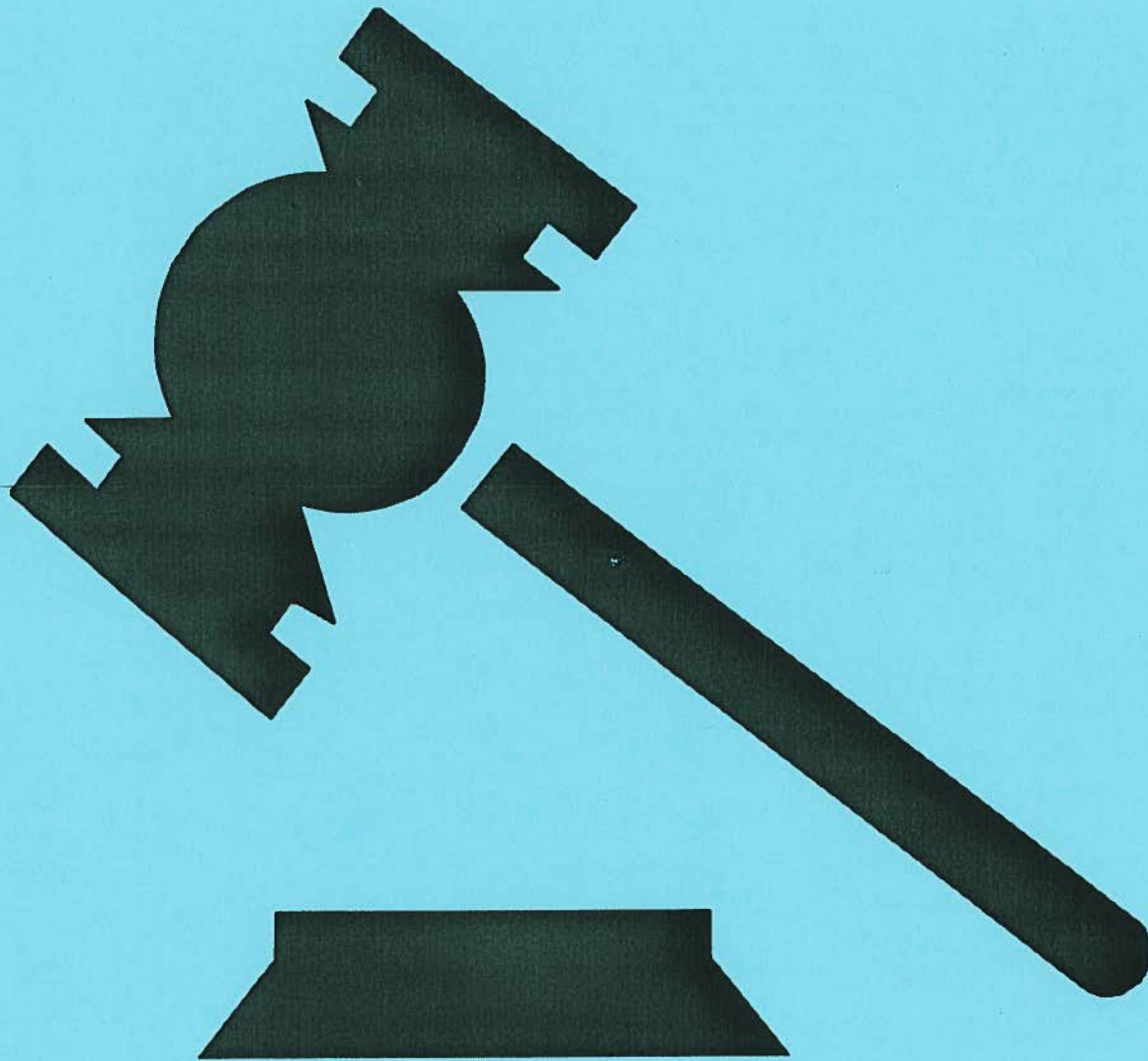




***ADMINISTRATIVE
CONSENT ITEMS
AGENDA ITEMS V. A.-I.***



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COUNCIL OF FRESNO COUNTY GOVERNMENTS
Executive Minutes

Date: Thursday, July 30, 2009
Time: 5:30 p.m.
Place: COG Sequoia Conference Room
2035 Tulare St., Suite 201, Fresno, CA

Members Present: Mayor Trinidad M. Rodriguez, City of Kerman, Chair
Mayor Dennis Lujan, City of Selma, Vice Chair
Mayor Harry Armstrong, City of Clovis
Mayor Ron Lander, City of Coalinga
Councilmember Rico Aguayo, City of Fowler
Councilmember Blong Xiong, City of Fresno
Mayor Ramon Dominguez, City of Huron
Mayor Bruce Blayney, City of Kingsburg
Mayor Robert Silva, City of Mendota
Mayor Victor Lopez, City of Orange Cove
Mayor Armando Lopez, City of Parlier
Mayor Mary Fast, City of Reedley
Mayor Amarpreet Dhaliwal, City of San Joaquin
Mayor José R. Villarreal, City of Sanger
Supervisor Henry Perea, County of Fresno

James Perrault, Caltrans
Janelle Kelley, Legal Counsel
Tony Boren, Executive Director

QUORUM: At the start of the meeting there were 14 members present representing 96.52% of the population and there was a quorum. (Clovis, Coalinga, Fowler, Fresno, Huron, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, San Joaquin, Sanger, Selma and Fresno County)

The meeting was called to order by Mayor Trinidad Rodriguez, Chair, at 5:33 p.m.

