



POLICY BOARD
 1010 10th Street
 City County Chambers
 Modesto, CA
 May 14, 2008
 6:00 PM

California Brown Act Requires:

This Agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans With Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code § 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact Sabrina Pinheiro, at (209) 525-4600, during regular business hours, at least twenty-four hours prior to the time of the meeting.

Notice Regarding Non-English Speakers:

Pursuant to California Constitution Article III, Section IV, establishing English as the official language for the State of California, and in accordance with California Code of Civil Procedures Section 185, which requires proceedings before any State Court to be in English, notice is hereby given that all proceedings before the StanCOG Policy Board shall be in English and anyone wishing to address the Board is advised to have an interpreter or give StanCOG a 48 hour notice so that StanCOG can provide an interpreter from any language not English into the English language.

PUBLIC PARTICIPATION

Matters not on the posted agenda may be addressed by the general public at the beginning of the regular agenda and any off-agenda matters before the Board for consideration. However, California law prohibits taking action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Board. Any member of the public wishing to address the Board will be limited to five minutes or the discretion of the Chair.

Questions: Contact Sabrina Pinheiro at (209) 525-4600.

AGENDA

PLEDGE OF ALLEGIANCE

1. PUBLIC PARTICIPATION

These matters may be presented only by interested persons in the audience. Discussion is limited to the discretion of the Chair.

2. CONSENT CALENDAR

- A. Adopt Minutes of Policy Board (03.25.08 and 04.09.08) MOTION
- B. FY 2007/07 Transportation Development Act Amended Transit Claim: RESOLUTION
 County of Stanislaus
- C. FY 2007/08 Local Transportation Fund Non-Transit Claim: RESOLUTION
 City of Patterson
- D. FY 2007/08 Local Transportation Fund Non-Transit Claim: RESOLUTION
 City of Turlock
- E. FY 2007/08 Local Transportation Fund Non-Transit Claim: RESOLUTION
 County of Stanislaus
- F. Request from the Riverbank Oakdale Transit Authority (ROTA) MOTION
 for Exemption to the Transportation Development Act Farebox
 Ratio Requirement
- G. Approval of Amendment #1 to the Caltrans/StanCOG Cooperative RESOLUTION
 Agreement No. 10-203A-1 for Removal of Independent Quality Assurance
 Costs from the SR 132 East Infill Project Construction Phase

3. PRESENTATIONS

- A. Update – Stanislaus County Blueprint Planning Activities

4. PUBLIC HEARINGS
(NONE)

5. ORAL REPORT ITEMS

- A. 2007 Federal Transportation Improvement Program (FTIP) Amendment #11:
(Type 3, Formal Amendment)
- B. StanCOG as Sponsor and Implementing Agency for State Route 132
Expressway Project Study Report (PSR) and Project Approval and
Environmental (PA & ED) Phase

RESOLUTION

MOTION

6. INFORMATION ITEMS

The following items are for information only.

- A. StanCOG Website

7. STANISLAUS COUNCIL OF GOVERNMENTS ADVISORY COMMITTEES

- A. Citizens Advisory Committee Minutes: (04.30.08)
- B. Social Services Transportation Advisory Council: (03.12.08 & 04.09.08)
- C. Technical Advisory Committee Minutes: (05.01.08)

8. CALTRANS REPORT

9. EXECUTIVE DIRECTOR'S REPORT

10. CLOSED SESSION

PURSUANT TO GOVERNMENT CODE Section 54956.8

Conference with Real Property Negotiators

(a) Property: (APN 03-078-002;-04;-05)

Agency Negotiator: Vince Harris (DeeAnne Gillick and Jennifer Alves)

Negotiating Parties: Stanislaus Council of Governments and
Bright Development (Carol Bright and John Dunn)

Under Negotiation: Both price and terms of payment.

11. RETURN TO OPEN SESSION

12. COMMENTS FROM THE BOARD

Topics may be presented, but no action may be taken except to place an item on a future agenda.

ADJOURNMENT

Next regular meeting scheduled for

June 11, 2008, 6:00 P.M.

