

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 October 28, 2009 TAMC Board Meeting

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

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

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

**OTHERS PRESENT**

Jim Cullem	Harris & Associates	Alex Vasquez	Access Monterey Peninsula
Bob Scales	Parsons	Mario Romo	Access Monterey Peninsula
Mark McCumsey	Caltrans District 5	Michael Martins	Access Monterey Peninsula
Dell Matt	101 Bypass Committee	Derrick Mills	Sound consultant
Ben Subbles	Cachagua resident	John Russo	Cachagua Church Pastor
Lindsay Hahn	Rabobank		

**1. CALL TO ORDER**

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

**2. PUBLIC COMMENTS**

Gary Gerbrandt thanked the Board and staff for their get-well wishes.

Ben Subbles, Pastor at Cachagua Church and John Russo, Cachagua resident, urged the need for public transportation for the Cachagua residents. Lindsay Hahn, Rabobank, reported that school age children need transportation from school later than 2:50 p.m., to participate in after school activities.

Executive Director Hale noted that their testimony presented at the October Board meeting would be included in the record of the Unmet Transit Needs hearing in December.

**3. CONSENT AGENDA**

M/S/C Rubio/Villegas/unanimous  
Approved consent agenda.

***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 August 26, 2009.
- 3.1.2** Accepted the list of checks written for August 2009 and credit card statements for the months of July 2009.
- 3.1.3** Received report on conferences or training attended by Agency staff. Board member Huerta commended staff for providing this information.

**3.1.4** Regarding Agreement for Accounting Services:

1. Approved scope of work for accounting services with Oppidea;
2. Authorized the Executive Director to enter into an agreement with Oppidea based on the attached scope of work and cost estimate through December 31, 2012; and
3. Authorized the Executive Director to make administrative changes that do not affect the monthly rate.

**3.1.5** Received the call for nominations for the eighth annual Transportation Agency Excellence awards to honor individuals, businesses, groups or projects for their efforts to improve the transportation system in Monterey County.

**3.1.6** Regarding Agreement for Computer Maintenance Services:

1. Approved agreement with Alvarez Technology Group to provide computer maintenance services in an amount not-to-exceed \$9,270;
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 an amount not-to-exceed \$9,270 from general operating budget for the agreement.

Board member Parker asked if the agreement is for computer maintenance or legal services. Ms. Hale noted that it was for computer services.

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

**3.2.1** Approved the draft Expenditure Plan for Transportation Development Act 2% account.

**3.2.2** Received information on the Bicycle Transportation Account Program.

**3.2.3** Received report on the grant awards of AB2766 Motor Vehicle Emission Reduction Program for the Bicycle Protection Program and the Transportation Agency's Bicycle and Pedestrian Master Plan.

***PLANNING***

**3.3.1** Regarding the Legislative Program:

1. Received report on 2009 state legislative activities;
2. Received report on 2009 federal legislative activities; and
3. Approved draft 2010 Legislative Program for circulation to committees.

***PROJECT DELIVERY and PROGRAMMING***

**3.4.1** Approved a list of back-up projects for any American Recovery and Reinvestment Act funds that may be made available to the region.

**3.4.2** Approved a correction to the final payment to Sohagi Law Group.

**3.4.3** Regarding Cooperative Agreement with Caltrans for US 101-San Juan Interchange Project:

1. Approved cooperative agreement with Caltrans to use Recovery Act funds for the US 101-San Juan Road Interchange project;
2. Authorized the Executive Director to sign on behalf of the Transportation Agency; and
3. Authorized the Executive Director to amend the cooperative agreement to add additional Recovery Act funds if such funds become available to the Transportation Agency.

Board member Huerta asked staff to continue their efforts on obtaining funds for the US 101 - interchange project at the Red Barn.

**3.4.4** Regarding Transportation Enhancement Fund Exchange with Council of San Benito County Governments:

1. Authorized the Executive Director to sign the attached Memorandum of Understanding with the Council of San Benito County Governments to use Recovery Act Transportation Enhancement funds available now in exchange for State Transportation Improvement Program Transportation Enhancement funds available in 2010/11, and
2. Programmed the additional funds to King City and Marina's pedestrian sidewalk projects.

***RAIL PROGRAM***

**3.5.1** Regarding Commuter Rail Extension Project Contract Amendment #8:

1. Approved the scope of work for the contract amendment with Parsons Transportation Group to continue work on the Commuter Rail Extension to Monterey County project not to exceed the amount of \$1,432,380 for the additional scope of work;
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;
3. Authorized the use of no more than \$1,432,380 from Public Transportation Account funding for the contract amendment; and
4. Approved the sole source declaration to hire Parsons due to their "unique qualifications or experience" as this new work builds on the work they have already performed.

