

MADERA COUNTY TRANSPORTATION COMMISSION

EXECUTIVE MINUTES

Date: Wednesday, November 19, 2008

Time: 3:00 p.m.

Place: MCTC Board Chambers

Members Present: Chairman Sam Armentrout – Councilman, City of Madera
Vice Chairman Max Rodriguez – Supervisor, Madera County
Frank Bigelow – Supervisor, Madera County
Robert Poythress – Councilman, City of Madera
Jim Kopshever – Councilman, City of Chowchilla
Vern Moss – Supervisor, Madera County

Members Absent: None

Policy Advisory Committee: Above Members present and Caltrans Representatives:
Steve Curti

MCTC Staff Present: Patricia S. Taylor, Executive Director
Derek Winning, Deputy Director
Troy McNeil, Planner II
Richard Poythress, Planner I
Sheila Kingsley, Administrative Assistant

MCTC sitting as the Transportation Policy Committee.

I. PLEDGE OF ALLEGIANCE

II. PUBLIC COMMENT

This portion of the meeting is reserved for person(s) wishing to address the MCTC on items within their jurisdiction but not on this agenda.

III. TRANSPORTATION CONSENT ITEMS

A. *2009 Federal Transportation Improvement Program – Amendment No. 3 – Initiate Public Review and Comment Period*

NOTICE OF PUBLIC HEARING ON THE DRAFT AMENDMENT #3 TO THE 2009 INTERIM FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM

AND CORRESPONDING DRAFT CONFORMITY ANALYSIS

NOTICE IS HEREBY GIVEN that the Madera County Transportation Commission (MCTC) will hold a public hearing on December 17, 2008 at 3 p.m. at the MCTC Board Room at 2001 Howard Road, Suite 201, Madera, CA 93637 regarding the Draft Amendment #3 to the 2009 Interim Federal Transportation Improvement Program (Interim FTIP) and corresponding Draft Conformity Analysis. The purpose of the hearing is to receive public comments.

- The 2009 Interim FTIP is a listing of capital improvement and operational expenditures utilizing federal and state monies for transportation projects in Madera County during the next four years

- that are eligible to proceed without a conformity determination.
- The Draft Amendment #3 to the 2009 Interim FTIP contains project phases and/or projects that were not included in the 2009 Interim TIP.
- The Draft Conformity Analysis contains the documentation to support a finding that the Draft Amendment #3 meets the air quality conformity requirements for ozone and particulate matter.

A concurrent 30-day public review and comment period will commence on November 21, 2008 and conclude December 22, 2008 at 5pm. The draft documents are available for review at the MCTC office, located at 2001 Howard Road, Suite 201, Madera, CA 93637 and on the MCTC website at <http://www.maderactc.org/>.

Public comments are welcomed at the hearing, or may be submitted in writing by 5pm on December 22, 2008 to Derek Winning at the address below.

After considering the comments, the documents will be considered for adoption, by resolution, by the Madera County Transportation Commission at a regularly scheduled meeting to be held on January 21, 2009. The documents will then be submitted to state and federal agencies for approval.

Contact Person: Derek Winning, Deputy Director
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 2001 Howard Road, Suite 201
 Madera, CA 93637
 (559) 975-9465
 derek@maderactc.org

Action: Information and discussion only.

B. Transit System Safety, Security, and Disaster Response Account (TSSSDRA) 2008/09 Suballocation and Authorized Agent Designation – Resolution 08-14

Summary: Proposition 1B places \$1 billion in the Transit System Safety, Security and Disaster Response Account (TSSSDRA). The Governor's Office of Homeland Security administers the Account as the California Transit Security Grant Program – California Transit Assistance Fund (CTSGP-CTAF). The state legislature has discretion to appropriate this funding to transit operators. For FY 2008/09, the legislature has appropriated \$60 million via AB 1781, the State Budget Bill. The allocation and guidelines apply only the 2008/09 funding year, and there is no guarantee of future funding levels.

AB 1781 calls for the \$60 million to be allocated to agencies and transit operators who are eligible to receive State Transit Assistance funding pursuant to Sections 99313 and 99314 under new sections 8879.58 (a2) and 8879.58 (a3) respectively.

