



2035 Tulare Street, Suite 201
Fresno, California 93721

Telephone: (559) 233-4148 • Fax: (559) 233-9645
Website Address: www.fresnocog.org

EXECUTIVE MINUTES

TRANSPORTATION TECHNICAL COMMITTEE

Date: Friday, November 6, 2009

Time: 8:30 a.m.

POLICY ADVISORY COMMITTEE

Date: Friday, November 6, 2009

Time: 10:00 a.m.

Place:

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

Transportation Technical Committee Members Attending:

Nicholas Don Paladino, Fresno Cycling Club	Janet Dailey, Fresno County
Bruce Webber, City of Reedley	Scott Mozier, City of Fresno
Jeffrey D. Webster, Fresno County Rural Transit Agency	Renee Mathis, City of Clovis
Bernard Jimenez, Fresno County	John Donaldson, League of Women Voters
Gary Joseph, Fresno County Economic Opportunities Corp.	Will Washburn, Provost & Pritchard/Building Industry Assoc.

Others Attending:

Ryan Burnett, City of Clovis	Kristine Cai, Fresno COG
Ron Hughes, Kings County	Kathy Chung, Fresno COG
Mary Gonzalez, City of Fresno	Renee DeVere-Okie, Fresno COG
Jeff Long, Fresno COG/FAX	Lauren Dawson, Fresno COG
Tony Boren, Fresno COG	Clark Thompson, Fresno COG
Barbara Steck, Fresno COG	Todd Sobrado, Fresno COG
Les Beshears, Fresno COG	Brenda Lauchner, Fresno COG
Mike Bitner, Fresno COG	Marla Day, Fresno COG

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 **8:30 a.m.**

The meeting was called to order by Bruce Webber, Vice Chair.

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.**

There were no public presentations.

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 October 6, 2009 | Approve |
| B. 2009-10 Transportation Funding Claims – [BESHEARS] | Info/Approve |
| C. Cooperative Project Agreement with the Fresno County
Transportation Authority (FCTA) for Golden State Corridor
Economic Development Infrastructure Improvements – Resolution
2009-42 [DAWSON] | Approve |
| D. Public Transportation to National Parks Study RFP [DOWNS] | Information |
| E. Regional Transportation Plan (RTP) Candidate Projects [THOMPSON] | Information |

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

F. FCRTA Items [WEBSTER]

- | | |
|---|-------------|
| 1. Termination of Juvenile Justice Campus Transit Demonstration Services on November 13, 2009 | Approve |
| 2. Receipt of FCRTA's American Recovery and Investment Act (ARRA) Grant Contract | Information |
| 3. Progress Report of FCRTA's Attempts to Secure Compressed Natural Gas Slow-Fill Pumps for its Fleet Vehicles | Direction |

For a summary of these items please see November 6, 2009 Annotated Agenda.

A motion was made by Jeffrey Webster (FCRTA) and seconded by Nicholas Paladino (Cycling Club) to approve the Consent Items as presented. A vote was called for and the motion carried.

III. TRANSPORTATION ACTION / DISCUSSION ITEMS

A. Measure "C" Update: Amendment #1 to Regional Transportation Plan – Short Term Regional Transportation Program – PUBLIC HEARING – November 19, 2009 [BESHEARS]

Les Beshears (COG) explained that the recommendation programs \$82.8 million in previously unprogrammed revenues to make schedule enhancements to develop shelf ready projects in anticipation of future federal or state revenues becoming available. The major schedule enhancements provide resources to design and acquire Right of Way for the SR 180/41/168 Braided Ramps, Veterans Blvd., and the next phase of SR 180 East from Academy Ave. to Trimmer Springs Road.

The recommendation also breaks the SR 180/41/168 Braided Ramps into two projects and nominates the first phase (north side of SR 180) as the next logical STIP project to fill the slot created when SR 180 East Temperance to Academy was funded with a combination of ARRA and funding from the previous Measure. Construction of the first phase is proposed for 2012/13 however, considering the current state of the STIP, this schedule is likely to be postponed.

The recommendation also includes a minor project advancement, Willow Ave. - Barstow Ave. to Escalon Ave. (\$1.7 million) and minor offsetting phasing adjustments on Ventura, Peach, and Willow Avenues, to provide a more orderly implementation. The cities of Clovis and Fresno concur with these minor adjustments.

The proposal also rolls the Short Range Plan out the next two years into the Medium term plan bringing projects in from 2014/15 and 2015/16. On the urban program this includes Phase II (south side of SR 180) construction of the SR 180/41/168 Braided Ramps, Herndon Ave. - Temperance Ave. to DeWolf Ave., and Herndon Ave. - Blythe Ave. to Valentine Ave. On the rural program it includes construction for Golden State Blvd. and the design for Phase III of SR 180 East from Trimmer Springs Road to Frankwood Ave.

