

**Agenda Item: 3.1.1**

TRANSPORTATION AGENCY FOR MONTEREY COUNTY (TAMC)  
 SERVICE AUTHORITY FOR FREEWAYS AND EXPRESSWAYS  
 MONTEREY COUNTY REGIONAL DEVELOPMENT IMPACT FEE  
 JOINT POWERS AGENCY

**Final Minutes of June 24, 2009 TAMC Board Meeting**

Held at the  
 Agricultural Center Conference Room  
 1428 Abbott Street, Salinas

	AUG 08	SEP 08	OCT 08	NOV 08	DEC 08	JAN 09	FEB 09	MAR 09	APR 09	MAY 09	JUN 09
F. Armenta, Supr. Dist. 1 (A. Chavez)	P	P	P(A)	<b>N</b>	P(A)	P	P	P	P	P(A)	P
L. Calcagno, Supr. Dist. 2 1 <sup>st</sup> Vice Chair (H. Gowin)	P	P	P	<b>O</b>	P	P	P	P	P	P	P
S. Salinas, Supr. Dist. 3 (D. Dunham)	P	P(A)	P		P(A)	P	P	P	P	P(A)	P
J. Parker, Supr. Dist. 4 (K. Markey)	P	P	P	<b>M</b>	P(A)	P	P	P	P(A)	-	P
D. Potter, Supr. Dist 5– Past Chair (K. Lee)	P(A)	P	P	<b>E</b>	P	P	P	P	P	P(A)	P
K. Sharp, Carmel-by-the-Sea	P	P	P	<b>E</b>	P	P	P	P	P	P	P
J. Edelen, Del Rey Oaks (J. Russell)	P	P	P	<b>T</b>	P	P	P	P	E	P	P
M. Orozco, Gonzales (M. Gourley)	-	P	P	<b>I</b>	P	P	-	P(A)	P	-	P
J. Huerta, Greenfield (A. Moreno, John Martinez)	P	P	P	<b>N</b>	P	P	E	P	P(A)	P	P
S. Kleber, King City (J. Pereira)	P	E	P	<b>G</b>	P	P	P	P	P	P	P
B. Delgado, Marina (K. Gray)	P	P	P		E	E	P	P	P(A)	P	P
F. Sollecito, Monterey - Chairman (C. Della Sala, W. Reichmuth)	P	P	P		P	P	P	P	P	P	P
D. Lindsay, Pacific Grove (C. Garcia)	P	P(A)	P		P	P	P	P	P	P(A)	P
S. Villegas, Salinas -2nd Vice Chairman (R. Russell, J. Serrano)	P(A)	P	-		P	P	P(A)	P	P	P	P
S. Matarazzo, Sand City (R. Simonitch)	P	-	P		P	P	P	P	-	P	P
R. Rubio, Seaside (S. Bloomer, D. Ingersoll)	P	P	P		P	P	P	P	-	P	P
R.Ortiz, Soledad (G. Gerbrandt)	P(A)	P(A)	P(A)		P(A)	P(A)	P(A)	P(A)	P(A)	P(A)	P(A)
J. Doughty, AMBAG (R. Deshazo)	P	P	P		P	P	P	P(A)	P	-	-
R. Krumholz, Caltrans, Dist. 5 (A. Loe, D. Murray, M. McCumsey)	P(A)	P	P(A)		P	P(A)	P(A)	P(A)	P	P(A)	P(A)
J. Getchell, MBUAPCD (B. Nunes, D. Fairchild)	P	P	P		E	P	P	-	-	E	-
W. Sabo, Mtry Pen. Airport Dist. (R. Searle)	P	E	P		P	P	-	P	E	P	-
C. Sedoryk, MST (H. Harvath, M. Hernandez)	P	P	P		P	P(A)	P	P(A)	P	P	P

