

***TRANSPORTATION TECHNICAL COMMITTEE/
POLICY ADVISORY COMMITTEE***

***ADMINISTRATIVE
CONSENT ITEM VIII. A.-D.***



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POLICY ADVISORY COMMITTEE Executive Minutes

Date: Friday, June 19, 2009
Time: 10:00 a.m.
Place: COG Sequoia Conference Room
2035 Tulare St., Suite 201, Fresno, CA

Members Attending:

Jose Ramirez, City of Firebaugh
Rocky Rogers, City of Reedley
Ron Manfredi, City of Kerman
Lynn Gorman, Fresno County
Dan Spears, City of Sanger
Alan Bengyel, City of Orange Cove
Bruce Rudd, City of Fresno
Roy Huerta, California Highway Patrol

Dave Elias, City of Fowler
Dwight Kroll, City of Clovis
John Holt, City of Clovis
Cruz Ramos, City of San Joaquin
Bruce Webber, City of Reedley
Don Pauley, City of Kingsburg
Steve Curti, Caltrans
Lou Martinez, City of Parlier

Others Attending:

John Hutson, Building Trades
Max Rodriguez, Madera Board of
Supervisors
Maryann McGovran, North Fork
Rancheria
Charles Altekeuse, North Fork Rancheria
Ken Galt, Caltrans Division of Rail
Elaine Fink, North Fork Rancheria
Katrina Gutierrez, North Fork Rancheria
Christina Alejo, The Rios Company
Steven Guzman, American Tax-Credit
Jeff Kim, American Tax-Credit
Bobby Kahn, Madera County
Patricia Pinedo, Board of
Supervisor/Perea
Supervisor Henry Perea
Sally Perez, City of Madera
Steve Samuelian, California Consulting
Lea Kovarsiss, Board of Supervisor/Perea

Alan McCuen, Caltrans
Walt Plachta, BSK Associates
Gary Joseph, Fresno County Economic
Opportunities Commission
Tony Boren, Fresno COG
Jeffery Webster, Fresno County Rural
Transit
Lauren Dawson, Fresno COG
Brenda Lauchner, Fresno COG
Laural Fawcett, Fresno COG
Kristine Cai, Fresno COG
Stephanie Maxwell, Fresno COG
Jeff Long, Fresno COG/FAX
John Downs, Fresno COG/FAX
Melissa Garza, Fresno COG
Baolia Xiong, Fresno COG
Chelsea Gonzales, Fresno COG
Clark Thompson, Fresno COG
Todd Sobrado, Fresno COG

The meeting was called to order by Vice Chairman, Rocky Rogers (Reedley) Chairman, Jose Ramirez (Firebaugh) arrived and chaired the remainder of the meeting.

I. PRESENTATIONS

This portion of the meeting is reserved for persons wishing to address the PAC on items within its jurisdiction but not on this agenda.

A. Samuel Norman – UC Merced Medical School

Mr. Norman advised the Committee of the planning process that is taking place for the UC Medical School. There is going to be a public meeting on July 7th, 2009 at City Hall. This meeting is to gain input on the recommendations that have been set forth by the advisory group. After reviewing UC Merced's plan, the recommendation is a three phase plan approach to the Medical School.

Member Agencies: The cities of Clovis, Coalinga, Firebaugh, Fowler, Fresno, Huron, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, Reedley, San Joaquin, Sanger, Selma & Fresno County

The first phase is the development of the Bio Medical Baccalaureate program and this is to start in 2010. The second phase is to start a Branch Medical Campus in affiliation with UC Davis. This is to start in 2012.

This was an information item and required no further action by the Committee.

Moved from Action/Discussion III.

Item A. - Resolution Request from Supervisor Henry Perea Requesting Policy Board Opposition of the Proposed North Fork Mono Rancheria Casino off of Highway 99 in Madera County

Tony Boren, Executive Director, reported on this item. Staff received a request from Supervisor Henry Perea asking that the Fresno COG Policy Board consider formal opposition to the proposed North Fork Mono Rancheria Casino located near State Route 99 in Madera County. Enclosed was a draft resolution prepared by Supervisor Perea identifying the reasons for the opposition.

After hearing lengthy testimony from a number of representatives from Madera County and the Mono Tribal Council, the Policy Advisory Committee took an action (7 yes/3 no/1 abstention) to move forward with a recommendation that the Policy Board be given the option to either support or oppose or move the discussion on the issue to the respective Regional Transportation Planning Agencies for each county (Fresno COG and Madera County Transportation Commission).

Back to original Agenda order

B. Steve Guzman and Jeff Kim - American Tax-Credits Group, Inc.

Mr. Kim gave a presentation on the American Tax-Credits Group, Inc. This program will build financial assets to the businesses and communities. The program will be another source of income and will create funding to continue in this economic time. Enterprise Zone tax credit program will have employment opportunities to local citizens in your towns.

This was an information item and required no further action by the Committee.

II. CONSENT ITEMS

All items on the consent agenda are considered to be routine and non-controversial by COG staff and will be approved by one motion if no member of the Committee or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the consent agenda and will be considered in the listed sequence with an opportunity for any member of the public to address the Committee concerning the item before action is taken.