During the Measure "C" subcommittee and TTC/PAC discussions, two alternative proposals were brought up. One was to take part of the available \$82.8 million and split it up among member agencies to offset some of the losses due to state budget cuts. This proposal was turned down by the subcommittee. The other proposal was to set aside part of the \$82.8 million for a proposed High Speed Rail Heavy Duty Maintenance Yard Station in Fresno County. The proposal was thoroughly discussed and the consensus of the subcommittee, TTC and PAC were to continue the discussion of funding for the High Speed Rail Maintenance Facility and a Heavy Duty Maintenance Yard under a separate topic and proceed with staff recommendation.

There was also discussion regarding the City of Fresno's request to the Fresno County Transportation Authority to consider bonding and equate the construction schedules of Veterans Blvd. and the SR 180/41/168 Braided Ramps. The Transportation Authority would like to see the Medium and Long Range plans financially constrained and formalized prior to making any decisions on Bonding. This proposal does not include bonding alternatives, nor does it formalize the Medium and Long Range Plans. However, it does provide the resources to bring both projects to a shelf ready state, and could be used as a financially constrained basis to begin exploring bonding alternatives should the Board so wish.

The mandatory 45 day review and comment period for the proposed amendment was initiated in October.

A motion was made by Nicholas Paladino (Cycling Club) and seconded by Jeffrey Webster (FCRTA) to recommend approval of Amendment #1 to the Measure "C" Short Term Regional Transportation program. A vote was called for and the motion carried.

B. Consultant Selection – Fresno County Heavy Maintenance Facility Planning Study [THOMPSON]

Clark Thompson (COG) updated the Committee on this process. The Request for Proposals for the High-Speed Train Heavy Maintenance Facility Planning Study was issued October 1, 2009, with a deadline of October 30, 2009 for proposal submittal. A consultant selection committee was scheduled to meet on November 4 to review the proposals and determine which consultants to invite to make formal presentations to and be interviewed by the committee. Alternatively, the selection committee may also recommend a final selection without an interview.

There is a very short period of time in order to present a recommendation to the COG Policy Board at its meeting on November 19 (a week earlier than usual because of the Thanksgiving holiday). The COG Policy Board typically doesn't meet in December and getting their approval at their late January meeting might be too late to get useful information from the consultant for presentation to the High-Speed Rail Authority.

Mr. Thompson handed out a memo dated November 5, 2009 that listed the four proposals that were received. The consultant committee has asked for a revision of tasks based on the request for expression of interest for sites by the High Speed Rail Authority that is due by January 15th. The revised proposals are due on November 9. Therefore, staff did not present a recommendation to the TTC/PAC joint meeting prior to final selection by the Policy Board. Staff expects the selection committee to make a recommendation to the Policy Board on November 19th. Staff will notify the TTC of the Policy Board decision at a subsequent meeting.

There was a brief discussion regarding making a recommendation to the Policy Board without knowing the name of the consultant group. After discussion, a motion was made by Bernard Jimenez (County) and seconded by Scott Mozier (Fresno) to authorize the selection committee to move forward to make a recommendation of a consultant for the Fresno County Heavy Maintenance Facility Planning Study to the Policy Board. A vote was called for and the motion carried.

C. 2010 State Transportation Improvement Program Update [BOREN/DEVERE-OKI]

Renee DeVere-Okie (COG) addressed the Committee. On October 14, 2009 the California Transportation Commission (CTC) adopted the 2010 State Transportation Improvement Program (STIP) fund estimate for the State. This is a process that occurs every two years beginning with the adoption of the fund estimate and ending with a full STIP adoption in May. Historically, Fresno COG has used STIP funding to deliver and maintain projects on the State Highway system. This year, in light of the state budgeting situation, statewide priority of available state funds will be given "shelf ready" construction projects. As stated in the adopted state guidelines for this year, "development of the 2010 STIP will consist primarily of rescheduling projects carried forward from the 2008 STIP." At this point, the project that Fresno had programmed in the 2008 STIP, State Route 180 E-Temperance to Academy, has been delivered with stimulus funding; therefore, we have no guarantee of a Fresno area project being included within the new STIP as the STIP will be project based and not regional capacity based. Between November 2009 and February 2010 Fresno COG staff will be working with Caltrans, our member agencies, and CTC staff to develop a prioritized ranking of existing projects for our 2010 Regional Transportation Improvement Program (RTIP) submittal that will feed into the FSTIP. Ms. DeVere-Okie explained the process for developing the submittal and additional statewide information related to the STIP and its funding.

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

D. Results of 2009 Regional Surface Transportation/Congestion Mitigation Air Quality Programs Scoring Process [DAWSON/DEVERE-OKI]

Ms. DeVere-Okie explained that on September 24, 2009 the Fresno COG Policy Board issued a formal call for projects for: Congestion Mitigation and Air Quality (CMAQ) lifeline and regional bid projects and Regional Surface Transportation Program (RSTP) lifeline and regional bid projects. Project applications were due on October 23, 2009 with scoring committee meetings taking place on October 28, 2009 for RSTP and November 2-3, 2009 for CMAQ. Ms. DeVere-Okie and Lauren Dawson (COG) handed out the results of the scoring committees.