1010 Tenth St.

City County Chambers

Modesto, CA

Consent Items

StanCOG Policy Board Minutes of March 25, 2008

Present: Farrel Jackson, City of Oakdale; Jim DeMartini, County of Stanislaus; Jeff Grover, County of Stanislaus; Dick Monteith, County of Stanislaus; Bill O'Brien, County of Stanislaus; Anthony Cannella, City of Ceres; Jim Ridenour, City of Modesto; Janice Keating, City of Modesto; Brad Hawn, City of Modesto; Becky Campo, City of Patterson; Chris Crifasi, City of Riverbank; Charles Goeken, City of Waterford

Also Present: Tom Dumas, Caltrans, District 10; Brad Christian, Stanislaus County, Jennifer Alves, Neumiller & Beardslee; Vince Harris, Carlos Yamzon, Charles Turner, Vince Canales, Lark Downs, Terri Estes, StanCOG

Vice Chair Jackson called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

1. PUBLIC PARTICIPATION

Billie Taylor reported statistics on seniors:

- 20% of population is over 65 years old.
- 54 % stay at home all day; result is 15% fewer medical appointments.
- 65% are involved in fewer social activities.
- Medi-cal just announced they will not pay for non-emergency medical care transportation, (ambulance transfers, etc.)
- Reliance on family and friends has lowered dramatically since most family members do not have time. More than half of informal senior care family members have full-time jobs.
- The of population of those will be 65 and older will increase 112% in by the year 2030.
- Time to act is now.

Jenny Kenoya, GAP program:

- Explained the GAP program.
- The increased needs of seniors.
- Very disappointed that no money will be available for senior transportation needs from this Measure K.
- Would like to see more seniors speaking up.
- We need to listen and think of the needs of senior transportation. Transportation is needed door to door, not curb to curb.

Mickey Peabody:

- Disappointed that senior transit language had been removed from this Measure K.
- Is aware of another source of funding available.
- Need representation for seniors at the Ad Hoc committee that is to be held by Stanislaus County.
- Would like to find out about possible alternate funding and the duration of that funding.
- Would like to have a seat on a committee whether handled through Area of Aging, or stanCOG, as representatives from the senior and the disabled sector, in order to share their life experiences
- Fully support this Measure K; need this money in this county and beneficial to the entire community.

Mayor Jackson stated that everything discussed is do-able. He stated that no action can be taken tonight, but will certainly be considered.

Council Member Keating asked why Ms. Peabody is under the impression that the language, in the tax measure, cannot be put back in. She also asked what funding may become available?

Ms. Peabody responded that she is aware of LTF funding that assists the senior and disabled transit needs.

Brad Christian, Stanislaus County Transit Manager, explained LTF funding. He stated that using this years figures, 3 million dollars were left for streets and roads. \$400,000 was allocated for funding Measure K Public Education and Outreach, and \$2.6 million remained up for streets and roads. Mr. Christian said that the \$2.6 million could be used for transit. He added that there are two sources of Federal funding; the New Freedom Funds and FTA 5310 section funds. He explained that the Section 5310 funds can be used for funding vehicles and the New Freedom, of which \$80,000.00 is available can be used for selected services.

Supervisor Grover said that we need to prove the need based on State law, and so far we have not proven the need.

Mr. Christian explained the Unmet Transit Needs process which states that needs have to be proven and documented that there are Unmet Transit Needs that are 'reasonable' to meet.

Mr. Grover said that a lot of effort should be used in documents Unmet Transit Needs in order to access these transit dollars that we already have. He added that he and Supervisor Monteith, Mr. Christian, and constituents from the city will put all their resources in finding out. He said that they have discussed this in past meetings.

Vince Harris, StanCOG Executive Director said we have the Social Services Transportation Advisory Council which has senior representation on their membership. He stated that we have had a few needs documented over the last two years that he has been at StanCOG, but even with that, there are dollars remaining for streets and roads. He reminded the Board of Item 2B on the Consent Calendar that reports the apportionments of 2007/08 LTF funds. He stated that we do work with the various groups to identify ultimate needs. Once that is complete, we go through the process of the Transit Cost Sharing (TCS) Committee of which is comprised of the transit operators, to identify their needs to operate their systems in the coming year. Once we delineate the amount of dollars from the LTF, the balance is available for streets and roads.