- | | | |
|----|---|---------|
| A. | PAC Executive Minutes of May 15, 2009 | Approve |
| B. | FY 2008-09 Third Quarter Progress Report [BOREN] | Accept |
| C. | PB Americas Inc. Contract Extension [BOREN] | Approve |
| D. | Dowling Associates Contract Extension – On-Call Modeling Assistance [BOREN] | Approve |
| E. | VRPA Technologies Contract Amendment [BOREN] | Approve |
| F. | Dedekian, George, Small & Markarian Contract Amendment [BOREN] | Approve |
| G. | FY 2009-10 Overall Work Program (OWP) Budget Amendment #1 [BOREN] | Approve |
| H. | FY 2009-10 COG Measure "C" Claim, RESOLUTION 2009-24 [BOREN] | Approve |
| I. | EcoInteractive Contract [DEVERE-OKI] | Approve |
| J. | San Joaquin Valley Express Transit Study [DOWNS] | Approve |
| K. | Unmet Transit Needs, Staff Report & Recommendations RESOLUTION 2009-22, PUBLIC HEARING: 6-25-09 [LONG] | Approve |
| L. | Transit Planning Documents: | |
| | 1. Short Range Transit Plan for the Fresno Urban Area – 2010-14 RESOLUTION 2009-15, PUBLIC HEARING 6/25/2009 [LONG] | Approve |
| | 2. Clovis Consolidated Transportation Services Agency (CTSA) FY2009-10 Operations Program & Budget RESOLUTION 2009-16, PUBLIC HEARING 6/25/2009 [HALTERMAN—CITY OF CLOVIS] | Approve |
| | 3. Urban & Rural Consolidated Transportation Services Agency (CTSA) Operations Program & Budget, FY 2009-10 FCRTA RESOLUTION 2009-07 COG RESOLUTION 2009-17, PUBLIC HEARING 6/25/2009 [JOSEPH – FRESNO EOC] | Approve |
| | 4. Short Range Transit Plan for the Rural Fresno County Area – 2010-14 FCRTA RESOLUTION 2009-04, COG RESOLUTION 2009-18, PUBLIC HEARING 6/25/2009 [J.WEBSTER] | Adopt |
| M. | Transportation Funding Claims [BOREN] | |

1. Fresno County Rural Transit Agency, 2009-10, FCRTA RESOLUTION 2009-06, COG RESOLUTION 2009-19 Adopt
2. Fresno County Rural Transit Agency and the Fresno County Economic Opportunities Commission as the Rural CTSA, 2009-10 FCRTA RESOLUTION 2009-08, COG RESOLUTION 2009-20 Adopt
3. Fresno County Economic Opportunities Commission as the Urban CTSA, 2009-10, COG RESOLUTION 2009-21 Adopt
- N. FCRTA Items [J.WEBSTER]
 1. FY 2009-10 Fresno County Rural Transit Agency Budget, FCRTA RESOLUTION 2009-05 Adopt
 2. FY 2009-10 Federal Transit Administration Section 5311 Grant Application, FCRTA RESOLUTION 2009-09 Adopt
 3. Measure "C" Claim for 2008-09, FCRTA RESOLUTION 2009-10 Adopt
 4. Award Contract for Video Surveillance Equipment for Vehicle Fleet, FCRTA RESOLUTION 2009-11 Adopt
 5. Approve FCRTA's Federal Transit Administration Section 5316 - Job Access and Reverse Commute and Section 5317 - New Freedoms Grant Applications, Resolution 2009-12. Adopt
- O. Appointments to the COG Social Services Transportation Advisory Council (SSTAC) [LONG] Approve
- P. Adopt the Redetermination of Conformity for the 2009 FTIP Amendment #3 and 2007 RTP Amendment #2. RESOLUTION 2009-14 [DAWSON] Approve
- Q. Memorandum of Understanding (MOU) Between and Among the Air District and the Eight Valley Regional Planning Agencies [DAWSON] Approve
- R. Goods Movement Contract [T.WEBSTER] Approve
- S. Updates to the Fresno County Human Services Coordinated Transportation Plan [SOBRADO] Initiate 45-Day
- T. Blueprint Update – Extend 45 Day Review Period for Blueprint Progress Report [STECK] Information
- U. Scoring Results of the COG Administered FTA 5316 (Jobs Access Reverse Commute) and FTA 5317 (New Freedom) Grant Program [SOBRADO] Information
- V. American Recovery and Reinvestment Act of 2009-TIGER [DEVERE-OKI] Information
- W. Measure "C" Carpool Incentive Program [LAUCHNER/GARZA] Information
- X. Status Report on Pending Legislation Affecting Proposition 42 [BOREN] Information
- Y. Status Report on Pending Legislation Amendment - Senate Bill 406 [BOREN] Information
- Z. Request for Cities to Draft a Resolution Declaring a Local Economic Disaster as a Result of Reductions to Water Allocations [BOREN] Information
- AA. Letter to Assembly Member Evans from the Coalition Against Fiscally Reckless Diversion of Gas Tax Funds [BOREN] Information
- AB. Updated State Route 99 Business Plan and New Financial Program [CALTRANS – ALAN MCCUEN] Information
- AC. 2035 California Transportation Plan Update [CALTRANS - KEN OKEREKE] Information
- AD. TTC/PAC Joint Meetings Beginning July, 2009 [BOREN] Information
- AE. Monthly Legislative Update [FAWCETT] Information
- AF. Status Report on Sacramento Lobbying Activities— Steve Samuelian, California Consulting LLC [SAMUELIAN] Information
- AG. Regional Clearinghouse [SOBRADO] Information

	Project	Applicant
1.	Head Start Program- Preschool and Early Head Start Supplemental COLA, ARRA COLA, ARRA Quality Improvement Application FY 2009-10	Fresno County Economic Opportunities Commission
2.	County of Fresno – Community Development Block Grant, HOME Investment Partnership Program and Emergency Shelter Grant for 2009-10	County of Fresno
3.	Self-Help Enterprises – Section 533 Housing Preservation Grants for FY 2009	Self-Help Enterprises

For a complete summary of these items please see the June 19, 2009 Annotated Agenda.
Item AA. was pulled by staff for further discussion.

A motion was made by Lynn Gorman (County of Fresno) and seconded by Alan Bengyel (Orange Cove) to approve the Consent Items with the exception of Item AA. A vote was called for and the motion carried.

Item AA. Letter to Assembly Member Evans from the Coalition Against Fiscally Reckless Diversion of Gas Tax Funds

Tony Boren explained to the Committee that is about the potential Gas Tax rate that the Governor is reviewing.

III. ACTION / DISCUSSION ITEMS

A. Resolution Request from Supervisor Henry Perea Requesting Policy Board Opposition of the Proposed North Fork Mono Rancheria Casino off of Highway 99 in Madera County

This item was moved before the consent items.

B. High-Speed Rail Heavy Maintenance Station

Clark Thompson (COG) reported that the California High-Speed Rail Authority (Authority) indicates the requirements, or criteria, for the location of its heavy maintenance facility/operations center in the San Joaquin Valley will be available by the middle of this June. These criteria will be made available at that time to the regional consultants, in our case URS, who need this information for project-level environmental review, and to interested others, including ourselves, the City and the County.