Allocations will be proportional to the share of State Transit Assistance allocated to each agency in FY 2004/05, 2005/06, and 2006/07. Projects must be submitted to the Governor's Office of Homeland Security (OHS) to determine project eligibility.

The State controllers office calculates and distributes the Section 8879.58(a3) funding based on the Section 99314 revenue formula. The Section 8879.58(a2) funding is distributed to the MPOs per Section 99313 by population. For FY 2008/09, the MCTC has received an eligible allocation of \$115,664 to be suballocated to local agencies by population.

As a result of an error in the suballocation of FY 2007/08 funds, the amount suballocated to the City of Madera in FY 2008/09 has been reduced by \$429 and the amount suballocated to the County of Madera has been increased by \$429:

City of Chowchilla: \$7,808
City of Madera: \$43,043
County of Madera: \$64,813

Included in the Commissioner's packet was a copy of the resolution specifying the amounts suballocated to each agency and designating the MCTC Executive Director and Deputy Director as agents authorized to execute any actions necessary for each application.

The deadline for FY08-09 investment justifications is January 21, 2009. MCTC staff is consulting with local agency transit staff in the development of a list of projects to take advantage of the funding provided in this fiscal year and anticipated funding in future years.

Action: Approve California State Transit Assistance Fund FY08-09 Prop. 1B-6161-0002 Suballocation and Authorized Agent Designation – Resolution 08-14.

C. 2008-09 Environmental, Enhancement and Mitigation Program (EEMP)

Summary: The Transportation Blueprint Legislation of 1989 established the Environmental Enhancement and Mitigation (EEM) Program. The Legislature is authorized to allocate ten million dollars annually, to local, state, and federal agencies, and nonprofit organizations. Applicants are not required to be a transportation or highway related organization to submit an application and receive funding. Included in the Commissioner's packet was a copy of the EEMP guidelines and application.

Eligible projects include: highway landscape and urban forestry; the acquisition, restoration, or enhancement of resource lands; and the acquisition or development of roadside recreational opportunities. No matching funds or cost shares from the applicant or other funding sources are required to apply for an EEM grant, however, projects that include the greatest proportion of other monetary sources of funding will be rated highest. Grants are generally limited to \$350,000.

The California Resources Agency (Agency) prescribes procedures and criteria to evaluate grant proposals and submits a list of proposals recommended for funding to the California Transportation Commission (CTC). The CTC annually awards reimbursement grants to fund proposals from the Agency's list. Applications for funding in the 2008-09 fiscal year must be received by the Agency by 4:00 p.m. Monday, December 22, 2008.

The Agency will send a list of recommended projects and funding amounts to the CTC by early 2009. In early spring 2009, it is anticipated that the CTC will give preliminary approval to projects to be funded, with funding allocations to be considered at that time or at a subsequent CTC meeting.

Action: Information and Discussion Only.

Transportation Consent Calendar Action: Upon motion by Commissioner Bigelow, seconded by Commissioner Moss to approve the Transportation Consent Calendar (Item III A-C). A vote was called and the motion carried.

IV. TRANSPORTATION ACTION/DISCUSSION ITEMS

A. 2009 Federal Transportation Improvement Program – Resolution 08-11 Amendment No. 2

**NOTICE OF PUBLIC HEARING ON THE
DRAFT AMENDMENT #2 TO THE 2009 INTERIM FEDERAL TRANSPORTATION
IMPROVEMENT PROGRAM**

NOTICE IS HEREBY GIVEN that the Madera County Transportation Commission (MCTC) will hold a public hearing on November 19, 2008 at 3 p.m. at the MCTC Board Room at 2001 Howard Road, Suite 201, Madera, CA 93637 regarding the Draft Amendment #2 to the 2009 Interim Federal Transportation Improvement Program (Interim FTIP). The purpose of the hearing is to receive public comments.

- The 2009 Interim FTIP is a listing of capital improvement and operational expenditures utilizing federal and state monies for transportation projects in Madera County during the next four years that

- are eligible to proceed without a conformity determination.
- The Draft Amendment #2 to the 2009 Interim FTIP contains project phases and/or projects that were not included in the 2009 Interim TIP.

