



2035 Tulare Street, Suite 201
Fresno, California 93721

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

Executive Minutes

COUNCIL OF FRESNO COUNTY GOVERNMENTS POLICY BOARD

Date: Thursday, May 27, 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 Pro Tem Jose Flores, City of Clovis
Mayor Ron Lander, City of Coalinga
Mayor Javier Marquez, City of Firebaugh
Councilmember Rico Aguayo, City of Fowler
Mayor Ashley Swearengin, 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
Councilmember Pete Chavez, City of Reedley
Mayor Amarpreet Dhaliwal, City of San Joaquin
Mayor Victor Ruiz, City of Sanger
Supervisor Henry Perea, County of Fresno

Malcolm Dougherty, Caltrans
Janelle Kelley, Legal Counsel
Tony Boren, Executive Director

QUORUM: At the start of the meeting there were 13 members present representing 96.1% of the population and there was a quorum. (Clovis, Coalinga, Firebaugh, Fowler, Fresno, Huron, Mendota, Orange Cove, Parlier, Reedley, San Joaquin, Selma and Fresno County)

Mayor's City Selection Committee

- ✓ Approval of January 28, 2010 Minutes

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

- ✓ Appointments:
 - Local Agency Formation Commission (LAFCo)
 - One 4-year term expiring 05/5/2014
 - Victor Lopez (incumbent)

A motion by Mayor Rodriguez (Kerman) and seconded by Mayor Lujan (Selma) to reappoint Victor Lopez (Orange Cove). A vote was called for and the motion carried.

- Fresno Convention & Visitors Bureau
 - One 1-year term expiring 06/30/2011
 - Mary Fast (incumbent) (does not wish to be reappointed)

A motion was made by Mayor Lujan (Selma) and seconded by Mayor Lopez (Orange Cove) to appoint Mayor Pro Tem Jose Flores (Clovis). A vote was called for and the motion carried.

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

- ✓ Public Presentations
- There were no public presentations.

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.**

Mario Santoyo made a brief presentation regarding water issues in the Valley. Mr. Santoyo asked for a resolution in support of the water bond. A resolution was adopted at the April 29, 2010 Policy Board meeting and was forwarded to Mr. Santoyo. A letter of recommendation for Water Commission for Joe _____ and _____ and Dave Cogdill.

II. PRESENTATIONS

A. Fresno Freight Rail Realignment Study – Sandy Stadtfeld (URS Corp.)

Clark Thompson (Fresno COG) introduced Mr. Stadtfeld. A copy of the powerpoint presentation was distributed to the Policy Board.

QUORUM: 5:52 pm – Mayor Silva (Mendota) left the meeting. There were 12 members present representing 95.06% of the population.

QUORUM: 5:57 pm – Mayor Ruiz (Sanger) arrived. There were 13 members present representing 97.75% of the population.

After a short discussion and expressed opportunity for public comment, a motion was made by Mayor Pro Tem Flores (Clovis) and seconded by Councilmember Aguayo (Fowler) to accept the Fresno Freight Rail Realignment Study. A vote was called for and the motion carried.

Supervisor Perea (County) asked that the Policy Board welcome and congratulate Mayor Victor Ruiz (Sanger) on his recent appointment to Mayor of the City of Sanger.

B. Crescent View West Public Charter School – Advantages Of Education And Government Working Together To Provide Quality Education For All Students- Dimitri Gonos, Principal and William Natesso, Vice President - Letter of Support

Mr. Gonos, gave a powerpoint presentation highlighting the work of the Charter School. The Policy Board was given a copy of the presentation.

QUORUM: 6:19 pm – Mayor Swearingin (Fresno) left the meeting. There were 12 members present representing 43.57% of the population.

A motion was made by Mayor Lujan (Selma) and seconded by Mayor Lopez (Orange Cove) to approve the letter of support addressed to the President of the Fresno County Office of Education. A vote was called for and the motion carried.

Fresno COG Sitting As the Transportation Policy Committee

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. **Transportation Development Act (TDA) Final Estimates [FAWCETT]**
- B. **Transit Planning Documents**
 - 1. **Urban & Rural Consolidated Transportation Services Agency (CSTA) FY 2010-11 Operations Program and Budget [JOSEPH – FRESNO EOC]**

Approve
Initiate 45 day
review

- | | |
|--|-------------|
| 2. Clovis Consolidation Transportation Service Agency (CSTA) FY 2010-11 Operations Program and Budget [HALTERMAN] | |
| C. Blueprint Update [STECK] | Information |
| D. Potential Funding Sources – Sustainable Communities [STECK] | Information |
| E. PTIS Update [DOWNS] | Information |
| F. Safe Routes to School (SR2S), Cycle 9 - Call for Projects [THOMPSON] | Information |
| G. 2009 FTIP Amendment Update [GARZA] | Information |

For a complete summary of these items please see the May 27, 2010 Annotated Agenda.

