sit there. Notwithstanding the state statutory restrictions, a big pot of money is always a bad thing in government. Use will mitigate some of the attractiveness of this and as the financial plan develops, it will demonstrate how quickly balances in the fund will be liquidated.

You might also want to refer to the following:

§ 611.11 Local financial commitment criteria. In order to approve a grant or loan

under 49 U.S.C. 5309, FTA must find that the proposed project is supported by an acceptable degree of local financial commitment, as required by section 5309(e)(1)(C). The local financial commitment to a proposed project will be evaluated according to the following measures:

- (a) The proposed share of project capital costs to be met using funds from sources other than the section 5309 new starts program, including both the non-Federal match required by Federal law and any additional capital funding ("overmatch"), and the degree to which planning and preliminary engineering activities have been carried out without funding from the section 5309 new starts program;
- (b) The stability and reliability of the proposed capital financing plan for the new starts project; and
- (c) The stability and reliability of

the proposed operating financing plan
to fund operation of the entire transit
system as planned over a 20-year planning
horizon.

(d) For each proposed project, ratings
for paragraphs (b) and (c) of this section
will be reported in terms of descriptive
indicators, as follows: “high,”
“medium-high,” “medium,” “low-medium,”
or “low.” For paragraph (a) of
this section, the percentage of Federal
funding sought from 49 U.S.C. § 5309
will be reported.

(e) The summary ratings for each
measure described in this section will

Denis

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From: Hamayasu, Toru [mailto:thamayasu@honolulu.gov]
Sent: Friday, June 03, 2005 8:19 PM
To: Denis J. Dwyer; Darrell T. Young
Subject: Rebut to Bill 40, FD1

Denis,

Here is my draft that was requested by Darrel to forward to you.

Darrel,

I made minor changes to this morning's draft.

Toru