Ms. Dawson explained the process and thanked the scoring committee for their time. Ms. Dawson asked for Committee members to submit any suggestions they might have for improving the process. Renee Mathis (Clovis) and Bruce Webber (Reedley) asked if there is any way to make smaller cities more competitive in the process. There was a brief discussion and staff was asked to prepare a spreadsheet showing the populations for each city and what each city has been awarded under Lifeline/CMAQ/RSTP. Les Beshears (COG) briefly addressed the Committee regarding the lifeline process.

A motion was made by Janet Dailey (County) and seconded by Renee Mathis (Clovis) to recommend approval of the scoring recommendations for the 2009 Call for Projects (RSTP and CMAQ) as made by the RSTP and CMAQ scoring committees. A vote was called for and the motion carried.

E. Request to Review/Comment on Joint Powers Agreement – CalVANS, A Public Transit Agency [LAUCHNER]

Ron Hughes, Kings County APTA (KCAPTA) explained that KCAPTA provides between 300 - 350 vanpools to those traveling a seven-county project area, including Fresno, Kern, Kings, Madera, Monterey, Tulare, and Ventura Counties. For future stability and to provide representation of all participants, KCAPTA is recommending that the present vanpool operation be transitioned to a new joint powers agency called CalVANS with representation from Councils of Governments (COGs) served by the program. Since COGs represent both counties and cities, it is suggested that a COG representative serve as a member of the new joint powers agency. Any member agency may withdraw its membership from the agency by written notice 180 days before actual withdrawal.

The current vanpool program does not require outside funding for its operation; and it is not anticipated that any member agency would be obligated to provide funding to the new agency. This would not prevent any COG or agency, however, from providing support if it so chooses (i.e., the flexibility of a transportation commission, county, city, or transit operator to expend LTF for vanpool operating and capital improvements for agricultural worker transportation to and from work is greatly enhanced under SB716).

A staff report and a draft Joint Powers Agreement to establish the CalVANS agency was included in the meeting package. Mr. Hughes explained that the draft JPA has been submitted to legal counsel for their review/approval. The proposal will be brought back to the COG Policy Board for adoption.

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

F. Launching of SB 375 Efforts in Fresno County [CAI]

Kristine Cai (COG) addressed the Committee. Ms. Cai noted that SB 375 is landmark legislation that addresses passenger vehicle-related greenhouse gas emissions reduction through integrated land use and transportation planning.

The Regional Target Advisory Committee (RTAC) appointed by the Air Resources Board (ARB) under SB 375 has made final recommendations regarding the target-setting process for greenhouse gas emission reductions. The RTAC recommended that draft regional targets be developed by March 1, 2010; ARB staff will recommend draft statewide targets to its Board on June 30, 2010; and final targets will be set on September 30, 2010.

Ms. Cai announced that Fresno COG will be formally launching its SB 375 efforts with a kick-off meeting on November 12. A series of Task Force meetings will be held to develop scenarios and look at draft targets for the Fresno region.

SB 375 is intended to reduce greenhouse gas emissions through sustainable land use and transportation planning. General plans are the key to the implementation of SB 375. Member jurisdictions are encouraged to be actively involved in the process, and strive towards SB 375 compliance as a region. Ms. Cai urged each city to send a representative to the meeting on November 12.

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

G. Programming Delivery Update [BESHEARS/DeVERE-OKI]

Ms. DeVere-Okie noted that there are two types of federal transportation funding programs available to Fresno COG's local agencies to spend on transportation projects. These are Regional Surface Transportation Program (RSTP) dollars and Congestion Mitigation and Air Quality dollars (CMAQ). In federal fiscal year (FFY) 2008/2009 the Fresno county region had an obligational authority target of \$17,473,421 in combined RSTP and CMAQ. This amount was a minimum delivery target calculated and set by the state. The Fresno County region was able to deliver \$23,612,858 worth of projects in 2008/2009. The region delivered 135.1% of the apportionment target, or \$6,139,437 in additional projects for the ninth highest delivery rate in the state. This additional funding came from two different sources, federal redistribution and the Fresno county region's future apportionment target. We were successful this year in that we were able to capture \$968,046 in federal redistribution. This is money that was not utilized by other areas in the country and has no repayment requirement; it is essentially bonus money to our region. The remaining \$5,171,391 will be subtracted from our future apportionment target, representing roughly the same amount subtracted in FFY 07/08.

Timely delivery of transportation projects benefits our region when dealing with the constraints of Assembly Bill 1012 (AB 1012) where apportionments not spent within three years of their issuance are lost to the region. Fresno COG has up to this point never lost any funding due to AB 1012 restrictions. This year our apportionment balance, however, was subject to a rescission related to the expiration of the Federal Transportation Bill SAFETEA-LU. As part of this bill RSTP and CMAQ dollars were rescinded on a statewide basis. Staff continues follow Caltrans and FHWA discussions on this topic.