TAMC STAFF	AUG 08	SEP 08	OCT 08	NOV 08	DEC 08	JAN 09	FEB 09	MAR 09	APR 09	MAY 09	JUN 09
D. Hale, Executive Director	P	P	P	<i>N</i>	P	P	P	P	P	P	E
L. Blankenship, TAMC Counsel	P	P	P	<i>O</i>	P	P	P	P	P	P	P
D. Bachman, Deputy Executive Director	P	P	P		P	P	P	P	P	P	P
K. Chen, Transportation Planner	P	E	P	<i>M</i>	P	P	P	P	P	P	P
A. Cook, Associate Trans. Planner	P	P	E	<i>E</i>	P	P	P	P	P	P	P
D. Delfino, Finance Officer/Analyst	P	P	P	<i>E</i>	P	P	P	P	P	P	P
R. Goel, Director of Finance & Administration	P	P	P	<i>T</i>	P	P	P	E	P	P	P
K. Hoschouer, Transportation Planner	P	P	E	<i>I</i>	P	P	P	P	P	P	P
M. Montiel, Administrative Assistant	P	E	P	<i>N</i>	P	P	P	P	P	P	P
T. Muck, Principal Trans. Planner	P	P	P	<i>G</i>	P	P	E	P	P	P	P
H. Myers, Associate Engineer	P	E	P		P	P	P	P	P	E	P
E. Rodriguez, Senior Admin. Assistant	P	P	P		P	P	P	P	P	P	P
L. Terry, Accountant Assistant		P			P	P	E	E	E	E	E
C. Watson, Senior Trans. Planner	P	E	P		P	P	E	E	P	P	P
M. Zeller, Transportation Planner	P	P	P		P	P	P	P	P	P	P

**OTHERS PRESENT**

Dale Agron	Carmel resident	John Arriaga	JEA & Associates
Neil Agron	Carmel resident	Trish Lopez	Monterey County Public Works
Darlene Berry	Carmel resident	Bob Scales	Parsons
Clint Boyh	Carmel resident	Jim Cullem	Harris & Associates
Joanna Campbell	Carmel resident	Derrick Mills	Sound consultant
John Dillard	Carmel resident	Dell Matt	101 Bypass Committee
Chuck Elliott`	Carmel resident	Lupe Galaviz	South County resident
Susan Galvin	Carmel resident	John Farrow	MR Wolfe & Associates
Bonnie Gillooly	Carmel resident	Alison Imamura	Denise Duffy Planning
Joe Krings	Carmel resident	David Churchill	Carmel Knolls Property Assoc.
Barbara Mills	Carmel resident	Nicole Hoeksma	Sohagi Law Group
Todd Norgaard	Carmel resident	Alex Vasquez	Access Monterey Peninsula
Tucker Ramsey	Carmel resident	Mario Romo	Access Monterey Peninsula
Romy Riebold	Carmel resident	Michael Martins	Access Monterey Peninsula

**1. CALL TO ORDER**

Staff confirmed that a quorum was present. Chairman Sollecito called the meeting to order.

**2. PUBLIC COMMENTS**

None this month.

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**3. CONSENT AGENDA**  
M/S/C Kleber/Parker/unanimous

Deputy Executive Director Bachman noted that staff has changed item 3.3.3, asking the Board to approve a thank you letter to Congressman Farr for co-sponsoring the H.R. 467 bill.

***ADMINISTRATION and BUDGET***

- 3.1.1** Approved minutes of the Transportation Agency for Monterey County and the Joint Powers Agency for Monterey County meetings of May 27, 2009.
- 3.1.2** Accepted the list of checks written for May 2009 and credit card statements for the month of April 2009.
- 3.1.3** Received report on conferences or training attended by Agency staff.
- 3.1.4** Approved attached updated Agency weighted vote table.
- 3.1.5** Accepted State of California Transportation Development Act Compliance and Audit Reports for fiscal year ending June 30, 2008.
- 3.1.6** **Regarding video recording of Board meetings:**
- 1.** Approved contract with Access Monterey Peninsula to provide video recording and editing services of Transportation Agency Board meetings in Fiscal Year 2009/10 in the amount of \$12,750; and
  - 2.** Authorized the Executive Director to execute the contract and changes to the contract if such changes do not increase the Agency's net cost, subject to approval by Agency Counsel.
- 3.1.7** Approved appointment of Board member Salinas as Transportation Agency alternate to the California Association of Councils of Government.