PRESENTATIONS

A. Public Presentations

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

Leroy Brown, concerned citizen, gave a brief presentation regarding his application to the Workforce Investment Board for a Fresno Construction Opportunity Program. Fresno COG Policy Board voted to send a letter in support of the project.

Presentation – Ron Hughes – Valley Vanpool Project

Gus Banda presented a video regarding the Farmworker Vanpool program. This video is available on our website at www.fresnocog.org. Please contact Ron Hughes at the Kings County Area Public Transit Agency – 559-582-3211 for more information or to arrange to have a presentation in your city. Mr. Banda reported that Mr. Hughes and Mr. Jeffrey Webster (FCRTA) will be meeting with the secretary of labor on July 31.

There are 90 vehicles operating in Fresno County at this time. Mr. Webster explained that individual farmworkers can get to and from farm site at a low cost. Vanpool can go outside of the area for jobs. An individual can contact the Farmworker vanpool program and get into the program right away.

Mayor Lujan asked what the qualifications for drivers are. Mr. Webster responded that a Class 2 license is needed. There are several vans currently running in the Selma area.

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

Mr. Webster stated that they are asking county COGs to participate – no financial involvement. Mr. Hughes is available to make presentations in community. If you would like more information please contact Brenda Lauchner at 233-4148 Ext. 219.

QUORUM – Reedley arrived making 15 members present representing 99.3% of the population.

C. Presentation – Jane Fortune, Executive Director – Tree Fresno Collaboration

Ms. Fortune gave a brief powerpoint presentation outlining what Tree Fresno does in the County. A copy of the presentation is available on our website at www.fresnocog.org. Please go to Tree Fresno's website at www.treefresno.org for more information.

Upcoming projects

Sanger – 50 trees in Oct.

Kingsburg Golden State trail (500 trees)

Scout Island (educational program)

Need volunteers to plant 35,000 trees.

Ms. Fortune asked the Policy Board members to have their staff contact her to let Tree Fresno know what is needed in their respective areas. Ms. Fortune also asked that the schools be notified that this program is available. Ms. Fortune introduced Ron Nishikawa, project manager.

The Mendota project was noted as an outstanding project. Mayor Lopez (Orange Cove) mentioned that Tree Fresno is planning to plant trees on bike trails in his city.

The COG Policy Board paused for a moment of silence in memory of Victor Lopez' brother.

Fresno COG Sitting As the Transportation Policy Committee

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. Adoption of updates and changes to the Fresno County Human Services Coordinated Transportation Plan
RESOLUTION 2009-29 [SOBRADO] | Approve |
| B. Environmental Impact Report Consultant Contract for 2011 Regional Transportation Plan [THOMPSON] | Approve |
| C. 2009 FTIP Amendment Update [DEVERE-OKI] | Information |

For a summary of these items, please see the July 30, 2009 Annotated Agenda.

A motion was made by Mayor Armstrong (Clovis) and seconded by Mayor Villarreal (Sanger) to approve the Transportation Consent Items as submitted. A vote was called for and the motion carried.

III. TRANSPORTATION ACTION / DISCUSSION ITEMS

A. Blueprint Progress Report [STECK]

Barbara Steck (COG) reported that on May 6th Fresno COG released Fresno County's DRAFT Blueprint Progress Report for 45 day review. The review period was extended an additional month in order to provide a Spanish translation of the document. The Report is available on our website at www.fresnocog.org. The current version of the document reflects the April 1, 2009 actions of the San Joaquin Valley Regional Policy Council (two elected officials from each of the eight Valley counties). On that date, the Council reviewed the Valley COGs' collaborative work on the Blueprint and took the following actions:

- ✓ Adopted a list of Smart Growth Principles to be used as the basis of Blueprint planning in the San Joaquin Valley.

- ✓ Adopted Scenario B+ as the Preferred Blueprint Growth Scenario for the San Joaquin Valley to the year 2050. This preferred scenario will serve as guidance for the Valley's local jurisdictions with land use authority as they update their general plans.

Essentially, Scenario B+ includes the county level preferred scenarios submitted by each of the Valley COGs. The document will serve as guidance for future Blueprint efforts. While the Blueprint is a voluntary process, the anticipated positive outcomes of 'smart growth' make a compelling case for action.

Ms. Steck informed the Board that comments were received from the County Board of Supervisors at a recent Board of Supervisors meeting. A memo was included in the meeting package that summarized the comments and the recommended edits were made to the May 6th version of the Report. Ms. Steck explained that the Board of Supervisors endorsed the report but stopped short of endorsing Scenario B+ as the preferred scenario. The Board of Supervisors will be meeting with the City of Fresno regarding the scenario. Ms. Steck mentioned that staff will be making presentations at each city again in January.

Supervisor Perea said that the County agrees with moving forward to accept the Progress Report but does not endorse the Scenario based on the Metro Rural Loop at this time.

