



2035 Tulare Street, Suite 201
Fresno, California 93721

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Website Address: www.fresnocog.org

NOTE: NEW FORMAT

AGENDA

TRANSPORTATION TECHNICAL COMMITTEE

Date: Friday, September 11, 2009
Time: 9:00 a.m.

POLICY ADVISORY COMMITTEE

Date: Friday, September 11, 2009
Time: 10:00 a.m.

Place:

**COG Sequoia Conference Room
2035 Tulare St., Suite 201, Fresno, CA**

Americans with Disabilities Act (ADA) Accommodations

The Fresno COG offices and restrooms are ADA accessible. Representatives or individuals with disabilities should contact Fresno COG at (559) 233-4148, at least 3 days in advance, to request auxiliary aids and/or translation services necessary to participate in the public meeting / public hearing. If Fresno COG is unable to accommodate an auxiliary aid or translation request for a public hearing, after receiving proper notice, the hearing will be continued on a specified date when accommodations are available.

Item	Description	Enclosure	Action*
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Transportation Technical Committee

The Transportation Technical Committee (TTC) will consider Items I – IV prior to the Policy Advisory Committee (PAC) Meeting. This portion of the meeting is scheduled to begin at 9:00 a.m.

I. PUBLIC PRESENTATIONS

This portion of the meeting is reserved for persons wishing to address the TTC on items within its jurisdiction but not on this agenda. **Note: Prior to action by the TTC on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.**

II. TRANSPORTATION 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.	TTC/PAC Executive Minutes of July 10, 2009	Yes	Approve
B.	2009-10 Transportation Funding Claims – Resolutions 2009-30-Fowler, 2009-31-Huron, 2009-32-Kerman, 2009-33-Kingsburg, 2009-34-Mendota, 2009-35-Orange Cove, 2009-36-Parlier, 2009-37-Reedley, 2009-38-San Joaquin, 2009-39-Selma [BESHEARS]	Yes	Approve
C.	Redetermination of Conformity for the 2009 FTIP Amendment #3 and 2007 RTP Amendment #2 Resolution 2009-28 [DAWSON]	Yes/ Website	Approve
D.	Federal Transit Administration (FTA) Section 5310 Grading Results [SOBRADO]	Yes	Accept
E.	Federal Transit Administration (FTA) Section 531/5317 Call for Projects [SOBRADO]	Yes	Information
F.	FCRTA Item: Acknowledgement of Fresno County Rural Transit Agency's 30th Anniversary on September 27, 2009 [JWEBSTER]	Yes	Information

III. TRANSPORTATION ACTION / DISCUSSION ITEMS

A.	ARRA Implementation and Redistribution Policies [DEVERE-OKI]	Yes	Approve
B.	Regional Transportation Plan		
	1. Public Outreach Plan [LAUCHNER]	Handout	Info/Discussion
	2. Notice of Preparation – 2011 RTP EIR [THOMPSON]	Handout	Info/Discussion
	3. RTP Project Nominations [THOMPSON]	No	Issue

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

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|---|-----------------|------------------------|
| C. Blueprint Update [STECK] | | |
| 1. SJV Blueprint Memorandum of Understanding with Valley COGs for 4 th Year | Yes | Approve |
| 2. SJV Contract with Regents of University of California, UC Merced and Great Valley Center | Yes | Approve |
| 3. SJV Blueprint Award Recipients | Handout | Info/Discussion |
| D. Measure "C" Update: | | |
| 1. Regional Transportation Mitigation Fee (RTMF) Joint Power Agency Agreement [BOREN] | No | Info/Discussion |
| 2. Amendment of Measure "C" Fresno-Yosemite International Airport Tier I List | Yes | Initiate 45 day review |
| E. 2009 Call for Projects – Regional Surface Transportation Program (RSTP) and Congestion Mitigation and Air Quality (CMAQ) funds [DAWSON/DEVERE-OKI] | Yes/
Website | Approve |
| F. High Speed Rail Update – Formation of Fresno COG High Speed Rail Task Force [THOMPSON] | Yes | Approve |

IV. OTHER BUSINESS

- A. Items from Staff
- B. Items from Members

JOINT Transportation Technical Committee / Policy Advisory Committee

The TTC and the PAC will meet as a joint Committee to consider scheduled public presentations brought before the Committees. This portion of the meeting is scheduled to begin at 10:00 a.m.

V. PRESENTATIONS

- A. Fresno International Airport Update – Russ Widmar, Director of Aviation, City of Fresno (Enclosure)
- B. Presentation – Sheriff Margaret Mims, Health Care for Underserved Women
- C. Presentation – Dr. Michele Cantwell-Copher, Fresno County Office of Education – Fresno County Voluntary Preschool Master Plan (website www.fresnocog.org)
- D. Presentation – Robert Takacs, Grassroots America, California
- E. Caltrans Monthly Report

Policy Advisory Committee

The Policy Advisory Committee will consider all Transportation and Administrative Items on the Agenda

VI. PUBLIC 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. **Note: Prior to action by the PAC on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.**

VII. TRANSPORTATION CONSENT ITEMS

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|--|-----------------|---------|
| A. TTC/PAC Executive Minutes of July 10, 2009 | Yes | Approve |
| B. 2009-10 Transportation Funding Claims – Resolutions 2009-30-Fowler, 2009-31-Huron, 2009-32-Kerman, 2009-33-Kingsburg, 2009-34-Mendota, 2009-35-Orange Cove, 2009-36-Parlier, 2009-37-Reedley, 2009-38-San Joaquin, 2009-39-Selma [BESHEARS] | Yes | Approve |
| C. Redetermination of Conformity for the 2009 FTIP Amendment #3 and 2007 RTP Amendment #2 Resolution 2009-28 [DAWSON] | Yes/
Website | Approve |
| D. Federal Transit Administration (FTA) Section 5310 Grading Results [SOBRADO] | Yes | Accept |

