

**FRESNO COUNCIL OF GOVERNMENTS POLICY BOARD  
EXECUTIVE MINUTES**

**Date:** Thursday, April 28, 2011  
**Time:** 5:30 p.m.  
**Place:** COG Sequoia Conference Room  
2035 Tulare St., Suite 201, Fresno, CA

**Members Attending:** Mayor Jose Flores, City of Clovis  
Mayor Ron Lander, City of Coalinga  
Mayor David Cardenas, City of Fowler  
Mayor Ashley Swearengin, City of Fresno  
Mayor Gary Yep, City of Kerman  
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  
Mayor Joshua Mitchell, City of Sanger  
Mayor Kenneth Grey, City of Selma  
Supervisor Judith Case, Fresno County  
  
Christine Cox-Kovacevich, Caltrans  
Zachary Redmond, Legal Counsel  
Tony Boren, Executive Director

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

- A. Recognition of Outgoing Board Member by Fresno COG**  
**Harry Armstrong, City of Clovis**
- B. Introduction of New Board Member**  
**Jose Flores, City of Clovis**

Mayor Armstrong was not in attendance. Certificate was accepted by Mayor Flores.

**QUORUM:** At the start of the Mayor's Selection Committee meeting there were 12 members present and there was a quorum. (Coalinga, Fowler, Fresno, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, Reedley, San Joaquin, Sanger, Selma).

**Mayor's City Selection Committee**

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1. Call Meeting to Order and Roll Call
2. Approval of January 27, 2011 Minutes  
A motion was made by Mayor Lopez (Parlier) and seconded by Mayor Lander (Coalinga). A vote was called for and the motion carried.
3. Appointments:

**City Selection Committee**

Two-year terms for both Chair and Vice Chair to expire 4-1-2013  
Amarpreet Dhaliwal (incumbent) and Joshua Mitchell (incumbent)

- a. Chair – nomination by Mayor Blayney (Kingsburg), seconded by Mayor Silva (Mendota)  
Mayor Amarpreet Dhaliwal (incumbent) - approved
- b. Vice Chair – nomination by Mayor Lopez (Parlier), seconded by Mayor Jimenez (Orange Cove)  
Mayor Joshua Mitchell (Sanger) – approved

**Airport Land Use Commission**

Two Four Year terms to expire 5/6/2015

Steve Rapada (incumbent) and Nathan Magsig (incumbent)

Nomination by Mayor Fast (Reedley), seconded by Mayor Grey (Selma) – keep incumbents – Nathan Magsig (Clovis) and Steve Rapada (Reedley) – approved

**Local Agency Formation Commission**

Four year term for alternate to expire 5/6/2015

Dennis Lujan (incumbent)

Nomination by Mayor Swarengin (Fresno), seconded by Mayor Yep (Kerman) – Mayor Grey (Selma) – roll call vote failed 5 – 7

Nomination by Mayor Lopez (Parlier) and seconded by Mayor Silva (Mendota) – incumbent – Councilmember Lujan (Selma) – approved

4. Public Presentations (This portion of the meeting is reserved for persons desiring to address the committee on any matter the committee has jurisdiction over which is not on this agenda)

No public presentations.

5. Adjournment

Meeting was adjourned to the Fresno COG Policy Board meeting.

**QUORUM:** At the start of the Fresno COG Policy Board meeting there were 13 members present representing 88.26% of the population and there was a quorum. (Coalinga, Fowler, Fresno, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, Reedley, San Joaquin, Sanger, Selma and Fresno County).

Fresno COG Sitting As the Transportation Policy Committee

**I. 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. FY 2010-11 Transportation Funding Claims – [FAWCETT]                                           | Approve     |
| B. FY2011 Caltrans Section 5310 Grant Program Grading Results – Resolution 2011-08 [SOBRADO]      | Approve     |
| C. Unmet Transit Needs Update [LONG]                                                              | Information |
| D. Blueprint Update [STECK]                                                                       | Information |
| E. Fresno County Airport Land Use Commission Annual Report 2010-11 [FAWCETT]                      | Information |
| F. NAS Lemoore Joint Land Use Study Progress Report and Notice of Public Comment Period [FAWCETT] | Information |
| G. Grant Writing Workshop [MONGE]                                                                 | Information |
| H. Measure C Update – Carpool/Vanpools/Taxi Scrip/RTMF [VEENENDAAL/MARTINEZ/FAWCETT]              | Information |

For a complete summary of these items, please see the April 28, 2011 Annotated Agenda.

