

AGENDA
TRANSPORTATION AGENCY FOR MONTEREY COUNTY
AND
SERVICE AUTHORITY FOR FREEWAYS AND EXPRESSWAYS

Meeting of Wednesday, December 5, 2007

**Agricultural Commissioner – Agricultural Center Conference Room
1428 Abbott Street
Salinas, California
9:00 A.M.**

(Agendas are on display and are posted 72 hours prior to the scheduled meeting at the Transportation Agency office and at these public libraries: Carmel, Monterey, Salinas Steinbeck Branch, Seaside, Prunedale, King City, Hartnell College, Monterey Peninsula College, and Cal State University Monterey Bay. Any person who has a question concerning an item on this agenda may call the Transportation Agency office at 831-775-0903 to make inquiry concerning the nature of the item described on the agenda.) The agenda and all enclosures are available on the Transportation Agency website: www.tamcmonterey.org, by clicking on Transportation Agency Board, meetings & agendas, click on agenda item and open it, click on report attachments listed at end of report.

1. **QUORUM CHECK – CALL TO ORDER.** Transportation Agency by-laws require a quorum of a minimum of 9 voting members, including a minimum of 7 city representatives and 1 county representative.
If you are unable to attend, please contact your alternate. Your courtesy to the other Transportation Agency Board members to assure a quorum is appreciated.

PLEDGE OF ALLEGIANCE

2. **PUBLIC COMMENTS.** Any person may address the Transportation Agency Board at this time. Presentations should not exceed three minutes, should be directed to an item **NOT** on today's agenda, and should be within the jurisdiction of the Transportation Agency Board. *Though it is not required, the Transportation Agency Board appreciates your cooperation in completing a speaker request form available on the table at the entrance to the meeting room. Please give the completed form to the Transportation Agency Administrative Assistant.*

3. **CONSENT AGENDA** **(Yellow Paper)**
REVIEW highlights of Consent Agenda – Hale
APPROVE the staff recommendations for items 3.1.1 - 3.6.1 by majority vote with one motion. Any member may pull an item off the Consent Agenda to be considered for discussion and action after the Consent Agenda. **Pages 14 - 65**

4. **PRESENT** Transportation Agency Employee of the Quarter Award to Rita Goel. – Hale **Pages 66 - 67**

5. **Unmet Transit Needs Public Hearing** – Cook **Pages 68 - 72**

FY 2008-09 Unmet Transit Needs:

1. **RECEIVE** presentation on the unmet transit needs process;
2. **OPEN** public hearing;
3. **RECEIVE** public comments;
4. **CLOSE** public hearing; and
5. **DIRECT** staff to consult with local transit operators, affected jurisdictions, community agencies, and the Social Services Transportation Advisory Council, and return to the Board April 2008 with an analysis of the Unmet Transit Needs presented and a recommended finding on Unmet Transit Needs for FY 2008-09.

California state law requires the Transportation Agency to make a finding on Unmet Transit Needs prior to allocating Local Transportation Funds to any jurisdiction for local planning or street and road purposes. The Unmet Transit Needs public hearing schedule and adoption process for the FY 2008-09 cycle is enclosed.

6. **Draft Sales Tax Investment Plan Project List and California Environmental Quality Act Document – Muck** **Pages 73 - 84**

1. **RECEIVE** briefing on status of sales tax measure and financial safeguards;
2. **APPROVE** sales tax investment plan project list;
3. **ADOPT** Resolution 2007-26 approving the Environmental Impact Report Addendum for the sales tax plan and regional traffic impact fee program; and,
4. **DIRECT** staff to prepare detailed investment plan for Transportation Agency Board adoption.

A balanced list of projects funded primarily by a 25-year, 1/2 cent sales tax is attached for the Transportation Agency Board approval. An addendum to the 2005 Regional Transportation Plan Environmental Impact Report has been prepared to provide California Environmental Quality Act analysis for the projects proposed in the sales tax investment plan and the development impact fee program.

7. **REVIEW and COMMENT** on the draft project list for inclusion in the draft 2008 Regional Transportation Improvement Program. – Muck **Pages 85 - 87**

The California Transportation Commission's 2008 State Transportation Improvement Program fund estimate identifies up to \$38.5 million in transportation funding for the Monterey County region. Staff is developing the 2008 Regional Transportation Improvement Program that programs State Transportation Improvement Program funding to projects in Monterey County.