- | | | | |
|----|---|-----|-------------|
| E. | Federal Transit Administration (FTA) Section 531/5317 Call for Projects [SOBRADO] | Yes | Information |
| F. | FCRTA Item: Acknowledgement of Fresno County Rural Transit Agency's 30th Anniversary on September 27, 2009 [JWEBSTER] | Yes | Information |

VIII. TRANSPORTATION ACTION / DISCUSSION ITEMS

- | | | | |
|----|--|-----------------|------------------------|
| A. | ARRA Implementation and Redistribution Policies [DEVERE-OKI] | Yes | Approve |
| B. | Regional Transportation Plan | | |
| 1. | Public Outreach Plan [LAUCHNER] | Handout | Info/Discussion |
| 2. | Notice of Preparation – 2011 RTP EIR [THOMPSON] | Handout | Info/Discussion |
| 3. | RTP Project Nominations [THOMPSON] | No | Info/Discussion |
| C. | Blueprint Update [STECK] | | |
| 1. | SJV Blueprint Memorandum of Understanding with Valley COGs for 4 th Year | Yes | Approve |
| 2. | SJV Contract with Regents of University of California, UC Merced and Great Valley Center | Yes | Approve |
| 3. | SJV Blueprint Award Recipients | Handout | Info/Discussion |
| D. | Measure "C" Update: | | |
| 1. | Regional Transportation Mitigation Fee (RTMF) Joint Power Agency Agreement [BOREN] | No | Info/Discussion |
| 2. | Amendment of Measure "C" Fresno-Yosemite International Airport Tier 1 List | Yes | Initiate 45 day review |
| E. | 2009 Call for Projects – Regional Surface Transportation Program (RSTP) and Congestion Mitigation and Air Quality (CMAQ) funds [DAWSON/DEVERE-OKI] | Yes/
Website | Approve |
| F. | High Speed Rail Update – Formation of Fresno COG High Speed Rail Task Force [THOMPSON] | Yes | Approve |

IX. ADMINISTRATIVE CONSENT ITEMS

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|----|---|-----|-------------|
| A. | Airport Land Use Commission – Memorandum of Understanding Extension [TWEBSTER] | No | Approve |
| B. | 2009/10 Overall Work Program Amendment #2 [BESHEARS] | No | Approve |
| C. | Farmland Conservation Model Program Update [SOBRADO] | No | Information |
| D. | Monthly Legislative Update [FAWCETT] | Yes | Information |
| E. | Recommendation to Add Non-Voting Member to COG Policy Board [SOBRADO] | Yes | Information |
| F. | SB 12, SB 375, SB 716 and Proposition 84 Update [FAWCETT] | No | Information |
| G. | Status Report on Sacramento Lobbying Activities— Steve Samuelian, California Consulting LLC [BOREN] | Yes | Information |
| H. | Regional Clearinghouse [SOBRADO] | Yes | Information |

	Project	Applicant
1.	RHS 514 Loan – Off Site Farm Labor Housing	Corporation for Better Housing –
2.	One Time Program Improvement 2009 Head Start-Preschool and Early Head Start	Fresno County EOC

X. ADMINISTRATIVE ACTION / DISCUSSION ITEMS

- | | | | |
|----|---|-----|-------------|
| A. | Abandoned Vehicle Abatement Quarterly Summary Report [THOMPSON] | Yes | Approve |
| B. | 2010 "One Voice" Call for Projects [STECK] | Yes | Information |
| C. | San Joaquin Valley Regional Planning Agencies' Fall Policy Conference – October 1 and 2 [STECK] | Yes | Information |

XI. OTHER BUSINESS

- A. Items from Staff
- C. Items from Members

***Items listed as information still leave the option for guidance/direction actions by the Committee.**

****All enclosures are available on our website at www.fresnocog.org – Committees and Agendas**



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ANNOTATED AGENDA

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II.	TRANSPORTATION CONSENT ITEMS		
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A.	TTC/PAC Executive Minutes of July 10, 2009		
B.	2009-10 Transportation Funding Claims [BESHEARS]		

Summary: 2009/10 Transportation Development Act Claims. The amounts claimed for Local Transportation Funds (LTF) funds are:

Jurisdiction:	LTF Fund:
City of Fowler	\$158,741
City of Huron	231,459
City of Kerman	415,894
City of Kingsburg	317,321
City of Mendota	291,940
City of Orange Cove	393,199
City of Parlier	400,767
City of Reedley	760,962
City of San Joaquin	120,815
City of Selma	689,472

Staff has reviewed the claims and finds the amounts consistent with apportionments previously approved by the Board.

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

Action: Staff recommends approval of the funding claims by adopting Resolutions 2009-30, 2009-31, 2009-32, 2009-33, 2009-34, 2009-35, 2009-36, 2009-37, 2009-38, 2009-39.

C. Redetermination of Conformity for the 2009 FTIP Amendment #3 and 2007 RTP Amendment #2 Resolution 2009-28 [DAWSON]

Summary: The 2009 FTIP Amendment #3, 2007 RTP Amendment #2, and the associated Conformity Analysis were adopted by the Fresno COG Policy Board on January 29, 2009. Because the San Joaquin Valley is a PM2.5 multi-jurisdictional area which includes 8 counties, and since there are no PM2.5 conformity budgets available for use at this time, conformity analyses need to be coordinated over the entire 8 county region. The Kern Council of Governments (KernCOG) has revised a portion of their PM2.5 conformity analysis. Consequently the other seven MPOs must redetermine their existing conformity analysis. Since no other transportation planning changes are being made, Fresno COG's conformity analysis remains unchanged. The redetermination of the conformity document is done to comply with EPA PM2.5 requirements. Enclosed in your packet is Resolution No. 2009-28. The entire documentation for the redetermination of conformity including KernCOG's Project List, Financial Table, and RTP amendment is available at www.fresnocog.org.