Action: A motion was made by Councilmember Aguayo (Fowler) and seconded by Mayor Lujan (Selma) to accept the Blueprint Progress Report as edited. A vote was called for and the motion carried.

B. Blueprint Awards Program – Call for Projects [STECK]

Ms. Steck explained that in an effort to highlight the Valley Blueprint and showcase existing "Blueprint-friendly" projects, the COGs have initiated an annual *San Joaquin Valley Blueprint Awards Program*. The purpose of the 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 awards program is intended to be the first of an ongoing event that will recognize and celebrate plans, policies, programs and projects that reflect the Blueprint Principles.

The program is sponsored by the San Joaquin Valley Regional Policy Council (representing the eight SJV COGs), the Central Section of Cal Chapter APA (American Planning Association), AIA (American Institute of Architects) San Joaquin Chapter and the Federal Reserve Bank of San Francisco.

Nominations are open to all jurisdictions within the eight San Joaquin Valley counties (Kern, Kings, Tulare, Fresno, Madera, Merced, Stanislaus, San Joaquin). The nomination package is available at www.valleyblueprint.org. Nominations must be received by August 21st. Awards will be presented by the Regional Policy Council at the Fall Policy Conference luncheon on October 2, 2009 in Fresno. For more information contact Barbara Steck at bsteck@fresnocog.org. Ms. Steck stated that many of the cities are already doing projects that will qualify and asked the Policy Board to make sure they have their staff submit nominations for the awards.

This was an information/discussion item and required no further action by the Board.

C. Measure "C" Regional Transportation Mitigation (RTMF) Fee Program Joint Powers Agency Update [Boren]

Tony Boren (COG) updated the Board on this item. Mr. Boren reported that over the last six weeks or so, Fresno COG staff and legal counsel have been working with each agency's Attorneys and County Counsel to develop a Joint Powers Agency Agreement to facilitate implementation of the Regional Transportation Mitigation Fee component of Measure "C". This agreement would allow the Mayors who serve on the COG Policy Board to also serve as the Governing Board of a Joint Powers Agency whose sole responsibility is to implement the Regional Transportation Mitigation Fee. Development of that agreement is now complete, with every City Attorney giving their pre-approval to the JPA Agreement as currently proposed. Mr. Boren stated that staff is scheduling presentations before each member agency's council explaining the rationale and benefits behind formation of the JPA. A brief powerpoint presentation is being made to explain the history and justification for why utilizing the JPA is the best approach for Fresno COG's member agencies.

This was an information/discussion item and required no further action by the Board.

D. Caltrans Monthly Report

James Perrault, Caltrans gave a brief update of projects.

July 31, 2009 will be Will Kempton's last day with Caltrans. Randy Iwasaki is taking over as new Director. Alan McCuen has fully retired due to budget cuts.

Second round of funding under stimulus (ARRA), TIGER funds is being submitted. State is eligible for up to \$300M. Mr. Perrault stated that earlier in July notice of intent for funds was requested. Caltrans received 120 notices of intent. Mr. Perrault went on to say that Caltrans hopes to get a valley project funded.

One of the submitted projects:

Braided ramp project on Hwy. 180

Applications need to be submitted to Department of Transportation by September 15, need to be submitted by August 3rd to Caltrans for Caltrans endorsement.

Call for project – highway safety improvement program - \$50M statewide. Applications due by Oct. 8th.

Caltrans offices are closed with furloughs on 1st, 2nd and third Fridays.

This was an information/discussion item and required no further action by the Board.

Fresno COG Sitting As the Council of Fresno County Governments Policy Board

IV. REAFFIRM ALL ACTIONS TAKEN WHILE SITTING AS THE TRANSPORTATION POLICY COMMITTEE

A motion was made by Mayor Lopez (Orange Cove) and seconded by Mayor Dominguez (Huron) to reaffirm all actions taken while sitting as the Transportation Policy Committee.

V. 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. COG Executive Minutes of June 25, 2009 | Approve |
| B. Letter of Support for Sierra Gateway Senior Residence in Fresno [BOREN] | Approve |
| C. Amend the Public Transportation Infrastructure Study (PTIS)
Consultant Contract [DOWNS] | Approve |
| D. Monthly Legislative Update [FAWCETT] | Information |

For a summary of these items, please see the July 30, 2009 Annotated Agenda.

A motion was made by Mayor Lopez (Orange Cove) and seconded by Mayor Lopez (Parlier) to approve the Administrative Consent Items as presented. A vote was called for and the motion carried.

VI. ADMINISTRATIVE ACTION / DISCUSSION ITEMS

A. Strategy Research Institute, Inc. (Dr. Gary Manross) Contract Renewal [BOREN]

Tony Boren presented this item. This item was brought back to the Policy Board for consideration after being tabled in June. 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 in 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 building efforts related to 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 can provide assistance in the areas of public affairs and public relations, as well as enhancing our lobbying efforts at both the state and federal 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.