8. **2007 State Legislative Update and Final 2008 Legislative Program –**
Arriaga/Watson **Pages 88 - 100**
 1. **RECEIVE** report on 2007 state legislative activities,
 2. **APPROVE** support letter for Valley Transportation Authority project for trade corridor funds, and
 3. **ADOPT** final 2008 Legislative Program.

John Arriaga will update the Board of Directors on the status of key bills of interest to the Transportation Agency. Christina Watson will present a support letter for a trade corridor project and give an overview of the final legislative program, which sets general principles to guide responses to legislative or budgetary issues and notifies state and federal representatives of the Agency's priorities.
9. Reports on meetings attended by Board Members at Transportation Agency expense, as required by state law. **(No Enclosure)**
10. Reports from other Agencies: **Pages 101 - 102**
 - Caltrans – Krumholz/Loe
 - Association of Monterey Bay Area Governments – Rubio
 - Fort Ord Reuse Authority – Hale
 - Monterey Bay Unified Air Pollution Control District – Getchell
 - Monterey-Salinas Transit – Sedoryk
11. Executive Director's Report. **(No Enclosure)**
12. Announcements and/or comments from Transportation Agency members on matters that they wish to put on future Transportation Agency agendas.

13. **Election of 2008 Officers – Goel**

Pages 103 - 104

1. **RECEIVE** report from Nominating Committee and **ELECT** Chair, 1st Vice Chair, 2nd Vice Chair of the Board, for the term beginning upon their election through the next election of officers at the close of the December 3, 2008 Board meeting; and,
2. **RECEIVE** report from Nominating Committee and **ELECT** members of the Executive Committee, for the term beginning upon their election through the next election of officers at the close of the December 3, 2008 Board meeting.

Agency bylaws require the election of officers at the close of Agency's December meeting. The Board officers consist of the Chair, 1st Vice Chair and 2nd Vice Chair. The Executive Committee includes the Chair, 1st Vice Chair, 2nd Vice Chair, the immediate past Chair, and a City and a County voting Board member.

14. Adjournment.

Please send any items for the January 23, 2008 Transportation Agency agenda to Senior Administrative Assistant Elouise Rodriguez by 12 Noon, Thursday, January 10, 2008.

The Transportation Agency Agenda will close at noon Thursday, January 10, 2008, nine (9) working days before the regular meeting. Any member 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.

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 at 831-775-0903. Auxiliary aids or services include wheelchair accessible facilities, sign language interpreters, Spanish Language interpreters and printed materials, 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.

ANNOUNCEMENTS

Next Transportation Agency for Monterey County meeting will be on
Wednesday, January 23, 2008 at 9:00 a.m.

**Agricultural Commissioner – Agricultural Center Conference Room
1428 Abbott Street
Salinas, California**

Transportation Agency Board members will receive automatic mileage reimbursement payments quarterly based on attendance records and their declared mileage to and from the Transportation Agency meetings.

You must have a mileage declaration form on file with transportation agency in order to receive your automatic mileage reimbursement payments based on transportation agency board meeting attendance. Please call transportation agency office at 831-775-0903 if you need a mileage declaration form.

For Transportation Agency related travel reimbursement other than the monthly Transportation Agency meetings, please call Transportation Agency office at 831-775-0903 to request a travel reimbursement form.

The Transportation Agency web site contains information from the Transportation Agency Resource Guide, including Transportation Agency Board members, Transportation Agency committee members, grant programs, etc.

Visit us at:

<http://www.tamcmonterey.org>

Transportation Agency for Monterey County
55-B PLAZA CIRCLE, SALINAS, CA 93901-2902
TEL: 831-775-0903
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BEGINNING OF CONSENT AGENDA: Approve the staff recommendations for items 3.1.1 - 3.6.1 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.