Information presented at the recent Scoping Meeting for the Merced to Bakersfield project level environmental review clearly states that location of the heavy maintenance and repair facility will be evaluated as part of that environmental review. It was staff's early understanding that the technical requirements should not necessarily predispose the facility to one location or another, but that the operational requirements will, in that the location of the heavy maintenance facility must be responsive to the operational characteristics of the entire 700-mile high-speed train system.

Once the heavy maintenance facility requirements are disclosed, staff will immediately convene a meeting with local economic development representatives from the City, County, Economic Development Corporation and others to identify one or more appropriate sites in Fresno County for detailed evaluation in the environmental document. A letter was enclosed dated April 9, 2009, from the Fresno COG to the Authority that included our comments in response to the Scoping Meeting that was held in Fresno, including our belief that Fresno County can provide the best location for a heavy maintenance facility/operations center.

There was concern, however, on the part of various officials and informed observers that the general location for the heavy maintenance facility/operations center may already have been ex-officially pre-determined, and that general location is not in Fresno County. Therefore, consideration should be given to a meeting between local representatives and Authority representatives and consultants to determine if this is or is not the case and just how level the playing field is should Fresno County determine to promote a potential site here.

A motion was made by Bruce Rudd (City of Fresno) and seconded by Lynn Gorman (Fresno County) to recommend that \$10,000 from Work Element 152, High-Speed Rail Planning, of the Fiscal Year 2009-10 Overall Work Program be allocated to analyze heavy maintenance station location criteria established by the Authority, identify one or more sites within Fresno County that satisfy those criteria, and related issues. The TTC further recommends consideration be given to utilizing California Consulting to arrange meetings in Sacramento and advocate on behalf of the heavy maintenance facility location in Fresno County. A vote was called for and the motion carried.

C. California Consulting Inc. Contract Renewal – State Lobbyist

Tony Boren, Executive Director, reported that California Consulting Inc. provides a Fresno COG presence in the state capitol legislative offices and coordinates the annual Sacramento "One Voice" advocacy effort. Information that was included in the packet details the lobbying work that California Consulting Inc. has carried out for Fresno COG over the past year. They have requested a one year extension on their contract and have agreed to lock in their fee at \$3,000 a month, (\$36,000 annually) plus \$150 quarterly reimbursement for filing the statutory lobbying report and \$1,200 for travel expense related to the "One Voice" trip. California Consulting Inc. services are paid for with member dues, therefore any financial adjustment to their contract will require a corresponding adjustment in the level of member dues.

A motion was made by Dave Elias (Fowler) and seconded by Ron Manfredi (Kerman) to recommend extending the California Consulting Inc. contract for the period July 1, 2009 through June 30, 2010 in the amount of \$36,000 plus the incidental costs incurred for filing quarterly reports and travel. The Committee voted unanimously to support extending California Consulting Inc.'s contract based on the terms identified.

D. Strategy Research Institute, Inc. (Dr. Gary Manross) Contract Renewal

Tony Boren, Executive Director, reported that the Strategy Research Institute (SRI) provides a variety of services to Fresno COG, all of which are detailed in a memo that was included as an attachment within the Board packet. In general, over the past year SRI Inc. has been participating in a number of significant projects that COG is involved with, these include: Consensus related to building the Measure "C" RTMF, Consensus building as it relates to the Transit Consolidation effort identified in Measure "C", relationship building between Native American tribes and Fresno COG as required by environmental justice regulations, consensus building efforts related to adoption of the Farmland Model Conservation Program, and providing a human resource function for Fresno COG as it relates to developing evaluation criteria for personnel evaluation. Staff is also working with SRI on identifying ways that SRI Inc. can provide assistance in the areas of public affairs and public relations, as well as enhancing our lobbying efforts at both the state and feral levels. One additional benefit that goes with the COG monthly retainer fee of \$6,000 a month is that it allows the COG or member agencies to contract for additional SRI's services at a discounted price. SRI's contract is funded with Measure "C" planning funds.

A motion was made by Alan Bengyel (Orange Cove) and seconded by Bruce Rudd (City of Fresno) to recommend the extending Strategy Research Institute Inc. contract for the period July 1, 2009 through June 30, 2010. in the amount of \$72,000. A vote was called for and the motion carried with one abstention. The Committee voted their support (10 yes/1 abstention) for extending Strategy Research Institute, Inc.'s contract based on the terms identified.

E. Recommended Position on Senate Bill 716

Tony Boren, Executive Director, reported that SB 716 proposes amendments to the current California Transportation Development Act (TDA) of 1971 passed out of the Senate Transportation and Housing Committee on May 12, 2009 by a vote of 6 to 3. The has been amended as of May 19, and was passed to a third reading on the senate floor as of May 26, 2009 by a vote of 24 to 14. The bill would change the rural designation for counties with a population of 500,000 or more to urban designation, as of the 2000 federal decennial census and each decennial census thereafter.

This will change Fresno County's current rural county status and therefore eliminate access to much needed TDA funding for both street and road maintenance and farm worker vanpools.

Enclosed for review was a draft of an opposition letter from Fresno COG as well as a letter of opposition sent on April 24, 2009 by CSAC, and a fact sheet highlighting the potential fiscal impact of the update. In addition, staff is working with our Sacramento lobbyist California Consulting Inc. and Assemblyman Arambula's office to obtain an amendment to the proposed legislation that would be favorable to the impacted San Joaquin Valley counties.

A motion was made by Bruce Rudd (City of Fresno) and seconded by Dave Elias (Fowler) to recommend the draft opposition letter opposing SB 716 be approved. A vote was called for and the motion carried.

F. Establishment of Revised Timeline for Enactment of Measure "C" Regional Transportation Mitigation Fee Program

Tony Boren, Executive Director, reported on this item. As has been discussed previously, following the guidance provided by COG member agency attorneys, and under the direction of the Policy Board, a decision was made to form a Joint Powers Agency to implement the Regional Transportation Mitigation Fee Program mandated by Measure "C". The next step in the process is to take the proposed Joint Powers Agency Agreement to each of our COG member agencies councils and Boards for their formal approval to participate in the JPA. It is anticipated that formation of the JPA and the enactment process (public noticing process, etc.) will take approximately six months. Therefore there is a need to postpone the RTMF enactment date requirement from July 1, 2009 to January 1, 2010. This action will relieve the cities/county of the "lack of enactment" sanction penalty originally mandated by the Expenditure Plan.