***BICYCLE, PEDESTRIAN, TRANSIT and SOCIAL SERVICES***

- 3.2.1** Received report on the 2009 Monterey County Bike Week events.
- 3.2.2** Adopted Resolution 2009-09, approving Fiscal Year 2009-10 unmet transit need finding that within Monterey County:
- Additional service on Monterey-Salinas Transit Line 23 is an unmet transit need;
  - Ninety-minute service on Line 23 beginning in September, 2009 is reasonable to meet; and
  - Additional improvements, including hourly service on Line 23, will be implemented if supported by a comprehensive operational analysis of South Monterey County transit services to be completed in Fiscal Year 2009-10.

## ***PLANNING***

- 3.3.1** Approved Draft Policy Element for the 2010 Regional Transportation Plan for public and environmental review purposes.
- 3.3.2 Regarding Regional Traffic Counts Program:**
1. Approved agreement with Quality Traffic Data to provide traffic count collection services not to exceed the amount of \$20,000 until June 30, 2010;
  2. Authorized the Executive Director to execute the agreement and changes to the agreement if such changes do not increase the Agency's net cost, subject to approval by Agency Counsel; and
  3. Authorized the use of \$20,000 from Regional Surface Transportation Program interest funding for the contract.
- 3.3.3** Approved "support" position on federal bill H.R.467 regarding local government investment losses, and approved a thank you letter to Congressman Farr for co-sponsoring the bill.
- 3.3.4** Received report on Environmental Document Review activities for 2008.
- 3.3.5** Authorized the Executive Director to sign the Memorandum of Understanding for the Elkhorn Slough Early Mitigation Partnership pilot program.

## ***PROJECT DELIVERY and PROGRAMMING***

- 3.4.1** Received information on the American Recovery and Reinvestment Act of 2009 "TIGER" discretionary Grant Program, and approved grant applications for the US 101-San Juan Road Interchange Project and the Pajaro Caltrain Station Project.
- 3.4.2** Approved the request by the County of Monterey to allocate \$238,138 in Regional Surface Transportation Program fair share funds from the Fiscal Years 07/08/09 cycle to the Blackie Road Phase I Safety Improvement Project.

## ***RAIL PROGRAM***

- 3.5.1 Regarding Parsons Contract for the Monterey Branch Line Project:**
1. Approved contract with Parsons Transportation Group to prepare federal and state environmental documents and perform conceptual engineering for the Monterey Branch Line in the amount of \$3,157,796;
  2. Authorized the Executive Director to execute the contract amendment and changes to the contract if such changes do not increase the Agency's net cost, subject to approval by Agency Counsel; and
  3. Authorized the use of \$3,157,796 from State Public Transportation Account funding for the contract.
- 3.5.2 Regarding Parsons Contract Amendment #6 – Commuter Rail Extension Project:**
1. Approved the scope of work for the contract with Parsons Transportation Group to continue work on the Commuter Rail Extension to Monterey County project not to exceed the amount of \$71,500;
  2. Authorized the Executive Director to execute the contract amendment and changes to the contract if such changes do not increase the Agency's net cost, subject to approval by Agency Counsel; and
  3. Authorized the use of no more than \$71,500 from federal earmark funding for the contract.

## ***REGIONAL DEVELOPMENT IMPACT FEE***

- 3.6.1** *No items this month.*

3.7.1

**COMMITTEE MINUTES**

**Accepted minutes from Transportation Agency committees:**

- Executive Committee – Draft May 6, 2009
- Bicycle & Pedestrian Facilities Advisory Committee – Draft May 6, 2009  
(online at [www.tamcmonterey.org](http://www.tamcmonterey.org))
- Rail Policy Committee – Draft May 4, 2009
- Social Services Transportation Advisory Council – No meeting  
(online at [www.tamcmonterey.org](http://www.tamcmonterey.org))
- Technical Advisory Committee – Draft May 7, 2009

**END OF CONSENT**

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**4. FINAL ENVIRONMENTAL IMPACT REPORT FOR THE CARMEL HILL AND RIVER BICYCLE TRAIL PROJECT**

M/S/C Potter/Huerta/unanimous

The Board conducted a public hearing for the Final Environmental Impact Report for the Carmel Hill and River Bicycle Trail Project; and adopted Resolution 2009-12.