The Policy Advisory Committee voted their support (10 yes/1 abstention) for extending California Consulting Inc.'s contract based on the terms identified. At the June COG Policy Board meeting, the item was tabled at

the request of Mayor Swearengin. The request was based on a desire to see a more detailed Scope of Work for SRI's services, and a set of work product deliverables. SRI has now revised the Work Program and the deliverable products associated with that plan. A further revised Work Program was handed out. City of Fresno still has some issues with the Public Transit Regional Agency Formation Study and would like further refinement of this section.

Due to this request, Mr. Boren suggested extending Dr. Manross' contract for two months, August and September to keep him involved in the Fresno County Model Farmland Conservation Program. A copy of a letter from the Fresno County Farm Bureau supporting Dr. Manross' involvement in further discussions regarding the program was distributed.

Staff will work with the City of Fresno to resolve issues regarding transit consolidation and will bring the Work Plan and contract back to the Board for consideration in September.

Supervisor Perea stated that he was prepared to make a motion to renew Dr. Manross' contract as requested from July 1, 2009 to June 30, 2010. Supervisor Perea went on to say that Dr. Manross' proposal to work to enhance relations between Fresno COG and the Native American Tribes is needed. Supervisor Perea suggested that the Board consider adding Table Mountain Rancheria as an ex-officio non-voting member of the body. There was a brief discussion of this topic. Mayor Lujan stated that a place was given to them on the Board several years ago and they did not act upon it. Mr. Boren stated that Fresno COG has done significant outreach to communicate with the Native American tribes. Staff will research and report back in September. Jeffrey Webster (FCRTA) pointed out that there are currently three tribes in Fresno County. If considered, the seat should be extended to all three tribes.

A motion was made by Supervisor Perea and seconded by Mayor Lujan (Selma) to approve extending Strategy Research Institute Inc.'s 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 failed with no votes from the City of Fresno and City of Clovis.

A second motion was made by Councilmember Xiong (Fresno) and seconded by Mayor Lopez (Parlier) to extend SRI's contract for two months as suggested by Mr. Boren and bring back the proposal in September for the full contract extension to be considered. A vote was called for and the motion carried.

B. San Joaquin Valley Regional Policy Council member appointment for City Representative to replace Councilmember Aguayo [BOREN]

Summary: Councilmember Rico Aguayo of Fowler and Fresno County Supervisor Judy Case have been serving as representatives for Fresno COG on the San Joaquin Valley Policy Council since its inception in 2006. The Policy Council is charged with identifying transportation issues and developing policies that impact all eight San Joaquin Valley counties. Some of the activities the SJV Policy Council are involved with include: Coordination with the California Partnership for the San Joaquin Valley; State Route 99 coordination; High Speed Rail Planning; Goods Movement planning; SB 375 coordination and a host of other issues that cross jurisdictional boundaries and impact the San Joaquin Valley.

In an effort to offer equal opportunity to all COG Policy board members, Councilmember Aguayo requested that the Fresno COG Policy Board consider appointing another member to fill his position on the Policy Council. The length of term is open-ended.

Councilmember Aguayo (Fowler) nominated Mayor Dhaliwal (San Joaquin) to serve on the Regional Policy Council. Mayor Lujan (Selma) seconded the nomination. Nominations were closed. Mayor Dhaliwal accepted the nomination. A vote was called for and passed unanimously.

C. Appointment of Representative to California Transportation Commission [BOREN]

Mr. Boren stated that with the recent passing of Kirk Lindsey of Modesto, a vacancy now exists on the California Transportation Commission. For the last decade, Mr. Lindsey has done an outstanding job of representing the San Joaquin Valley on transportation issues before the Commission. In order for the San Joaquin Valley to continue to be effective in a statewide forum such as the California Transportation Commission, it is imperative that we identify strong candidates who will represent the views and values of the San Joaquin Valley as it pertains to matters of transportation. Appointments to the California Transportation Commission are made by the Governor.

Mr. Boren stated that Joe Levy and Debbie Hunsaker had contacted him and are interested in applying for the position. Mayor Lujan (Selma) recommended Supervisor Perea for the position. There was a question as to whether an elected official can serve on the Commission. Staff will research that question.

Mayor Lopez (Orange Cove) made a motion to send letters of recommendation for Mr. Levy and Ms. Hunsaker. The motion was seconded by Mayor Fast (Reedley). A vote was called for and the motion carried.

D. SB 716 (Wolk) Update and Reconsideration of Opposition [BOREN/BESHEARS]

Les Beshears (COG) gave an update on this bill. Proposed SB 716 amends the Public Utilities Code to require counties to use more Local Transportation Funds (LTF) for transit at the expense of streets and roads. Last month the COG Policy Board took formal opposition to this legislation, and a letter was sent to Senator Wolk to that effect. Subsequently staff, accompanied by California Consulting, met with Senator Wolk and legislative aid Art Bauer where compromises to the proposed legislation were discussed. Following our efforts, San Joaquin COG held discussions with the Senator and secured additional considerations. A detailed analysis of the proposed changes is included in the Board package. The amendments under discussion stipulate that Non Urbanized areas (population less than 50,000) may continue to make claims for Article 8 Streets and Roads. Urbanized areas (population greater than 50,000) must use an increasing amount of available funds for transit on a sliding scale.