A motion was made by Ron Manfredi (Kerman) and seconded by Rocky Rogers (Reedley) to recommend that the Policy Board support the establishment of January 1, 2010 as the revised enactment date for member agencies implementing the Measure "C" Regional Transportation Mitigation Fee Program. A vote was called for and the motion carried.

G. Transportation Development Act Reductions and Over Allocation of Article 8

Tony Boren, Executive Director, reported on this item. In May, the Board was advised that 2008/09 Transportation Development Act funds were coming in below the adopted claims due to the reduction and elimination of State Transit Assistance Funds and low sales tax deposits in the Local Transportation Fund. An estimate was prepared to quantify those reductions and it appears that Article 8 Street and Road Claims may be reduced up to \$4.9 million. FAX's Article 4 Transit claim may be reduced up to \$2.9 million. This estimate is, of course, preliminary and includes actual deposits through May, interest earnings through March, and the State Controllers March estimate on STA. The final amounts will not be known exactly until the year end accounting is done.

There was also an issue with over allocation of Article 8. Staff allocates funding throughout the year as claims are submitted and deposits come in. Therefore, a substantial amount of Street Claims have already been paid. However, the reduction is so dramatic that the revised estimate for Article 8 in some instances may be lower than what has already been paid. Rather than require member agencies to refund Article 8 amounts, staff proposes accruing the overpayment into next year which will effectively reduce the amount available to claim in 2009/10.

This was an information item and required no further action by the Committee.

H. Status Report: State Section 190 Grade Separation Program and Federal Section 130 Crossing Improvement Program

Tony Boren, Executive Director, reported on this item. At the request of several COG members, Caltrans staffer Ken Galt was in attendance to speak on the Section 190 Grade Separation Program and Federal Section 130 Crossing Improvement Program and answered questions.

This was an information item and required no further action by the Committee.

I. California Partnership – Request for Funds

Tony Boren, Executive Director, gave an update on this item.

Mr. Boren informed the Committee that last month the partnership had a meeting with the COG and informed us that the Governor did not fund their operation in the upcoming budget and need operational funds for this year. There was \$142,000 Valleywide and our part of that was \$33,000. The Board took a position to support the \$33,000 with the caveat that if some of the other Valley COG's did not participate they want the item brought back to the Policy Board for further construction.

This was an information item and required no further action by the Committee.

J. Caltrans Monthly Report

Steve Curti (Caltrans) provided an update on Caltrans activities.

Mr. Curti informed the Committee that there was nothing to report as far as any changes to the delivery schedules for the projects.

IV. ELECTION OF CHAIR & VICE CHAIR

A nomination was made by Ron Manfredi (Kerman) and seconded by David Elias (Fowler) to elect Rocky Rogers (Reedley) for Chairperson.

There being no more nominations, a motion was made by Ron Manfredi (Kerman) and seconded by David Elias (Fowler) to close nominations and proceed to elect by acclamation. A vote was called for and the motion carried.

A nomination was made by Jose Ramirez (Firebaugh) and seconded by Ron Manfredi (Kerman) to elect David Elias (Fowler) for Vice Chair.

There being no more nominations, a motion was made by Jose Ramirez (Firebaugh) and seconded by Ron Manfredi (Kerman) to close nominations and proceed to elect by acclamation. A vote was called for and the motion carried.

V. OTHER BUSINESS

A. Items from Staff

There were no items from staff

B. Items from Members

There were not items for members

Adjournment

There being no further business the meeting was adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Tony Boren". The signature is written in a cursive, flowing style.

Tony Boren, Executive Director
Council of Fresno County Governments
/sm

AB 733 Galgiani	High-Speed Rail Authority.	2nd Policy [REDACTED]
AB 932 Torlakson	Child care and development services: facilities.	2 Year [REDACTED]
AB 1135 Skinner	Vehicles: registration renewal.	2 Year [REDACTED]
AB 1195 Brownley	Child care and development programs: advisory committee.	2 Year [REDACTED]
AB 1375 Galgiani	High-speed rail.	2 Year [REDACTED]
ACA 9 Huffman	Local government bonds: special taxes: voter approval.	1st Fiscal [REDACTED]
ACA 15 Arambula	Local government transportation projects: special taxes: voter approval.	1st Floor [REDACTED]
SB 12 Simitian	Sacramento-San Joaquin River Delta, Clean Drinking Water, Water Supply Security, and Environmental Improvement Act of 2009.	2nd Policy [REDACTED]

<u>SB 165</u> Lowenthal	Vehicles: parking violation.	2nd Policy ████████████████████	
<u>SB 205</u> Hancock	Traffic congestion: motor vehicle registration fees.	2nd Policy ████████████████████	
<u>SB 295</u> Dutton	California Global Warming Solutions Act of 2006.	2 Year ████████	
<u>SB 406</u> DeSaulnier	Land use: environmental quality.	2nd Policy ████████████████████	
<u>SB 409</u> Ducheny	Department of Railroads.	1st Fiscal ████████████████████	
<u>SB 425</u> Simitan	Personal and corporate income taxes: deductions: parking: credits: ridesharing expenses.	1st Policy ████████████████████	
<u>SB 560</u> Ashburn	Regional transportation plans: sustainable communities strategy.	2 Year ████████	
<u>SB 575</u> Steinberg	Local planning: housing element.	2nd Policy ████████████████████	
<u>SB 632</u> Lowenthal	Ports: congestion relief: air pollution mitigation.	2nd Fiscal ████████████████████	

<u>SB 716</u> Wolk	Local transportation funds.	2nd Policy [REDACTED]
<u>SCA 2</u> Wyland	Revised biennial session.	1st Policy [REDACTED]
<u>SCA 3</u> Wyland	Transportation Investment Fund.	1st Policy [REDACTED]
Total Position Forms: 26		



