


AGENDA ITEM 5



CONTRA COSTA
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COMMISSIONERS: *Maria Viramontes, Chair* *Robert Taylor, Vice Chair* *Janet Abelson* *Newell Arnerich* *Ed Balico*
Susan Bonilla *David Durant* *Federal Glover* *Michael Kee* *Mike Metcalf* *Julie Pierce*

TO: Barbara Neustadter, TRANSPAC Christina Atienza, WCCTAC
Andy Dillard, SWAT Jaimee Bourgois, TVTC
John Cunningham, TRANSPLAN Leah Greenblat, LPMC/SWAT (TAC)

FROM: Robert K. McCleary, Executive Director 

DATE: October 23, 2009

SUBJECT: Items approved by the Authority on October 21, 2009, for circulation to the Regional Transportation Planning Committees (RTPCs), and items of interest

At its **October 21, 2009** meeting, the Authority discussed the following items, which may be of interest to the Regional Transportation Planning Committees:

1. **State Highway Route 4 Widening Project – Railroad Avenue to Loveridge Road – Award of Landscaping Construction Contract 241 (Project 1405).** Staff opened bids on September 15, 2009 and recommended awarding the freeway mainline landscaping contract to Watkin & Bortolussi, Inc. **Resolution 09-53-P.** *The Authority approved Resolution No. 09-53-P, awarding the State Route 4 Mainline Landscaping Project to Watkin & Bortolussi, Inc.*
2. **State Route 4 Widening Project – Somersville Road to SR 160 Utility Relocation Agreements with PG&E (Project 1407/3001)** Staff sought authorization to enter into two utility agreements with PG&E: Agreement No. 276 and Agreement No. 277 in the amount of \$112,500 and \$130,000, respectively, to relocate their gas distribution facilities along Contra Loma Boulevard and D Street. *The Authority approved utility relocation Agreements 276 and 277 with PG & E.*
3. **City of Richmond – Richmond Transit Village BART Parking Structure (Project 2302) - Appropriation Request for Construction.** The City of Richmond requested an appropriation of Measure C funds in the amount of \$6,165,000 for Construction and Construction Engineering. **Resolution No. 09-54-P.** *The Authority approved Resolution No. 09-54-P, appropriating funds to the City of Richmond in accordance with Cooperative Agreement no. 23.00.04.*
4. **Approval of FY 2008-09 and FY 2009-10 Measure J Allocation for the West County Additional Bus Service Enhancements Program (Sub-Regional Program 19b).** The 2007 Measure J Strategic Plan establishes the West County Additional Bus Service Enhancements Program (Program 19a) at 1.964% of sales tax revenues. As a sub-regional program, the funds are programmed by WCCTAC. At its September 11, 2009 meeting WCCTAC took action on programming the funds to AC Transit and WestCAT. **Resolution No. 09-07-G.** *The Authority approved Resolution No. 09-07-G, allocating Measure J funds for the West County Additional Bus Service Program.*
5. **Approval of FY 2008-09 and FY 2009-10 Measure J Allocation for the West County Additional Transportation Services for Seniors and People With Disabilities Program (Sub-Regional**

Program 20b). The Measure J Expenditure Plan establishes the West County Additional Transportation Services for Seniors and People with Disabilities Program (Program 20b) at .65% of sales tax revenues. As a sub-regional program the funds are programmed by WCCTAC. At its September 11, 2009 meeting WCCTAC took action on programming the funds to paratransit service providers in West County. **Resolution No. 09-49-G.** *The Authority approved Resolution No. 09-49-G, allocating Measure J funds for West County Additional Bus Services.*