Todd Muck, AICP, Principal Transportation Planner, reported that adopting Resolution 2009-12 certifies the Final Environmental Impact Report for the Carmel Hill and River Bicycle Trail Project has been completed in compliance with CEQA. He also noted that adopting Resolution 2009-12 adopts the Mitigation Monitoring and Reporting Program; the proposed findings pursuant to CEQA, the CEQA guidelines and lastly approves the Carmel Hill and River Bicycle Trail Project Alternative 2 as described in the Final Environmental Impact Report.

**Board comments:**

Board member Delgado asked if the tunnel proposed in the plan included lighting for safety. Mr. Muck replied that the proposed plan includes lighting in the tunnel.

Board member Sharp asked for clarification that alternative 2 does not include fire hydrants in the canyon. Mr. Muck noted that fire hydrants are not included under Alternative 2.

**Public comments:**

Don Dillard, Carmel resident, thanked TAMC staff and the Board for being cooperative and meeting with the citizens of Hatton Canyon. He noted that the majority of folks on both side of the canyon could live with Alternative 2. Chairman Sollecito thanked Mr. Dillard for his comments.

David Churchill, Carmel resident, urged the Board to support the full bike path for fire, safety and the high school students.

John Farrow, MR Wolfe, reported that the residents of Carmel urge the board to approve Alternative 2, saying this is a win; win. He noted that Caltrans has backed away from the project. The proposed project will violate the Coastal Act, taking over the wetlands. In conclusion, Attorney Farrow noted that he appreciates proceeding with the shortened trail.

Dale Agron, Hatton Canyon Coalition, reported that he highly recommends Alternative 2.

Clint Daley, Carmel resident, reported that he opposes all of the alternatives for the project. He asked how much the project cost, noting that the State was broke, this money doesn't need to be spent.

Joe Cranes, Carmel resident, reported that he supports Alternative 2.

Harold Martin, Carmel resident, endorsed Alternative 2. He expressed concerns for the elderly that the canyon is severely steep. He noted that it was irresponsible spending millions to benefit a few.

Darlene Berry, Carmel resident, reported that this proposed project is not a needed resource and funds should be put to better use. She stands by Alternative 2.

Tucker Ramsey, Carmel resident, thanked TAMC staff and Mr. Muck for working with the residents of Carmel. She reported that she is supportive of Alternative 2, noting this will open up the canyon to the public and lastly expressed that she is opposed to 12-foot wide pavement.

June Bug Cummings, Carmel resident, expressed her appreciation and support for Alternative 2.

Susan Galvan, Carmel resident, noted she would like to have an unpaved path.

Board member Potter thanked Todd, Debbie and Caltrans for realigning funds. He also thanked the neighbors and noted that the consensus and compromise is the act of good government.

Board member Delgado asked if there are adequate fire vehicles to respond if a fire occurs. Mr. Muck noted that he did not know, noting that there are safety hydrants throughout the region.

Board member Kleber reported that proceeding with Alternative 2, would preserve the canyon.

**5. CLOSED SESSION**

This item was pulled from the agenda.

**6. TRANSPORTATION DEVELOPMENT ACT ALLOCATIONS FOR FISCAL YEAR 2009-10**

M/S/C Calcagno/Lindsay/ unanimous

The Board approved Resolution 2009-10 to allocate Fiscal Year 2009-10 Local Transportation Funds (LTF) for public transit services in Monterey County; and approved Resolution 2009-11 to allocate Fiscal Year 2009-11 Local Transportation Funds (LTF) for Transportation Development Act Article 8 streets and roads projects, bicycle and pedestrian projects, and Congestion Management contributions and directed staff to withhold allocation of funds apportioned to the County of Monterey based on the Salinas Valley State Prison. The Board also directed staff to secure an independent legal opinion on the Agency's inclusion of the Soledad prison populations in the County of Monterey apportionment.