Legislation Summary
July 2009

Bill# Author	Topic - Summary	Status/Hearing	Fresno COG Position	Other Position
AB 153 Ma	High-Speed Rail Authority. Existing law creates the High-Speed Rail Authority with specified powers and duties relating to the development and implementation of an intercity high-speed rail system. Existing law authorizes the authority to prepare a plan for the construction and operation of that system and to enter into contracts, acquire rights-of-way through purchase or eminent domain, and take other actions, subject to specified contingencies. Under existing law, a public entity may not commence an eminent domain proceeding until its governing body has adopted a resolution of necessity that meets certain requirements. Existing law generally prohibits a state agency from employing legal counsel other than the Attorney General unless there is a specific statute authorizing that employment. This bill would eliminate those contingencies to the exercise of the authority's authority and would specify that the authority constitutes a "governing body" for the purpose of adopting a resolution of necessity. The bill would authorize the authority to employ its own legal staff or contract with other state agencies for legal services, or both. This bill contains other related provisions and other existing laws.	06/29/2009-In committee: Hearing postponed by committee. (Refers to 6/23/2009 hearing) 07/02/09 1:30 p.m. - John L. Burton Hearing Room (4203) SEN TRANSPORTATION AND HOUSING		

<u>AB 266</u> Carter	Transportation needs assessment. Existing law creates the California Transportation Commission, with various duties and responsibilities relative to the programming and allocation of funds for transportation capital projects. Existing law requires the commission to submit, by December 15 of each year, an annual report to the Legislature summarizing the commission's prior-year decisions in allocating transportation capital funds and identifying timely and relevant transportation issues facing the state. This bill would require the commission, on an every-5-year basis, to develop an assessment of the unfunded costs of programmed state projects and federally earmarked projects in the state, as well as an assessment of available funding for transportation purposes and unmet transportation needs on a statewide basis. The bill would require the Department of Transportation to assist in conducting the assessment. The bill would require the commission to submit the first assessment report to the Legislature by March 1, 2011.	06/11/2009-Referred to Com. on RLS.	
<u>AB 304</u> Price	Child Care and Development Services Act: alternative payment programs. The Child Care and Development Services Act, administered by the State Department of Education, provides that children up to 13 years of age are eligible, with certain requirements, for child care and development services. The act requires the department to contract with local contracting agencies to provide for alternative payment programs , and authorizes alternative payments to be made for services provided in licensed centers and family day care homes for care provided in the child's home, and for other types of care that conform to applicable law. The act prohibits payments made by alternative payment programs from	06/02/2009-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 05/28/2009)	

	exceeding the applicable market rate ceiling, but allows alternative payment programs to expend more than the standard reimbursement rate for a particular child, provided that the aggregate payments for services purchased by the agency during the contract year do not exceed the assigned reimbursable amount as established by the contract for the year. This bill would delete that authority to expend more than the standard reimbursement rate for a particular child. The bill, in addition, would require an alternative payment program to establish a program of electronic banking for payments made to licensed and license-exempt family day care homes, and to implement that program no later than one year after the bill takes effect.			
AB 315 De Leon	Child care and development services: alternative payment programs. The Child Care and Development Services Act, administered by the State Department of Education, requires the Superintendent of Public Instruction to administer child care and development programs that offer a full range of services for eligible children from infancy to 13 years of age. The act authorizes funds appropriated for purposes of the act to be used for alternative payment programs to allow for maximum parental choice. This bill would require the department to consider developing guidelines for alternative payment programs on specified matters, including timeliness of payment to child care providers.	06/18/2009-Referred to Com. on RLS.		
AB 596 Evans	Community planning grants. Existing law establishes the Strategic Growth Council that is required to take actions with regard to coordinating programs of member state agencies to improve air and water quality, improve natural resource protection, increase the availability of affordable	06/02/2009-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 05/28/2009)		

	housing, improve transportation, meet the goals of the California Global Warming Solutions Act of 2006, encourage sustainable land use planning, and revitalize urban and community centers in a sustainable manner. This bill would establish the Community Planning Grant and Loan Fund and would authorize the council to expend the revenues in the fund, upon appropriation by the Legislature, to carry out the Community Planning Grant and Loan Program which this bill would establish. The bill would require the council to expend these funds to provide competitive grants and loans to support community planning by providing grants and loans for projects to improve sustainability and livability of California's communities by reducing communities' contributions to global warming. This bill contains other related provisions.			
AB 726 Nielsen	Transportation capital improvement projects. Existing law generally provides for allocation of transportation capital improvement funds pursuant to the State Transportation Improvement Program process. Existing law provides for 75% of funds available for transportation capital improvement projects to be made available for regional projects, and 25% for interregional projects. Existing law describes the types of projects that may be funded with the regional share of funds, and includes local road projects as a category of eligible projects. This bill would state that local road rehabilitation projects are eligible for these funds.	06/16/2009-In committee: Set, first hearing. Hearing canceled at the request of author.		
AB 733 Galgiani	High-Speed Rail Authority. Existing law creates the High-Speed Rail Authority with specified powers and duties relating to the development and implementation of an intercity high-speed rail system. Existing law, pursuant to the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st	06/24/2009-In committee: Hearing postponed by committee. (Refers to 6/18/2009 hearing) 07/07/09 1:30 p.m. - Room		

	Century, authorizes \$9.95 billion in general obligation bonds for high-speed rail development and other related purposes. This bill would authorize the authority to consider, to the extent permitted by federal and state law, the creation of jobs in California when awarding major contracts or purchasing high-speed trains, as specified.	112 SEN TRANSPORTATION AND HOUSING		
AB 932 Torlakson	Child care and development services: facilities. Existing law establishes the Child Care Facilities Revolving Fund in the State Treasury to provide funding for the renovation, repair, improvement, or purchase of child care facilities for lease to school districts and contracting agencies that provide child care and development services pursuant to the Child Care and Development Services Act. This bill would instead specify that the fund be used to make loans to eligible borrowers for the purchase, development, construction, expansion, renovation, repair, or improvement of licensed child care. The bill would authorize the Superintendent of Public Instruction to transfer federal funds appropriated for child care facilities into the fund. This bill contains other related provisions and other existing laws.	06/02/2009--Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 05/28/2009)		
AB 1135 Skinner	Vehicles: registration renewal. Existing law requires an owner of a vehicle to submit an application for renewal of a vehicle registration to the Department of Motor Vehicles no later than midnight of the expiration date. This bill would require the owner of a vehicle, upon application for renewal of a vehicle registration, to report the current odometer reading of the vehicle. The bill would require that information, except for the name and address of the vehicle owner and the vehicle license plate number, to be public information. The bill would also require the department	06/02/2009--Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 05/28/2009)		