6. **Approval to Release the Draft 2009 CMP.** As the designated Congestion Management Agency for Contra Costa, the Authority is responsible for preparing a Congestion Management Program and updating it every other year. The Authority adopted its first CMP in 1991 and the 2009 CMP would be the Authority's ninth. The CMP contains, among other things, traffic level of service standards that apply to all freeways and designated arterials, performance measures developed through the Action Plans for Routes of Regional Significance, and a seven-year capital improvement program. In addition to updating the CMP document, the Authority is also required to maintain and update a computerized travel demand forecasting model and land use database that is consistent with the regional agency's model and database. Staff proposes to release a draft of the 2009 CMP in September for public review. The final 2009 CMP is due to MTC in January, although staff intends to submit it earlier. *The Authority approved the release of the Draft 2009 CMP for public and agency review and comment, and submittal to MTC.*
7. **Adoption of Final 2009 Countywide Bicycle and Pedestrian Plan (CBPP).** Working with the Countywide Bicycle and Pedestrian Advisory Committee, the consultant team of Fehr & Peers and Eisen|Letunić has prepared a proposed final 2009 Countywide Bicycle and Pedestrian Plan (CBPP). The proposed CBPP updates the information in the 2003 CBPP, clarifies responsibilities for implementing the plan, and tries to make it easier for local jurisdictions to use the document in their own planning. The proposed 2009 CBPP reflects and responds to the comments from the RTPCs and public on the draft document. **Resolution No. 09-51-G.** *The Authority approved Resolution No. 09-51-G, adopting the 2009 Countywide Bicycle and Pedestrian Plan, allowing final technical corrections to be made by staff.*
8. **Discussion of the Authority's Role in Facilitating Development of the SCS.** Implementation of SB 375 requires that MTC and ABAG prepare a region-wide Sustainable Communities Strategy (SCS – a land use plan) for incorporation into the 2013 Regional Transportation Plan (RTP). The purpose of the SCS is to create a “fully integrated” land use – transportation strategy that, when implemented, will meet region-wide Greenhouse Gas (GHG) emissions-reduction targets. While the region's policy response to SB 375 continues to evolve, the legislation clearly gives MTC the authority to direct transportation funds only to areas that are consistent with the adopted SCS. Therefore, the SCS will determine future regional transportation investment decisions. Consequently, it is essential that key stakeholders – local jurisdictions, transit agencies, and the CMAs – fully participate in the preparation of an SCS that is realistic and attainable. To meet that goal, the Planning Committee suggested the Authority should work with our local jurisdictions and facilitate their input into the development of the SCS. *The Authority authorized staff to develop draft guiding principles, and prepare a draft scope, schedule, and budget for review by the Planning Directors in December 2009 and Authority consideration in early 2010.*
9. **STIP TE Call for Projects.** The Authority has approximately \$3.9 million in Federal Transportation Enhancement funds to allocate as part of the 2010 STIP. While these funds could be used for several

enhancement purposes, Authority staff is proposing to limit it to capital projects that support pedestrians and bicyclists, which is one of the key eligible project types. Staff has prepared a "call for projects" for these funds and recommends its release. Funds must be submitted to MTC by December 16, 2009 and obligated by June 2012. *The Authority approved the release of the call for projects for 2010 STIP TE program funding, and authorized the TCC subcommittee to review and rank applications.*



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SUMMARY MINUTES
September 16, 2009

Commissioners Present: Newell Arnerich, Ed Balico, Susan Bonilla, David Durant, Federal Glover, Michael Kee, Mike Metcalf, Julie Pierce, Robert Taylor, Maria Viramontes

Commissioners Absent: Janet Abelson

Alternates Present:

Ex-Officios Present: Nancy Parent, Amy Worth

Staff Present: Bob McCleary, Martin Engelmann, Amin AbuAmara, Arielle Bourgart, Randall Carlton, Peter Engel, Jack Hall, Matt Kelly, Stan Taylor (Authority Counsel), Danice Rosenbohm (Executive Secretary)

A. CONVENE MEETING: *Chair Viramontes* convened the meeting at 6:00 p.m.

B. PLEDGE OF ALLEGIANCE:

C. PUBLIC COMMENT:

Commissioner Arnerich said that condolences about the passing of Danville Councilmember Mike Shimansky were deeply appreciated by city staff and the Shimansky family. *Commissioner Arnerich* said that Councilmember Shimansky was the longest serving member on the Danville Council, and that he would be missed. He said that plans for a public memorial in Danville would be announced soon.