- 50,000 - 74,999 - Must use 33.3% for transit
- 75,000 - 100,000 - Must use 66.7% for transit
- 100,00 and greater - Must use 100% for transit

The changes will not go into effect until 2015. Since the City of Fresno uses all of their LTF for transit, they are not affected. The City of Clovis with a current population of 95,278 is affected, however, they are presently using more than 66.7% of their LTF for transit. The remaining rural cities and the county retain their ability to claim Article 8 Streets & Roads. However, there are two urban clusters in the county that may be affected by the change in the future. The Reedley/Dinuba urbanized cluster, combined population 46,960, is getting close to the threshold and it is possible they could pass the threshold by the next census. The Selma/Fowler/Kingsburg urban cluster, combined population 40,113, probably won't reach the threshold in the 2010 census but may reach it by the 2020 census.

Kern, Merced, and Tulare COGs are on record as opposing the proposed legislation. San Joaquin COG initially opposed the legislation, but relented upon getting a commitment from Wolk's staff to phase in the change on a sliding scale. Senator Wolk has requested that our opposition be reconsidered in light of the proposed amendments.

After discussion, a motion was made by Mayor Armstrong (Clovis) and seconded by Mayor Dhaliwal (San Joaquin) to remove opposition in light of the proposed amendments that would allow Non Urbanized areas in the county to continue claiming Article 8 Streets and Roads and phase the threshold for Urbanized Areas in on a sliding scale by 2015. A vote was called for and the motion carried. Staff will continue to monitor this bill and report back to the Policy Board in September.

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

Steve Samuelian of California Consulting LLC provided a verbal report to the Policy Board on his consulting activities for the COG during the month of July. A report was handed out.

Mr. Samuelian reported on Prop 1A and SB 375. There is \$12M in the budget for SB 375. It is not clear how this will be distributed.

Energy Efficiency guidelines are coming out. California Consulting is working to put together a workshop with the Air District on how to apply for money. One application will be submitted for the Valley. This will be submitted by the Air District and they will administer the allocated money. The workshop will be held in August.

Mr. Samuelian gave a brief report on the July 2nd trip to Sacramento and thanked the members of the Board and others that participated in the trip. He felt that the trip was worthwhile and made a difference in SB 716.

Mr. Samuelian commented that a draft letter of support was handed out. California Consulting will be submitting proposal to the High Speed Rail Authority for position as consultant for the San Joaquin Valley and asked the Policy Board to send a letter of support on his behalf. A motion was made by Mayor Lujan (Selma) and seconded by Councilmember Aguayo (Fowler) to send letter of support. Staff was asked to send sample letter to member agencies for the member agency to send letters of support.

VII. CLOSED SESSION

- A. Public Employee Performance Evaluation – Executive Director
- B. Possible Conference with Labor Negotiator (Government Code Section 54957.6)
Agency Negotiator (Board Member, to be chosen by COG Policy Board);
Unrepresented Employee: Executive Director

VIII. OPEN SESSION

- A. Discussion & Approval Executive Director Employment Contract
Chairman Rodriguez reported the actions as discussed in closed session and by unanimous vote, the Board renewed the Executive Director's Employment Contract.

By unanimous vote, the Board added to the closed session agenda an item that there is a need to take immediate action on and that need came to the attention of COG after the posting of the agenda and returned to closed session to discuss.

RECONVENE CLOSED SESSION

Conference with Labor Negotiator (Government Code Section 54957.6): conference regarding unrepresented COG staff employee, Planner III; COG Executive Director, Tony Boren to act as Labor Negotiator on behalf of Fresno COG Board.

REOPEN SESSION

There were no reportable actions taken in closed session.

IX. OTHER BUSINESS

A. Items from Staff

- 1. No August meetings for Transportation Technical Committee, Policy Advisory Board, Fresno COG Policy Board or Fresno County Rural Transit Agency.
- 2. Mr. Boren handed out a copy of letter received from the North Fork Rancheria. Supervisor Perea stated that the resolution that was tabled in June has been revised and will be brought back in September for Board consideration.

B. Items from Members

Mayor Armstrong (Clovis) reminded everyone of the League of California Cities South San Joaquin Valley Division – General Membership meeting on Thursday, August 13 at 6 pm at the Clovis Veteran's Memorial District. Please RSVP by August 10 to Jacquie Pronovost at 559-324-2063.

There being no further business the meeting was adjourned.

Respectfully submitted



Tony Boren, Executive Director

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**Attachment A
Observers and Non-Members
COG Board Meeting
July 30, 2009**

Leroy Brown, Fresno
Annie Ovalle, Susan G. Komen for the Cure
John Downs, FAX/ Fresno COG
Lynn Gorman, County of Fresno
Dr. Gary Manross, Strategy Research Institute
Mary Ann Williams, Strategy Research Institute
Gus Banda, KART
Bruce Rudd, City of Fresno
Steve Samuelian, California Consulting
Noah Lawson, Assemblyman Gilmore's office
Jane Fortune, Tree Fresno
Ron Nishikawa, Tree Fresno
Jeffrey D. Webster, Fresno County Rural Transit Agency
Les Beshears, Fresno COG
Mike Bitner, Fresno COG
Lauren Dawson, Fresno COG
Marla Day, Fresno COG
Renée Devere-Okie, Fresno COG
Brenda Lauchner, Fresno COG
Barbara Steck, Fresno COG
Clark Thompson, Fresno COG
Todd Sobrado, Fresno COG

