



Regional Transportation Planning Agency - Local Transportation Commission
Monterey County Service Authority for Freeways & Expressways
Monterey County Regional Development Impact Fee Joint Powers Agency
Email: info@tamcmonterey.org

EXECUTIVE COMMITTEE

Members are: Luis Alejo, Chair; Ed Smith, 1st Vice Chair; Mary Adams, 2nd Vice Chair; Robert Huitt, Past Chair; Chris Lopez, County Representative; Michael LeBarre, City Representative

Wednesday, September 2, 2020

****9:00 AM****

REMOTE CONFERENCE ONLY

There will be NO physical location of the meeting.

Please see all the special meeting instructions at the end of the agenda.

Join meeting online at

<https://us02web.zoom.us/j/775161178?pwd=STY4UzZZblpOK0VLdEs3RGZUS3kyUT09>

OR

Via teleconference at +1 669 900 6833

Meeting ID: 775 161 178

Password: 536047

1. ROLL CALL

Call to order and self-introductions. If you are unable to attend, please contact Elouise Rodriguez, Senior Administrative Assistant. Your courtesy to the other members to assure a quorum is appreciated.

2. PUBLIC COMMENTS

Any member of the public may address the Committee on any item not on the agenda but within the jurisdiction of the Committee. Under this item, each member of the public is allowed three minutes to address concerns. Comments in items on this agenda may be given when that agenda item is discussed. Persons who wish to address the Committee for public comment or on an item on the agenda are encouraged to submit comments in writing to Maria at maria@tamcmonterey.org by 5:00 pm the Monday before the meeting, and such comments will be distributed to the Committee before the meeting.

3. BEGINNING OF CONSENT AGENDA

Approve the staff recommendations for items listed below by majority vote with one motion. Any member may pull an item off the Consent Agenda to be moved to the end of the **CONSENT AGENDA** for discussion and action.

3.1 APPROVE the Draft Executive Committee minutes of August 5, 2020.

- Rodriguez

END OF CONSENT AGENDA

4. CLOSED SESSION:

Public Employee Performance Evaluation pursuant to Government Code Section §54957 – Position: Executive Director.

Reconvene in open session and report any actions taken.

Enclosures provided only to Executive Committee members.

- Chair Alejo

5. RECEIVE update on state and federal legislative activities and **ADOPT** positions on legislation on behalf of the Board of Directors.

- Watson/Khoury

Staff will present an updated draft bill list and an update on state and federal legislative activities.

6. RECEIVE report on draft TAMC Board meeting agenda of September 23, 2020.

- Muck

7. ANNOUNCEMENTS

8. ADJOURN

Next Executive Committee meeting is:

Wednesday, October 7, 2020

There will be no Executive Committee meeting in December.

Please mark your calendars.

[Important Meeting Information](#)

Remote Meetings: On March 12, 2020, Governor Newsom issued Executive Order N-25-20, which enhances State and Local Governments ability to respond to COVID-19 Pandemic based on Guidance for Gatherings issued by the California Department of Public Health. The Executive Order specifically allows local legislative bodies to hold meetings via teleconference and to make meetings accessible electronically, in order to protect public health. The public is strongly encouraged to use the Zoom app for best reception. Prior to the meeting, participants should download the Zoom app at: <https://zoom.us/download>. A link to simplified instruction for the use of the Zoom app is: <https://blog.zoom.us/wordpress/2018/07/03/video-communications-best-practice-guide/>.

Remote Meeting Public Comment: Due to current circumstances, there may be limited opportunity to provide verbal comments during the meeting. Persons who wish to address the Committee for public comment or on an item on the agenda are encouraged to submit comments in writing to maria@tamcmonterey.org by 5:00pm the Monday before the meeting. Such comments will be distributed to the Committee before the meeting. Members of the public participating by Zoom are instructed to be on mute during the proceedings and to speak only when public comment is allowed, after requesting and receiving recognition from the Chair.

Agenda Packet and Documents: Any person who has a question concerning an item on this agenda may call or email the Agency office to make inquiry concerning the nature of the item described on the agenda. Complete agenda packets are on display online at the Transportation Agency for Monterey County website. Documents relating to an item on the open session that are distributed to the Committee less than 72 hours prior to the meeting shall be available for public review at the Agency website. Agency contact information is as follows:

Transportation Agency for Monterey County
www.tamcmonterey.org
Office is closed an all employees are working remotely until further notice
TEL: 831-775-0903
EMAIL: info@tamcmonterey.org

Agenda Items: The agenda will be prepared by Agency staff and will close at noon nine (9) working days before the regular meeting. Any member of the Committee may request in writing an item to appear on the agenda. The request shall be made by the agenda deadline and any supporting papers must be furnished by that time or be readily available.

Alternative Agenda Format and Auxiliary Aids: If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals requesting a disability-related modification or accommodation, including auxiliary aids or services, may

contact Transportation Agency staff at 831-775-0903. Auxiliary aids or services include wheelchair accessible facilities, sign language interpreters, Spanish language interpreters, and printed materials in large print, Braille or on disk. These requests may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting and should be made at least 72 hours before the meeting. All reasonable efforts will be made to accommodate the request.