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

IV. OTHER BUSINESS

A. Items from Staff

There is no meeting currently scheduled for December. The next TTC meeting will be held on January 15th at 8:30 am.

B. Items from Members

There were no items from members.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Tony Boren, Executive Director

JOINT Transportation Technical Committee / Policy Advisory Committee

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

V. PRESENTATIONS

A. Presentation - Williamson Act repercussions, solar projects – Carmine Iadarola

At the request of Rocky Rogers, City Manager, Reedley, Mr. Iadarola will make a presentation to the Policy Board on November 19th.

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

B. Presentation by the San Joaquin Valley Air Pollution Control District– Tom Jordan

In response to a request from our member agencies, the Tom Jordan, San Joaquin Valley Air Pollution Control District provided an update on the District's approach to AB 32 and SB 375 and a description of any funding opportunities that might be available for local jurisdictions.

Don Pauley (Kingsburg) asked that the Air District contact the City Managers when new rules are going to directly affect the cities. Mr. Jordan stated that Air District staff would be happy to sit down with City staff to explain new rules.

Cruz Ramos (San Joaquin) asked if an Air District representative could be sent to PAC meeting with monthly updates. The Committee would like to see what funds have been awarded.

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

C. Caltrans Monthly Report

Due to furloughs Caltrans staff was not available to attend the meeting to present report. A report was handed out. Mr. Boren reminded the Committees that there will be a Ribbon Cutting and Ground Breaking for 180 on December 3rd. More information will be forwarded to the Committees as it is received.

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

POLICY ADVISORY COMMITTEE
10:15 AM

Policy Advisory Committee Members Attending:

Rocky Rogers, City of Reedley (Chair)
Lynn Gorman, Fresno County
Gabriel Gonzalez, City of Mendota
John Holt, City of Clovis
Alan Bengyel, City of Orange Cove
Ron Manfredi, City of Kerman

Dan Spears, City of Sanger
Gerald Forde, City of Huron
Cruz Ramos, City of San Joaquin
Don Pauley, City of Kingsburg
Lou Martinez, City of Parlier

Others Attending:

Ron Hughes, Kings County
Bruce Carpenter, California Highway Patrol
Tom Jordan, Air District
Jeff Long, Fresno COG/FAX
John Clements, Public
Daryl Balch, Public
Jeffrey Webster, FCRTA
Tony Boren, Fresno COG
Barbara Steck, Fresno COG
Les Beshears, Fresno COG

Mike Bitner, Fresno COG
Kristine Cai, Fresno COG
Kathy Chung, Fresno COG
Renee DeVere-Okie, Fresno COG
Lauren Dawson, Fresno COG
Clark Thompson, Fresno COG
Todd Sobrado, Fresno COG
Brenda Lauchner, Fresno COG
Marla Day, Fresno COG

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.

- | | |
|---|--------------|
| A. TTC/PAC Executive Minutes of October 6, 2009 | Approve |
| B. 2009-10 Transportation Funding Claims – [BESHEARS] | Info/Approve |
| C. Cooperative Project Agreement with the Fresno County Transportation Authority (FCTA) for Golden State Corridor Economic Development Infrastructure Improvements – Resolution 2009-42 [DAWSON] | Approve |
| D. Public Transportation to National Parks Study RFP [DOWNS] | Information |
| E. Regional Transportation Plan (RTP) Candidate Projects [THOMPSON] | Information |
| F. FCRTA Items [WEBSTER] | |
| 1. Termination of Juvenile Justice Campus Transit Demonstration Services on November 13, 2009 | Approve |
| 2. Receipt of FCRTA's American Recovery and Investment Act (ARRA) Grant Contract | Information |
| 3. Progress Report of FCRTA's Attempts to Secure Compressed Natural Gas Slow-Fill Pumps for its Fleet Vehicles | Direction |

For a summary of these items please see November 6, 2009 Annotated Agenda.

A motion was made by Gabriel Gonzalez (Mendota) and seconded by Don Pauley (Kingsburg) to approve the Consent Items as presented. A vote was called for and the motion carried.

VIII. TRANSPORTATION ACTION / DISCUSSION ITEMS

A. Measure "C" Update: Amendment #1 to Regional Transportation Plan – Short Term Regional Transportation Program – PUBLIC HEARING – November 19, 2009 [BESHEARS]

Les Beshears (COG) explained that the recommendation programs \$82.8 million in previously unprogrammed revenues to make schedule enhancements to develop shelf ready projects in anticipation of future federal or state revenues becoming available. The major schedule enhancements provide resources to design and acquire Right of Way for the SR 180/41/168 Braided Ramps, Veterans Blvd., and the next phase of SR 180 East from Academy Ave. to Trimmer Springs Road.

The recommendation also breaks the SR 180/41/168 Braided Ramps into two projects and nominates the first phase (north side of SR 180) as the next logical STIP project to fill the slot created when SR 180 East Temperance to Academy was funded with a combination of ARRA and funding from the previous Measure. Construction of the first phase is proposed for 2012/13 however, considering the current state of the STIP, this schedule is likely to be postponed.