After an expressed opportunity for public comment, a motion was made by Mayor Lopez (Parlier) and seconded by Mayor Lopez (Orange Cove) to approve the Consent Items as presented. A vote was called for and the motion carried.

IV. TRANSPORTATION ACTION / DISCUSSION ITEMS

A. Draft 2011 Regional Transportation Plan (RTP), 2011 Federal Transportation Improvement Program (FTIP), Draft Subsequent Environmental Impact Report (SEIR) and Conformity Analysis – PUBLIC HEARING [THOMPSON]

Clark Thompson (Fresno COG) reported that Fresno COG is currently updating the Regional Transportation Plan (RTP) and related documents to incorporate current information and activities concerning our transportation system and legislative and project changes.

Draft Regional Transportation Plan (RTP): The 2011 RTP represents the long range planning vision for Fresno County's regional transportation system through the year 2035. A new addition to the RTP is the inclusion of a Climate Change Element. This Element affirms Fresno COG's support of efforts to address greenhouse gas emissions and identifies strategies, many of which are already in process, to reduce emissions. The RTP will not, however, address requirements of SB 375, specifically the inclusion of a Sustainable Community Strategy. An SCS cannot be developed until the greenhouse gas emissions targets have first been established and that will not occur until September 30, 2010, after the date by which the RTP must be adopted. Fresno COG will fully comply with SB 375 in the 2014 RTP, the first RTP to follow establishment of the final regional targets. The RTP addresses requirements of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU).

Federal Transportation Improvement Program (FTIP): The 2011 FTIP is the incremental implementation of the long-range Regional Transportation Plan, providing for a four-year programming of projects. It includes new projects and updates to other projects.

Draft Subsequent Environmental Impact Report (SEIR): The RTP consists of policy, action, financial, climate change, and environmental elements. The SEIR serves as the RTP's environmental element. Since certification of the previous RTP EIR in May 2007, new projects have been included in the 2011 RTP, the timing of those projects has changed, and other changes have occurred. As a result of these changes, rather than prepare a complete new EIR, Fresno COG was able to use the previous EIR and update/change sections to address RTP project changes, as well as greenhouse gas/global warming (Climate Change) and other issues.

Conformity Analysis: An air quality conformity analysis is required in nonattainment areas to ensure that transportation plans and programs are (1) consistent with the state and local air quality plans, and (2) do not interfere with the timely implementation of transportation control measures. The Draft Conformity Analysis for the 2011 RTP and 2011 FTIP demonstrates that all of our adopted transportation plans and programs are in conformance with the rules for the applicable air quality standards.

Mr. Thompson pointed out that initiation of the 45-day review and comment period commenced on April 30 and will conclude on June 14, 2010. The Fresno COG Policy Board must adopt the documents on July 29, 2010. The period of time from the conclusion of the 45-day review and comment period to adoption by the Policy Board will be used to respond to any comments received, including at the public hearing.

A CD containing all of the documents was mailed to Committee and Board members for their review and comments. The documents were also posted on the COG website. Hard copies will be provided upon request.

Mayor Rodriguez opened the public hearing. There being no comments, Mayor Rodriguez closed the public hearing.

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

B. Caltrans Report [CALTRANS]

Tony Boren, Executive Director, provided an update on Caltrans activities. Mr. Boren reported that the Braided Ramps Project will receive \$55 million in funding from Caltrans' State Highway Operation & Protection Program (SHOPP) and an additional \$14.5 million from Fresno County's Measure C. This will reduce traffic congestion and delays along this system of interlocking freeways by eliminating as many merging and transition conflicts as possible in order to get motorists safely and efficiently from one area of town to another.

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

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 (Orange Cove) and seconded by Mayor Lopez (Parlier) to reaffirm all actions taken while sitting as the Transportation Policy Committee. A vote was called for and the motion carried unanimously

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 April 29, 2010	Yes	Approve
B. On-Call Modeling Assistance Contract Extension [BITNER]	No	Approve
C. FY 2009-10 Overall Work Program Amendment #5 [BESHEARS]	No	Approve
D. Monthly Legislative Update [FAWCETT]	Yes	Information
E. Regional Clearinghouse [SOBRADO]	Yes	Approve

Project	Applicant
1. FAA - Airport Improvement Program - Noise Compatibility Program Treatment Residences	City of Fresno
2. USDA - Rural Housing Services - Rural Rental Housing Loans / Section 515	Parlier Avila Associates
3. USDA Rural Development for a Rural Business Enterprise Grant	City of San Joaquin

For a complete summary of these items, please see the May 27, 2010 Annotated Agenda.

After an expressed opportunity for public comment, a motion was made by Mayor Lopez (Parlier) and seconded by Mayor Pro Tem Flores (Clovis) to approve the Administrative Consent Items as presented. A vote was called for and the motion carried.