Ms. Peabody addressed Supervisor Grover and said that at the last Policy Board meeting it was indicated that the senior transit language could not be put back in. She asked if this was true? Supervisor Grover said that they agreed to a formula that did not include that. He said he has not asked the legal council if that is the case or not. He added that at this point, he thinks the point is moot, because if this measure does not go through, we have to look at other funding anyway.

Ms Peabody stated that her fear is that this is said to placate us until this measure is sealed.

Supervisor Grover said it is important to work on issues now and not wait for November.

Ms. Peabody asked if there is an urgency. Supervisor Grover responded that plans to meet April 3 have been arranged with Mr. Christian and others in an Ad Hoc Committee to find out what is needed from the senior community to start the Unmet Transit Needs process.

Council Member Keating addressed legal counsel and asked, when each city and the county voted on a formula , is it not set in stone as long as each voted on changing it?

Jennifer Alves said yes you can change the formula, but there is a time issue if you plan take it to local agencies. Ms. Alves reminded the Board of the events that need completion before the August 1st deadline in order to get on the ballot in November.

Miguel Dunoso, member hispanic task force for the county. He stated that Hispanic seniors have two disadvantages, they are a minority and 35% are low income. He asked to be a representative of the Ad Hoc Committee.

Mr Donoso then spoke spanish for the spanish speaking attendees.

Clarence Bloom stated that he believes that the majority of drivers on the roads today do not drive their own vehicle, so therefore they are not paying sales tax. He said that leaves 45,000 school children to pay a portion of the 1/2 sales tax. Not the way to pave the roads.

Kirk Lindsey from the CTC said that the State government took 2.9 Billion out of the Public Transit Account (PTA). Because the transit folks could not spend the money, the money went into the General Fund. He stated that, in theory, it comes back, but fact is the way money was generated continues to be generated in the same way. He stated that there are huge amounts of dollars available for transit systems, so if we can identify what the needs are, and meet those needs to fit the formula, we have access to tremendous amounts of money.

Supervisor Grover responded by saying that one way to find out is to come to meetings like the Policy Board.

Council Member Keating stated that money for important items is possibly being left on the table, and maybe StanCOG needs to have some way to look at what the other agencies are accessing in terms of money. She requested that an expenditure staff person be hired to examine other funding opportunities. She said she believes that there is more funds available and we should be actively seeking these funds.

Mr Harris stated that Mr. Lindsey was speaking statewide not just regarding StanCOG. Mr. Harris stated that we are working with the various agencies like CTC and others in order to ensure that we receive our fair share of funds. The LTF/TDA funding process provides for unmet transit needs notices, public hearings, etc. We do our jobs and after we go through this process, if no unmet needs are heard, we come back to the StanCOG Board and provide what we have received. He stated that the vast majorities of counties throughout California use all their TDA funds on transit, that as our community populace ages, we will see more of the funds going to transit needs. This year we have provided more LTF dollars to transit than the prior year.

Ms. Keating suggested that attendees leave their names and contact information, so that when we do go through a process like this, we can contact them. She added that we need to find out if we were not able to access and define our needs properly.

Ms. Kenoyer stated that a lot of seniors don't buy papers and most can not come out of their house to attend a meeting. She added that part of this GAP is going out to these people and getting them informed.

Mr. Harris said that we are more than willing to pro-actively distribute the information and suggestions.

Mr. Jackson said wait and see what happens at the April 3, 2008 meeting, report back at the April 9, 2008 meeting.

Mr. Grover asked Mr. Harris can add an item for on the next agenda for discussion regarding the April 3rd Ad Hoc meeting.

2. CONSENT CALENDAR

A. Adopt Minutes of Policy Board (01.09.08)

B. Revise the Local Transportation Fund (LTF) Apportionments for the Transportation Financial Expenditure Plan and Street and Roads, FY 2007/08 RESOLUTION 07-24

BY MOTION (Grover/Hawn, majority, yea, Keating, Nay), the Policy Board recommended that, by resolution,

1. Reduce the fiscal year 2007/08 LTF streets and roads apportionments by \$400,000.00 to the amounts presented in column 5 of Schedule 2.
2. Apportion \$400,000.00 of LTF for the Transportation Financial Expenditure Plan as presented in column 7 of Schedule 2.