A concurrent 7-day public review and comment period will commence on November 12, 2008 and conclude November 19, 2008 at 3 p.m. The draft documents are available for review at the MCTC office, located at 2001 Howard Road, Suite 201, Madera, CA 93637 and on the MCTC website at <http://www.maderactc.org/>.

Public comments are welcomed at the hearing, or may be submitted in writing by 3 p.m. on November 19, 2008 to Derek Winning at the address below.

After considering the comments, the documents will be considered for adoption, by resolution, by the Madera County Transportation Commission at a regularly scheduled meeting to be held on November 19, 2008. The documents will then be submitted to state and federal agencies for approval.

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3:05 p.m. Chairman Armentrout opened the floor for public comment.

Being no public comment, Chairman Armentrout closed the floor at 3:06 p.m.

Action: Upon motion by Commissioner Moss, seconded by Commissioner Bigelow to approve 2009 FTIP Resolution 08-11 Amendment No. 2. A vote was called and the motion carried.

B. San Joaquin Valley Blueprint – BRAC Recommendation

Summary: On July 23, 2008, the MCTC Policy Board selected the Madera County Low Change Scenario for submission to the San Joaquin Valley Regional Blueprint process. The Information Center for the Environment (ICE) at UC Davis has integrated this and preferred scenarios from each of the other seven Valley MPOs into several Valley wide alternative scenarios. Included in the Commissioner’s packet is a copy of the timeline for the remaining actions in the Blueprint adoption process.

At its November 7, 2008 meeting, the Blueprint Regional Advisory Committee (BRAC), a valley wide group comprised of an elected official from each county and a variety of appointed representatives from local environmental, community and business interests, considered the following Blueprint scenarios:

1. Recent Trends

The recent trends scenario was developed by integrating the eight “status quo” county scenarios developed by the Valley MPOs. The densities of new residential developments and intensity of employment uses were kept at levels that reflect the growth trends of the past two decades. The status quo offers a “worst case scenario” of the level of sprawl and loss of prime agricultural land that the San Joaquin Valley could expect in the year 2050. Valley wide population density will remain at 13 people per acre.

2. Locally Selected Scenario

The locally selected scenario represents a “stitching together” of the eight locally selected scenarios submitted by the Valley MPOs, including the Madera County Low Change Scenario. Each county scenario was developed with the input of local elected officials, citizen groups, and city and county planners with an emphasis on respecting local agency land use decision making authority while implementing principles of smart growth planning. Population densities vary by county, but Valley wide the Locally Selected Scenario alternative represents a modest increase to 19 people per acre by

2050 (15.2 people per acre in Madera County).

3. Hybrid Scenario

The hybrid scenario is a true “valley-wide” scenario in the sense that it does not simply integrate scenarios developed independently by MPO staff. It was developed by ICE at UC Davis as a radical departure from current development patterns and represents a regional perspective that reaches beyond county borders. New growth will be permitted only within or immediately adjacent to current spheres of influence with a focus on transit oriented development. Prime agricultural land will acquire greater protections and development will be allowed in ag lands only on condition of sufficient density in existing spheres of influence. Valley wide population density will increase to an average of 31 people per acre.

At the end of the November 7 meeting, the BRAC chose to recommend the Hybrid Scenario for eventual adoption as the San Joaquin Valley Regional Blueprint. That recommendation, along with a recommendation from the Blueprint Project Managers, will proceed to the San Joaquin Valley Regional Policy Board for final approval in March 2009. Once the Regional Policy Board has selected a Valley wide scenario, the valley MPOs and local boards of supervisors and city councils will be asked to consider that plan for adoption.

The Hybrid Scenario departs significantly from the Madera County Low Change Scenario selected by the MCTC, increasing the average density of new residential land use to the year 2050 from 4.7 dwelling units per acre (Low Change) to 10 dwelling units per acre (Hybrid). MCTC staff remains committed to the implementation of the Madera County Low Change Scenario as directed by the MCTC Policy Board.

Action: Information and Discussion Only.