Action: Staff recommends the approval of the redetermination of conformity for the 2009 FTIP Amendment #3, and 2007 RTP Amendment #2 by the adoption of Resolution No. 2009-28.

D. Federal Transit Administration (FTA) Section 5310 Grading Results [SOBRADO]

Summary: For the 2009 Federal Transit Administration (FTA) Section 5310 grant cycle, Fresno COG received three applications from the following organizations:

- Fresno County Employment Opportunities Commission
- Westcare California, Inc.
- ArcFresno

Fresno COG and FAX staff reviewed the applications and provided suggestions to applicants on ways to increase their scores. A grading committee made up of volunteers from the Fresno County SSTAC (Social Services Transportation Advisory Committee) convened in early August to review the grant applications for the 2008 Section 5310. Suggested scores were forwarded to Caltrans for final grading. The results from the Fresno County SSTAC grading process are included in this packet. [SOBRADO]

Action: Staff recommends that the TTC/PAC accept the results of the 2009 Section 5310 grading process.

E. Federal Transit Administration (FTA) Section 531/5317 Call for Projects [SOBRADO]

Summary: Call for Projects FTA Sections 5316 Jobs Access Reverse Commute Program, Small Urban Areas and Section 5317 New Freedom Grant Programs for FY 2007, 2008, and 2009.

The Fresno COG is pleased to announce the Calls for Projects for the following Federal Transit Administration (FTA) grant programs for fiscal years 2008 and 2009. FY 2010 apportionments have not yet been issued by the Federal Transit Administration. When they are, a revised Call for Projects will be issued incorporating FY 2010 funding amounts and any new information received.

Section 5316 – Job Access and Reverse Commute Program

The JARC program provides funding to support projects designed to transport welfare recipients and eligible low-income individuals to and from employment activities and employment activities, particularly to suburban and rural job locations.

Section 5317 – New Freedom Program

The New Freedom program provides funding to assist transit operators and public agencies provide "new" transportation services for individuals with disabilities above and beyond the minimum currently required by the Americans with Disabilities Act of 1990 (42 U.S.C. 12101, et seq.).

Apportionments available are as follows:

	Section 5316 JARC Grant Program	Section 5317 New Freedom Grant Program
FY 2008	\$405,941	\$96,975
FY 2009	\$643,057	\$227,545

Fact sheets are contained in the agenda packet. Please contact Todd Sobrado at Fresno COG with questions or to request additional information.

Action: Information item only. Direction may be provided at the discretion of the Committee

F. FCRTA Item: Acknowledgement of Fresno County Rural Transit Agency's 30th Anniversary on September 27, 2009 [JWEBSTER]

Summary: Please be advised that the Fresno County Rural Transit Agency will be recognizing its Thirty (30th) Anniversary in September. The Joint Powers Agency was formed by the current members on September 27, 1979. Included in the Agenda Package is a Memorandum regarding this item.

Action: Information item only. Direction may be provided at the discretion of the Committee

III. TRANSPORTATION ACTION / DISCUSSION ITEMS

A. ARRA Implementation and Redistribution Policies [DEVERE-OKI]

Summary: On August 12, 2009 Caltrans issued final guidance on how the state will insure that 100% of the available California ARRA funds will be obligated by March 2, 2010. The guidelines set up several different milestones which allow the state time to both process paperwork and redistribute available funds within the state. The state has identified when draft and final Requests for Authorization (RFA) must be submitted to Caltrans Local Assistance and when we as the MPO must submit an obligation plan to Caltrans demonstrating our regions ability meet these deadlines.

It is important to note that the milestones on the attached enclosure highlight deadlines that Fresno must meet in order to insure that we: 1.) Spend all of our available ARRA funds, 2.) Position ourselves to receive any available ARRA redistribution, and 3.) Do not loose funds designated to our region. It is for these three reasons staff is proposing the following policy recommendation.

Proposed Fresno COG ARRA Redistribution Policy:

By October 15, 2009, any project that has not been certified and can meet the December 1, 2009 Caltrans deadline for a Draft RFA submittal, must submit their 1511 Certification request to Fresno COG staff. The 1511 certification states to COG, Caltrans, and FHWA that the agency intends to deliver this project in the time allotted by law.

On October 15, 2009 the City Manager/CAO for each agency, with ARRA money left to obligate, must submit for each individual remaining project a statement of intention to finish that project along with a detailed outline of the projects milestones up to the December 1, 2009 RFA deadline.

Project sponsors who cannot meet the Caltrans deadline, or cannot provide COG staff with adequate documentation of being able to meet the Caltrans deadline; will have their ARRA funds placed back into the regional pot in order to allow Fresno COG staff to redistribute the funds to other projects within Fresno County that can meet the deadlines.

For an agency to receive additional ARRA funds during the Fresno COG internal redistribution of ARRA funds, this agency must:

1. Have already obligated all of their available ARRA funds
2. Have an eligible project/listing in the current FTIP
3. Provide COG staff with documentation that the project can meet Caltrans deadlines

4. Staff will prioritize projects based on available funds and timing for obligating funds.

Action: Staff recommends that the Policy Board adopt the proposed ARRA Redistribution policy as presented to the SAFETEA-LU/MAP 21 Subcommittee.

