



FRESNO COUNTY RURAL TRANSIT AGENCY

2035 Tulare Street, Suite 619 Fresno, CA 93722
Phone: 559 - 233 - 6789 Fax: 559 - 233 - 9645
Webpage: www.ruraltransit.org Email: jwebster_ruraltransit@fresnocog.org

FRESNO COUNTY RURAL TRANSIT AGENCY (FCRTA)

AGENDA

DATE: Thursday, April 28, 2011
TIME: **5:30pm**, **before** the Council of Fresno County Governments (COFCG) Meeting
PLACE: COFCG / FCRTA Offices
Sequoia Conference Room
2035 Tulare Street, Suite 201
Fresno, CA 93726
(Corner of Tulare and Van Ness Ave. - above "Club One"
Park in Underground Garage - Entrance off Tulare & Van Ness Ave.
Exit Elevator on Tulare St., Turn Left, Enter Lobby Door,
Up Elevator to Second Floor, Left to Sequoia Conference Room)

Americans with Disabilities Act (ADA) Accommodation

The Fresno COG / FCRTA offices and restrooms are ADA accessible. Individuals with disabilities may call Fresno COG (559-233-4148) / FCRTA (559-233-6789) at least 3 days in advance, to request auxiliary aids and/or translation services necessary to participate in the public meeting / public hearing. If Fresno COG / FCRTA is unable to accommodate an auxiliary aid or translation request for a public hearing after receiving proper notice, the hearing will be continued on a specified date when accommodations are available.

ROLL CALL

- I. Public Presentations - This portion of the meeting is reserved for persons wishing to address the FCRTA Board on items within its jurisdiction, but not on this Agenda.

NOTE: The public may also comment on any Agenda item, as they are presented, prior to action by the FCRTA Board.

ACTION ITEMS

- II. Approve "Executive Minutes of March 24, 2011" (Attachment).
- III. Election of Board of Director Officers (Attachment).
- IV. Adoption of Amended Conflict of Interest Policy, Public Hearing (Attachment).

REVIEW AND COMMENT ITEMS

- V. None.

INFORMATIONAL ITEMS

- VI. Compliance Review Report #11-01481 from California Emergency Management Agency (CalEMA) Regarding FCRTA's Proposition 1B Grant Funds 07/01/2007 - 06/30/2010 (Attachment).



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FRESNO COUNTY RURAL TRANSIT AGENCY (FCRTA)

EXECUTIVE MINUTES

DATE: Thursday, March 24, 2011
TIME: **5:30pm, before** the Council of Fresno County Governments (COFCG) Meeting
PLACE: COFCG / FCRTA Offices
Sequoia Conference Room
2035 Tulare Street, Suite 201
Fresno, CA 93726
(Corner of Tulare and Van Ness Ave. - above "Club One"
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Members Attending:

Mayor Ron Lander, City of Coalinga
Mayor Chris DeFrancesco, City of Firebaugh
Mayor David Cardenas, City of Fowler, Vice-Chairman
Mayor Sylvia Chavez, City of Huron
Mayor Bruce Blayney, City of Kingsburg
Mayor Robert Silva, City of Mendota
Mayor Gabriel Jimenez, City of Orange Cove
Mayor Armando Lopez, City of Parlier
Mayor Mary Fast, City of Reedley
Mayor Amarpreet Dhaliwal, City of San Joaquin, Chairman
Mayor Joshua Mitchell, City of Sanger
Mayor Kenneth Grey, City of Selma
Supervisor Judith Case, Fresno County

Zachary Redmond, Fresno County Deputy Counsel
Jeffrey D. Webster, General Manager

The meeting was called to order by Amarpreet Dhaliwal, Chair.

ROLL CALL

QUORUM: Thirteen (13) Member Agencies representatives, representing eighteen (18) votes, were present, constituting a quorum and business was in order.

- I. Public Presentations - This portion of the meeting is reserved for persons wishing to address the FCRTA Board on items within its jurisdiction, but not on this Agenda.

There were no public presentations.

ACTION ITEMS

- II. Approve "Executive Minutes of February 24, 2010"

A JOINT POWERS AGENCY TO PROVIDE A COORDINATED TRANSIT SYSTEM FOR RURAL FRESNO COUNTY

THE CITIES OF COALINGA, FIREBAUGH, FOWLER, HURON, KERMAN, KINGSBURG, MENDOTA, ORANGE COVE, PARLIER, REEDLEY, SANGER, SAN JOAQUIN, SELMA & FRESNO COUNTY

Supervisor Case (County) asked to correct the item to read "Executive Minutes of February 24, 2011". After an expressed opportunity for public comment, a motion was made by Supervisor Case (County) and seconded by Mayor Jimenez (Orange Cove) to approve the Executive Minutes of February 24, 2011 as presented. A vote was called for and the motion carried.