Board member Huerta asked for clarification on the decision to continue with Parsons Transportation Group for their service without a request for proposals process.

Ms. Hale responded that the proposal to proceed with the amendment as a sole source was for three reasons: timing, since the funds are due to expire; experience, since Parsons has the experience and are more knowledgeable about the project than any potential proposers; cost-effectives, since Parsons will not need extra time to come up to speed on the project.

***REGIONAL DEVELOPMENT IMPACT FEE***

**3.6.1** Approved the amendment to the Strategic Expenditure Plan.

**3.7.1**

***COMMITTEE MINUTES***

**Accepted minutes from Transportation Agency committees:**

- Executive Committee – Draft October 7, 2009
- Bicycle & Pedestrian Facilities Advisory Committee – No meeting (online at [www.tamcmonterey.org](http://www.tamcmonterey.org))
- Rail Policy Committee – Final September 21, 2009 and draft October 5, 2009
- Social Services Transportation Advisory Council – Draft October 8, 2009 (online at [www.tamcmonterey.org](http://www.tamcmonterey.org))
- Technical Advisory Committee – Draft October 8, 2009

**END OF CONSENT**

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**4. MONTEREY BRANCH LINE SELECTION OF LOCALLY PREFERRED ALTERNATIVE**

M/S/C Potter/Rubio

Noes: Edelen, Parker

Abstained: Sharp

The Board approved Resolution 2009-13, adopting light rail transit as the locally preferred alternative for the Monterey Branch Line transit corridor and added to the motion that visual computer simulations for the Window on the Bay and Marina downtown be included in the environmental review process.

Kristen Hoschouer, Associate Transportation Planner, presented the Monterey Branch Line selection of locally preferred alternatives. She reported that selecting a locally preferred alternative from the two viable build alternatives, light rail or bus rapid transit, would allow the Agency to proceed with the federally required environmental assessment. Ms. Hoschouer presented the staff recommendation to select light rail as the locally preferred alternative. She noted that although the operating costs for the light rail alternative are slightly higher than the bus rapid transit alternative, staff believes the long-term benefits of capturing the “choice” riders and the greater passenger capacity will eventually cover this cost and will end up increasing ridership beyond the potential for bus rapid transit to do so.

Board Chairman Sollecito reported that the Monterey City Council met last night and their greatest concern is how the Window on the Bay will be affected and asked for more information and facts about that potential impact.

Executive Director Hale reported that staff made presentations to the City Councils of Monterey and Pacific Grove and answered questions from Board member Delgado. She noted that the City of Monterey asked that both alternatives be included in the environmental review process. Staff is not recommending this, but she noted that staff can provide more facts. The cost to evaluate both alternatives at an equivalent level in the environmental review phase would be an additional \$1 million dollars, but would provide limited new information. Ms. Hale stated that staff recommends instead adding an evaluation of impacts to Window on the Bay including a visual simulation of the light rail operations.

Board member Rubio reported that visualization is important. He noted that he supported light rail and we need to move on.

Board member Delgado asked additional questions and asked that the visual simulation include an evaluation of downtown Marina.

Board member Potter reported that light rail has more opportunities. The Board is making an investment and light rail is best for the future. He noted that visual simulation is reasonable.

Board member Edelen noted that both alternatives are good, but expressed concerns about light rail’s higher cost and whether the agency can afford it.

Board member Parker agreed that both projects are good, but she favored bus rapid transit for its one seat ride, accelerated time schedule between Monterey and Salinas, and the ability to move people effectively.

5. **LOCAL TRANSPORTION FUND LEGAL REVIEW AND FISCAL YEAR 2009-10 ALLOCATIONS**

M/S/C Gerbrandt/Potter /unanimous

1. The Board received opinion from outside counsel on the Agency's apportionment of Local Transportation Funds to the County of Monterey; and
2. Approved amended Resolutions 2009-10 and 2009-11 to allocate Fiscal Year 2009-10 Local Transportation Funds (LTF) to South Monterey County jurisdictions for public transit services, streets and roads projects, and other eligible purposes under Article 8 of the Transportation Development Act.

Andy Cook, Associate Transportation Planner, reported that at the Board's request the Agency secured the legal services of Berliner Cohen to prepare an outside legal opinion on the Agency's apportionment of the Local Transportation Funds to the County of Monterey, including the Salinas Valley State Prison and Gabilan Camp in the City of Soledad. He noted the opinion prepared by Berliner Cohen is consistent with Agency Counsel's opinion and concludes that the Agency has properly apportioned funds to the County of Monterey for the Soledad inmate populations given that the statutes apply to the area or territory including the Soledad prisons, not to the individual facilities. The requested action will allocate Local Transportation Funds consistent with this legal opinion.