PROCLAMATION

WHEREAS, there is a significant population of residents in the San Joaquin Valley, including Fresno County, whose ancestry originates in Mexico. The United States of America and the United Mexican States are North American cooperative nations rooted in shared values, complementary strengths and the dynamism of its people, both enjoying liberty, freedom and democracy; and

WHEREAS, the Consulate of Mexico in Fresno, the official representative of the Government of Mexico, has served the Mexican residents in this jurisdiction for virtually 80 years, and has established permanent contact with people in the local community to provide consular assistance and documentation in order to protect the Mexican residents in this area; and

WHEREAS, the country of Mexico started the battle for independence from the Spanish Crown in 1810 when Father Miguel Hidalgo y Costilla rang the bell of his church in the town of Dolores, Guanajuato, gathered the people, and proclaimed the "Cry of Independence"; and every year since then, the Mexican Government enacts the "Cry" in commemoration of the Mexican Independence Day on September 16; and

WHEREAS, by the above mentioned spirit, the Mexican Government through the Consulate of Mexico in Fresno, in partnership with the local government and communities, will enhance the contributions of the Mexican contemporary culture in the San Joaquin Valley under the theme "Fresno Celebrates Mexico," initiated this year of 2009, to be continued throughout the year of 2010, and embrace a comprehensive program to commemorate both the Bicentenary of the 1810 Independence of Mexico initiation and the Centenary of the 1910 Mexican Revolution commencement; and

WHEREAS, the County of Fresno, in conjunction with the Consulate of Mexico in Fresno, the Mexican Citizenry, and the Mexican American community celebrates the 199th anniversary of Mexico's Independence; and

NOW THEREFORE BE IT RESOLVED, that the Council of Fresno County Governments hereby recognizes "Fresno Celebrates Mexico" of 2009 and throughout 2010, as a prominent cultural and civic endeavor in the San Joaquin Valley.

ADOPTED by the Council of Fresno County Governments' Policy Board this 24th day of September, 2009.

Tony Boren, Executive Director

Trinidad M. Rodriguez, Chairman
Mayor, City of Kerman





Legislation Summary September 2009

Bill# Author	Topic - Summary	Status/Hearing	Fresno COG Position	Other Position
<u>AB 153</u> 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.	07/02/2009-In committee: Set, first hearing. Hearing canceled at the request of author.		

<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.			
<u>AB 315</u> 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.		
<u>AB 596</u> 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.			
<u>AB 726</u> 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.		
<u>AB 733</u> 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	08/17/2009-Read second time. To third reading. 08/31/09 142 SEN ASSEMBLY BILLS-THIRD READING FILE		

	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.		
<u>AB 932</u> 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)	
<u>AB 1135</u> 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	08/27/2009-Be adopted.	

	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 Simittian	Sacramento-San Joaquin Delta Stewardship Council. 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. Existing law requires the Secretary of the Resources Agency to convene a committee to develop and submit to the Governor and the Legislature, on or before December 31, 2008, recommendations for	07/16/2009-Senate refuses to concur in Assembly amendments. (Ayes 0. Noes 36. Page 1757.) 08/31/09 25 SEN IN CONFERENCE (SENATE BILLS)		

	implementing a specified strategic plan relating to the sustainable management of the Delta. This bill would declare legislative intent to enact legislation to establish the Sacramento-San Joaquin Delta Stewardship Council .			
<u>SB 165</u> 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.		
<u>SB 205</u> 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 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	08/27/2009-From APPR. SUSPENSE FILE: Remains in APPR. SUSPENSE		

	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 to review the state board's implementation of these requirements, as provided. This bill contains other related provisions.	06/08/2009-Failed Deadline pursuant to Rule 61(a)(8). (Last location was E.Q. on 5/1/2009)	
<u>SB 406</u>	Land use: environmental quality.	08/27/2009-Do pass as	Watch

DeSaulnier	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, 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 require the council to begin to perform the above functions and duties when sufficient funding, as determined by the council, exists from the revenue transmitted to it by metropolitan planning organizations, councils of governments, or county transportation commissions and subregional councils of governments jointly preparing subregional sustainable communities strategies. This bill contains other related provisions.	amended.		
<u>SB 409</u> Ducheny	Department of Railroads. 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	08/27/2009-Do pass.		

	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.			
SB 425 Simitian	Personal and corporate income taxes: deductions: parking: credits: ridesharing expenses. 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	08/27/2009-From APPR. SUSPENSE FILE: Not heard.		