The recommendation also includes a minor project advancement, Willow Ave. - Barstow Ave. to Escalon Ave. (\$1.7 million) and minor offsetting phasing adjustments on Ventura, Peach, and Willow Avenues, to provide a more orderly implementation. The cities of Clovis and Fresno concur with these minor adjustments.

The proposal also rolls the Short Range Plan out the next two years into the Medium term plan bringing projects in from 2014/15 and 2015/16. On the urban program this includes Phase II (south side of SR 180) construction of the SR 180/41/168 Braided Ramps, Herndon Ave. - Temperance Ave. to DeWolf Ave., and Herndon Ave. - Blythe Ave. to Valentine Ave. On the rural program it includes construction for Golden State Blvd. and the design for Phase III of SR 180 East from Trimmer Springs Road to Frankwood Ave.

During the Measure "C" subcommittee and TTC/PAC discussions, two alternative proposals were brought up. One was to take part of the available \$82.8 million and split it up among member agencies to offset some of the losses due to state budget cuts. This proposal was turned down by the subcommittee. The other proposal was to set aside part of the \$82.8 million for a proposed High Speed Rail Heavy Duty Maintenance Yard Station in Fresno County. The proposal was thoroughly discussed and the consensus of the subcommittee, TTC and PAC were to continue the discussion of funding for the High Speed Rail Maintenance Facility and a Heavy Duty Maintenance Yard under a separate topic and proceed with staff recommendation.

There was also discussion regarding the City of Fresno's request to the Fresno County Transportation Authority to consider bonding and equate the construction schedules of Veterans Blvd. and the SR 180/41/168 Braided Ramps. The Transportation Authority would like to see the Medium and Long Range plans financially constrained and formalized prior to making any decisions on Bonding. This proposal does not include bonding alternatives, nor does it formalize the Medium and Long Range Plans. However, it does provide the resources to bring both projects to a shelf ready state, and could be used as a financially constrained basis to begin exploring bonding alternatives should the Board so wish.

The mandatory 45 day review and comment period for the proposed amendment was initiated in October. A Public Hearing will be held during the Fresno COG Policy Board meeting on November 19th.

A motion was made by Gabriel Gonzalez (Mendota) and seconded by Alan Bengyel (Orange Cove) to recommend approval of Amendment #1 to the Measure "C" Short Term Regional Transportation program. A vote was called for and the motion carried.

B. Consultant Selection – Fresno County Heavy Maintenance Facility Planning Study [THOMPSON]

Clark Thompson (COG) updated the Committee on this process. The Request for Proposals for the High-Speed Train Heavy Maintenance Facility Planning Study was issued October 1, 2009, with a deadline of October 30, 2009 for proposal submittal. A consultant selection committee was scheduled to meet on November 4 to review the proposals and determine which consultants to invite to make formal presentations to and be interviewed by the committee. Alternatively, the selection committee may also recommend a final selection without an interview.

There is a very short period of time in order to present a recommendation to the COG Policy Board at its meeting on November 19 (a week earlier than usual because of the Thanksgiving holiday). The COG Policy Board typically doesn't meet in December and getting their approval at their late January meeting might be too late to get useful information from the consultant for presentation to the High-Speed Rail Authority.

Mr. Thompson handed out a memo dated November 5, 2009 that listed the four proposals that were received. The consultant committee has asked for a revision of tasks based on the request for expression of interest for sites by the High Speed Rail Authority that is due by January 15th. The revised proposals are due on November 9. Therefore, staff did not present a recommendation to the TTC/PAC joint meeting prior to final selection by the Policy Board. Staff expects the selection committee to make a recommendation to the Policy Board on November 19th. Staff will notify the PAC of the Policy Board decision at a subsequent meeting.

There was a brief discussion regarding making a recommendation to the Policy Board without knowing the name of the consultant group. Lynn Gorman (County) pointed out that there is a need to get the consultant on board quickly due to the time constraints. After discussion, a motion was made by Cruz Ramos (San Joaquin) and seconded by Ron Manfredi (Kerman) to authorize the selection committee to make a recommendation of a consultant for the Fresno County Heavy Maintenance Facility Planning Study to the Policy Board. A vote was called for and the motion carried.

C. 2010 State Transportation Improvement Program Update [BOREN/DEVERE-OKI]

Renee DeVere-Oki (COG) addressed the Committee. On October 14, 2009 the California Transportation Commission (CTC) adopted the 2010 State Transportation Improvement Program (STIP) fund estimate for the State. This is a process that occurs every two years beginning with the adoption of the fund estimate and ending with a full STIP adoption in May. Historically, Fresno COG has used STIP funding to deliver and maintain projects on the State Highway system. This year, in light of the state budgeting situation, statewide priority of available state funds will be given "shelf ready" construction projects. As stated in the adopted state guidelines for this year, "development of the 2010 STIP will consist primarily of rescheduling projects carried forward from the 2008 STIP." At this point, the project that Fresno had programmed in the 2008 STIP, State Route 180 E-Temperance to Academy, has been delivered with stimulus funding; therefore we have no guarantee of a Fresno area project being included within the new STIP as the STIP will be project based and not regional capacity based. Between November 2009 and February 2010 Fresno COG staff will be working with Caltrans, our member agencies, and CTC staff to develop a prioritized ranking of existing projects for our 2010 Regional Transportation Improvement Program (RTIP) submittal that will feed into the FSTIP. Ms. DeVere-Oki explained the process for developing the submittal and additional statewide information related to the STIP and its funding.