C. 2008 Regional Housing Needs Assessment Methodology

D. Memorandum of Understanding (MOU) for Jobs Access and Reverse Commute (JARC)/New Freedom (NF) Project Selection Process RESOLUTION 07-28

E. Proposition 1B – Public Transit Modernization, Improvement, and Service Enhancement Account Project Submissions

F. Public Transit/ Human Services Coordination Plan RESOLUTION 07 – 27

Mayor Cannella stated that he was a bit confused about the three options referred to on page 17, paragraph 2 which states that, 'StanCOG should consider use of any mobility model.' He stated he didn't see what the recommendations were. Mr. Harris responded that it is open to which model to pick, but we are before the Board tonight in order that they accept the report so that we can qualify for specific transit funds. He said that without this report we would not have any eligibility for these various dollars.

Mr. Downs introduced Jim Moore, from Moore and Associates. Mr. Moore reported that the foundation for this study is SAFETEA-LU, which is the Federal transportation funding mechanism and the coordinated plan focuses on three key populations:

1. Seniors.
2. People with disabilities.
3. Economically disadvantaged.

Mr. Moore said through the process, they sought to identify media on a temporal and spatial basis. He reported they sent out over three thousand surveys, identified 650 possible stakeholders, social service organizations, senior oriented organizations. Mr. Moore reported that they met with stakeholders holder group based on the responses of approximately 15 organizations in November 2007. They came up with a general idea of what is working, what are things that can worked on on a short-term basis, and what would could be worked on more of a long term basis. Mr. Moore stated that he believes it is imperative that the Board move on this tonite to at least accept this report, because it does then send in motion the mechanism by which funding grants under the SAFETEA-LU the most specific populations, whether it's 5310, the NF or JARC funding, then that is how you access this money. He stated that we cannot get this funding without accepting this plan. He said that he anticipates continued work with StanCOG and working on a preferred scenario, putting together specific strategies to accomplishing those short term goals; mobility training, single source

information clearinghouse for transportation, mentoring for Federal grants application, driver training or recruitment on the social service or the non-profit side, marketing specifically to the before mentioned three target populations, and possible coordinated vehicle purchases, and stated that these are all umbrella activities that could come out of this. He reiterated that the crucial first step is to adopt this plan and then discuss the one model we would like to receive. There was additional brief discussion regarding the plan coordination and process.

**G. 2007 Federal Transportation Improvement Program Amendment #9 -
(Type 3), Formal Amendment
RESOLUTION 07 – 25**

By Motion, (Grover/Hawn, unanimous) the Policy Board approved the consent calendar.

**3. PRESENTATIONS
(NONE)**

**4. PUBLIC HEARINGS
NONE**

5. ORAL REPORTS

A. State Route 132 East/West Connectivity Study – Final Report

Mr. Harris briefly summarized the SR 132 East/West Feasibility Study, of which addresses the connectivity for the SR 132 corridor through the City of Modesto. Mr. Harris introduced Kris Balaji, of Jacobs, Carter and Burgess.

Mr. Balaji described the project and cost as reported in the Draft Final Report. He briefly reviewed the estimated costs per phase and the various steps to completion which include the Project Study Report (PSR), Project Approval and Environmental Document, and the Final Design, Right of Way Acquisition and Construction. He added that it is important to connect the East and West portions of this route in order to keep the traffic out of downtown. Mr. Balaji reported that they had extensive community involvement, the involvement of elected officials and/or their constituents, and key members from the City of Modesto, StanCOG, Caltrans, Dist. 10, and Stanislaus County. He reported that through the work of all these people, they have developed multiple alternatives that will be used as this project moves forward.

Council Member Keating asked if the corridor described in the Transportation Expenditure Plan is the entire corridor within phases? Mr. Harris explained that the project extends from western boundary of the county all the way to Waterford, and would be developed within several phases of work. He added that this is a core piece of this project. Council Member Keating asked what amount of money for the project would be generated by the proposed sales tax? Mr. Harris responded that it would be approximately \$80 million, and it would be used in the most viable phase, Phase I. Mr. Harris reminded the members that we also have \$14 million in Federal Demonstration funds available for this project.