B. Regional Transportation Plan

1. Public Outreach Plan [LAUCHNER]

Summary: In accordance with Federal guidance emphasized during Fresno COG's latest Federal Certification Review, the RTP Planning Process must foster involvement through a proactive public participation process with the all interested parties. We must also seek participation and consultation during the RTP development process with a number of private sector representatives and public agencies.

As Fresno COG undertakes the update of the 2011 RTP a major goal of the public involvement effort is to reach out to nontraditional as well as traditional audiences to include them in the transportation planning process. This program will help ensure that environmental justice issues are addressed and that interested members of the public have ample opportunity to understand and provide meaningful input while the RTP is in its early stages and throughout the planning process.

A copy of the RTP Draft Public Outreach Plan will be handed out at the TTC/PAC meeting for review and comment at any time during the RTP Outreach process. Staff will review key elements of the plan and budget with the TTC/PAC members.

Action: Information item. Direction may be provided at the discretion of the committees.

2. Notice of Preparation – 2011 RTP EIR [THOMPSON]

Summary: A Notice of Preparation of a Subsequent Environmental Impact Report (SEIR) for the Proposed 2011 Revision of the Regional Transportation Plan (RTP) has been issued and will be provided as a handout. Fresno COG is requesting input regarding the scope and content of the environmental information to be included and evaluated in the SEIR. Any response to this Notice of Preparation you or your agency may wish to provide is requested at the earliest possible date, but not later than 30 days after receipt of this notice.

Fresno COG understands that 2011 RTP improvement projects have changed or the timing of those projects has changed since certification of the previous RTP EIR in May 2007. As a result of these changes, rather than prepare a complete new EIR, Fresno COG desires to use the previous EIR and update/change sections to address RTP project changes, as well as greenhouse gas/global warming (Climate Change) issues.

Action: Information item. Direction may be provided at the discretion of the committees.

3. RTP Project Nominations [THOMPSON]

Summary: This is early notification of an action the Fresno COG Policy Board is expected to take at its September 24, 2009 meeting to issue a "call for project nominations" for the 2011 Regional Transportation Plan. Member agencies will have until November 19, 2009 to submit their project nominations. Project nominations will be submitted under two categories: non-exempt projects and exempt projects. Non-exempt projects are capacity increasing projects. As such, they must be included in the COG Transportation Model and subjected to a conformity analysis. Exempt projects are typically safety and maintenance projects and are not subject to a conformity analysis. Both non-exempt and exempt projects are subject to evaluation under the Congestion Management Process and both are also subject to financial constraint, in that project funds must be reasonably available within the time period of the RTP.

New with the 2011 RTP is that project nominations must be submitted by electronic application form, currently under development. The application will include information such as total project cost, year open to traffic, project location and limits, and other information consistent with the requirements of

FresnoTrak (our new project monitoring software), the Congestion Management Process, and the RTP prioritization process.

Action: Staff recommends the Policy Board issue a "call for project nominations" for the 2011 Regional Transportation Plan.

C. Blueprint Update [STECK]

1. SJV Blueprint Memorandum of Understanding with Valley COGs for 4th Year

Summary: Fresno COG has assumed the lead agency role from Merced COG on all Valleywide Blueprint activities. In order to formalize this relationship, it is necessary to modify the MOU that we have been operating under, identifying Fresno COG as lead agency. The revised MOU also includes an updated work plan. These documents are included in your agenda packet.

Action: Staff recommends that the COG Policy Board authorize the Executive Director to enter into the revised Valleywide Blueprint MOU with the eight Valley COGs.

2. SJV Contract with the Regents of the University of California / UC Merced and the Great Valley Center

Summary: One of the tasks that was included in the Valley COGs' fourth year SJV Blueprint's grant application to Caltrans was continuing our work with the Great Valley Center on the Valleywide Blueprint Website and orchestrating an additional Valleywide Executive Forum for elected officials. Because of the transfer of lead agency mentioned above, we will need to enter into a new contract with the Regents of the University of California / UC Merced and the Great Valley Center. The Great Valley Center has been involved with the SJV Blueprint since its inception and has done an excellent job on the website at www.valleyblueprint.org as well as orchestrating large Valleywide events for us. Their proposal is included in your agenda packet. The budget for both tasks is \$50,000 which is consistent with past costs on these line items.

Action: Staff recommends that the COG Policy Board authorize the Executive Director to enter into a contract for \$50,000 (on behalf of the eight Valley COGs) with the Regents of the University of California and their affiliates: The Great Valley Center and UC Merced for the purpose of Blueprint related education and outreach.

3. SJV Blueprint Awards Program – Announcing 2009 Award Recipients

Summary: The purpose of the San Joaquin Valley Regional Blueprint Awards Program is to encourage quality in planning and development and to increase the public's awareness of the SJV Blueprint planning process by recognizing outstanding achievements and practices. This year's awards program is intended to be the first of an annual event that will recognize and celebrate plans, policies, programs and projects that reflect the Blueprint Principles. The award judges met in early September to review the nominations and determine this year's recipients. The announcement of those recipients will be released on September 4th. The list will be provided as a handout at the committee meeting.

Action: Information item only. Direction may be provided at the discretion of the Committee.

D. Measure "C" Update

1. Regional Transportation Mitigation Fee (RTMF) Joint Power Agency Agreement [BOREN/BESHEARS]

Summary: The first meeting of the Fresno Regional Transportation Mitigation Fee Joint Powers Agency will be on September 24, 2009, immediately following the COG Board meeting. The JPA Board will adopt bylaws, elect a chairman and vice chairman, appoint counsel and officers, discuss the administrative cost structure, and convene a public hearing on the Nexus Study scheduled for adoption by Resolution October 29, 2009. There is a 60 day waiting period before the fee goes into effect on January 1, 2010.