After an expressed opportunity for public comment, a motion was made by Mayor Silva (Mendota) and seconded by Mayor Cardenas (Fowler) to approve the Transportation Consent Items as presented. A vote was called for and the motion carried.

## **II. TRANSPORTATION ACTION / DISCUSSION ITEMS**

### **A. Selection of Towing Provider for Freeway Service Patrol [THOMPSON]**

Clark Thompson (Fresno COG) gave a brief powerpoint presentation. The Freeway Service Patrol (FSP) has been in continuous operation on segments of the metropolitan area freeway system since September 1993, nearly 18 years. The purpose of the FSP is to promote smooth traffic flow during peak commute periods by providing for the rapid removal of disabled vehicles and vehicles involved in minor accidents. The current three-year towing contract ends on June 30, 2011. A Request for Proposals for a towing provider for the three-year period beginning July 1, 2011 and ending June 30, 2014 was issued on February 1, 2011. In response, the following five companies submitted a proposal by the March 11, 2011 deadline.

- Myers Towing Service
- Reyna Towing
- Curtis Towing
- Fresno Budget Towing
- Tows R Us

The Selection Committee of the FSP partners (Fresno COG, Caltrans District 6, and the California Highway Patrol) interviewed four of the five towing companies Thursday, March 30, 2011. At the conclusion of the interview process, the Selection Committee recommended Fresno Budget Towing based on knowledge of the FSP, enthusiasm, company strength and experience, and provision of all new trucks. The amount of the contract shall not exceed \$888,165 for the three-year period. The recommendation of the Selection Committee was presented to the TTC and PAC at their meeting on April 8 and they concurred in the recommendation.

**QUORUM:** Mayor Flores (Clovis) arrived at 5:56 pm. There were 14 members present representing 98.42% of the population.

Supervisor Case (County) asked Mr. Thompson for further explanation of the basis for choice of provider, including what qualifications the service needed.

Rodney Nazario, California Highway Patrol briefly addressed the Policy Board on the importance of safety and experience of the towing service.

Ms. Cox-Kovacevich (Caltrans) also stated that the safety record of the company is very important.

It was suggested that Policy Board members might sit on the Selection Committee in future years. Mayor Cardenas (Fowler) volunteered.

Following an expressed opportunity for public comment, a motion was made by Mayor Cardenas (Fowler) and seconded by Mayor Flores (Clovis) to approve the recommendation of Fresno Budget Towing by the FSP Partners Selection Committee, TTC and PAC as the towing provider for the FSP for fiscal years 2011/12 through 2013/14 in an amount not to exceed \$888,165. A vote was called for and the motion carried.

### **B. Federal Transportation Improvement Program (FTIP) Amendment No. 3, Regional Transportation Plan (RTP) Amendment No. 1 and Corresponding Conformity Analysis – Resolution 2011-02 [MONGE]**

Lindsey Monge (Fresno COG) presented this item. Ms. Monge stated that Fresno COG proposed Draft Amendment No. 3 to the 2011 FTIP, Amendment No. 1 to the 2011 RTP and Corresponding

Conformity Analysis. The summary of changes for both amendments was included in the meeting package and all amendment documents can be found at [www.fresnocog.org](http://www.fresnocog.org); hard-copies are available upon request.

The public review and comment period was open for 30 days commencing on March 11, 2011 and ending on April 11, 2011; comments were due by April 11, 2011 at 5:00 p.m. One written comment to the FTIP Amendment No. 3 was submitted by the City of Fresno. A public hearing was held on March 24, 2011 and no comments were received there.

Following an expressed opportunity for public comment, a motion was made by Mayor Lopez (Parlier) and seconded by Mayor Silva (Mendota) to adopt Amendment No. 3 to the 2011 FTIP, Amendment No. 1 to the 2011 RTP, and Corresponding Conformity Analysis by approval of Resolution 2011-02. A vote was called for and the motion carried.

### **C. Caltrans Report [CALTRANS]**

Ms. Cox-Kovacevich (Caltrans) asked for a moment of silence for fallen Caltrans workers. Ms. Cox-Kovacevich gave a brief update and referred to the Caltrans report that was included in the meeting package.