V. REAFFIRM ALL ACTIONS TAKEN WHILE SITTING AS THE TRANSPORTATION POLICY COMMITTEE

Action: The Commission unanimously approved to reaffirm all actions taken while sitting as the Transportation Policy Committee.

VI. ADMINISTRATIVE CONSENT ITEMS

A. Executive Minutes of October 22, 2008

Included in the Commissioner’s packet was a copy of the October 22, 2008 Executive Minutes for review.

Action: Approve Executive Minutes of October 22, 2008.

Administrative Consent Calendar Action

Action: Upon motion by Commissioner Moss, seconded by Commissioner Kopshever to approved the Administrative Consent Calendar. A vote was called and the motion carried.

VII. ADMINISTRATIVE ACTION/DISCUSSION ITEMS

A. FY 2008-09 Revised State Transit Assistance (STA) Estimate – STA Allocation Resolution 08-07 Amendment No. 1 and STA Apportionment Resolution 08-10 Amendment No. 1

Summary: The STA estimate for 2008/09 decreased when the State adopted the final budget. The amount of STA funds approved by the Governor in the State Budget for the 2008/09 fiscal year is 306,285,734. The revised estimate for Madera County decreased \$859,259. Total STA available for the Madera County area is \$607,296. The allocations are based on the latest annual population estimates from the Department of Finances’s May 2008 Population Estimates of the California Cities and Counties.

Commissioner Bigelow requested for staff to generate a report showing the Actual verse Estimated STA funds that Madera County has received over the past ten years.

Action: Upon motion by Commissioner Bigelow, seconded by Commissioner Moss to approve FY 2008-09 Revised State Transit Assistance (STA) Estimate – STA Apportionment Resolution 08-07 Amendment No. 1 and STA Allocation Resolution 08-10 Amendment No. 1. A vote was called and the motion carried.

B. FY 2008-09 Local Transportation Fund Allocation Resolution 08-09 Amendment No. 1

Summary: The City of Madera requested to carryover unexpended funds in the amount of \$1,877,423 from FY 07/08 and reallocate into FY 08/09.

The County of Madera and City of Chowchilla has also requested to reallocate their FY 08/09 LTF.

Action: Upon motion by Commissioner Moss, seconded by Commissioner Bigelow to approve FY 2008-09 Local Transportation Fund Allocation (LTF) - Resolution 08-09 Amendment No.1. A vote was called and the motion carried.

MCTC Sitting as the Madera County 2006 Transportation Authority

VIII. ADMINISTRATIVE ACTION/DISCUSSION ITEMS

A. State-Local Partnership Program Guidelines

Summary: A conference call was scheduled for Thursday, November 13th to address and discuss comments related to the draft State-Local Partnership Program Guidelines. Staff provided a verbal report concerning the State-Local Partnership Program Guidelines.

Included in the Commissioners packet was a copy of the Draft State-Local Partnership Program (SLPP) Guidelines. SLPP are funds from the November 2006 bond that are designated to reward “self-help” counties with a dollar for dollar match.

Last year the Legislature was unable to come to agreement on this issue although at least two major bills (one in the Assembly and one in the Senate) were offered.

A budget trailer bill (AB 268) was drafted this year to set the guidelines for the distribution of the SLPP monies. 95% of the SLPP funds will be distributed based on a formula on a non-competitive basis. The northern counties allocation is based on population for counties that have transportation sales tax measures like Measure T. The return to source method would be used for the northern counties that have bridge tolls, property, or parcel taxes. The estimate for Madera County is \$3.8 million. The remainder of the funds will be distributed to entities that levy uniform developer fees on a competitive basis.

Action: Information and Discussion Only.

IX. Miscellaneous

A. Items From Caltrans

- Steve Curti stated that Caltrans employees may have to take a work furlough one day a month and no paid Holidays due to the States financial crisis.

B. Items from Staff

Staff gave a status report on Focus on the Future Conference which was held November 16th thru 18th.

C. Items from Commissioners

No Items from Commissioners.

X. *Adjournment*

Meeting adjourned at 3:40 p.m.

Public Hearing scheduled for December 17, 2008

Next MCTC meeting set for Wednesday, January 21, 2009

Respectfully Submitted,

Patricia S. Taylor, Executive Director
Madera County Transportation Commission