ADMINISTRATION and BUDGET

3.1.1 **APPROVE** minutes of the Transportation Agency for Monterey County (TAMC) meeting of October 24, 2007. – Rodriguez **Pages 14 - 24**

3.1.2 **ACCEPT** the list of checks written for October 2007 and credit card statements for the month of September 2007. – Delfino
Pages 25 - 26

The list of checks and copies of credit card statements are submitted to the Transportation Agency Board each month in accordance with the recommendation from the Transportation Agency independent Certified Public Accountant (CPA) to keep the Transportation Agency Board informed about the Transportation Agency's financial transactions.

3.1.3 **APPROVE** calendar year 2008 schedule of meetings for Board of Directors and Executive Committee. – Goel **Pages 27 - 30**

In December of every year, the Board approves a schedule of meetings for the following year. The Executive Committee met on November 5, 2007, and recommends approval.

- 3.1.4 **ANNOUNCE** proposed revisions to Section 12 of the Transportation Agency for Monterey County's bylaws to allow 5 voting members of the Technical Advisory Committee, representing voting members of the Transportation Agency, to constitute a quorum for transaction of the business of the committee. – Muck **Pages 31 - 32**

The Technical Advisory Committee has had difficulties reaching a quorum because of several representatives regularly not attending meetings. The Committee has 19 members, requiring 10 members to constitute a quorum under the current provisions of Transportation Agency's bylaws. Technical Advisory Committee members recommend the quorum requirements be reduced to allow representatives from 5 members, representing voting members of the Transportation Agency, to constitute a quorum.

BICYCLE, PEDESTRIAN, TRANSIT, and SOCIAL SERVICES

- 3.2.1 **RECEIVE** Transportation for Livable Communities Transit-Oriented Development incentive grant program update, and **APPROVE** return of Salinas Downtown Hotel/Condominium project award funds to future grant allocation. – Watson **Pages 33 - 36**

This report provides a status update for all seven projects awarded Transportation for Livable Communities funds. One project is not moving forward as originally proposed, the Salinas Downtown Hotel/Condominium project, and the City of Salinas requests returning the \$400,000 grant to the program for a future grant allocation.

- 3.2.2 **RECOMMEND** Board approve City of Monterey allocation request for \$200,000 in Transportation for Livable Communities funds. – Watson **Pages 37 - 40**

On October 25, 2006, the Transportation Agency awarded the City of Monterey \$200,000 in Transportation for Livable Communities grant funding based on one transit-oriented development project, the Monterey Hotel. With the groundbreaking of this project on August 11, 2007, the City wishes to allocate \$200,000 to improve transit and pedestrian access in the downtown area.

- 3.2.3 **APPOINT** Fort Ord Reuse Authority to serve as a voting member on the Bicycle and Pedestrian Facilities Advisory Committee.
– Chen **Pages 41 - 42**

Given the departure of the Monterey Peninsula Regional Park District from the Bicycle and Pedestrian Facilities Committee, the Committee sometimes encounters difficulty in securing a quorum. Serving as a voting member on the Committee will allow the Fort Ord Reuse Authority to vote on key bicycle and pedestrian issues that impact the Fort Ord development area, in addition to alleviating the quorum issue.

- 3.2.4 **Triennial Transit Performance Audit Contract** – Cook **Pages 43 – 45**

1. **APPROVE** contract with Moore & Associates, Valencia, California in an amount not to exceed \$30,000, subject to approval by agency Counsel, to complete the triennial performance audit reports for the three year period ending June 30, 2007; and
2. **AUTHORIZE** the TAMC Executive Director to make administrative changes to the contract that do not affect the not-to-exceed amount.

Triennial performance audits are a state requirement of the Transportation Development Act (TDA). Every three years, the audits evaluate the efficiency and effectiveness of the Transportation Agency, Monterey-Salinas Transit, and transit services operated by the Cities of King, Soledad, and Greenfield. The auditors will provide final audits for approval by the Board of Directors no later than June 27, 2008.

- 3.2.5 **RECEIVE** information on the State Safe Routes to School grant application submitted by Transportation Agency staff.
– Chen **Pages 46 - 48**

The California State-legislated Safe Routes to School Program funds projects that reduce injuries and fatalities to schoolchildren and to encourage increased walking and bicycling among students. Transportation Agency staff submitted a grant application for the Carmel Hill Trail project, a multi-use trail project that will be located on State Park property from the south side of Carmel River to Flanders Drive near Carmel High School.