	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.		
<u>SB 455</u> Lowenthal	High-speed rail. Existing law creates the High-Speed Rail Authority with specified powers and duties relative to development and implementation of a high-speed train system. The authority is composed of 9 members, including 5 members appointed by the Governor. This bill would provide that the members of the authority appointed by the Governor are subject to appointment with the advice and consent of the Senate. The bill would require the members of the authority, at a scheduled board meeting, to cause to be prepared an overall project schedule with project delivery milestones on a quarterly basis, and to approve a quarterly contract status report, beginning at the first board meeting after March 1, 2010. The bill would also require the members of the authority to approve all contract amendments at a scheduled board meeting. This bill contains other related provisions and other existing laws.	07/24/2009-Placed on inactive file on request of Assembly Member Torrico.	
<u>SB 560</u> 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	06/08/2009-Failed Deadline pursuant to Rule 61(a)(8). (Last location was PRINT on 2/27/2009)	

	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 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. 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	08/24/2009-Read second time. To third reading.	Watch	08/31/09 131 ASM SENATE THIRD READING FILE

			organizations. Existing law requires metropolitan planning organizations to adopt a sustainable communities strategy , subject to specified requirements, as part of a 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, to the extent the sustainable communities strategy is unable to achieve the greenhouse gas emissions reduction targets, requires the affected metropolitan planning organization to prepare an alternative planning strategy showing how the targets may be achieved through alternative development patterns, infrastructure, or additional transportation measures or policies. Existing law requires the metropolitan planning organization to conduct at least 2 informational meetings in each county within the region for members of the board of supervisors and city councils on the sustainable communities strategy and alternative planning strategy, if any. Existing law provides that the purpose of the meetings is to present a draft of the sustainable communities strategy to the members of the board of supervisors and the city council members in that county and to solicit and consider their input and recommendations. This bill would instead provide that the purpose of the meeting or meetings is to discuss the sustainable communities strategy and alternative planning strategy, if any, including the key land use and planning assumptions, with the members of the board of supervisors and the city council members in that county and to solicit and consider their input and recommendations. The bill would require the Tahoe Metropolitan Planning Organization to use the Regional Plan for the Lake Tahoe Region as its sustainable		
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	communities strategy, if specified requirements are met. 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.	07/13/2009-Placed on inactive file on request of Assembly Member Torrico.		
<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 for allocation, as directed by the transportation planning agency, to 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, for counties that had a population of less than 500,000 as of the 1970 decennial census, but that have a population of 500,000 or more as of the 2000 decennial census or at a subsequent census, would require the local transportation funds apportioned to the urbanized areas of those counties to generally be	07/15/2009-Read second time. To third reading. 08/31/09 99 ASM SENATE THIRD READING FILE	Neutral	

	allocated for public transit purposes and not for street and road purposes, while funds apportioned to the nonurbanized areas in those counties would remain available for allocation to street and road purposes and for other specified purposes. The bill would delay, until July 1, 2013, the application of these new provisions to certain counties . The bill, in counties and areas of counties where local transportation funds may be allocated to local streets and roads, would also authorize allocation 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 and after all of the capital and operating funds necessary to meet unmet transit needs that are reasonable to meet are allocated. The bill would make other related changes .			
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 2 subsequent fiscal years. The measure would require the Legislature, during a budget session, to meet only to conduct oversight and review of the revenues and expenditures of the state and to consider Budget Bills , budget implementation bills, as defined, and related	05/12/2009-From committee with author's amendments. Read second time. Amended. Re-referred to Com. on RLS.		

	revenue bills, except the Legislature could consider urgency statutes. This bill contains other related provisions and other existing laws.		
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 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.	04/23/2009-Set, first hearing. Hearing canceled at the request of author.	
Total Position Forms: 27			

<u>AB 733</u> Galgiani	High-Speed Rail Authority.	2nd Floor ████████████████████	
<u>AB 932</u> Torlakson	Child care and development services: facilities.	2 Year ████████	
<u>AB 1135</u> Skinner	Vehicles: registration renewal.	2 Year ████████	
<u>AB 1195</u> Brownley	Child care and development programs: advisory committee.	2 Year ████████	
<u>AB 1375</u> Galgiani	High-speed rail.	2 Year ████████	
<u>ACA 9</u> Huffman	Local government bonds: special taxes: voter approval.	1st Fiscal ████████████████████	
<u>ACA 15</u> Arambula	Local government transportation projects: special taxes: voter approval.	1st Floor ████████████████████	
<u>SB 12</u> Simittian	Sacramento-San Joaquin Delta Stewardship Council.	Conference ████████████████████	
<u>SB 165</u> Lowenthal	Vehicles: parking violation.	2nd Policy ████████████████████	

<u>SB 205</u> Hancock	Traffic congestion: motor vehicle registration fees.	2nd Fiscal	
<u>SB 295</u> Dutton	California Global Warming Solutions Act of 2006.	2 Year	
<u>SB 406</u> DeSaulnier	Land use: environmental quality.	2nd Fiscal	
<u>SB 409</u> Ducheny	Department of Railroads.	1st Fiscal	
<u>SB 425</u> Simitian	Personal and corporate income taxes: deductions: parking: credits: ridesharing expenses.	1st Fiscal	
<u>SB 455</u> Lowenthal	High-speed rail.	2nd Floor	
<u>SB 560</u> Ashburn	Regional transportation plans: sustainable communities strategy.	2 Year	
<u>SB 575</u> Steinberg	Local planning: housing element.	2nd Floor	
<u>SB 632</u>	Ports: congestion relief: air	2nd Floor	