	to group the information into census blocks, create a database that can compile census block data and sort it by block group, census tract, and city and county, and post the data on the department's Internet Web site.		
<u>AB 1195</u> Brownley	Child care and development programs: advisory committee. The Child Care and Development Services Act, administered by the State Department of Education, requires the Superintendent of Public Instruction to administer child care and development programs, which offer a full range of services for children from infancy to 13 years of age who are eligible for child care and developmental services. Existing law requires the Governor to appoint an advisory committee to assist the State Department of Education in developing a state plan for child development programs pursuant to that act. This bill would require the advisory committee to assist the department in the development of a plan to implement any new federal grant funds made available after March 1, 2009, for child care and development programs and early childhood education.	06/02/2009-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 05/14/2009)	
<u>AB 1375</u> Galgiani	High-speed rail. Existing law, the California High-Speed Train Act, creates the High-Speed Rail Authority to develop and implement a high-speed train system in the state, with specified powers and duties. Existing law, pursuant to the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century, approved by the voters as Proposition 1A at the November 4, 2008, general election, provides for the issuance of \$9.95 billion in general obligation bonds for high-speed rail and related purposes. This bill would revise and recast these provisions by repealing and reenacting the California High-Speed Train Act. The bill would continue the High-Speed Rail Authority in	06/02/2009-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 04/28/2009)	

	existence to make policy decisions relative to implementation of high-speed rail consistent with Proposition 1A. The bill would create the Department of High-Speed Trains within the Business, Transportation and Housing Agency, which would implement those policies. The bill would transfer certain of the existing powers and responsibilities of the authority to the department, and would specify additional powers and duties of the authority and department relative to implementation of the high-speed rail project, including the annual submission of a 6-year high-speed train capital improvement program and progress report to the Legislature. The director of the department would be appointed by the authority, who would serve at the pleasure of the authority, and the Governor would be authorized to appoint up to 10 executive employees of the department who would be exempt from civil service and serve at the pleasure of the director. The bill would provide for acquisition and disposition by the department of rights-of-way for the high-speed rail project. The bill would enact other related provisions.			
ACA 9 Huffman	Local government bonds: special taxes: voter approval. The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit for a rate imposed by a city, county, city and county, or special district to service bonded indebtedness, incurred to fund specified public improvements, facilities or buildings, and housing, and related costs, that is approved by 55% of the voters of the city, county, city and county, or special district, as applicable. This additional exception would apply only if	06/28/2009-Re-referred to Com. on APPR.		

	the proposition approved by the voters results in bonded indebtedness that includes specified accountability requirements. This bill contains other related provisions and other existing laws.			
ACA 15 Arambula	Local government transportation projects: special taxes: voter approval. The California Constitution conditions the imposition of a special tax by a city, county, or special district upon the approval of 2/3 of the voters of the city, county, or special district voting on that tax, except that certain school entities may levy an ad valorem property tax for specified purposes with the approval of 55% of the voters within the jurisdiction of these entities. This measure would alternatively condition the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for local transportation projects upon the approval of 55% of its voters voting on the proposition. The measure would also make conforming and technical, nonsubstantive changes.	06/01/2009-To inactive file on motion of Assembly Member Arambula.		
SB 12 Simitian	Sacramento-San Joaquin River Delta, Clean Drinking Water, Water Supply Security, and Environmental Improvement Act of 2009. Existing law requires various state agencies to administer programs relating to water supply, water quality, and flood management in the Sacramento-San Joaquin Delta. The Johnston-Baker-Andal-Boatwright Delta Protection Act of 1992 creates the Delta Protection Commission and requires the commission to prepare and adopt a comprehensive long-term resource management plan for specified lands within the Sacramento-San Joaquin Delta. This bill would enact the Sacramento-San Joaquin River Delta, Clean Drinking Water, Water Supply Security, and Environmental Improvement Act of 2009.	06/18/2009-To Com. on W.,P. & W. 07/07/09 9 a.m. - Room 4202 ASM JOINT HEARING ASSEMBLY WATER, PARKS AND WILDLIFE AND SENATE NATURAL RESOURCES AND WATER		

	The bill would establish the Delta Ecosystem and Water Council to advance the coequal goals of restoring the Delta ecosystem and creating a more reliable water supply in California . The council would be required to prepare and adopt a plan referred to as the California Delta Ecosystem and Water Plan (plan) to carry out the requirements of the act . This bill contains other related provisions and other existing laws.		
SB 165 Lowenthal	Vehicles: parking violation. Existing law makes it a violation for a person to park or leave standing a vehicle in a stall or space designated for disabled persons and disabled veterans unless the vehicle displays a special identification license plate or a distinguishing placard. This bill would establish a schedule of penalties, which are collected as civil penalties, for the violation of the above provision.	06/29/2009-Set, first hearing. Hearing canceled at the request of author.	
SB 205 Hancock	Traffic congestion: motor vehicle registration fees. Existing law provides for the imposition by certain districts and local agencies of fees on the registration of motor vehicles in certain areas of the state that are in addition to the basic vehicle registration fee collected by the Department of Motor Vehicles for specific limited purposes. The bill would authorize a countywide transportation planning agency, by a majority vote of the agency's board, to impose an annual fee of up to \$10 on motor vehicles registered within the county for programs and projects for certain purposes. The bill would require voter approval of the measure. The bill would require the department, if requested, to collect the additional fee and distribute the net revenues to the agency, after deduction of specified costs, and would limit the agency's administrative costs to not more than 5% of the distributed fees. The bill would require that the fees collected may only be used to pay for programs	06/30/2009-From committee: Do pass, but first be re-referred to Com. on L. GOV. (Ayes 9. Noes 5.) Re-referred to Com. on L. GOV. (Hearing date: June 29.) 07/08/09 1:30 p.m. - Room 444 ASM LOCAL GOVERNMENT	

