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COUNCIL OF FRESNO COUNTY GOVERNMENTS EXECUTIVE MINUTES

Date: Thursday, January 28, 2010
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
Mayor Javier Marquez, City of Firebaugh
Councilmember Rico Aguayo, City of Fowler
Councilmember Cynthia Sterling, City of Fresno
Mayor Ramon Dominguez, City of Huron
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 Jose R. Villarreal, City of Sanger
Supervisor Henry Perea, County of Fresno

Sharri Ehlert, Caltrans
Janelle Kelley, Legal Counsel
Tony Boren, Executive Director

Mayor's City Selection Committee

QUORUM: At the start of the meeting there were 12 members present representing 47% of the population and there was a quorum. (Clovis, Coalinga, Firebaugh, Fowler, Kerman, Mendota, Orange Cove, Parlier, San Joaquin, Sanger and Selma)

1. Call to Order and Roll Call

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

QUORUM: 5:37 PM Councilmember Cynthia Sterling (Fresno) arrived. There were 13 members present representing 98.79% of the population.

2. Approval of September 24, 2009 Minutes

A motion was made by Mayor Lujan (Selma) and seconded by Mayor Lopez (Orange Cove) to approve the minutes. A vote was called for and the motion carried.

3. Appointments:

✓ San Joaquin Valley Unified Air Pollution Control District – Citizens Advisory Committee.
A motion was made by Mayor Lujan (Selma) and seconded by Mayor Lopez (Orange Cove) to reappoint Mayor Dhaliwal (San Joaquin) to the Committee. A vote was called for and the motion carried. A second motion was made by Mayor Lujan and again seconded by Mayor Lopez to appoint Mayor Armstrong (Clovis) as alternate. A vote was called for and the motion carried.

✓ CAL-ID Board

A motion was made by Mayor Lopez (Parlier) and seconded by Mayor Lopez (Orange Cove) to appoint Councilmember Nathan Magsig as member and Sandra Neri as alternate. A vote was called for and the motion carried.

4. Public Presentations

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

There were no public presentations.

There being no further business, the meeting was adjourned.

The COG Policy Board meeting began upon conclusion of Fresno County's Mayor City Selection Committee

I. 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.**

There were no public presentations.

II. PRESENTATIONS

A. Presentation – Recognition of Former Board Members for Their Hard Work and Dedication

- Supervisor Susan Anderson, County of Fresno
- Councilmember Marcia Sablan, City of Firebaugh

B. Introduction of New Board Members

- Supervisor Judy Case, County of Fresno
- Mayor Javier S. Marquez, City of Firebaugh

C. In Search of a Future – Estella Galvan, Pan Valley Institute of American Friends Service Committee - Ms. Galvan and Myrna Martinez gave a presentation seeking support in requesting that President Obama pass effective immigration policies.

Many of the members of the Policy Board commented that their cities have passed resolutions in support. It was suggested that this item be brought back to the Policy Board at a later date.

For more information contact the Pan Valley Institute at 559-222-7678.

Fresno COG Sitting As the Transportation Policy Committee

REQUEST TO ADD THREE URGENCY ITEMS TO THE AGENDA

- 1) Requires Determination that the item is urgent, time sensitive and cannot be dealt with at a later meeting. (2/3 vote - item came to attention after posting of agenda and within 72 hours of meeting)
- 2) Requires a 2/3 vote to add the item to the agenda for action.

ITEM 1

IV.E. San Joaquin Valley Blueprint Roadmap Contract

Handout

Authorize

ITEM 2

IV.F. Call for Projects for Federal Stimulus 2 – Jobs for Main Street Act

Handout

Information

ITEM 3

VII.E. Letter of Support for appointment of Mario Santoyo to California Water Commission

Handout

Authorize

ITEM 4

IV. G. Public Safety Resolution

Handout

Authorize

A motion was made by Mayor Armstrong (Clovis) and seconded by Mayor Lopez (Parlier) to determine that the items are urgent, time sensitive and cannot be dealt with at a later meeting and to approve the addition of the items to the agenda for action. A vote was called for and the motion carried.