III. Acceptance of FCRTA's 2009-10 Fiscal Year Audit Report

Supervisor Case (County) asked for clarification of items in the Audit report. Les Beshears (Fresno COG) responded to the questions.

After an expressed opportunity for public comment, a motion was made by Supervisor Case (County) and seconded by Mayor Grey (Selma) to accept the 2009-10 Fiscal Year Audit Report. A vote was called for and the motion carried.

REVIEW AND COMMENT ITEMS

IV. None.

INFORMATIONAL ITEMS

V. Display of Commuter Vanpool Vehicle (1 of 35) to be Utilized in the Rural Areas of Fresno County to Further Address "Unmet Transit Needs"

Jeffrey Webster, General Manager, referred to the March 17, 2011 Memorandum that was included in the Meeting package. Thirty-five (35) new "Commuter Vanpool" vehicles have been purchased for use in the rural areas. One (1) vehicle was parked in the alley adjacent to the Office Building, to facilitate viewing by Board Members and the general public as they arrived for the Meeting. Several Mayors and members of the general public took advantage of the opportunity to see the vehicle. The first (1st) vehicle was presented, before the Meeting, to a teacher from Kingsburg who drives a Vanpool of commuters to Pixley (Tulare County) for weekday employment. There was a brief discussion of the intended use of the other remaining vehicles.

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

There being no further business, the Meeting was adjourned.

Respectfully submitted,


Jeffrey D. Webster, General Manager

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Phone: 559 - 233 - 6789 Fax: 559 - 233 - 9645
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April 1, 2011

MEMORANDUM

TO: FCRTA Board of Directors and
The General Public

FROM:  Jeffrey D. Webster, General Manager

SUBJECT: Election of Board of Director Officers.

ACTION SUMMARY

The Joint Powers Agreement and previous Board action have determined that FCRTA Board leadership elections are to be considered every two (2) (odd) years during the month of April. Our next regular election would therefore be scheduled for the April 28, 2009 Board Meeting.

On January 27, 2011, the Board of Directors recognized that the previous Chairman and Vice-Chairman were among seven (7) member agency representatives that changed following the recent November 2010 elections.

The newly reorganized Board Members choose to elect as interim Chairman, Mayor Amarpreet (Ruby) Dhaliwal of San Joaquin and as interim Vice-Chairman Mayor David Cardenas of Fowler, through the April Board Meeting.

The Board of Directors now has the opportunity to select a Chairman and Vice-Chairman for the next two (2) period.

RECOMMENDATION

The General Manager recommends that the Board of Directors consider the opportunity to select a Chairman and Vice Chairman.



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March 30, 2011

TO: FCRTA Board of Directors; and
The General Public

FROM:  Jeffrey D. Webster, General Manager

SUBJECT: Adoption of Amended Conflict of Interest Policy, Public Hearing

ACTION ITEM

The General Manager in cancellation with the Clerk to the Fresno County Board of Supervisors carefully reviewed FCRTA previously adopted Conflict of Interest Policy and determined that it should be superceded by the "Model Policy" prepared by the California Fair Political Practices Commission pursuant to the Political Reform Act, as amended.

Staff has prepared the attached document for Board of Director consideration, following a legally noticed Public Hearing (Attachment), to facilitate written and oral comments from the general public, scheduled for our next regularly scheduled monthly Board Meeting on April 28, 2011 at 5:30pm.

Following public and Board Member comments, Resolution 2011-01 has been prepared (Attachment) for possible Board of Directors action consideration.

RECOMMENDATION

The General Manager recommends review of the proposed amended Conflict of Interest Policy, conduct the Public Hearing, and determine if any further modifications may be warranted, before consideration of Resolution 2011-01, to formalize adoption for filing with the Clerk of the Fresno County Board of Supervisors.

Attachments

CONFLICT-OF-INTEREST CODE FOR THE
FRESNO COUNTY RURAL TRANSIT AGENCY

The Political Reform Act (Government Code Section 81000, et seq.) requires State and local government agencies to adopt and promulgate conflict-of-interest codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations, Section 18730) that contains the terms of a standard conflict-of-interest code and may be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations, Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices designating positions and establishing disclosure requirements shall constitute the conflict-of-interest code for the Fresno County Rural Transit Agency (FCRTA) (a Joint Powers Agency), as adopted by FCRTA Resolution 2011-02, following a legally noticed Public Hearing, with the expressed opportunity for public comment before the FCRTA Board of Directors at their regularly scheduled monthly Meeting, dated: April 28, 2011.