Council Member Keating asked if this phase will take 20 years? Mr. Harris responded that the Federal Funds will be accessible earlier and will allow us to accelerate Phase I much faster. Mayor Ridenour added that we have to get this project moving by going about it in phases and he talked of the success of SR 219 and how quickly that has been moving along. Supervisor Grover commented that Mr. Balaji has approached this project efficiently and agreed with Mayor Ridenour that this is a crucial

project in order to get traffic flowing out of the center of Modesto.

Mr. Hermosa asked about the finish time for this project. Mr. Harris estimated the PSR will be completed in the 2008/09 Fiscal Year, then the environmental phase can begin and will take approximately 2 to 3 years. He said we are about 6 or 7 years out before we can see construction.

BY MOTION (Ridenour/Keating, unanimous), recommend that the Policy Board accept the SR 132 East/ West Connectivity Study Final Report.

B. 2008/09 Overall Work Program and Budget Concept Report

Mr. Harris presented this item. He briefly explained the concept report summary of proposed work elements, staff levels, etc. as addressed in the staff report.

Mr. Harris said the staff will be increased from 12 to 14 people. He explained the reclassification of the Senior Executive Assistant position. He briefly described the Public Information duties and said they are common among COG's.

BY MOTION (Hawn/Grover unanimous), direct staff to prepare the draft FY 2008/09 Overall Work Program and Budget consistent with this Concept Report.

C. Proposition 1B – Homeland Security – Transit Security Grant Program

Mr. Harris reminded the Members that StanCOG is the designated recipient for the Proposition 1B Transit Security Grant Program.

Mr. Yamzon presented this report. He detailed the automatic funding allocations that go to those agencies as listed in the staff report. He stated that the timeline is very short and in order to fully expedite the process, this issue has already been presented to the Advisory Committees. Council Member Hawn asked who determines the merit and priorities of those projects assigned? Mr. Yamzon said that if there was sufficient time, we would do a 'Call for Projects' evaluation process. StanCOG has already met with the transit operators on March 24, 2008. Mr. Yamzon said that there has been a list of projects agreed to at the CPC meeting this morning and said that he is hoping to bring a list of projects with the fixed amounts to the April 9th Policy Board meeting.

Mr. Harris commented that this is a new program with the state developing a set of guidelines late in the process and asking for a fast turnaround for project applications to be submitted.

BY MOTION (Grover/Ridenour, unanimous) recommend that the Policy Board direct the Executive Director to authorize staff to work with the Transit Operators to develop a list of preferred projects.

6. INFORMATION ITEMS

A. Update #2 – North County Corridor Project Study Report (PSR)

Mr. Balaji reported that the key on this document was to get a 'scoping' document prepared. He added that a PSR will take up to a year and a half to complete and they wanted to go through the

STIP process and complete this as quick as possible. Mr. Balaji stated that the key cooperating with all the agencies; Cities of Riverbank, Oakdale, Modesto, Stanislaus County, and Caltrans. The existing feasibility study done by a previous consultant, was updated and renovated and they were able to prepare the 'scoping' document in order to estimate the cost of the environmental study cost of 6.2 million dollars, which was presented before the Policy Board several meetings ago. He added that the typical PSR would scope the project into the construction phase, but that would not give sufficient time to get into the 2008 STIP. Mr. Balaji said that project scoping document has been completed and the environmental document cost varified.

7. COMMITTEE MINUTES

Included in the Policy Board packet.

8. CALTRANS REPORT

Tom Dumas spoke of safety awareness and the 'Slow for the Cone Zone' program. Mr. Dumas said there has been internal staff changes.

Council Member Keating asked if Caltrans will be finishing the work on intersection of McHenry and Briggsmore?

Mr. Dumas said he did not know and will check into it. Ms. Keating said that it has been grated and is anticipating the finished work.

9. EXECUTIVE DIRECTOR REPORT

Mr. Harris updated the Policy Board on the status of the Transportation Expenditure Plan.

10. CLOSED SESSION

The Policy Board adjourned to closed session at 7:43 to meet about the items listed on the agenda.

A. PURSUANT TO GOVERNMENT CODE Section 54957.6:

Conference Regarding Employee Contract
StanCOG's Designated Representative (Chair)
Unrepresented Employee (Executive Director)

B. PURSUANT TO GOVERNMENT CODE Section 54956.8

Conference with Real Property Negotiators
(a) Property: (APN 03-078-002;-04;-05)
Agency Negotiator: Vince Harris (DeeAnne Gillick and Jennifer Alves)
Negotiating Parties: Stanislaus Council of Governments and
Bright Development (Carol Bright and John Dunn)
Under Negotiation: Both price and terms of payment.