It was also reported that the Adopt-A-Highway program is available again. There will be a call for projects for the Safe Routes to Schools. Ms. Cox-Kovacevich reported that photos have been found at the Caltrans office dating back to 1914 showing construction of Highway 99, along with several other photos including the construction of Highway 41 in 1929. These photos will be made available to the public.

Ms. Cox-Kovacevich announced that she will be accepting a new position with Caltrans as Chief, Central Region, Environmental. A new Acting District Deputy Director will be named.

Director Cindy McKim will be retiring soon. Malcolm Dougherty is being considered for the position. The Policy Board would like to provide a letter of support for Mr. Dougherty. Due to time constraints, a motion was made by Mayor Blayney (Kingsburg) and seconded by Mayor Silva (Mendota) to add this item to the agenda as **Item D. Issue Letter of Support**, as a urgency item. A vote was called for and the item was added.

#### **Urgency Item:**

### **D. Issue Letter of Support on behalf of Malcolm Dougherty**

A motion was made by Mayor Blayney (Kingsburg) and seconded by Supervisor Case (County) instructing the Executive Director to issue a letter of support. Steve Samuelian, California Consulting asked that the motion be amended to authorize California Consulting to work on this issue and lobby in Sacramento for Mr. Dougherty. Mayor Blayney amended the motion to reflect this. A vote was called for and the motion carried.

Fresno COG Sitting As the Fresno Council of Governments Policy Board

### **III. REAFFIRM ALL ACTIONS TAKEN WHILE SITTING AS THE TRANSPORTATION POLICY COMMITTEE**

A motion was made by Mayor Yep (Kerman) and seconded by Supervisor Case (County) to reaffirm all action taken while sitting as the Transportation Policy Committee. A vote was called for and the motion passed unanimously.

### **IV. 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.

- |    |                                                                                      |             |
|----|--------------------------------------------------------------------------------------|-------------|
| B. | 2010 Central California Children's Institute Agenda [STECK]                          | Endorse     |
| C. | Child Care Facilities – Process Streamlining [STECK]                                 | Endorse     |
| D. | Caltrans Planning Grant Application on behalf of CCROPP – Resolution 2011-10 [STECK] | Approve     |
| E. | Regional Policy Council Report [STECK]                                               | Information |
| F. | Monthly Legislative Update [GARZA]                                                   | Information |
| G. | Measure C Citizen Oversight Committee Vacancies [VEENENDAAL]                         | Information |

For a complete summary of these items, please see the April 28, 2011 Annotated Agenda.

Supervisor Case (County) asked to pull Item B and C for discussion.

A motion was made by Mayor Cardenas (Fowler) and seconded by Mayor Yep (Kerman) to approve the Administrative Consent Items with the exception of Items B and C. A vote was called for and the motion carried.

**(SUMMARIES OF THE TWO ITEMS PULLED FOR DISCUSSION)**

**B. 2010 Central California Children's Institute - Children's Agenda - Endorsement [STECK]**

Barbara Steck, Deputy Director reported that Tim Curley, Central California Children's Institute, made a presentation at this month's TTC/PAC meeting requesting that the COG Policy Board endorse Central California Children's Institute's Children's Agenda. The Central California Children's Institute (CCCI) at California State University, Fresno was established in 2001 by the College of Health and Human Services. The Institute's mission is: ***to promote research, policies and practices that support the well-being of children and families, using a regional children's agenda as the guiding framework.*** The Children's Agenda articulates agreed upon outcomes and recommended policy strategies for improving the lives of all children and youth in the San Joaquin Valley. The endorsement form provided by CCCI asks organizations to commit to supporting those policies and/or strategies which fall within its organizational purview. COG staff identified two strategies that were relevant to its mission:

- Improve access to services that insure planned and healthy pregnancies
- Increase access to high-quality preschool programs

The meeting package included a copy of the goals of the Children's Agenda as well as a copy of the endorsement form.

**C. Child Care Facilities – Entitlement Process Streamlining**

Ms. Steck went on to report on this item. Wilma Hashimoto, Fresno County Office of Education (FCOE), made a presentation at this month's TTC/PAC meeting requesting that the COG Policy Board endorse the concept of streamlining the entitlement permit process for childcare facilities throughout Fresno County. Ms Hashimoto requested that the Fresno COG Policy Board take the draft resolution back to their individual governing bodies for consideration. The Fresno County Office of Education will follow up with local agencies and return to the COG Policy Board to request a joint resolution.

**DISCUSSION:** Supervisor Case (County) expressed her concerns that these items were not transportation related items and that these items should not be presented to the Policy Board for action. These items should go to each local agency for consideration.