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

D. Results of 2009 Regional Surface Transportation/Congestion Mitigation Air Quality Programs Scoring Process [DAWSON/DEVERE-OKI]

Ms. DeVere-Oki and Lauren Dawson (COG) handed out the results of the scoring committee from the recent call for projects. Ms. DeVere-Oki explained that on September 24, 2009 the Fresno COG Policy Board issued a formal call for projects for: Congestion Mitigation and Air Quality (CMAQ) lifeline and regional bid projects and Regional Surface Transportation Program (RSTP) lifeline and regional bid

projects. Project applications were due on October 23, 2009 with scoring committee meetings taking place on October 28, 2009 for RSTP and November 2-3, 2009 for CMAQ.

Ms. Dawson explained the process and thanked the scoring committee for their time. Ms. Dawson asked for Committee member to submit any suggestions they might have for improving the process. Cruz Ramos (San Joaquin) asked if there is any way to make smaller cities more competitive in the process.

A motion was made by Lynn Gorman (County) and seconded by Ron Manfredi (Kerman) to recommend approval of the scoring recommendations for the 2009 Call for Projects (RSTP and CMAQ) as made by the RSTP and CMAQ scoring committees. A vote was called for and the motion carried.

E. Request to Review/Comment on Joint Powers Agreement – CalVANS, A Public Transit Agency [LAUCHNER]

Ron Hughes, Kings County APTA (KCAPTA) explained that KCAPTA provides between 300 - 350 vanpools to those traveling a seven-county project area, including Fresno, Kern, Kings, Madera, Monterey, Tulare, and Ventura Counties. For future stability and to provide representation of all participants, KCAPTA is recommending that the present vanpool operation be transitioned to a new joint powers agency called CalVANS with representation from Councils of Governments (COGs) served by the program. Since COGs represent both counties and cities, it is suggested that a COG representative serve as a member of the new joint powers agency. Any member agency may withdraw its membership from the agency by written notice 180 days before actual withdrawal.

The current vanpool program does not require outside funding for its operation; and it is not anticipated that any member agency would be obligated to provide funding to the new agency. This would not prevent any COG or agency, however, from providing support if it so chooses (i.e., the flexibility of a transportation commission, county, city, or transit operator to expend LTF for vanpool operating and capital improvements for agricultural worker transportation to and from work is greatly enhanced under SB716).

A staff report and a draft Joint Powers Agreement to establish the CalVANS agency was included in the meeting package. Mr. Hughes explained that the draft JPA has been submitted to legal counsel for their review/approval. The proposal will be brought back to the COG Policy Board for adoption. The Committee agreed that Mr. Hughes should move forward with the review and report back to the Committee.

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

F. Launching of SB 375 Efforts in Fresno County [CAI]

Kristine Cai (COG) addressed the Committee. Ms. Cai noted that SB 375 is landmark legislation that addresses passenger vehicle-related greenhouse gas emissions reduction through integrated land use and transportation planning.

The Regional Target Advisory Committee (RTAC) appointed by the Air Resources Board (ARB) under SB 375 has made final recommendations regarding the target-setting process for greenhouse gas emission reductions. The RTAC recommended that draft regional targets be developed by March 1, 2010; ARB staff will recommend draft statewide targets to its Board on June 30, 2010; and final targets will be set on September 30, 2010.

Ms. Cai announced that Fresno COG will be formally launching its SB 375 efforts with a kick-off meeting on November 12. A series of Task Force meetings will be held to develop scenarios and look at draft targets for the Fresno region.

SB 375 is intended to reduce greenhouse gas emissions through sustainable land use and transportation planning. General plans are the key to the implementation of SB 375. Member jurisdictions are encouraged to be actively involved in the process, and strive towards SB 375

compliance as a region. Ms. Cai urged each city to send a representative to the meeting on November 12.

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

G. Programming Delivery Update [BESHEARS/DEVERE-OKI]

Ms. DeVere-Okie noted that there are two types of federal transportation funding programs available to Fresno COG's local agencies to spend on transportation projects. These are Regional Surface Transportation Program (RSTP) dollars and Congestion Mitigation and Air Quality dollars (CMAQ). In federal fiscal year (FFY) 2008/2009 the Fresno county region had an obligational authority target of \$17,473,421 in combined RSTP and CMAQ. This amount was a minimum delivery target calculated and set by the state. The Fresno County region was able to deliver \$23,612,858 worth of projects in 2008/2009. The region delivered 135.1% of the apportionment target, or \$6,139,437 in additional projects for the ninth highest delivery rate in the state. This additional funding came from two different sources, federal redistribution and the Fresno county region's future apportionment target. We were successful this year in that we were able to capture \$968,046 in federal redistribution. This is money that was not utilized by other areas in the country and has no repayment requirement; it is essentially bonus money to our region. The remaining \$5,171,391 will be subtracted from our future apportionment target, representing roughly the same amount subtracted in FFY 07/08.