No reportable action. Returned to open session at 7:58 P.M.

11. COMMENTS FROM THE BOARD

(NONE)

ADJOURNMENT 8:05 PM.

BY Terri Estes, Administrative Assistant III

StanCOG Policy Board Minutes of April 9, 2008

PRESENT: Chair John Fantazia (City of Newman); Jeff Grover, Jim DeMartini, Dick Monteith (County of Stanislaus); Anthony Cannella (City of Ceres); Farrell Jackson (City of Oakdale); Jim Ridenour (City of Modesto); Becky Campo (City of Patterson); Cris Crifasi (City of Riverbank); Ted Howze (City of Turlock); William Broderick (City of Waterford)

ALSO PRESENT:

Ken Baxter, Caltrans, District 10; Jennifer Alves, DeeAnne Gillick, Neumiller and Beardslee; Kris Balaji, Jacob, Carter & Burgess; Brad Christian (Stanislaus County); Vince Harris, Vince Canales, Scott Phillips, Lark Downs, Terri Estes, StanCOG

PLEDGE OF ALLEGIANCE

1. PUBLIC PARTICIPATION

These matters may be presented only by interested persons in the audience. Discussion is limited to the discretion of the Chair.

2. CONSENT CALENDAR

A. Adopt Minutes of Policy Board (02.13.08)

**B. FY 2007/08 OWP Amendment #3/Budget Amendment #4
RESOLUTION 07-30**

C. Draft Program Management Plan

**D. Approval of 2008 Employment Contract between StanCOG and
the Executive Director, Vince Harris**

BY MOTION (Jackson/Cannella, unanimous) the Policy Board approved the Consent Calendar.

3. PRESENTATIONS

(NONE)

4. PUBLIC HEARINGS

(NONE)

5. ORAL REPORT ITEMS

A. Final Report – North County Corridor Project Study Report

Mr. Harris stated that this study is now complete and emphasized the importance of this study in order for us to proceed with the completion of our 2008 RTIP. He said that the completion of this study allows us to go forward with this project with Project Approval and Environmental Documentation (PA&ED) activities.

Mr. Harris stated that we are now proceeding with the development and a Joint Powers Agreement with the cities of Modesto, Riverbank, Oakdale, and Stanislaus County. He said the study was 'fast-tracked' and included an evaluation of a number of alignment alternatives, one of which includes a 'No-Build' alternative'. Mr. Harris introduced consultant, Kris Balaji from Jacobs, Carter & Burgess, to further report on this project.

Mr. Balaji reported that the Preliminary Design Report is complete. He reported that he and Mr. Harris attended the California Transportation Commission meeting, spoke with their staff members, and stated that this project is scheduled for Action at the May 29 CTC meeting, which would clear the way to proceed with the Environmental Document.

Mr. Balaji commented that this is a Preliminary Design Report (PDR), not a Project Study Report. He explained that a PSR would analyze all the details of every phase of the project to Construction with complete in-depth studies of costs for the Design, Right Of Way, and Construction and take 9-12 months to complete. He said the reason a PDR was chosen versus a PSR was to provide a faster process that would immediately address the necessary details, get the project programmed for the environmental documentation, and make

sure that the funding that was programmed for the Oakdale Bypass in the 2008 STIP Cycle would go to this project and the 2010 STIP Cycle in order to preserve funding for the region.

Mayor Jackson said the Board voted on the PSR for \$150,000 and, that it could be done within this time frame. He asked if this was correct. Mr. Harris responded that the determination was made that if we were to go forward as a Project Study Report, we would not be able to make the PA&ED phase of the project for inclusion in the 2008 STIP in time. He stated it was determined a priority to protect those funds and make sure they could deliver an Regional Transportation Plan that included the project's PA&ED dollars. He added that technically they cannot call it a PSR, but the PDR would provide the level of information necessary in order to go on to the next phase of work and be ready for the 2010 STIP.

Mayor Jackson asked if we will be getting additional funding and will we be producing a PSR?