III. 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. | 2009-10 Transportation Funding Claims – [BESHEARS] | |
| 1. | City of Clovis – Resolution 2010-01 | Acceptance |
| B. | Blueprint Update [STECK] | Information |
| C. | Measure C Oversight Committee Request for Representative [LAUCHNER] | Information |
| D. | Caltrans 2010/2011 Transportation Planning Grant Call for Projects [SOBRADO] | Information |
| E. | FY 2008-09 Annual Listing of Projects [MONGE] | Information |
| F. | Golden State Corridor Economic Development/Infrastructure Improvements Study Update [DAWSON] | Information |
| G. | Grant Opportunity – Catalyst Projects for California Sustainable Strategies Pilot Program [STECK] | Information |

For a complete summary of these items, see the January 28, 2010 Annotated Agenda.

A motion was made by Mayor Lopez (Orange Cove) and seconded by Mayor Armstrong (Clovis) to approve the Transportation Consent Items as written. A vote was called for and the motion carried.

IV. TRANSPORTATION ACTION / DISCUSSION ITEMS

A. Council of Fresno County Governments 2010 RTIP Submittal – Resolution 2010-02 [BESHEARS]

Mr. Beshears (Fresno COG) reported that there is no funding in the 2010 STIP for new projects, and the California Transportation Commission (CTC) has requested that Regions delay 30% of the projects programmed with Flexible Funds from 2009-10 through 2012-13 to 2013-14 and 2014-15. Mr. Beshears went on to report that COG was able to deliver its STIP programmed SR 180 Clovis to Temperance project with Federal ARRA Stimulus funding and local Measure "C" funding. This frees up \$29.6 million in funding that was originally programmed in 2012-13. The currently adopted Measure "C" Short Range Plan programs that funding on the SR 180, 41, 168 Braided Ramp. In compliance with the CTC request to delay projects, Fresno COG's 2010 RTIP submittal will request that the \$29.6 million be programmed to the Braided Ramp project in 2013-14. This request is consistent with discussions with Caltrans and the Valley MPO Directors who are proposing a joint RTIP proposal to the CTC in order to leverage the San Joaquin Valley's voice in Sacramento. Fresno COG's request to program the project in 2013-14 enables the Valley MPOs to demonstrate the region is complying with the CTC request to delay 30% of the programmed projects.

A motion was made by Mayor Armstrong (Clovis) and seconded by Mayor Lopez (Parlier) to approve the 2010 RTIP submittal by adopting Resolution 2010-02. A vote was called for and the motion carried.

B. Measure "C" Update: RTMF Implementation [BESHEARS]

Mr. Beshears (Fresno COG) gave a brief update on the implementation of the RTMF. Mr. Beshears informed the Policy Board that in the month of December staff worked on implementing the RTMF Fee that was adopted on October 29th. Staff also met with the City of Fresno, Clovis, and Fresno County and had numerous discussions with their Public Works people. Staff also had Training sessions and discussions with their Planning groups. An RTMF Implementation Training session was held for the smaller cities. RTMF forms were ordered and were distributed to the City of Fresno and Clovis, and the rural cities. There are 2 forms. One form is an information form that is basically for your protection and to keep in your records. The developer needs to sign this form as early in the process as possible so that they will be well informed of the fee that they will need to pay. The second form is a payment voucher. The developer will fill out one form for each unit that has a structural building permit. Mr. Beshears advised the Board that there may be some appeals to the fees. Mr. Beshears will keep the Policy Board advised.

This was an Information item only and required no further action by the Policy Board.

C. Rail Update [THOMPSON]

Clark Thompson (Fresno COG) reported that the High-Speed Rail Authority conducted a Public Information Meeting regarding the Fresno to Bakersfield segment of the High-Speed Train Project on Tuesday, January 19, 2010 in the Tower Theater Lobby. The Authority has developed alternative alignments and station locations that enable electrified trains to operate at 220 mph through Fresno, and to serve a Downtown Fresno Station. All of the alternatives would enter Fresno from the south alongside the BNSF alignment, then turn to parallel the Union Pacific Railroad (freight rail line closest to State Route 99) from Jensen Avenue to the San Joaquin River. All the alternative alignments and stations are elevated 60 feet above the ground. The Authority sought input on which alternative alignment(s) are preferred and ideas and comments on features such as location of the Downtown Fresno Passenger Station. Authority staff and consultants were on hand to answer questions about the project.