VII. ADMINISTRATIVE ACTION / DISCUSSION ITEMS

A. FY 2010-11 Final Overall Work Program (OWP) and Budget – Resolution 2010-04 [BOREN]

Mr. Boren reported that since the initial Draft OWP was released in February, staff has made the following modifications: \$10,000 for *RTP On-Call Services* has been added to WE170 - Regional Transportation Plan; \$25,000 has been added to WE 411- Land Buffer Task Force for a public opinion survey for the

Farmland Conservation Study; \$350,000 has been added to WE 415 - SJV IPlaces Pilot Program for a State Planning Resources Grant to fund the 8 Valley MPOs development of a model for analyzing various land use scenarios; and \$10,000 in donations has been added to WE 820 for the Valley Voice lobbying consultant.

The FY 2010/11 Overall Work Program totaling \$16,174,956 (including carryover projects) was submitted for review and approval. This year's budget total reflects an increase of 15% (\$2,098,806) from the approved FY 2009-10 budget. Federal revenues have decreased by \$78,362. State revenues have increased 95% largely due to the Prop 84 state grant and a State Planning Resources grant we have agreed to administer for the valley MPO partners. Local Revenues have decreased 3%, (\$193,118) largely due to lower sales tax from the Local Transportation Fund. To offset this reduction and balance the budget, \$289,008 is carried forward from reserves.

After a brief discussion and expressed opportunity for public comment, a motion was made by Mayor Lujan (Selma) and seconded by Mayor Marquez (Firebaugh) to approve the 2010-11 Overall Work Program and Budget by adopting Resolution 2010-04. A vote was called for and the motion carried.

B. California Consulting LLC Contract Renewal [BOREN]

Mr. Boren reported that the contract with California Consulting, LLC runs through June 30, 2010. Mr. Boren went on to say that Steve Samuelian has requested an extension of the contract through June 30, 2011 under the same terms as the existing contract which provide for a \$3,000 per month retainer, \$600 for special filings, and up to \$1,200 in reimbursed expense upon approval by the Executive Director.

After an expressed opportunity for public comment, a motion was made by Mayor Lujan (Selma) and seconded by Mayor Lopez (Orange Cove) to authorize the Executive Director to enter into the contract extension with California Consulting LLC through June 30, 2011 under the existing contract terms. A vote was called for and the motion carried.

C. California Consulting LLC Report [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. A written report was handed out at the meeting. Mr. Samuelian briefly reviewed the handout. A copy of the report is available on our website at www.fresnocog.org.

Supervisor Perea asked that Mr. Samuelian work with his office regarding requirements for job applicants thru EDD. Mr. Samuelian will also meet with Congressman Costa next week and will report back on that meeting.

A meeting will be held at Fresno COG with the new director of EDD. Mr. Samuelian will send out a notice of this meeting.

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

D. Strategy Research Institute Report [MANROSS]

Gary Manross, SRI, provided a brief report this month on his consulting activities for the COG. A written report was included in the meeting package.

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

E. Immigration Discussion [BOREN/V. LOPEZ]

Mr. Boren reported that at the last Policy Board meeting, Mayor Victor Lopez requested that we include an item on immigration on this agenda.

Mayor Lopez (Orange Cove) briefly addressed the Policy Board stating his concerns. The Policy Board directed staff to write a letter opposing the Arizona law to be sent to President Obama and members of Congress. The letter will be brought back to the Policy Board for approval in June.

VIII. OTHER BUSINESS

A. Items from Staff

1. Reminder of June 25th Executive Forum – information will be sent out.
2. Russell Clemings Award – Handout

Mr. Boren reported that Mr. Clemings was awarded the APA California 2010 Central Section 1st Place – Individual Journalist Award.

3. Alternate for the San Joaquin Valley Regional Policy Council.

Councilmember Perea (Fresno) is the current alternate for this Policy Council. A new alternate needs to be appointed. This item will be brought back to the Policy Board in June.

B. Items from Members

Mayor Lopez (Parlier) thanked staff for assistance with the Latino Mayor's and Elected Officials meeting.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Tony Boren, Executive Director

\md

Attachment A

Observers and Non-Members
COG Board Meeting
May 27, 2010

Steve Samuelian, California Consulting, LLC
Jeffrey Webster, Fresno County Rural Transit Agency
Sandy Stadtfeld, URS
Dimiti Gonos, Crescent View Charter School
Russell Clemings, Fresno Bee
Mario Santoyo, CLWC
Shonna Halterman, City of Clovis
Gary Joseph, Fresno County Economic Opportunities Corporation
Les Beshears, Fresno COG
Mike Bitner, Fresno COG
Clark Thompson, Fresno COG
Lauren Dawson, Fresno COG
Tom Webster, Fresno COG
Marla Day, Fresno COG