Mr. Balaji informed the members that there is a document called a PSR/PDS which is at a level below a PSR document. He further explained that the PDR is a Caltrans recognized document of which they chose to use for programming purposes only. The PSR/PDS will serve as the remaining programming document which will be picked up at the PA&ED stage and not cost us any more than originally approved.

Mayor Cannella stated that the staff report uses the term PSR. He asked if staff was confused about the document name? Mr. Harris responded that staff used the definition as presented in the RFP, though the consultant used the PSR equivalent, this meets the conditions in the RFP. Mayor Cannella asked if this change in scope is something the Board should make a decision on or is the change made at staff level? Mr. Harris responded that there was no change in scope, and the RFP indicated that this would be an PSR equivalent and made it very clear that in the time frame that we had to work with and money we had available, that is all we were able to do. He added that the objective of this document is to get us right where we are now. Mr. Harris stated that the other consultants were aware of the PSR equivalent.

Mr. Balaji said that at the pre-proposal meeting, it was made clear of the PSR equivalent because of the time deadline and the insufficient funding available for a full PSR. Mr. Harris added that the RFP document should have noted that this would be a PDR, or a PSR equivalent, to avoid the confusion.

Mayor Cannella asked about the terminology on page 2 of the attachment. Mr. Balaji explained that this administrative draft was meant to be recalibrated, and the terminology is in the complete report on the website.

There was additional discussion regarding the PSR and scope of work.

BY MOTION (Fantazia/Jackson, unanimous), the Policy Board accepted the North County Corridor Project Study Report and directed staff to begin work on the Project Approval and Environmental Document, as the next phase of project development for the North County Corridor Project.

**B. 2007 Federal Transportation Improvement Program Amendment #10-
(Type 3), Formal Amendment**

BY MOTION (Grover/Howze) unanimous, adopt Amendment #10 to the StanCOG 2007 Federal Transportation Improvement Program and, if necessary, allow the Executive Director to make minor modifications.

C. Proposition 1B – Homeland Security – Transit Security Grant Program

Mr. Harris stated that this is a new program, and the guidelines have just been received by StanCOG. Mr. Harris explained that the local project selection process has been organized with the local public transit operators in a very short timeframe. He said that StanCOG has explained the criteria to all local transit operators on March 24, 2008.

Mr. Harris reported the agencies that opted out of these funds as listed on the attached Project List.

Mayor Cannella said that he consulted with his staff as to why they opted out of these funds. They reported that would be eligible for only \$4,000, and thought it was not worth the effort to pursue. He asked why Ceres was only eligible for this amount of money?

Scott Philips answered that Ceres, ROTA, and some other operators felt they did not have time to prepare for security related projects. He said that when they worked on the distribution of funding, Ceres looked at the possibility of purchasing some cameras for the security yard. He stated that when they worked on the cost of cameras, an estimate of about \$4,000. dollars, and given the application time to process, they felt they would be spending about 15 to 20 thousand dollars just setting up the process in order to get the \$4,000 back. Mayor Canella said he was told by the Ceres transit operator that 'they' were told they would only be eligible for \$4,000.

Scott Philips explained that the operators met as a group and the Ceres transit operator did not have any projects ready at the time, and as a group, most of the operators felt they were not prepared. He stated that StanCOG did not receive notice until late February and the deadline for these applications is April 11th.

Mr. Philips will be working very closely with these operators next year with a more formal allocation procedure and additional time to prepare for projects.

Mayor Cannella then emphasized that StanCOG did not say that Ceres had only \$4,000 available?

Scott Philips said that it was not was not the case, it was a group decision because of the short deadline.

Supervisor Grover inquired of the County Transit Manager as to why they opted not to pursue.

Brad Christian, County Transit Manager, explained that their staff had gone to Sacramento to see what paperwork was required.

He added that they have other Prop 1B grants that they are working on and did not have the staff time to pursue this in part because of the deadline. He also stated that since the City of Modesto is utilizing these funds for the Modesto downtown bus center and other projects from these funds, they felt that the County also benefits. Brad Christian said they will be more prepared for the next cycle.

Supervisor Monteith said that if these guidelines are changing daily then it seems this is a moving target and inquired as to how to advise the cities to prepare themselves? Mr. Philips responded that the transit operators meet regularly, and he will continue to be in touch with them. He added there will be a longer notice the next cycle.