Andy Cook, Associate Transportation Planner, reported that this action will allocate Local Transportation Funds for Monterey-Salinas Transit (MST) fixed route and demand-based RIDES paratransit services pending approval by the MST Board, as well as special transportation services funded by the County of Monterey. He noted that the Local Transportation Fund is a dedicated fund source for public transit. The funds may be used for local streets and roads and other eligible expenses after the Agency Board has made a finding regarding unmet transit needs. The City of Soledad has disputed the Agency's apportionments on the basis that the statutes reference the area including the Correctional Training Facility specifically, but make no reference to the Salinas Valley State prison (constructed in 1996), nor the Gabilan Labor camp, located on the same property. The Executive Committee took action at its June 4 meeting supporting staff's recommendation to assign the Soledad

Prison populations to the County of Monterey for purposes of apportioning and allocating the Local Transportation Funds based on the Transportation Development Act statutes. Staff recommends that the Local Transportation Fund allocations be approved based on the Soledad prison populations being included in the County's apportionment.

Agency Counsel Blankenship reported that he has been working with staff and has reviewed the statutes and concluded that the 947 acres on the same parcel has been correctly apportioned to the County. He supports staff's recommendation for allocating the funding.

Board alternate Gerbrandt commented that the Transportation Agency should bear the burden of proof for determining the legality of its action to allocate the Local Transportation Funds, and assume the costs of obtaining an opinion on the issue from the State Attorney General.

Board member Salinas asked that staff seek an opinion from the Attorney General, noting that it may take awhile.

Board member Rubio asked if this was a timely issue, the Agency shouldn't reallocate funds apportioned to the County since 1996; we need to move forward from this day forth. Board alternate Gerbrandt noted that the city is willing to be negotiable. He noted that the issues are moving forward and who has the burden of truth.

Board member Calcagno reported that he understands the issues, but referring this matter to the Attorney General will take a long time. He asked staff to seek outside legal counsel that everyone agrees on.

**7. REGIONAL DEVELOPMENT IMPACT FEE STRATEGIC EXPENDITURE PLAN UPDATE**

The Board received update and provided comments on the Strategic Expenditure Plan for the Regional Development Impact Fee and proposal for fee reductions.

Michael Zeller, Associate Transportation Planner, reported the Joint Powers Agency contracted with the Agency to perform all fee-related services, including the Strategic Expenditure Plan to schedule fee program projects. The draft plan uses three tiers to schedule project delivery (2009-2015, 2016-2024, and 2025-2030). Staff is also proposing to phase projects that will not be fully-funded by 2030, resulting in fee reductions. He noted that Staff would return to the Technical Advisory Committee with a final Strategic Expenditure Plan at the committee's August meeting for a recommendation of approval by the Transportation Agency Board. Board approval will be scheduled to occur at the August meeting.

Board member Rubio expressed concern that there is no movement on the Highway 1 improvements and asked that staff bring back the status of this project at a future date. He also commented that the Highway 156 widening project is also moving further back and noted if it continues to move back we're going to lose support, we need to find a way to keep this project moving. The 156 corridor is a critical arterial to North County and Monterey. Mr. Murray, Caltrans District 5, concurred with Board member Rubio, noting the 156 corridor is an issue that exists now and suggested that Caltrans and TAMC compromise and look at alternatives for the fee program.

Public comments:

Dell Matt, 101 Bypass Committee, asked if the voter threshold at 55% would have specific projects as the 2/3 measures, or open it up to other uses. Chairman Sollecito replied that it depends on how the measure is designed.

**8. TRANSPORTATION FOR LIVABLE COMMUNITIES GRANT PROGRAM UPDATE**

**M/S/C** Sharp/Rubio/unanimous

The Board approved postponement of the staff recommendation to August for further discussion and requested that staff supply information on what the funding might be used for if the grant was not extended.

Christina Watson, Senior Transportation Planner, reported that in 2003, the City of Marina was awarded a \$300,000 grant for the Marina Transit Village project. The grant has been extended three times, and the current deadline for the project to receive a building permit is July 25, 2009.

The City and Monterey-Salinas Transit are now requesting a fourth grant extension, as the project will not meet the current deadline. Staff recommends no action, which would allow these funds to expire on July 25 and be available for future competitive allocations through the TLC program. Any project on that parcel, including the Marina Transit Center project, could be eligible for an allocation in a future grant cycle as conditions become more favorable for implementation. Alternatively, this funding could be distributed via the Regional Surface Transportation Program competitive process or be allocated by the Board to a project with regional significance.

Board member Delgado reported that he was appreciative that the Board agreed to further discuss this issue. He noted that the project is important to the City of Marina, and that it would be a big hit to Marina if this project is lost. Mr. Delgado asked the Board for another 12-month extension.