CORRESPONDENCE, MEDIA CLIPPINGS, AND REPORTS - No items this month.



Memorandum

To: Executive Committee
From: Elouise Rodriguez, Senior Administrative Assistant and Clerk of the Board
Meeting Date: September 2, 2020
Subject: **Executive Committee Draft Minutes**

RECOMMENDED ACTION:

APPROVE the Draft Executive Committee minutes of August 5, 2020.

ATTACHMENTS:

- ▣ Executive Draft Minutes of August 5, 2020

DRAFT MINUTES

TRANSPORTATION AGENCY FOR MONTEREY COUNTY
 SERVICE AUTHORITY FOR FREEWAYS EMERGENCIES AND MONTEREY COUNTY
 REGIONAL DEVELOPMENT IMPACT FEE JOINT POWERS AGENCY

EXECUTIVE COMMITTEE MEETING

*Members: Luis Alejo (Chair),
 Ed Smith (1st Vice Chair), Mary Adams (2nd Vice Chair),
 Robert Huitt (Past Chair),
 Chris Lopez (County representative), Michael LeBarre (City representative)*

Wednesday, August 5, 2020

*** 9:00 a.m. ***

ZOOM REMOTE VIDEO/PHONE CONFERENCE ONLY

EXECUTIVE COMMITTEE	SEP 19	OCT 19	NOV 19	JAN 20	FEB 20	MAR 20	APR 20	MAY 20	JUN 20	AUG 20
Luis Alejo, Chair Supr. Dist. 1 (L. Gonzales; J. Gomez)	P	P	P	P(A)	P (TC)	P (TC)	P (VC)	P (VC)	P (VC)	P (VC)
Michael LeBarre, City Representative King City (C. DeLeon)	P	P	P	P	P	P	P (VC)	P (VC)	P (VC)	P (VC)
Robert Huitt, Past Chair Pacific Grove (D. Gho)	P	P	P	P	P	P	P (VC)	P (VC)	P (VC)	P (VC)
Chris Lopez, County Representative Supr. Dist. 2					P*	P	P (VC)	P (VC)	P (VC)	P (VC)
Mary Adams, 2nd Vice Chair Supr. Dist. 5 (Y. Anderson)	P	P(A)	P	P	P	P(A)	P (VC)	P (VC)	P (A) (VC)	P (VC)
Ed Smith, 1st Vice Monterey (D. Albert, A. Renny)	P	P	P	P	P	P	P (VC)	P (VC)	P (VC)	P(A)

TC: via teleconference; VC: via Zoom video conference

1. **CALL TO ORDER:** Chair Alejo called the meeting to order at 9:00 a.m. Roll call was taken, and a quorum was confirmed, with six members in attendance (as noted above).

Staff present: Goel, Hale, Muck, Rodriguez, Vasquez, Watson, and Zeller.

Others present: Agency Counsel Kay Reimann; Gus Khouri, Legislative Analyst; and County Counsel Katherine Hansen

2. **PUBLIC COMMENTS:**

None this month.

3. **CONSENT AGENDA:**

M/S/C Adams/Lopez/unanimous

On a motion by Committee Member and seconded by Committee Member Lopez, the committee voted 6-0 to approve the minutes from the Executive Committee meeting of June 3, 2020; and approve a cash incentive award of \$150 each for Dave Delfino, Stefania Castillo and Madilyn Jacobsen for excellent performance above and beyond their regular duties.

4. **COVID-19 PROTECTION PROTOCOLS AND BENEFIT**

M/S/C Huitt/Alejo/unanimous

On a motion by Committee Member Huitt, seconded by Committee Member Alejo, the committee voted 6-0 to approve an additional sell-back of 40.0 hours of accrued vacation.

Committee member Adams made a substitute motion to allow the 80 hours cash out, noting this is a wise decision and reduces the overall liability. This motion failed to obtain a second.

Rita Goel, Director of Finance & Administration, reported an additional sell-back of 40.0 or 80.0 hours of accrued vacation is proposed since employees may be unable to take time-off due to the extra work/cancellation of vacation plans caused by the crisis. Based on a survey of employees, the short-term cost of the vacation sell-back is projected at \$10,997 for an additional up to 40.0 hours and \$21,994 for an additional up to 80.0 hours. However, permitting employees to sell back vacation time will actually save money over time by reducing the long-term liability on the Agency's balance sheet at current pay rates vs. higher pay rates in the future as this is money owed by law to the employee. Additionally, fringe benefits costs will not have to be paid on the hours sold back, resulting in additional Agency savings.

Chair Alejo expressed concern that at this time of the pandemic, it was not a good idea to propose a high sell back. Committee member Lopez concurred with Chair Alejo noting a lot of people were losing their jobs. Committee member Huitt expressed his support for a 40-hour cash out.

5. LEGISLATIVE UPDATE

M/S/C Adams/Huitt/unanimous

On a motion by Committee Member Adams, seconded by Committee Member Huitt, the committee voted 6-0 to receive update on state and federal legislative activities and Adopt positions on legislation on behalf of the Board of Directors.