Lowenthal	pollution mitigation.		
SB 716 Wolk	Local transportation funds.	2nd Floor	
SCA 2 Wyland	Revised biennial session.	1st Policy	
SCA 3 Wyland	Transportation Investment Fund.	1st Policy	
Total Position Forms: 27			

Gov. Schwarzenegger Announces Appointments

Governor Arnold Schwarzenegger today announced the following appointments:

Darius Assemi, 48, of Fresno, has been appointed to the California Transportation Commission. He has served as president of Granville Homes since 2009 and was vice president from 1983 to 2009. Assemi is a Leadership in Energy and Environmental Design (LEED) accredited professional and a Build It Green, certified green building professional. He is a member of the board of directors for the American Medical Overseas Relief Organization and the Islamic Cultural Center of Fresno. Assemi is the vice chair of the Building Industry Association of Fresno and Madera Counties. He is a former member of the board of directors for the Fresno Metropolitan Flood Control District. Assemi earned his Bachelor of Science degree in civil engineering from California State University, Fresno and is a licensed general contractor in California. This position requires Senate confirmation and the compensation is \$100 per diem. Assemi is a Republican.

Patrick Mason, 62, of San Francisco, has been appointed to the California Transportation Commission. He has served as the president of the California Foundation on the Environment and the Economy since 1984. Prior to that, Mason was the chief economist for the Association of Bay Area Governments from 1980 to 1982. He was the director of research for the California Labor Federation from 1976 to 1980 and was a research intern for the American Federation of Labor and Congress of Industrial Organizations from 1974 to 1975. He earned a Doctor of Business Administration degree, a Master of Arts degree in economics from the University of Colorado, Boulder and a Bachelor of Arts degree in economics from Santa Clara University. This position requires Senate confirmation and the compensation is \$100 per diem. Mason is a Democrat.

MEMORANDUM

DATE: September 11, 2009
TO: Policy Advisory Committee
COG Policy Board
FROM: Todd Sobrado, Planner
SUBJECT: Regional Clearinghouse Consent Calendar

RECOMMENDATION: 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 any item should be pulled from the consent calendar, discussion and comment by the Committee members and the public will be taken.

DISCUSSION: The Regional Clearinghouse is a process of informing local agencies of federal grant requests, providing an opportunity to comment, and potentially avoid duplication of effort. Clearinghouse items are brought before the Policy Advisory Committee (PAC) and, if appropriate, the Transportation Technical Committee (TTC) for review and comment. Any resulting TTC/PAC comments, and any comments received from other agencies as a result of the Clearinghouse notification process, are noted on a monthly report brought forward to the Fresno COG Policy Board.

COG Policy Board action would be to authorize staff to forward any comments received or any Board comments to the State Clearinghouse and other appropriate agencies. The applicants have been notified of this meeting. While participation by the agency is optional, they have been personally requested to attend the Policy Board meeting in case there should be any questions. It should be noted that if in the event any of these items should be pulled from the consent calendar, that discussion and comment by the Committee/Board members and the public will be taken. *Project Notification and Review Reports* describing these projects are attached.

FUNDING: Proposed funding levels are as shown below:

Applicant	Federal Funds	Other Applicant Funds	Total Funds
Corporation for Better Housing RHS 514 Loan for Valley View Village Development in Selma, CA	\$3,000,000	\$14,000,174	\$17,000,174
Fresno County EOC - One Time Program Improvement 2009 Head Start-Preschool and Early Head Start	\$1,159,412		\$1,159,412

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

Regional Clearinghouse Number: *RCH # 05-2009-157*
Project Title: *RHS 514 Loan – Off Site Farm Labor Housing*
Applicant Agency: *Corporation for Better Housing*
Contact Person: *David Sclafani*
Address: *15303 Ventura Blvd. Suite 1100, Sherman Oaks. CA 91403*
Phone: *818-905-2430*
Federal Catalog #: *10.405 and 10.427*
Status: *New*
Area of Impact: *Selma, CA*
Federal Funding Agency: *Rural Housing Services, USDA*

FUNDING:

\$3,000,000 Federal

\$418,357 Applicant

\$1,000,000 State

\$12,581,817 Local

Other

\$17,000,174 TOTAL

Corporation for Better Housing – RHS 514 Loan for Valley View Village
development in Selma, CA

PROJECT NOTIFICATION AND REVIEW REPORT

Regional Clearinghouse Number: *RCH # 05-2009-158*
Project Title: *One Time Program Improvement 2009 Head Start-
Preschool and Early Head Start*
Applicant Agency: *Fresno County Economic Opportunities Commission*
Contact Person: *Naomi Quiring-Mizumoto*
Address: *1920 Mariposa Mall, Fresno, CA 93721*
Phone: *559-263-1205*
Federal Catalog #: *93-600*
Status: *Continuation*
Area of Impact: *Fresno County*
Federal Funding Agency: *Administration for Children and Families/DHHS*

FUNDING:

\$1,159,412 Federal
\$0 Applicant
\$0 State
\$0 Local
Other
\$1,159,412 TOTAL

Fresno County EOC One Time Program Improvement 2009 Head Start and Early Head Start -
\$1,159,412 – Federal