On January 14, 2010, Fresno County's Expression of Interest for the High-Speed Train Heavy Maintenance Facility was submitted to the High-Speed Rail Authority. Fresno's Expression of Interest, referred to as "Fresno Works," identifies a site area encompassing nearly 700 acres adjacent to the BNSF alignment. This larger site area gives the Authority maximum flexibility as to how it may wish to develop the roughly 150-acre HMF. "Fresno Works" is a coalition of City, County, Council of Governments, labor, business, education, economic development, etc. working together to bring forward a technically responsive and compelling expression of interest to secure the HMF for Fresno.

The ARRA Award announcement of \$2.25 billion in funding for California's high-speed intercity rail system was handed out at well as an invitation to the celebration with the Governor at the Amtrak Station on Friday, January 29th at 11 am. Board members are urged to attend.

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

D. Caltrans Report [CALTRANS]

Ms. Ehler (Caltrans) gave a brief report. Items discussed were the High Speed Rail site, the second stimulus plan and ongoing projects in the area.

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

E. San Joaquin Valley Blueprint Roadmap Contract [TWEBSTER]

Tom Webster (Fresno COG) reported on this item. The Roadmap and toolkit consultant was selected on Tuesday, January 26, 2010. The prime consultant awarded this task was Mintier Harnish. It is imperative that the work begin immediately to keep with time table on the deliverables. This project was approved by the San Joaquin Valley COG Directors Committee as part of the Valleywide portion of the Blueprint 4th year tasks.

The SJV project management team will manage the consultant in preparing a summary report of the first three years of San Joaquin Valley Blueprint planning and develop a toolkit that will assist local planners integrate Blueprint planning into their local general plans. The first major deliverable will be the summary report, which will also include a transitional "next steps" piece.

The next major deliverable will be the implementation strategy and plan to move the Blueprint process forward. It will include public and private stakeholder outreach and engagement tools, as well as strategies for assessing and dealing with institutional barriers and strengths. It will also include a financial resources strategy to supplement implantation through traditional as well as innovative funding mechanisms.

The final deliverable will be a toolkit to assist local agencies in turning the Blueprint planning effort into policies and integrated plans. It will include relevant case studies in a variety of jurisdictional contexts and sizes. The tools will have evaluation feedback component to assess ongoing progress as well as needs/resources evaluation techniques. The final product, the toolkit, is due October 2010.

A motion was made by Councilmember Aguayo (Fowler) and seconded by Mayor Lopez (Orange Cove) to authorize the Executive Director to enter into a \$200,000 contract with Mintier Harnish. The funds are budgeted and are part of the San Joaquin Valley Blueprint Grant award. A vote was called for and the motion carried.

F. Call for Projects for Federal Stimulus 2 – Jobs for Main Street Act 2010 [BESHEARS]

Mr. Beshears reported that response was needed by Friday, February 5 for this Call for Projects.

In response, on December 16th, the House passed the Jobs for Main Street Act to create or save jobs here at home with targeted investments (\$75 billion) for highways and transit, school renovation, hiring teachers, police and firefighters, small business, job training and affordable housing – key drivers of economic growth that have the most bang for the buck. These investments are fully paid for by redirecting TARP funds from Wall Street to Main Street.

KEY INVESTMENTS MADE BY REDIRECTING FUNDS FROM WALL STREET TO MAIN STREET:

STABILIZING JOBS THROUGH INFRASTRUCTURE INVESTMENTS

The bill redirects \$48.3 billion from Wall Street to help put people to work rebuilding our crumbling roads and bridges, modernizing public buildings, and cleaning our air and water, including:

- **Highway Infrastructure:** \$27.5 billion to make additional highway infrastructure investments. These projects support jobs in the short term while saving commuters time and money in the long term.
- **Transit:** \$8.4 billion for public transportation investments including \$6.15 billion for urban and rural formula grants; \$500 million for capital investment grants for new or expanded fixed guideway projects; and \$1.75 billion in formula funds to address repair needs of existing subway, light rail and commuter rail systems. Public transportation saves Americans time and money, saving as much as 4.2 billion gallons of gasoline and reducing carbon emissions by 37 million metric tons each year.
- **Amtrak:** \$800 million for capital grants to Amtrak for the acquisition and rehabilitation of rolling stock and passenger equipment to improve the speed and capacity of intercity passenger rail service. This investment will increase the fuel efficiency of Amtrak's locomotives and support domestic production of passenger rail equipment.
- **Airport Improvement Grants:** \$500 million for airport improvement projects that will support putting people to work to improve safety and reduce congestion at our nation's airports. An estimated \$49.7 billion is needed between 2009 and 2013 to fully fund eligible airport infrastructure projects.
- **Maritime Administration:** \$100 million for the Maritime Guaranteed Loan (Title XI) program to allow vessel and shipyard owners to obtain long-term financing for growth and modernization projects.

FHWA and Caltrans have issued preliminary guidance for Jobs for Main Street Act of 2010. The bill has passed the House. The companion bill in the Senate containing roughly half the amount is still pending action, however since there are strict expectations on the timeline for delivery in the House bill, FHWA and Caltrans have jumped the gun and are advising us to process FTIP amendments immediately to program the funding amounts. FTA has not issued guidance for Transit projects yet and we have no idea when or if they will, however Transit Operators should be advised to look at their program and be prepared. In order to meet our noticing requirements we will need to submit the draft amendment for public review by 4:30 PM on Friday, February 5th.

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

G. Public Safety Resolution

Mayor Lopez (Parlier) handed out a sample resolution in support of the Local Taxpayer, Public Safety and Transportation Protection Act of 2010. The resolution should be sent by fax to 916-442-3510 by February 11th.

A motion was made by Mayor Armstrong (Clovis) and seconded by Mayor Lujan (Selma) to authorize staff to prepare the resolution and send out. A vote was called for and the motion carried.

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

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

A motion was made by Mayor Lopez (Parlier) and seconded by Mayor Fast (Reedley) to reaffirm all action taken while sitting as the Transportation Policy Committee. A vote was called for and the motion carried.

VI. 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. Executive Minutes of November 19, 2009	Approve
B. 2009/10 Overall Work Program Amendment #4 [BESHEARS]	Authorize
C. Fresno COG 2009-10 1st Quarter Progress Report [BESHEARS]	Authorize
D. Regional Transportation Plan – Mini Grant Update [THOMPSON/LAUCHNER]	Information
E. Proposition 84 Update [TWEBSTER]	Information
F. San Joaquin Valley 511 Update [SOBRADO]	Information
G. Video Conferencing Update [TWEBSTER]	Information
H. Monthly Legislative Update: 2009 Legislative Activity Summary [FAWCETT]	Information
I. Letter of Support for Winona Minnesota's Pursuit of Federal Grant Funding to Develop a Personal Rapid Transit System (PRT) [BOREN]	Authorize

For a complete summary of these items see the January 28, 2010 Annotated Agenda.

A motion was made by Mayor Lujan (Selma) and seconded by Mayor Fast (Reedley) to approve the Administrative Consent Items as presented. A vote was called for and the motion carried.

VII. ADMINISTRATIVE ACTION / DISCUSSION ITEMS

A. Fresno COG's Draft 2010 Legislative Platform and 2010 Legislative Events [FAWCETT]

Laural Fawcett (Fresno COG) addressed the following items:

1. **Fresno COG's Legislative Platform:** The 2009 Legislative Platform has been updated as a first draft of the Fresno COG's 2010 Legislative Platform, the supporting document providing guidance for positions on specific advocacy issues. The draft was included in the meeting package. Staff and legislative consultant Steve Samuelian will be preparing a final draft of the platform which will be on the February agenda for approval.
2. **Fresno COG's 2010 Sacramento "One Voice":** Fresno COG's 2010 Sacramento "One Voice" trip dates of March 9th and 10th have been confirmed. The Draft 2010 Regional Advocacy Issues were included in the package. The final Regional Issues list will be on the February agenda for approval.
3. **Valley Regional Planning Agencies 2010 "Valley Voice":** The Regional Policy Council, made up of members from the 8 Valley Regional Planning Agencies, developed a legislative platform, and authorized The San Joaquin Valley Legislative Affairs Committee (VLAC) in announcing its 2010 "Valley Voice". Sacramento Trip dates: Wednesday and Thursday, February 3-4, 2010. Fresno County representatives will include: City of San Joaquin Mayor Dhaliwal, Fresno County Supervisor Judy Case, Fresno COG Director Tony Boren, and Fresno COG Planner Laural Fawcett. The dates for the "Valley Voice" Washington D.C. trip

are May 4-5, 2010. Advocacy Issues that will be discussed at the State and Federal meetings were included in the meeting package. Please contact staff person, Laural Fawcett, if you have questions.