Action: Information item only. Direction may be provided at the discretion of the Committee.

2. Amendment to Measure "C" Fresno-Yosemite International Airport Tier I List [BESHEARS]

Summary: Fresno-Yosemite International Airport received \$2.75 million in ARRA funds for the FYI Taxiway B10/C10 project. As this project is now 100% federally funded no Measure "C" matching funds will be required and they wish to add the Security Checkpoint Expansion Project to the Tier 1 Project list in its place. The \$3.7 million project received a favorable bid (about half of what was previously estimated), will have a \$367,500 Measure "C" match over a two year construction period (2009/10 2010/11) and will not supplant any other projects on the Tier I list. As this is an amendment to the Measure "C" Plan it requires a public hearing. We will release it for 45 day review in September and adopt the amendment at public hearing in October.

Action: Initiate 45-day public review and comment period for amendment to the Measure "C" Fresno-Yosemite International Airport Tier I List.

E. 2009 Call for Projects – Regional Surface Transportation Program (RSTP) and Congestion Mitigation and Air Quality (CMAQ) funds [DAWSON/DEVERE-OKI]

Summary: On August 24th, the SAFETEA-LU/ MAP 21 Programming Subcommittee met to discuss policies and issues related to the programming of advanced funding for the next Federal Transportation Funding Act- MAP 21. The 2011 Federal Transportation Improvement Program (FTIP) will program funding from 2010/11 through 2013/14; the FTIP will contain four years of funding from the next Federal Transportation Funding Act- MAP 21.

To insure that no funds are lost to the region Fresno COG must develop a full program of projects for 2010/11 and additional "easy to deliver" projects in the later years of the FTIP that can be advanced in order to meet funding obligation requirements. As part of identifying these "easy to deliver" projects, staff recommended that the current "lifeline" concept be continued, as established in Call #1. The "lifeline" concept allows 60% of RSTP funds and 30% of CMAQ funds to be set aside for use by member agencies for projects of their choosing, as long as the planned projects qualify for the identified funding source and relate to priorities set by the Policy Board.

The SAFETEA-LU Programming Subcommittee reached consensus on the following:

- Program two years worth of funding (Second Call for Projects) from the next Federal Transportation Funding Act, acknowledging that it is possible that currently available fund sources within SAFETEA-LU may not be a part of the next Act.
- For RSTP, the Subcommittee agreed to have combination "lifeline" and "regional bid" Call for Projects. Approximately \$19,100,600 of the apportionments for FFY 2011/12 and 2012/13 will be available. Over the length of the next Federal Transportation Funding Act the split between "lifeline" and "regional bid" funds will remain at a 60/40 split (6 years). The split for this call (2 years) will be \$7,982,400 "lifeline" and \$11,118,200 "regional bid".
- For CMAQ, the Subcommittee agreed to have combination "lifeline" and "regional bid" Call for Projects. Approximately \$23,060,800 of the apportionments for FFY 2011/12 and 2012/13 will be available. Over the length of the next Federal Transportation Funding Act, the split between "lifeline" and "regional bid" funds will remain at a 30/70 split (6 years). The split for this call (2 years) will be \$9,636,000 "lifeline" and \$13,424,800 "regional bid".
- Within the CMAQ "regional bid" pot, \$13,424,800, \$4,612,200 or 20% of the available pot will be solely dedicated to projects meeting a minimum cost effectiveness (\$30 per pound) threshold per adopted Fresno COG policy. Over the life of next Act (6 years) a minimum of 20% of available funding must be applied to projects meeting this minimum cost effectiveness threshold.

Action: Staff recommends that the Policy Board issue a formal "Call for Projects" per the SAFETEA-LU/MAP 21 Subcommittee recommendations.

F. High Speed Rail Update – Formation of Fresno COG High Speed Rail Task Force [THOMPSON]

Summary: With the passage of Proposition 1A in November 2008, Californians approved \$9 billion for a high-speed train system that will provide a fast, safe, reliable and environmentally friendly transportation alternative. In addition, the State anticipates receiving a share of funding from the \$8 billion of rail stimulus available nationwide, from annual \$1 billion federal appropriations over the next five years, and

from an estimated \$50 billion from MAP-21, the next federal Surface Transportation Act. To date, the California High-Speed Rail Authority has completed "Program-Level" environmental studies to determine preferred route and station general locations.

The Authority is now engaged in ongoing outreach with local governments and transportation planning agencies to integrate/coordinate the statewide high-speed train with local and regional transportation systems, land use planning and economic development efforts. Underway and expected to be completed in early 2012 are "Project-Specific" environmental studies that will be used to determine where tracks will be laid, how they will be configured, and where support facilities are needed. Construction will begin shortly thereafter, with testing of prototype trainsets expected to begin in 2015. The Authority's current phasing plan envisions a "high-speed" test section between Merced and Bakersfield. The San Francisco to Los Angeles/Anaheim backbone of the statewide system will commence operation in the 2018 – 2020 timeframe.

Fresno COG's 2009-10 Overall Work Program has set aside \$100,000 for conduit High Speed Rail planning activities and, last June, the Policy Board approved an initial expenditure of \$10,000 to retain a consultant to analyze heavy maintenance station location criteria established by the Authority, identify sites within Fresno County that satisfy those criteria, and related issues. As Fresno COG is the state designated Regional Transportation Agency for Fresno County and the logical public entity to head the High Speed Rail process, staff is now recommending formation of an inclusive High-Speed Rail Task Force, comprised of elected and appointed officials and others within Fresno County, that will focus on the high-speed train issues of importance to our County. In addition to the heavy maintenance station, these issues include alignment and station location issues, among others. Recommended composition of the Task Force includes representatives from Fresno, the County, the cities of Fowler/Selma/Kingsburg, other interested cities, Chamber of Commerce, Economic Development Corporation, Workforce Investment Board, and interested individuals. Staff is seeking your suggestions for additional participation. Upon approval of the formation of the Task Force by the Fresno COG Board, staff will issue the Request for Proposals for consultant services.