Individuals holding designated positions shall file their statements with the Fresno County Rural Transit Agency, which will retain the statements and make the statements available for public inspection and reproduction. (Gov. Code Section 81008.) Upon receipt of the statements for the Fresno County Rural Transit Agency, a Joint Powers

Agency, shall make and retain a copy and forward the original of these statements to the Clerk to the Fresno County Board of Supervisors.

The provisions of all Conflict of Interest Codes and amendments thereto previously adopted by the Agency are hereby superseded.

APPENDIX A

DESIGNATED POSITIONS

<u>Designated Positions</u>	<u>Disclosure Categories</u>
• Mayor – City of Coalinga, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Firebaugh, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Fowler, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Huron, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Kerman, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Kingsburg, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Mendota, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Orange Cove, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Parlier, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Reedley, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Sanger, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of San Joaquin, FCRTA Board of Director	Disclosure Category 1
• Mayor – City of Selma, FCRTA Board of Director	Disclosure Category 1
• Supervisor – County of Fresno, FCRTA Board of Director	Disclosure Category 1
• General Manager - FCRTA	Disclosure Category 1
• Finance Director - Fresno Council of Governments	Disclosure Category 1
• Consultant – If Retained	Disclosure Category 3

* Consultants shall be included in the list of designated positions and shall disclose pursuant to the disclosure requirements in this code subject to the following limitation:

The General Manager may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to comply fully with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The General Manager's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict-of-interest code. (Gov. Code Sec. 81008.)

APPENDIX B

DISCLOSURE CATEGORIES

Individuals holding designated positions must report their interests according to their assigned disclosure category(ies).

Disclosure Category 1

Interests in real property located within the jurisdiction or within two miles of the boundaries of the jurisdiction or within two miles of any land owned or used by the agency; and investments and business positions in business entities, and income, including loans, gifts, and travel payments, from all sources.

Disclosure Category 2

Interests in real property located within the jurisdiction or within two miles of the boundaries of the jurisdiction or within two miles of any land owned or used by the agency.

Disclosure Category 3

Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from sources, that provide services, supplies, materials, machinery, or equipment of the type utilized by the agency.

Disclosure Category 4

Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from sources, that provide services, supplies, materials, machinery, or equipment of the type utilized by the designated position's division or department.

Disclosure Category 5

Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from sources, that filed a claim against the agency during the previous two years, or have a claim pending.

Disclosure Category 6

Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from sources of the type to request an entitlement to use agency property or facilities, including, but not limited to:

- a license
- utility permit
- station vendor permit.

Public Officials Who Manage Public Investments

It has been determined that positions listed below manage public investments and will file a statement of economic interests pursuant to Government Code Section 87200. These positions are listed for informational purposes only:

- Board Members
- Alternate Board Members
- General Manager
- Financial Director
- Consultants involved in the investment of public funds

An individual holding one of the above-listed positions may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by Government Code Section 87200.



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For Publication In the Fresno Bee

PUBLIC HEARING

The Fresno County Rural Transit Agency (FCRTA) has scheduled a legally noticed Public Hearing to invite written and oral comments on it's proposed amended Conflict of Interest Code (copies available upon request at 559-233-6789, ext 221 and at the website: www.ruraltransit.org) to insure that it is consistent with the Model Code of the California Fair Political Practices Commission's Regulation 18730. The Hearing shall be held by the Board of Directors of the FCRTA at it's regularly scheduled monthly Meeting on Thursday, April 28, 2011 at 5:30pm. The Meeting will take place in the Sequoia Conference Room of the Fresno Council of Governments (FCOG) / FCRTA offices at 2035 Tulare Street, Suite 201; Fresno, CA 93721.

Signed
Jeffrey D. Webster
FCRTA General Manager
(Publication Date)

PUBLIC NOTICE

#26494

PUBLIC HEARING

The Fresno County Rural Transit Agency (FCRTA) has scheduled a legally noticed Public Hearing to invite written and oral comments on it's proposed amended Conflict of Interest Code (copies available upon request at 559-233-6789, ext 221 and at the website: www.ruraltransit.org) to insure that it is consistent with the Model Code of the California Fair Political Practices Commission's Regulation 18730. The Hearing shall be held by the Board of Directors of the FCRTA at it's regularly scheduled monthly Meeting on Thursday, April 28, 2011 at 5:30pm. The Meeting will take place in the Sequoia Conference Room of the Fresno Council of Governments (FCOG)/FCRTA offices at 2035 Tulare Street, Suite 201; Fresno, CA 93721.