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

B. Washington D.C. One Voice Update [STECK]

Barbara Steck (Fresno COG) gave the Policy Board a brief update. Updated Regional project and issues information for the Washington DC "One Voice" trip was included in the packet. A delegation of 30 participants, including 7 elected officials, will be traveling back east this year. We will be leaving Fresno on Saturday, February 6th and returning on Thursday, February 11th. Mayor Armstrong (Clovis) commented briefly on the One Voice advocacy. Staff was asked to review the Fruits of One Voice.

Ms. Steck will provide an update on the Washington DC trip at the next meeting.

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

QUORUM: Fresno County left the meeting leaving 12 members present representing 80.38% of the population.

C. Monthly Report – California Consulting LLC [SAMUELIAN]

Steve Samuelian of California Consulting Inc. provided a verbal report to the Policy Board on his consulting activities for the COG during the month. Mr. Samuelian reviewed the report was included in the meeting package.

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

D. Monthly Report – Strategy Research Institute [MANROSS]

Gary Manross, SRI, provided a verbal report on his consulting activities for the COG. Dr. Manross reviewed the report that was included in the meeting package.

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

E. Letter of Support for appointment of Mario Santoyo to California Water Commission [LOPEZ]

Mayor Lopez (Orange Cove) requested that a letter of support be written for appointment by Governor of Mario Santoyo to California Water Commission.

A motion was made by Mayor Lujan (Selma) and seconded by Mayor Dhaliwal (San Joaquin) to authorize staff to issue a letter of support on behalf of the Policy Board. A vote was called for and the motion carried.

Fresno COG Sitting As the Abandoned Vehicle Abatement Authority

VIII. ABANDONED VEHICLE ABATEMENT

A. Fresno County Vehicle Funding Request [THOMPSON]

Mr. Thompson (Fresno COG) reported that at its meeting on November 19, 2009, the COG Policy Board approved a policy for use of AVA funds for vehicle purchase or lease. That policy states that 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. Furthermore, 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.

The County of Fresno is requesting funding to purchase two vehicles at a cost of \$29,000 each for use in the County's AVA program, operated through the Sheriff's Office. Currently there are two Community Service Officers assigned to the County's AVA program. They are currently using high-mileage vehicles beyond their useful life. The new vehicles will be used exclusively for the AVA program and allow the CSOs to better service the unincorporated community through the AVA program.

A motion was made by Mayor Lujan (Selma) and seconded by Mayor Lander (Coalinga) to approve the County's funding request to the extent Fresno County has current revenues and unexpended revenues allocated. A vote was called for and the motion carried.

IX. OTHER BUSINESS

A. Items from Staff

Mr. Boren called attention to the Fresno COG Annual Report that was handed out to the Policy Board.

B. Items from Members

Mayor Dhaliwal (San Joaquin) reported that he received an invitation to the White House.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Tony Boren, Executive Director
Council of Fresno County Governments

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Attachment A
Observers and Non-Members
COG Board Meeting
January 28, 2010

Dennis Manning, FARRC
Kevin Hall, Public
Russ Clemings, Fresno Bee
Estella Galvan, Pan Valley
Rosa Hernandez, Pan Valley
Myrna Martinez, Pan Valley
Tudor Stanley, Pan Valley
Gary Manross, SRI
Steve Samuelian, California Consulting
Laural Fawcett, Fresno COG
Tom Webster, Fresno COG
Jeffrey Webster, FCRTA
Todd Sobrado, Fresno COG
Melissa Garza, Fresno COG
Barbara Steck, Fresno COG
Clark Thompson, Fresno COG
Les Beshears, Fresno COG
Lauren Dawson, Fresno COG
Lynn Gorman, Fresno County
Marla Day, Fresno COG