Timely delivery of transportation projects benefits our region when dealing with the constraints of Assembly Bill 1012 (AB 1012) where apportionments not spent within three years of their issuance are lost to the region. Fresno COG has up to this point never lost any funding due to AB 1012 restrictions. This year our apportionment balance, however, was subject to a rescission related to the expiration of the Federal Transportation Bill SAFETEA-LU. As part of this bill RSTP and CMAQ dollars were rescinded on a statewide basis. Staff continues follow Caltrans and FHWA discussions on this topic.

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

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.	2009/10 Overall Work Program Amendment #3 [BESHEARS]	No	Authorize
B.	FY 2007, 2008 and 2009 Triennial Performance Audit [BESHEARS]	No	Authorize
C.	Declaration of Surplus Inventory [BESHEARS]	Yes	Authorize
D.	Legislative Update [FAWCETT]	Yes	Information
E.	Farmland Model Conservation Update [SOBRADO]	No	Information
F.	Updated Model Water Ordinance adopted September 10, 2009 [FAWCETT]	No	Information
G.	ARRA Update [DEVERE-OKI]	Handout	Information
H.	SB 406 Update [FAWCETT]	No	Information
I.	Regional Transportation Plan Candidate Projects [THOMPSON]	No	Information
J.	Monthly Report – California Consulting LLC [BOREN]	Yes	Information
K.	Monthly Report – Strategy Research Institute [BOREN]	Yes	Information
L.	Regional Clearinghouse [SOBRADO]	Yes	Information

Project	Applicant
1. One Time Program Improvement 2009 Head Start-Preschool and Early Head Start	Fresno County EOC

For a full summary of these items please see the November 6, 2009 Annotated Agenda.

Lynn Gorman asked that Item F be pulled for discussion. A motion was made by Gabriel Gonzalez (Mendota) and seconded by Don Pauley (Kingsburg) to approve the Consent Items as presented with the exception of Item F. A vote was called for and the motion carried.

F. Updated Model Water Ordinance adopted September 10, 2009 [Fawcett]

The California Department of Water Resources has recently adopted the updated Model Water Efficient Landscape Ordinance. The ordinance became effective on September 10, 2009. DWR is partnering with the California Urban Water Conservation Council and various organizations throughout the state to conduct a series of workshops. The workshops will assist local governments and urban water suppliers in adopting and implementing the Model Ordinance, or a local ordinance that is at least as effective as the Model Ordinance. The law requires cities and counties, including charter cities and charter counties, to adopt landscape water conservation ordinances by January 1, 2010.

These workshops are designed to provide guidance and information on the following:

- The content of the Model Ordinance
- Cities and counties roles and responsibilities
- Assistance available to local governments
- Water purveyors' roles
- Experiences of local governments and water purveyors
- Benefits of adopting and implementing an ordinance

There is no charge to attend the workshops, although reservations are required.

For more details, please visit the DWR website at

<http://www.water.ca.gov/wateruseefficiency/landscapeordinance/>

Staff Member Laural Fawcett participated in a webinar being held on Tuesday, November 3rd from 8:00 am to 12 noon.

This was an information item only. After a brief discussion, the Committee asked that staff move this item to a discussion item on the Board agenda.

A motion was made by Lynn Gorman (County) and seconded by Gerald Forde (Huron) to approve Consent Item IX. F. with the above noted change. A vote was called for and the motion carried.

X. ADMINISTRATIVE ACTION / DISCUSSION ITEMS

A. One Voice Projects [STECK]

Barbara Steck (COG) explained that staff has been working with the project selection committee in preparation for Fresno COG's eighth "One Voice" trip to Washington D.C. (February 6-11, 2010). The committee met to review and score the 12 projects that were submitted for consideration. A list of the projects and project scores is included in your agenda package. The committee met a second time to review the scores and develop a recommended list of projects to forward to the COG Policy Board for approval. The selection committee is recommending the 7 highest scoring projects be considered as the "Regional Priority Projects" for the 2010 One Voice list. Those projects are:

1. Never Give Up Gang Prevention Initiative (#1 Social Issue)
2. Golden State Corridor (#1 Transportation Issue)
3. Regional Data Center
4. Veterans Blvd.
5. Recycled Water System
6. Forensic Equipment for Regional Forensic Facility
7. Fresno High Speed Rail Station

The committee also discussed regional policy issues that might be considered for inclusion in our "One Voice" materials. The list was distributed at the PAC meeting. In addition, staff will be developing a strategy to make requests for the reauthorization of the federal transportation bill, which is being considered by the Congress and the Administration. An update on these activities will be provided at the Policy Board meeting.