	and projects bearing a relationship or benefit to the owners of motor vehicles paying the fee and are consistent with a regional transportation plan , and would require the agency's board to make a specified finding of fact in that regard. The bill would require the governing board of the countywide transportation planning agency to adopt a specified expenditure plan.			
<u>SB 295</u> Dutton	California Global Warming Solutions Act of 2006. The California Global Warming Solutions Act of 2006 requires the State Air Resources Board to adopt regulations to require the reporting and verification of emissions of greenhouse gases and to monitor and enforce compliance with the reporting and verification program, and requires the state board to adopt a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions level in 1990 to be achieved by 2020. The act requires the state board to prepare and approve a scoping plan for achieving the maximum technologically feasible and cost-effective reductions in greenhouse gas emissions. The state board is required to evaluate the total potential costs and total potential economic and noneconomic benefits of the plan. The state board is required by January 1, 2011, to adopt greenhouse gas emissions limits and emission reduction measures by regulation to achieve the prescribed emission reductions. This bill would require the state board to complete a study to reevaluate the evaluation of costs discussed above, and provide this study to the Legislature by October 1, 2009. The state board would be required to report to the Legislature by November 1, 2009, on whether the revised analysis has led, or will lead, to any changes to the scoping plan, and whether any changes should be made to the act's timelines. The bill would require the Legislative Analyst	06/08/2009-Failed Deadline pursuant to Rule 61(a)(8). (Last location was E.Q. on 5/1/2009)		

	to review the state board's implementation of these requirements, as provided. This bill contains other related provisions.		
SB 406 DeSaulnier	Land use: environmental quality. The Planning and Zoning Law establishes the Planning Advisory and Assistance Council in the Office of Planning and Research, and prescribes the membership and duties of the council. Existing law authorizes the Department of Motor Vehicles to collect a surcharge imposed on vehicle registration fees by ordinance or resolution of a local entity. This bill would change the designated membership, as specified, of the Planning Advisory and Assistance Council and would require that the council work with the Strategic Growth Council, regional agencies, and cities and counties to facilitate the implementation of regional blueprint plans . The bill would also require the council to develop and propose recommendations to specified state agencies to facilitate coordination between regional blueprint plans and state growth and infrastructure funding plans and programs that facilitate the implementation of regional blueprint plans. The bill would further require the council to report to the Legislature on regional performance measures , as specified, and on the manner in which state agencies are implementing the 5-year infrastructure plan . The bill would authorize a municipal planning organization, as defined, a council of governments, as defined, or a county transportation commission and a subregional council of governments jointly preparing a subregional sustainable communities strategy to adopt a resolution to impose a surcharge of \$1 or \$2 on motor vehicles registered to an owner with an address in the entity's or entities' jurisdiction. The surcharge would be required to apply to an original vehicle registration occurring on or	06/23/2009-From committee with author's amendments. Read second time. Amended. Re-referred to Com. on L. GOV. 07/01/09 1:30 p.m. - Room 447 ASM LOCAL GOVERNMENT 07/06/09 1:30 p.m. - Room 4202 ASM TRANSPORTATION	Watch

	after 6 months following the adoption of the resolution, as specified, and to a renewal of registration with an expiration date on or after that 6-month period. The surcharge would be collected by the Department of Motor Vehicles and, after deducting its administrative costs, would be transmitted to the entity or entities imposing the surcharge. The bill would require the metropolitan planning organization, the council of governments, the air district, or the county transportation commission and the subregional council of governments jointly preparing a subregional sustainable communities strategy to contract with the department to pay for the initial setup and programming costs identified by the department, but would also require these costs to be reimbursed from surcharge revenues collected. The bill would require that all revenue received pursuant to the above provisions be used by the metropolitan planning organization, the council of governments, or a county transportation commission and a subregional council of governments jointly preparing a subregional sustainable communities strategy solely to develop and implement a sustainable communities strategy or a regional blueprint plan; the surcharge revenue that exceeds \$1 in specified jurisdictions be used to provide grants to cities, counties, and cities and counties for planning and projects related to the implementation of a regional blueprint plan; and 5% of all the surcharge revenue be transmitted to the council for performance of specified functions. The bill would provide that the council is to perform specified new functions only when the council has received sufficient revenue from this source. This bill contains other related provisions.		
<u>SB 409</u>	Department of Railroads.	06/10/2009-From committee:	

Ducheny	Existing law creates the Department of Transportation in the Business, Transportation and Housing Agency, with various powers and duties relative to the intercity rail passenger program, among other transportation programs. Existing law creates the High-Speed Rail Authority, with various powers and duties relative to development and implementation of a high-speed passenger train system. Existing law creates the Public Utilities Commission, with various powers and duties relative to railroads, among other responsibilities. This bill would create the Department of Railroads in the Business, Transportation and Housing Agency, and create the positions of director and deputy director within the department, to be appointed by the Governor, as specified. The director would be subject to Senate confirmation. The bill would transfer to the department responsibility for various state railroad programs currently administered by the above-referenced agencies. The bill would specify new duties of the department relative to an analysis of the state's freight rail transportation system. The bill would provide that the department shall be the only state agency eligible to apply for and receive grant and loan funds from the federal government for intercity rail, high-speed rail, or freight rail purposes. The bill would require the Secretary of Business, Transportation and Housing to convene a joint task force cochaired by the Director of Transportation, the Director of Railroads, and a representative of the Public Utilities Commission for the purpose of resolving issues relative to overlapping jurisdiction of the agencies. This bill contains other related provisions and other existing laws.	Do pass, but first be re-referred to Com. on APPR. (Ayes 10. Noes 0. Page 1260.) Re-referred to Com. on APPR.		
<u>SB 425</u> Simittian	Personal and corporate income taxes: deductions: parking: credits: ridesharing expenses.	06/25/2009-Set for hearing July 8. (For vote only.)		