BY MOTION (Ridernour/Grover, Unanimous), by **RESOLUTION** adopt the attached California Transit Security Grant Program 2008 project list.

RESOLUTION 07-29

D. Approval to Release Request for Proposal for Education and Public Outreach Services for 2008 ½ Cent Transportation Sales Tax Measure

Mr. Harris presented this report. He reiterated the costs of the informational mailings and the need to increase the outreach budget by \$20,000. Mr. Harris stated that if the Policy Board approves the RFP, it will be released tomorrow. Mr. Harris reported that there a number of local firms who have expressed interest. He also reported on the type of advertising that will be used for the RFP.

Mr. Harris reported that local agencies have provided names of consultants they have used successfully. Those, and other firms, will be receiving the RFP. He spoke of deadlines for consultant selection and hiring process as stated in the staff report. He stated that the RFP has recommended that we use the Executive Committee as the Evaluation Committee and possibly two members of the County Executive Office. Mr. Harris referred to counsel.

Jennifer Alves, StanCOG Counsel, said she did not see that the Executive Committee acting as interviewers and evaluators, except the the Executive Committee is a standing board, and is subject to the Brown Act. She added that a way around this would be two members from the Executive Committee act as the lead on the Board and possibly two members from the county CEO's office, and the Chair can pick individuals or the Chair

can ask for volunteers and those members can discuss others the can be made part of the Evaluation Committee.

Supervisor Grover added that, if not already in stated in the RFP, he said he would like to see a paragraph that does not obligate StanCOG to let this contract proceed if a consultant is not chosen, and also be prepared to let the contract at the May Board meeting to give the Policy Board some latitude.

Mr, Harris said there is language stating a 'Right Not to Proceed.' He emphasized the need to get a consultant on board by mid-May.

Mayor Ridenour stated that it is important what Supervisor Grover said, and he would not like to see \$400,000 of public money on something that may not pass.

Supervisor Grover stated that the Policy Board made it very clear that they didn't want to use public funds for polling. Polling will need to be done with private money, and we need to get results back by mid-spring. If the polling results come back with negative results of saying that they will not vote for this, there is no point in moving on. Mr. Harris agreed.

Mayor Campo asked if there is already a private group working on supporting this measure? Supervisor Grover answered, stating that he is working with a private group. Mayor Campo requested that it be made known who the private firms are that have interest in this measure.

Mayor Campo said she would like to participate on the Evaluation Committee.

Supervisor Monteith asked if the mailers are going to be exclusive to each city, discuss their needs and their area. He said he would not recommend a 'blanket' mailer. He believes that this has to be determined before the consultant interviews since we have to be able to tell them what we want. Mayor. Jackson said that this has been discussed that one side of the mailer would be for each city and the other side of the mailer would describe all the county projects.

Mayor Cannella recommended that Supervisor Grover be on this Evaluation Committee. Supervisor O'Brien recommended Vice-Chair Jackson.

Supervisor DeMartini suggested that the Board review the flyers. He also said he doesn't see the need for polling, since the last poll showed 71% and we did not receive the necessary vote for passage.

Mayor Cannella asked if advertising for each city will increase the cost of the mailing? Mr. Harris confirmed the cost increase. Mayor Ridenour said this should be detailed in the RFP to prevent a setback with the funding of the flyer costs. Mr. Harris stated that we can add that to the RFP, verification that there will two mailings and describe what each mailing will consist of.

Mr. Harris stated the recommendations in the staff report to the Board will be have additions as follows; Board will concur the increase of this budget by \$20,000, the flyers will have each city represented in the mailings; and members of the Ad Hoc committee were chosen as listed:

- Mayor Campo;
- Mayor Crifasi;
- Mayor Jackson;
- Supervisor Grover.

BY MOTION (Ridenour/Monteith, unanimous), recommend that the Board direct the Executive Director to:

- (1) release the attached Request For Proposal (RFP) for Consultant Services to prepare an Education and Public Outreach Program for the 2008 ½ Cent Transportation Sales Tax Measure; and
- (2) accept/evaluate Proposals and negotiate a Consultant contract with the number 1 ranked Consultant for Policy Board approval; and
- (3) the Policy Board concurs with the increase in budget to \$170,000 for Outreach Consultant; and