A motion was made by Don Pauley (Kingsburg) and seconded by Gabriel Gonzalez (Mendota) to recommend consideration and approval of the "One Voice" selection committee's list of regional priority projects and the list of regional policy issues by the COG Policy Board for action on November 19th.

B. Abandoned Vehicle Abatement [THOMPSON]

1. Abandoned Vehicle Abatement FY 2008-09 Fourth Quarter Status Report

Clark Thompson (COG) reported on this item. 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 fourth quarter of FY 2008-09, a total of \$179,098.43 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 \$128,351.17 conducting AVA activities and the Fresno COG claimed \$2,375.00 for program administration (total expenses = \$130,726.17). Revenues exceeded expenses during the quarter by \$48,372.26, thereby increasing the program's accumulated surplus (this issue will be more fully addressed in the following two AVA agenda items). A total of 723 vehicles were abated this quarter, compared to 1,156 vehicles abated during the same quarter of the previous fiscal year. This decrease is mostly attributable to shifting local priorities during the quarter and local agency staffing issues.

A motion was made by Don Pauley (Kingsburg) and seconded by Ron Manfredi (Kerman) to recommend acceptance of the Abandoned Vehicle Abatement FY 2008-09 Fourth Quarter Status Report as presented.

2. Abandoned Vehicle Abatement Fiscal Year 2008-09 Summary Report

Mr. Thompson went on to report that for the entire FY 2008-09, \$713,564.84 in revenue was received by the AVA Service Authority. Total expenditures were \$639,072.92, resulting in a \$74,491.92 carryover of funds for the fiscal year. The total carryover of funds from the first five years of the program has now reached \$248,507.78 or approximately 7.7 percent of the \$3,241,135.65 total revenues.

Mr. Thompson expressed his concern about this large and, recently, growing amount of carryover funds. There are still jurisdictions that participate marginally or not at all in the program and this may continue given the staffing challenges and competing priorities at the local level.

However, to keep this issue in perspective, the Vehicle Code states that unexpended revenues may be carried forward by the Service Authority for the AVA program in the following fiscal year. The State Controller's Office (SCO) can suspend allocations for a fiscal year when the SCO determines that a Service Authority has excess revenue fees, generally understood to mean an amount of carryover funds that exceeds annual program revenues, which in our case, as noted above, was over \$713,000 last fiscal year. It is most unlikely our program will bump up against these limits during the 10-year life (five years remaining) of the program in Fresno County.

Nevertheless, COG and local agency staff have focused on this issue at AVA Working Group meetings and are proposing a vehicle purchase/lease policy that is discussed in the next AVA agenda item. In addition, staff will continue to work with agencies not currently participating in the program to encourage their participation and to provide assistance. A recent positive development is the City of Mendota began abating vehicles in its jurisdiction and has submitted a claim for reimbursement of expenses.

The total number of vehicles abated in FY 2008-09 was 3,588, or 854 vehicles fewer than the previous fiscal year, and the average cost per abatement was \$178.11, or \$19.67 more than the previous fiscal year.

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

3. Abandoned Vehicle Abatement Proposed Vehicle Purchase/Lease Policy

Mr. Thompson reported that individuals responsible for implementation of the Abandoned Vehicle Abatement Program within the unincorporated areas of Fresno County have requested clarification regarding the use of AVA revenues for vehicle purchase or lease. The Fresno County program is the only program of all Fresno County jurisdictions to have vehicles dedicated exclusively to the AVA program. The County's two vehicles are in need of replacement because of their high mileage and their use in often mountainous and other difficult terrain.

California Vehicle Code Section 22710 says that money received by a service authority shall only be used for the abatement, removal, or the disposal as a public nuisance of any abandoned, wrecked, dismantled, or inoperative vehicle or part of the vehicle from private or public property. Therefore, staff proposes the following policy for use of AVA funds for vehicle purchase or lease.

Local agencies may use AVA revenues for vehicle purchase or lease to the extent the vehicle is utilized for AVA activities and to the extent the agency has current revenues and unexpended revenues allocated. The local agency must receive prior authorization from the Fresno County AVA Service Authority if the amount of the purchase or lease exceeds \$2,500.00 and must provide a written statement to the Service Authority indicating the extent to which the vehicle will be utilized for AVA activities.

After a brief discussion, a motion was made by Ron Manfredi (Kerman) and seconded by Don Pauley (Kingsburg) to recommend approval of the proposed vehicle purchase/lease policy with the change in wording to read "Lease, purchase or pro-rated operational cost". A vote was called for and the motion carried.

XI. OTHER BUSINESS

A. Items from Staff

There is no meeting currently scheduled for December. The next meeting of the PAC will be January 15, 2010 at 10 am.

B. Items from Members

Don Pauley (Kingsburg) asked members if a letter had been received from Comcast regarding franchising. A brief discussion followed.

There being no further business the meeting was adjourned.

Respectfully submitted,



Tony Boren, Executive Director

\md