After discussion, a motion was made by Mayor Blayney (Kingsburg) and seconded by Mayor Mitchell (Sanger) to remove Items B and C from the agenda. A vote was called for and the motion carried.

**V. ADMINISTRATIVE ACTION / DISCUSSION ITEMS**

**A. FY 2010-11 Overall Work Program Amendment #3 – Travel Budget [BESHEARS]**

Les Beshears (Fresno COG) reported that Fresno COG has \$26,000 budgeted for travel in its overhead accounts and another \$5,000 budgeted in WE 910 for a total travel budget of \$31,000. Three quarters of the way through the year, increased travel demands due to our expanding Valleywide role and need for more broad based staff training, we have effectively expended that budget. Staff request \$10,000 in carry over LTF funds to provide travel and staff training for the remainder of the year. The increased travel demands have been recognized and accounted for in the proposed 2011/12 budget.

Following an expressed opportunity for public comment, a motion was made by Mayor Fast (Reedley) and seconded by Mayor Lopez (Parlier) to approve FY 2010-11 OWP Amendment #3 increasing the travel budget \$10,000. A vote was called for and the motion carried.

**B. San Joaquin Valley Goods Movement Consultant [BOREN/SIGALA]**

Tony Boren, Executive Director presented this item. In fiscal year 2010-2011, the eight valley regional transportation planning agencies received a funding award for a Caltrans partnership planning grant for the San Joaquin Valley Interregional Goods Movement Plan. The Plan will build on previous work efforts and further refine the criteria and decision-making process for future coordinated selection for valley wide projects. The Study will occur over a 24-month period beginning in May 2011. Fresno COG is the fiscal agent for the project. The total project cost is \$635,000. Of this amount, \$300,000 will be funded by the eight regional transportation planning agencies and \$300,000 from Caltrans. \$35,000 is identified as an in-kind match from all eight regional planning agencies.

A request for proposals was issued on February 8, 2011 for consultant services to conduct the project. Three proposals were submitted and all three firms were interviewed on March 28, 2011. Cambridge Systematics was chosen by a selection committee representing six staff from valley regional planning agencies. A copy of their proposal was included in the meeting materials. The consultant contract will be for a maximum of \$549,795.

Following an expressed opportunity for public comment, a motion was made by Mayor Yep (Kerman) and seconded by Mayor Flores (Clovis) authorizing the Fresno COG Executive Director, on behalf of the eight valley regional transportation planning agencies, to negotiate and execute an agreement for professional services with Cambridge Systematics for \$549,795 to conduct the San Joaquin Valley Interregional Goods Movement Plan. A vote was called for and the motion carried.

**C. Possible Changes in Policy Board Meeting Schedule [BOREN]**

Mr. Boren pointed out that at the March 24, 2011 Policy Board meeting, Fresno Mayor Ashley Swarengin requested the Policy Board consider the possibility of moving the COG Policy Board meeting date from its current "*last Thursday of the month*" to another date/time that does not conflict with Fresno City Council meetings, which currently meet on Thursdays.

In an effort to facilitate the discussion, COG staff included in the package of materials, two items, 1.) a listing of all of our scheduled member agency meetings including City Council, Planning Commission and Redevelopment Agency meetings; 2.) a "Month At A Glance" calendar which identifies all our member agency monthly meetings in a calendar format.

A review of the calendars shows that there are two dates that at first glance seem to have some potential, as they have only one or two member agency meetings scheduled. Those dates are the fourth Monday of the month (Selma Planning Commission & Kerman Planning Commission) and the fourth Wednesday of the month (Orange Cove City Council Meeting).

In response to a potential concern expressed by Mayor Ken Grey of Selma that Mondays may be problematic due to state and federal holidays being observed on Mondays, staff review shows that there are currently no federal or state holidays scheduled for the fourth Monday in 2011. It was also

brought to COG staff's attention that the Orange Cove City Council meetings now begin at 6:30 PM on the fourth Wednesday of the month.

Members of the Board expressed concerns with changing the date. Several agencies have conflicts with Monday meetings. Following discussion, a motion was made by Mayor Flores (Clovis) and seconded by Mayor Swarengin (Fresno) to table this item.