Gus Khouri, Agency legislative consultant, reported that the Legislature has returned from a short summer recess. Mr. Khouri highlighted the following bills:

- **SB 1231** - TAMC-sponsored Route 156 salamander legislation – approved by the Assembly Water Parks Wildlife Committee on 8/4 – next it will be considered by the Appropriations Committee, then Assembly floor. Caltrans strongly supports. Goal is to get on the consent agenda in Appropriations.
- Requesting that the Committee take a position on two new bills, on behalf of Board due to timing:
 - **SB 288** – CEQA streamlining for active transportation and transit projects within existing rights of way. – Bay Area Council is the sponsor - **support**
 - **SB 1459** – SR 183 relinquishment – City of Salinas is the sponsor – **support**
- Requesting that the Committee change its position on two bills amended since the Agency’s prior position was approved:
 - **AB 2323** – amended – **previously supported, now recommend watch**
 - **SB 1351** – amended – previously threatened planning funds – now Author wants to accelerate funding for state highway transportation projects. Keep previous **“oppose unless amended”** position to assure that the bill holds harmless transit & competitive grant programs.
- SB 25 (Caballero) revived – supported previously, sent renewed support letter 7/16

Christina Watson, Principal Transportation Planner, reported the following on the Federal Legislative update:

- Authorizations:
 - House Reso 2, Moving Forward Act – Federal transportation reauthorization proposal with funding for transportation, unlikely to get through Senate
 - Senate COVID bill – no funds for transit/transportation except airports

- Appropriations: Transportation, Housing and Urban Development funding legislation passed House Appropriations on July 8,2020
- Other: Senate bill “Build Local Hire Local” which would reinstate the ability to give a local firm preference is now stalled since introduction a year ago

6. TAMC DRAFT AGENDA

Deputy Executive Director Muck reviewed the draft regular and consent agenda for the TAMC Board meeting of August 26, 2020. After Executive Committee discussion, the following are some of the items will be considered on the regular agenda:

- Employee of the Quarter presentation
- Revised Measure X Revenue Forecasts
- Adopt Resolution 2020-08, 2020 Competitive Grants Program of Projects
- Closed session on rail right of way acquisition

On the consent agenda, the Board will consider actions on several items including:

- Equal Employment Opportunity Plan Workforce Analysis
- COVID 19 Protection Protocols and Benefits
- Fort Ord Trail & Greenway Segment 1 Design Request for Proposals
- Federal Funds for Rural Transit
- Transportation Development Act & Unmet Transit Needs Analysis
- State Legislative Advocate Request for Qualifications
- Monterey Regional Surface Transportation Program Fair Share Allocation
- Round About Design Peer Review Contract Amendment
- Freeway Service Patrol Temporary Service Work Order Funding
- Request for Qualification Salinas Rail Negotiations

7. ANNOUNCEMENTS

None this month.

8. ADJOURNMENT

Chair Alejo adjourned the meeting at 10:04 a.m.



Memorandum

To: Executive Committee
From: Christina Watson, Principal Transportation Planner
Meeting Date: September 2, 2020
Subject: Legislative Update

RECOMMENDED ACTION:

RECEIVE update on state and federal legislative activities and **ADOPT** positions on legislation on behalf of the Board of Directors.

SUMMARY:

Staff will present an updated draft bill list and an update on state and federal legislative activities.

FINANCIAL IMPACT:

Some bills on the list may impact TAMC finances, particularly in relation to Measure X revenues.

DISCUSSION:

Attached online are a state update from Agency legislative consultant Gus Khouri and an updated draft bill list. One addition from the list adopted by the TAMC Board of Directors on August 26, 2020 is shown in underline:

- SB 146 (Beall) would provide an exemption from in-person meetings as required by the Brown Act, through January 1, 2023, in order to allow for virtual public participation for informational hearings related to the construction of a sustainable communities strategy by metropolitan planning organizations. TAMC staff is recommending a support position.

One bill, SB 1351 (Beall), was amended since the Board adopted an "oppose unless amended" position to remove the Agency's opposition. SB 1351 would allow a portion of the Transportation Improvement Fee (TIF) to be used as collateral for the issuance of a revenue bond to expedite highway projects. TAMC requested that the author restrict the payment of the bond debt service to only the portion of the TIF that funds the State Highway Operation and Protection Program (SHOPP), leaving the competitive programs harmless. The author has taken that amendment. As a result, TAMC staff is recommending a position change from "oppose unless amended" to "watch".

The TAMC-sponsored bill, Senate Bill 1231 by Senator Monning, which will allow the California Department of Fish and Wildlife to issue an incidental take permit for the Santa Cruz Long-toed Salamander for the purpose of enabling Caltrans to construct the State Route 156 West corridor project, passed the Assembly Appropriations Committee on August 11 and is on the consent calendar for the Assembly Floor on August 24. Staff is soliciting letters to the Governor asking for his signature.

Staff will provide a verbal update on all activities at the meeting.

WEB ATTACHMENTS:

- [State Legislative Report](#)
- [TAMC Bill List](#)