Signed
Jeffrey D. Webster
FCRTA General Manager
(PUB: April 14, 2011)

A JOINT POWERS AGENCY TO PROVIDE A COORDINATED TRANSIT SYSTEM FOR RURAL FRESNO COUNTY

THE CITIES OF COALINGA, FIREBAUGH, FOWLER, HURON, KERMAN, KINGSBURG, MENDOTA, ORANGE COVE, PARLIER, REEDLEY, SANGER, SAN JOAQUIN, SELMA & FRESNO COUNTY

BEFORE THE
FRESNO COUNTY RURAL TRANSIT AGENCY
RESOLUTION NO. 2011-01

In the Matter of:) RESOLUTION ADOPTING AN AMENDED
A Conflict of Interest Code) CONFLICT OF INTEREST POLICY

WHEREAS, the Fresno County Rural Transit Agency (FCRTA) has been created by a Joint Powers Agreement (September 27, 1979) to provide rural public transportation services; and

WHEREAS, the California Political Practices Commission is responsible for establishing regulations and procedures pursuant to the Political Reform Act of 1974, as amended; and

WHEREAS, the FCRTA previously adopted (March 25, 1982) a Code and Policy; and

WHEREAS, after review of the latest "Model Policy", the FCRTA has determined that it has become necessary to amend it's Conflict of Interest Policy (Attachment), and

WHEREAS, a legally noticed Public Hearing was published to facilitate general public comments, prior to Board of Director adoption consideration.

NOW THEREFORE BE IT RESOLVED, the Fresno County Rural Transit Agency's Board of Director hereby amends if Conflict of Interest Policy by adoption of this Resolution.

BE IT FURTHER RESOLVED, that said document is to be transmitted to the Clerk to the Fresno County Board of Supervisors for formal filing purposes.

THE FOREGOING RESOLUTION was passed and adopted by the Fresno County Rural Transit Agency this 28th day of April, 2011.

AYES:

NOES:

ABSTAIN:

ABSENT:

(RESOLUTION NO. 2011-01, Continued)

Signed: _____
Amarpreet Dhaliwal, Chairman
Mayor, City of San Joaquin

I hereby certify that the foregoing
is a true copy of a resolution of
the Fresno County Rural Transit
Agency duly adopted at a meeting
thereof held on the 28th day of
April, 2011.

Signed: _____
Jeffrey D. Webster, General Manager



Cal EMA
CALIFORNIA EMERGENCY
MANAGEMENT AGENCY

March 31, 2011

Jeffrey Webster
General Manager
Fresno County Rural Transit Agency
2035 Tulare Street, Suite 201
Fresno, CA 93721

SUBJECT: COMPLIANCE REVIEW REPORT #11-01481
FY08-09 Prop 1B GRANT
GRANT NO 61610002, FIPS #019-95010

Dear Mr. Webster:

This report is issued in follow-up to the compliance field review conducted on February 17-18, 2011 by the California Emergency Management Agency (CalEMA) for the above-referenced grant.

The purpose of the review was to determine if your organization complied with applicable laws, regulations, guidelines and policies. The grant was reviewed for compliance with the administrative and fiscal requirements as outlined in the Office of Management and Budget (OMB) Circulars and the Code of Federal Regulations (CFR). Our scope included reviewing the *Reimbursement Request Form* and all supporting documentation for the period noted below. CalEMA staff met with Jeffrey Webster, Les Beshears, and Sandra Ruiz at the conclusion of the review, at which time results of the review and any necessary corrective actions were discussed.

Executive Summary:

Grant Type(s):	FY 08-09 Prop 1B Grant
Review Type:	Compliance Field Review
Scope:	Fiscal and Administrative
Review Period(s):	Payment period(s) reviewed, 07/01/2007 – 06/30/2010

Findings Summary:

No findings.

Thank you for the courtesy and cooperation you extended CalEMA in completing this review. If you have any questions about this letter or the enclosures, please contact Pat Briggs, Grants Monitor at 916-845-8103 or pat.briggs@calema.ca.gov.

Sincerely,

CATHERINE LEWIS
Division Chief

Cc: Peggy Okabayashi, CalEMA Assistant Secretary
Brendan Murphy, Grants Management Division
Jason Peery, CalEMA Program Representative

RECEIVED

APR 06 2011

BY: **FINNO GOG**