	The Personal Income Tax Law and the Corporation Tax Law allow various deductions in computing the income that is subject to the taxes imposed by those laws. Existing law allows an employer to deduct its expenses in carrying out a parking subsidy and a parking cash-out program, as defined, for employees. This bill would disallow a deduction for expenses of specified employers for parking subsidies unless all employees provided with a parking subsidy are offered a parking cash-out program in accordance with a specified statute. This bill contains other related provisions and other existing laws.	07/08/09 1:30 p.m. - Room 3191 SEN REVENUE AND TAXATION	
SB 560 Ashburn	Regional transportation plans: sustainable communities strategy. Existing law requires certain transportation planning activities by designated regional transportation planning agencies, including development of a regional transportation plan. Certain of these agencies are designated under federal law as metropolitan planning organizations. Existing law requires metropolitan planning organizations to adopt a sustainable communities strategy as part of their regional transportation plan, which is to be designed to achieve certain targets established by the State Air Resources Board for the reduction of greenhouse gas emissions from automobiles and light trucks in the region. Existing law generally requires transportation planning and programming activities by the metropolitan planning organization to be consistent with the sustainable communities strategy, with certain exceptions. Existing law, to the extent the sustainable communities strategy is unable to achieve the greenhouse gas emissions reduction targets, requires the affected metropolitan planning organizations to prepare an alternative planning strategy showing how the targets may be	06/08/2009-Failed Deadline pursuant to Rule 61(a)(8). (Last location was PRINT on 2/27/2009)	

	achieved through alternative development patterns, infrastructure, or additional transportation measures or policies. This bill would provide that greenhouse gas emission credits for counties and cities that site and permit commercial wind, solar, and biomass projects may be used as credit in the formulation of the sustainable communities strategy or an alternative planning strategy. The bill would also provide that transportation trips outside of federal lands that are directly related to activities of a federal or state military installation shall not be included in the emissions inventory otherwise required to be considered to achieve any reductions in greenhouse gas emissions. This bill contains other related provisions and other existing laws.			
<u>SB 575</u> Steinberg	Local planning: housing element. (1) The Planning and Zoning Law requires each local government to review its housing element as frequently as appropriate to evaluate specified considerations, and requires specified, different types of local governments to revise the housing elements of their general plans in accordance with specific schedules . This bill would require all other local governments to adopt the 5th revision of the housing element 5 years after June 30, 2006, and would specify the schedule for all local governments to adopt subsequent revisions of the housing element after the 5th revision, as specified. The bill would authorize the Department of Housing and Community Development to adjust the deadlines for adoption of the 6th and subsequent revisions of the housing element so that the deadlines occur 18 months after adoption of the applicable regional transportation plan, provided that the planning period, as defined, for the housing element is not less than 90 months and not more than 102 months. By adding to the duties of	06/22/2009-To Com. on L. GOV. 07/08/09 1:30 p.m. - Room 444 ASM LOCAL GOVERNMENT	Watch	

	specified local governments, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.			
<u>SB 632</u> Lowenthal	Ports: congestion relief: air pollution mitigation. Existing law regulates the operation of ports and harbors. This bill would require the Ports of Long Beach, Los Angeles, and Oakland, beginning January 1, 2010, to assess their infrastructure and air quality improvement needs, including, but not limited to, projects that improve the efficiency of the movement of cargo, reduce congestion impacts associated with the movement of cargo, and reduce pollution associated with the movement of that cargo. This bill contains other related provisions and other existing laws.	06/23/2009-From committee: Do pass, but first be re-referred to Com. on APPR. (Ayes 12. Noes 1.) Re-referred to Com. on APPR. (Hearing date: June 22.) 07/01/09 9 a.m. - Room 4202 ASM APPROPRIATIONS		
<u>SB 716</u> Wolk	Local transportation funds. Existing law requires that 1/4% of the local sales and use tax be transferred to the local transportation fund of the county and be allocated, as directed by the transportation planning agency, for various transportation purposes. Existing law specifies the allowable uses for local transportation funds, and generally requires these funds to be used for transit purposes in urban counties, while in counties with a population under 500,000 as of the 1970 census and certain other counties, these funds may also be used for local streets and roads, if the transportation planning agency finds that there are no unmet transit needs or no unmet transit needs that are reasonable to meet, and for other specified purposes. This bill would instead authorize those local transportation funds to be used for local streets and roads in those circumstances and for those other specified purposes in counties with a population under 500,000 as of the 2000 census, and each decennial census thereafter, and in certain other	06/29/2009-Set, first hearing. Hearing canceled at the request of author. 07/06/09 1:30 p.m. - Room 4202 ASM TRANSPORTATION	Oppose Unless Amended	

	counties . The bill, in those counties where local transportation funds may be allocated to local streets and roads, would also authorize use of those funds for specified farmworker vanpool purposes upon a finding by the transportation planning agency that there are no unmet transit needs or no unmet transit needs that are reasonable to meet.			
SCA 2 Wyland	Revised biennial session. The California Constitution requires the Legislature to convene in regular biennial session at noon on the first Monday in December of each even-numbered year to consider legislation and the Budget Bill. This measure would require the Legislature to convene in regular biennial session, but would require, commencing on December 6, 2010, that the sessions held in odd-numbered years be budget sessions, and sessions held in even-numbered years be general sessions. The measure would require the Legislature in the budget session to adopt budget bills for each of the two subsequent fiscal years. The measure would prohibit the Legislature, during a budget session, from considering legislation other than the budget bills and related revenue bills, except bills addressing a declared state of emergency or urgency statutes. Urgency statutes would require a 3/4 vote of the membership in each house for passage during a budget session. This bill contains other related provisions and other existing laws.	05/12/2009-From committee with author's amendments. Read second time. Amended. Re-referred to Com. on RLS.		
SCA 3 Wyland	Transportation Investment Fund. Article XIX B of the California Constitution requires, commencing with the 2003-04 fiscal year, that sales taxes on motor vehicle fuel that are deposited into the General Fund be transferred to the Transportation Investment Fund (TIF) for allocation to various transportation purposes. Article XIX B authorizes this	04/23/2009-Set, first hearing. Hearing canceled at the request of author.		

	transfer to be suspended in whole or in part for a fiscal year during a fiscal emergency pursuant to a proclamation by the Governor and the enactment of a statute by a 2/3 vote in each house of the Legislature, subject to various restrictions. This measure would delete the provisions authorizing the transfer of revenues to the TIF to be suspended during a fiscal emergency. The measure would also prohibit a loan of TIF revenues under any circumstances, and would prohibit any statute that would reduce the extent to which these tax revenues are deposited into the General Fund for transfer to the TIF for transportation purposes.		
Total Position Forms: 26			