Action: Staff recommends approval of the formation of the High-Speed Rail Task Force. Staff also seeks suggestions for additional participation on the Task Force.

IV. OTHER BUSINESS

- A. Items from Staff
- B. Items from Members

JOINT Transportation Technical Committee / Policy Advisory Committee

The TTC and the PAC will meet as a joint Committee to consider scheduled public presentations brought before the committees. This portion of the meeting is scheduled to begin at 10:00 a.m.

V. PRESENTATIONS

- A. **Fresno International Airport Update (enclosure)– Russ Widmar, Director of Aviation, City of Fresno**
- B. **Presentation – Sheriff Margaret Mims, Health Care for Underserved Women**
- C. **Presentation – Dr. Michele Cantwell-Copher, Fresno County Office of Education – Fresno County Voluntary Preschool Master Plan (website www.fresnocog.org)**
- D. **Presentation – Robert Takacs, Grassroots America, California**
- E. **Caltrans Monthly Report**

Summary: Caltrans staff will provide an update on Caltrans activities

Action: Information/discussion item. Direction may be provided at the discretion of the Committee.

Policy Advisory Committee

The Policy Advisory Committee will consider all Transportation and Administrative Items on the Agenda

VI. PUBLIC 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. **Note: Prior to action by the PAC on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.**

VII. TRANSPORTATION 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.

See Item II on Page 1 of this Annotated Agenda for summary of items.

VIII. TRANSPORTATION ACTION / DISCUSSION ITEMS

See Item III on Page 3 of this Annotated Agenda for summary of items.

IX. ADMINISTRATIVE 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. Airport Land Use Commission – Memorandum of Understanding Extension [TWEBSTER]

Summary: In October 2008, Fresno COG entered into a Memorandum of Understanding (MOU) with the County of Fresno to assume the duties and of the staffing and running the Fresno County Airport Land Use Commission (ALUC). The MOU specified a one year trial period during which either party (The County of Fresno or the Council of Fresno County Governments) could withdraw from the arrangement, given proper notice. The one year trial period is coming to close October 2009.

At this time, Fresno COG is prepared to assume the responsibilities permanently, henceforth.

Action: Staff recommends the approval of the Council of Fresno County Governments permanently retaining the duties of the Fresno County ALUC. The County of Fresno concurs. Direction may be provided at the discretion of the Committee.

B. 2009/10 Overall Work Program Amendment #2 [BESHEARS]

Summary:

WE 123 Public Transportation Infrastructure (PTIS)

The current project scope includes \$50,000 for Bus Rapid Transit (BRT) study. FAX wishes to increase the BRT element to \$250,000 and will provide \$200,000 in FTA 5307 Planning funds to cover the increased scope. This amendment is consistent with board action in July increasing the Kimley Horn PTIS contract.

WE 172 Regional Transportation Plan

We are doing a major update to our RTP this year. Staff budgeted \$45,000 for an environmental update for the RTP and the board authorized the contract with VRPA in July. Staff has determined that it is appropriate to update the RTP Project Priority Lists and recommends adding \$14,240 to the scope of the VRPA contract to accomplish this. In addition, per Federal recommendations stemming from our recent Certification review, we are designating an RTP Public Participation Budget of \$11,200. The total \$25,440 increase will be funded with Federal Planning funds and local match.

WE 213 High Speed Rail

We are carrying over \$260,000 in Measure "C" funding which was appropriated last year for a joint high speed rail/rail consolidation study in conjunction with the High Speed Rail Authority. The Authority will provide \$500,000 for this \$750,000 study. Our share of the study is \$250,000. In addition, \$10,000 is programmed for staffing.

WE 912 Transportation Development Act

Per PUC 99246 we are required to do a triennial performance on ourselves and Transit Operators receiving Transportation Development Act funding for the years 2006/07, 2007/08, and 2009/10. The budget for this year's triennial performance audit is \$40,000 consistent with previous performance audit budgets.

Action: Authorize 2009/10 OWP Amendment #2 increasing the budget \$514,240.

C. Farmland Conservation Model Program Update [SOBRADO]

Summary: On July 15, 2009, representatives from the Farmland Conservation Model Program Steering Committee met with Fresno County agricultural stakeholders to discuss key points made by the draft Farmland Conservation Model Program released in January 2009 for public review and comment. A key outcome of this meeting is that key stakeholders meet with Dr. Gary Manross, one-on-one to find 'points of agreement' that would form the basis for additional recommendations to be included in the draft Farmland Conservation Model Program for Fresno County. Dr. Manross is in the process of contacting and meeting with key stakeholders. Additional information will be forthcoming as soon as it is known.

Action: This is an informational item. Please contact Todd Sobrado at Fresno COG for more information. Direction may be provided at the discretion of the Committee.

D. Monthly Legislative Update [FAWCETT]

Summary: A report is included in your agenda package that includes current bills in the 2009 legislative session that are relevant to the COG.

- To locate current and past year **state bill information** go to the Official California Legislative Information webpage at: <http://www.leginfo.ca.gov/>
- To locate current and past year **federal bill information** go to THOMAS, The Library of Congress's bill information website (in the spirit of Thomas Jefferson) at: <http://thomas.loc.gov/>

Please contact staff person, Laural Fawcett, if you have any questions.