PLANNING

- 3.3.1 **RECEIVE** report on 2007 federal legislative activities. – Watson
Pages 49 - 52

Achievements in 2007 federal transportation legislation include funds for key projects in the transportation appropriations bill and progress in qualifying the agency's rail projects for federal rail funds.

PROJECT DELIVERY and PROGRAMMING

- 3.4.1 **APPROVE** the requests by the City of Soledad to allocate \$231, 327 in Regional Surface Transportation Program fair share funds from the Fiscal Years 07/08/09 cycle. – Delfino
Pages 53 - 54

The Agency distributes \$1.2 million per year in Regional Surface Transportation Program fair share funding by population to the local jurisdictions for a wide range of eligible transportation projects and is available at the discretion of the local jurisdiction for their chosen projects upon approval by the Board.

- 3.4.2 **RATIFY** the Executive Director's approval of contract amendment No.1 with the California Highway Patrol regarding a new reimbursement policy. – Chen
Pages 55 - 58

The new policy allows the California Highway Patrol to charge the agencies with Service Authority for Freeways and Expressways authority when the personnel costs of handling non-emergency tow requests exceeds 10% of a Personnel Year, using the formula set in the California Service Authority for Freeways and Expressways Guidelines.

RAIL PROGRAM

- 3.5.1 **RECEIVE** report on Federal Transit Administration Small Starts listening session. – Watson
Pages 59 - 60

On September 13, 2007, Agency staff attended the Federal Transit Administration "outreach session" on new guidance on the New Starts/ Small Starts grant program. A comment letter was submitted on November 1, 2007.

COMMITTEE MINUTES

3.6.1 ACCEPT minutes from Transportation Agency committees:

Pages 61 - 65

- Executive Committee – Draft November 5, 2007
- Bicycle & Pedestrian Facilities Advisory Committee – Draft November 8, 2007 (online at www.tamcmonterey.org)
- Rail Policy Committee – No meeting
- Social Services Transportation Advisory Council – Draft November 8, 2007 (online at www.tamcmonterey.org)
- Technical Advisory Committee – Draft November 1, 2007 (online at www.tamcmonterey.org)

END OF CONSENT AGENDA

CORRESPONDENCE, REPORTS, MEDIA CLIPPINGS

Online at www.tamcmonterey.org

- C1 October 19, 2007 letter from Debra L. Hale, Executive Director, to Mr. Robert Richelieu, City of Salinas, re: Comments on the Draft Supplement to the Salinas General Plan Final Program Environmental Impact Report.
- C2 October 22, 2007 letter from Debra L. Hale, Executive Director, to Mr. John Hummer, Deputy Secretary for Goods Movement, re: Trade Corridor Funding for US 101 – San Juan Road Interchange, Monterey County.
- C3 October 29, 2007 letter from Debra L. Hale, Executive Director, to The Honorable Darrell Steinberg, 6th Senate District, re: Opposition to SB 375 (Steinberg).
- C4 November 1, 2007 letter to Ken McGuire, Chief of Bicycle Facilities Unit, California Department of Transportation, re: Amendments to the Transportation Agency for Monterey County’s 2005 General Bikeways Plan.
- C5 October 31, 2007 letter from United States Senator Dianne Feinstein to Mayor or Chairman of the Board of Supervisors re: Fiscal Year 2009 Congressionally directed funding (earmarks).
- C6 November 5, 2007 letter from Debra L. Hale, Executive Director, to Ms. Maura Twomey, California Transportation Commission re: Draft Recommendations on Modeling and Greenhouse Gas Analysis for the Regional Transportation Plan.
- C7 November 1, 2007 letter to Michael A. Giuliano, District Local Assistant Engineer, California Department of Transportation, re: Support for city of Marina’s Safe Routes to School Grant Application.
- C8 November 13, 2007 letter to Michael A. Giuliano, District Local Assistant Engineer, California Department of Transportation, re: Support for County of Monterey’s State Safe Routes to School Grant Application.
- C9 November 13, 2007 letter from Jason Smith, President of Monterey County Farm Bureau, re: Support for sales tax ballot measure.
- C10 November 13, 2007 letter from Gary Cursio, President of Monterey County Hospitality Association, re: Support for proposed November 2008 transportation funding self-help ballot measure.