**D. Fresno COG 2011 One Voice Sacramento Trip – April 5<sup>th</sup> and 6<sup>th</sup> [GARZA]**

Mr. Boren reported that the 7th Annual One Voice trip to Sacramento took place on April 5<sup>th</sup> and 6<sup>th</sup>. This year, there were 27 delegates who participated consisting of, elected officials, city managers, community organization representatives, school district representatives, and business leaders. California Consulting coordinated the meetings at the capitol with Valley Legislators, Committee Consultants, Caltrans Representatives, CARB, and the Strategic Growth Council, amongst several others. The delegation spent a day and a half advocating for issues such as, Transportation Funding for Hwy 99 in reauthorization of the Federal Transportation Bill, Preserving SHR and Funding for HSR, Sustainable Communities, Economic Development (WIA, EZ, RDA), and Renewable Energy Projects. Fresno COG staff has been collecting post-trip surveys to evaluate the trip's outcome and will continue the dialogue with the Legislative Representatives regarding Fresno COG's regional issues to ensure that our voices continue to be heard. A folder containing all the materials was handed out at the meeting.

Members of the Board that participated in the trip made brief comments.

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

**E. High Speed Rail Update [BOREN]**

Mr. Boren provided a brief update at the meeting. A copy of a recent presentation made by Tom Richards, High Speed Rail Authority member, was handed out. Mr. Boren reported that Dr. Gary Manross has been asked to work with Fresno Works in outreach to the Ag community. Mayor Blayney (Kingsburg) asked when a new Business Plan will be released. Mr. Boren responded that it is planned by year end.

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

**F. Strategy Research Institute Report [MANROSS]**

Dr. Manross provided an update at the meeting. A written report was included in the agenda package. Dr. Manross highlighted his work with Fresno Works regarding High Speed Rail, Farmland Conservation survey and other work he is doing for the local agencies.

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

**QUORUM:** Mayor Swarengin (Fresno) left the meeting at 7:12 p.m. There were 13 members present representing 45.75% of the population.

**G. California Consulting LLC Report [SAMUELIAN]**

Steve Samuelian provided a verbal update at the meeting. A written report was included in the agenda package. Mr. Samuelian reviewed the written report and highlighted bills. Letters of support were requested for AB 890 and AB231.

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

**VI. OTHER BUSINESS**  
**A. Items from Staff**

Fresno COG 2011 Transportation Forum – has been rescheduled to October 21<sup>st</sup>. Mr. Boren informed the Board of the current plans for speakers for the Forum. Staff will provide an update at future meetings.

Mr. Boren reported that a request was received from Supervisor Case asking staff to research other possible ways of distributing the meeting packages for the Policy Board meetings. It was suggested that the entire package be emailed or flash drives be provided. Staff will look into alternatives and report back to the Policy Board.

Mr. Boren asked for guidance from the Board regarding a presentation request for a non-transportation related item. Mr. Boren asked for clarification on the type of presentations that the Board would like to hear. After discussion, it was decided that any non-transportation related presentations should be made at the end of the meeting following the business portion of the meeting and that there will be no action required by the Board. These items will be informational only.

**B. Items from Members**

Mayor Flores thanked the Policy Board on behalf of Mayor Armstrong.

**VII. PRESENTATIONS**

**A. PRESENTATION:**

1. Mario Santoyo – Latino Water Coalition Trip to DC [MAYOR DHALIWAL]

Mr. Santoyo gave an update.

**B. 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.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Tony Boren, Executive Director

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**\*\*All enclosures are available on our website at [www.fresnocog.org](http://www.fresnocog.org) – Committees and Agendas**

Attachment A

Observers and Non-Members  
COG Board Meeting  
April 28, 2011

Jeffrey D. Webster, FCRTA  
Steve Samuelian, California Consulting  
Dr. Gary G. Manross, Strategy Research Institute  
Mia Sibley, Assemblymember Perea's office  
Dennis Lujan, City of Selma  
Steve Rapada, City of Reedley  
Dennis Manning, FARRC  
Michael Sigala, Sigala, Inc.  
Lynn Gorman, County of Fresno  
Jeff Long, Fresno COG/FAX  
Tony Boren, Fresno COG  
Barbara Steck, Fresno COG  
Les Beshears, Fresno COG  
Mike Bitner, Fresno COG  
Clark Thompson, Fresno COG  
Laural Fawcett, Fresno COG  
Lauren Dawson, Fresno COG  
Lindsey Monge, Fresno COG  
Suzanne Martinez, Fresno COG  
Marla Day, Fresno COG