Board alternate Gerbrandt reported that the City of Soledad appreciates the Board seeking an outside legal opinion and is ready to move forward with the opinion given. He urged the adoption of the resolutions.

6. **APPOINT NOMINATING COMMITTEE**

M/S/C Villegas/Parker/unanimous

Appointed Fernando Armenta and Karen Sharp as the Nominating Committee to meet and return to Board of Directors on December 2, 2009 with recommendations for Board Chair, 1<sup>st</sup> Vice Chair, 2<sup>nd</sup> Vice Chair, and Executive Committee to serve one-year terms beginning upon their election through the next election of officers at the close of the December 1, 2010 Board meeting.

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

Board member Potter reported that he and Debbie Hale had attended the Coast Rail Coordinating Council meeting at Spanish Bay. Representatives from San Francisco to Los Angeles met to discuss progress on the service, which will add a new train service on the coastal corridor with stops in Monterey County. He also mentioned that he and the Director had presented the proposed service to Caltrans Director Randy Iwasaki and noted that it was a very productive meeting.

Board alternate Gerbrandt reported that the Transportation Agency's rail programs were mentioned at a hearing with Senator Barbara Boxer on C-SPAN.

## 8. **REPORTS FROM OTHER AGENCIES**

- **Caltrans** – Aileen Loe, Deputy District Director for District 5 Planning, reported that the Caltrans is busy implementing bond-funded projects. She announced that \$313 million are available for transportation through the recent sale of general obligation bonds. She noted that statewide, Caltrans and the local agencies have awarded 229 projects for \$1.42 billion of which \$837 are AARA funds. She also noted two of the projects under construction are the Castroville guardrail upgrade, and the US 101 King City/Salinas construction of a medians and acceleration lanes. Ms. Loe reported that bids for the Salinas Road interchange project came in 40% below the engineer’s estimate and is scheduled to begin construction in the spring of 2010. She noted that Big Sur has endured a big storm, getting over 20 inches of rain, and the emergency repairs from last year are still holding. The construction of a bridge and rock shed project at Pitkins Curve will begin construction in December and will be under construction for four years. Ms. Loe announced that Bicycle Transportation Account grants are being offered again and applications are due December 1, 2009. The Governor signed the “Move over legislation” bill that requires motorist to move over when emergency and Caltrans vehicles are parked on the side of the road. In conclusion, she reported the poor record with regard to local delivery of safety projects (Highway Safety Improvement, High Risk Rural Roads and Safe Routes to Schools Programs) being delivered between 60 to 85% below normal. She asked the Board to be aware of this and help give priority to these programs.

Board member Potter noted that he appreciated Caltrans efforts in Big Sur. He expressed the desire to keep the dollars saved on the Salinas Road interchange project in Monterey County.

- **Monterey Peninsula Airport District** – Bill Sabo reported that the Airport District is adding jet service to Los Angeles with more capacity provided by American Airlines. He noted that passenger counts have stopped declining and have stabilized to last year’s figures. Mr. Sabo announced that the Airport District has nearly completed their stimulus project repairs to the runways and are going out to bid for LED display signs.
- **Monterey-Salinas Transit** – Hunter Harvath, Assistant General Manager for Finance and Administration, announced that Governor Arnold Schwarzenegger signed legislation creating Monterey-Salinas Transit (MST) as a transit district effective July 1, 2010. AB 644 allows all cities within the county and the County of Monterey to hold a voting membership on the MST Board and provides the newly formed district with new opportunities to raise revenue to support its public transportation and mobility management programs.

## 9. **EXECUTIVE DIRECTOR’S REPORT**

Executive Director Hale reported the good news that several long-awaited state highway projects are moving forward. She announced that the Salinas Road interchange groundbreaking event has been postponed until spring, but the construction schedule will remain the same. She noted that funds for the Airport Boulevard interchange improvements and the Pitkins Curve project are expected to be approved by the California Transportation Commission in December. Staff is working with Caltrans on a public awareness strategy for all of these projects. Director Hale thanked the Board for their teamwork in supporting regional priorities, with special thanks to Board member Huerta for asking Senator Boxer to write a letter of support for US 101 San Juan Road stimulus application, which she did. In conclusion, Director Hale encouraged Board members to submit their nominations for the Transportation Excellence awards.

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

Board member Delgado thanked staff and consultant Bob Scales for answering his questions regarding the transit alternatives for the Monterey Branch Line.

**11. ADJOURNMENT**

Chair Sollecito thanked the Board for their leadership and adjourned the meeting at 10:56 a.m.