Carl Sedoryk, MST, reported that they have gone through many design reviews, there has been significant activity, and noted that MST supports Marina's request for another 1-year extension. Nourdin Khayata, City of Marina, reported that Marina has made progress towards this project and that Marina has a good track record on using other transportation grant funding.

**9. STATE LEGISLATIVE UPDATE**

**M/S/C** Huerta/Sharp/unanimous

Received state legislative and budget update and approved positions on new legislation in the bill list.

John Arriaga, state legislative consultant gave an update on the state budget and legislation and highlighted Agency positions on bills of interest. The state budget deficit is estimated at \$23 billion and growing, which is likely to affect local government funding, transit funding and other transportation funds, especially Proposition 42. A new bill of interest could eventually lead to more revenues for transportation in Monterey County by lowering the voter threshold on local transportation sales tax measures (ACA 15).

**10. REPORTS ON MEETINGS ATTENDED BY BOARD MEMBERS AT TRANSPORTATION AGENCY EXPENSE, AS REQUIRED BY STATE LAW**

Board alternate Lee reported that Board member Dave Potter attended the Coast Rail Coordinating Council in Santa Barbara, noting it was a productive meeting.

## 11. **REPORTS FROM OTHER AGENCIES**

- **Caltrans** – Dave Murray, Caltrans District 5 Planning, reported that the Caltrans construction project report in the agenda was current. He noted Caltrans is addressing the erosion issue on the San Miguel Road flyover US 101 in response to Dell Matt’s request. Mr. Murray announced that the last stage of repairs of the Soledad Bridge and guardrail is scheduled on Saturday June 27, 2009. He noted that the bridge would be closed from Friday 7:00 p.m., to Sunday, 8:00 p.m., closing the two southbound lanes, causing delays in Soledad. He also announced the permanent closure and restricted u-turns of the southbound left turn near the Red Barn on Highway 101. Traffic would be encouraged to make the u-turns at Highway 156.

Board member Delgado noted the first sign on the Highway 1 corridor approaching Ft. Ord reads 12<sup>th</sup> Street, and other sign in from Imjin Parkway the sign reads. Mr. Murray replied that the sign is going to be replaced and is on back order.

Dell Matt, 101 Bypass Committee, asked with the Red Barn traffic being re-directed to Highway 156, is there any mitigation to make it safer. Mr. Murray replied that Caltrans would continue to monitor the meter on the ramp.

- **Monterey Peninsula Airport District** – No report this month.
- **Monterey-Salinas Transit**– Carl Sedoryk, General Manager/CEO, reported that MST will receive \$7.5 million of stimulus funds for capital purposes, noting that these funds will allow MST to adopt a balanced budget without service cuts, fare increases or job losses.

**12. DEPUTY EXECUTIVE DIRECTOR'S REPORT**

Executive Director Bachman apologized for the Agricultural Center parking issues, noting the Agricultural Center is under-going construction through February 2010. He announced that the City of Soledad is the first city to break ground on a transportation federal stimulus-funded project. The ribbon cutting for the traffic signal on Front Street and Oak Street will be held on July 1<sup>st</sup> with Congressman Sam Farr presiding. Mr. Bachman announced that in the Central Coast Region, Monterey County has the highest percentage of Stimulus projects ready to go. He noted that seven of the projects have gone through the process by Caltrans and the Federal Highway Association. He noted that the local agencies represented on the Board did an excellent job.

**13. ANNOUNCEMENTS AND/OR COMMENTS FROM TRANSPORTATION AGENCY MEMBERS**

Board member Orozco asked if the Red Barn use permit was up for review and if staff is planning to provide comments. Deputy Executive Director Bachman replied that he would be attending a hearing by the Monterey County Planning Commission on that item later today; He noted he would be providing a brief comment on the matter restricting our input to mitigation related to expansion, noting traffic needs to be mitigated for cumulative and project specific impacts.

Board Chairman Sollecito reported that Executive Director Hale was on vacation and announced Bill Reichmuth's retirement from the City of Monterey on July 17, 2009.

**14. ADJOURNMENT**

Chairman Sollecito adjourned the meeting at 11:34 a.m.