Action: Information item only. Direction may be provided at the discretion of the Committee.

E. Recommendation to Add Non-Voting Member to COG Policy Board [SOBRADO]

Summary: On July 30, 2009 at the Fresno COG July Policy Board meeting, Fresno County Supervisor Henry Perea inquired as to what would be involved in opening up an ex-officio seat on the Fresno COG Policy Board for a representative of the Table Mountain Rancheria Tribe of Fresno County.

This matter was previously discussed at length at the Fresno COG Policy Board meeting on July 18, 2002 when the Policy Board adopted a MOU between the COG and Big Sandy Rancheria to establish and maintain government to government relationships.

On March 25, 2002, Wilbur Beecher, Tribal Chairman of the Big Sandy Rancheria sent a letter to Fresno COG to request consultation and coordination. Included in this letter was a request for Policy Board membership. During the April TTC/PAC meeting cycle, the issue was discussed and recommendation was made to forward the matter to the Fresno County Board of Supervisors since the lands making up the Big Sandy Rancheria is within the jurisdiction of Fresno County.

The Fresno County Board of Supervisors heard this item at their June 18, 2002 meeting. They encouraged Fresno COG to consult with the tribe on COG's transportation plans and programs and also recommended the Tribe send a representative to participate in COG's Transportation Technical Committee if the Policy Board membership was not approved. The Board referred the request for Policy Board membership back to COG with no recommendation as they felt the COG itself was the appropriate arena for this request.

An opinion from county counsel stated in the absence of special legislation a tribe may not join COG's JPA in the same capacity as existing members, however, the Board could extend a non voting, non dues paying "Cooperating Membership". The Board and the tribe could also enter into a MOU similar to the agreement that allows Caltrans to sit on the Transportation Policy committee without voting status at the Policy level.

As the issue came back through the TTC/PAC a consensus developed that any consideration extended to Big Sandy Rancheria should be extended to the other two tribes, Table Mountain Rancheria, and the Cold Springs Rancheria. Upon hearing the recommendation, the Policy Board passed a motion to invite the three tribes to join the TTC. A letter from the Policy Board to this effect was sent. The PAC further recommended to deny Policy Board membership request at that time, direct staff to explore either a

cooperative membership or a membership on the Transportation Policy committee. The motion included a single membership to represent the approximately 300 combined resident tribal population, with the tribes selecting their representative from among themselves and revisit the issue request for Board affiliation at a future date. However Big Sandy Tribal Chairman Wilbur Beecher expressed opposition to the recommendation, mentioning that each tribe had different needs and a collective vote was not acceptable to the Big Sandy Rancheria to participate in the COG at any level.

After lengthy discussion at the Policy Board a motion was made to deny membership at the Board level, offer participation at the Transportation Technical Committee level (TTC), and revisit the request for Policy Board membership in one year. The motion failed with only eight yes votes.

The minutes from the COG Policy Board meeting where this issue was discussed on July 18, 2002 as well as the legal opinion regarding tribal membership on the Policy Board are included in this packet.

Staff is willing to meet and confer with the Tribal nations to foster government to government relations. The offer for Tribal participation at the TTC remains open, however, at this point, none of the Tribes have taken up the offer. The board membership issue has not been discussed with the Tribes recently. Board comment and direction is invited.

Action: Information item only. Direction may be provided at the discretion of the Committee.

F. SB 12, SB 375, SB 716 and Proposition 84 Update [Fawcett]

Summary: September 2009 – Significant Legislation Activity

Senate Bill 12: This water policy legislation has failed on the Senate floor. The purpose of this bill was to form the Sacramento-San Joaquin Delta Stewardship Council, which would require the adoption of a comprehensive long-term resource management plan for specified lands within the Sacramento-San Joaquin Delta. This bill affects water policy for agriculturally relevant areas of Fresno County.

Senate Bill 716: The concerted negotiation with Senator Lois Wolk and her staff by Fresno COG, as well as San Joaquin, Tulare and Kern COG's through recent lobbying efforts have resulted in the following compromise; after July 1, 2014, TDA funding will exclude all urban communities over the population threshold of 100,000 from using these funds for street and road maintenance. Currently the only cities affected by this amendment in Fresno County will be Fresno and Clovis. All eight San Joaquin Valley counties have taken a neutral position with regard to the amendment.

Senate Bill 375: The following new legislation further defines strategies for implementing transportation planning requirements to meet the mandates of SB 375.

Proposition 84 – The 2009 Budget Bill, AB 1 assigned \$12 million dollars of proposition 84 planning incentive funds to the Strategic Growth Council to be allocated by October 1, 2009. The express purpose of these funds is to support data gathering and the development of modeling capacity necessary to implement the requirements of SB 375.

The San Joaquin Valley Regional Planning Agencies' Directors' Committee is requesting \$2.5 million for upgrades and improvements to the eight San Joaquin Valley MPO models. These funds are expected to be awarded on October 14, 2009.

Action: Information item only. Direction may be provided at the discretion of the Committee.

G. Status Report on Sacramento Lobbying Activities— Steve Samuelian, California Consulting LLC [BOREN]

Summary: Steve Samuelian of California Consulting Inc will provide a verbal report to the Policy Board this month on his consulting activities for the COG during the month of July.

Action: Information item only. Direction may be provided at the discretion of the Committee.

H. Regional Clearinghouse [SOBRADO]

	Project	Applicant
1.	<i>RHS 514 Loan – Off Site Farm Labor Housing</i>	<i>Corporation for Better Housing</i>
2.	<i>One Time Program Improvement 2009 Head Start-Preschool and Early Head Start</i>	Fresno County EOC

Summary: Your agenda package includes this month's Clearinghouse Calendar containing "Project Notification and Review Reports" for grant proposal.

1. *Rural Housing Services, USDA, RHS 514 Loan – Off Site Farm Labor Housing Corporation for Better Living – RHA 514 Loan for Valley View Village Development in Selma, CA - \$3,000,000 – Federal, 418,357 – Applicant, \$1,000,000 – State, \$12,581,817 - Local for a total of \$17,000,174*
2. *Fresno County Economic Opportunities Commission – One Time Program Improvement 2009 Head Start-Preschool and Early Head Start \$1,159,412 – Federal*

Action: Per Board procedure, unless an item is pulled from the Consent Calendar, tacit authorization is given for staff to forward any comment(s) received, or any Committee/Board comment(s) generated as a result of this informational item, to the appropriate agency. It is understood that if in the event this item should be pulled from the consent calendar, discussion and comment by the Committee members and the public will be taken.

X. ADMINISTRATIVE ACTION / DISCUSSION ITEMS

A. Abandoned Vehicle Abatement FY 2008-09 Third Quarter Summary Report [THOMPSON]

Summary: As stated in the 2003 Fresno County Abandoned Vehicle Abatement Service Authority Plan, the Fresno COG, as administrator of the AVA Program, shall submit a quarterly status report to the Fresno County Abandoned Vehicle Abatement Service Authority. The Service Authority has directed the quarterly status report first be presented to the Policy Advisory Committee for review and recommendation. Status reports are submitted quarterly to ensure proper distribution of funding to the member agencies. This status report contains the following information:

- The gross amount of money received by the Authority from the Abandoned Vehicle Trust Fund during the quarter.
- An itemized statement of the Abandoned Vehicle Trust Fund monies expended by the Authority during the quarter.
- An accounting of money expended for major purchases, if any.
- An accounting of unexpended revenues from the Abandoned Vehicle Trust Fund.
- An accounting of the total number of vehicles and parts thereof abated by the Authority during the quarter.

The enclosure for this item indicates the level of activity and distribution of funding to the member agencies. For the third quarter of FY 2008-09, a total of \$164,733.72 in current AVA revenues was received and available for distribution to member agencies and to the Fresno COG for program administration. During the quarter, member agencies expended \$163,818.84 conducting AVA activities and the Fresno COG claimed \$2,375.00 for program administration (total expenses = \$166,193.84). Expenses exceeded revenue during the quarter by \$1,460.12, thereby reducing the program's accumulated surplus. A total of 865 vehicles were abated this quarter, compared to 1,171 vehicles abated during the same quarter of the previous fiscal year. This decrease is mostly attributable to fewer abatements during the quarter by the City of Fresno and, to a lesser extent, the County of Fresno.

Action: Staff recommends acceptance of the Abandoned Vehicle Abatement FY 2008-09 Third Quarter Summary Report as presented.

B. 2010 "One Voice" Call for Projects [STECK]

Summary: It is again time to begin the process of planning for our annual "One Voice" trip back to Washington DC where we will present a list of priorities for our region. Our trips over the past seven years have been quite fruitful as noted in the Fresno COG "One Voice" 2009 Summary and 2010 Recommendations on our website at www.fresnocog.org.

The 2010 "One Voice" trip will take place February 6-11, 2010. In preparation, we have been in communication with our D.C. lobbyist, Simon & Company, to discuss their recommendations. As noted in their memo dated April 9, 2009:

As with past years, the joint congressional briefing worked well and as you will recall, the congressional staff were thoroughly engaged in the discussion of projects, which continued among them subsequent to the "One Voice" visit. However, with two out of the four "One Voice" House members not accepting earmark requests, it is important they we continue to balance our time with them to include important policy issues as well as earmark requests.

As suggested, we need to solicit information on policy issues that our member agencies and community partners may be concerned with so that we can raise those issues with our Washington delegation and their staff. The timeline for the 2010 project selection process is as follows:

- Kick-off Meeting – Wednesday, September 9, 2009 @ 3:00 PM at COG
- Mail/Email Call for Projects – Monday, September 21, 2009
- Deadline for project submittal – Friday, October 9, 2009
- Project Selection Committee Meeting – Wednesday, October 21, 2009
- COG Policy Board Approval of Project List – Thursday, November 19, 2009

Action: Information/discussion item. Direction may be provided at the discretion of the Board.

C. San Joaquin Valley Regional Planning Agencies Fall Policy Conference – October 1 and 2 [STECK]

Summary: The San Joaquin Valley Regional Planning Agencies' Policy Council was established in 2006. The Council is comprised of two elected officials (and one alternate) appointed from each of the regional planning agency's policy boards. The Council meets at least twice each year to provide guidance on common interregional policy issues. The Policy Council also represents the San Joaquin Valley at public forums, including before the California Transportation Commission, the Governor and his/her administration, and before State and Federal legislative bodies that require a common voice. The Policy Council also provides direction and guidance to the Regional Planning Agencies Executive Directors Committee.

Three years ago, the Policy Council initiated an annual Fall Policy Conference, which allows the eight Regional Planning Agencies in the Valley to convene with other agencies and stakeholders to discuss issues that affect the entire region. While the primary focus is on transportation planning, the Council recognizes that other regional issues must be considered as well. The ultimate goal is to implement policies that will result in an improved quality of life for all who live here. The agenda for this year's program is available on the COG website at www.fresnocog.org.

Action: Information item only. Direction may be provided at the discretion of the Committee.

XI. OTHER BUSINESS

- A. Items from Staff
- C. Items from Members

*Items listed as information still leave the option for guidance/direction actions by the Committee.

**All enclosures are available on our website at www.fresnocog.org – Committees and Agendas