D. RECOGNITION OF STAFF: Bijan Sartipi, Cristina Ferraz, and Mark Zabaneh of Caltrans and Kanda Raj of Nolte are recognized for their efforts regarding the Caldecott Tunnel Fourth Bore Project development effort. Bid opening is scheduled for September 16th.

Bob McCleary stated that the Authority wanted to acknowledge the efforts of four individuals who had been an integral part of bringing the Caldecott Tunnel Fourth Bore Project to its current status, awaiting bids from contractors. He said that although the bid opening had been delayed to September 29th to accommodate contractor requests for more time and a recent bid addendum, staff wanted to recognize the contributors who played essential roles in the success of the Authority's partnership with Caltrans.

Mr. McCleary said that Bijan Sartipi, District 4 Director, was unable to attend due to a prior commitment, but had been a steadfast partner with the Authority in his current and prior positions. He said that Ms. Ferraz, Caltrans Project Manager, had managed the project effectively and had spent significant time on community mitigation and resolving litigation. Mr. McCleary said that Mark Zabaneh, Caltrans Division Chief, had worked tirelessly to keep the Caldecott Tunnel Fourth Bore Project and other Contra Costa projects moving forward, and that Kanda Raj, Deputy Project Manager from Nolte, had admirably served as the Deputy Project Manager on behalf of the Authority.

Mr. McCleary also acknowledged Paul Maxwell, Chief Deputy Executive Director, responsible for overall management of the Authority's effort on this project. Mr. Maxwell had been heavily involved in

the settlement agreement with Oakland and managing the Authority's contract for tunnel design with Parsons Transportation.

Chair Viramontes presented Cristina Ferraz and Mark Zabaneh of Caltrans, and Kanda Raj of Nolte with plaques in recognition of their contributions on the Caldecott Tunnel Fourth Bore Project.

Commissioner Arnerich and *Representative Worth* also commended the recipients on their efforts and extraordinary accomplishments to date.

1. APPROVAL OF MINUTES: Authority Special Meeting Minutes of August 26, 2009.

ACTION: *Commissioner Arnerich* moved to approve the Authority Minutes of August 26, 2009, seconded by *Commissioner Pierce*. The motion passed unanimously, 9-0. (*Commissioner Durant had not yet arrived.*)

2. CONSENT CALENDAR: Consent Items recommended by the following committees:

Chair Viramontes flagged two meeting handouts which had been distributed related to Item 2.B.2 on the Consent Calendar.

Commissioner Pierce asked that Item 2.A.14 be removed from the Consent Calendar for discussion.

ACTION: *Commissioner Pierce* moved to approve the Consent Calendar excluding Item 2.A.14, seconded by *Commissioner Glover*. The motion passed unanimously, 9-0. (*Commissioner Durant had not yet arrived.*)

2.A Administration & Projects Committee:

2.A.1 Monthly Project Status Report.

2.A.2 Monthly Expenditure Report for June and July 2009. This report also includes the summary of payroll and benefits costs by organizational unit.

2.A.3 Monthly Investment Report for June and July 2009. The Authority's Investment Policy requires this report.

2.A.4 Quarterly Sales Tax and Investment Report for Quarter Ended June 30, 2009. This is presented in accordance with regulations and the Authority's Investment Policy, which requires that the Chief Financial Officer provide an analysis of the Authority's portfolio including composition, credit quality, maturity distribution, and an analysis of sales tax revenues.

2.A.5 Modifications to Existing Resolutions. Consistent with Authority policy, appropriation resolutions may be modified to extend their expiration date or reflect actual construction bid amounts, or be terminated if the activity that was funded has been completed. Recommended changes are summarized.

2.A.6 Listing of Construction Change Orders (CCOs) that exceed \$25,000. Authority policy requires that this list be submitted to the APC for information.

2.A.7 Out of State Travel Report. Paul Maxwell, Chief Deputy Executive Director, and Susan Miller, Director of Projects, attended the 2009 TRB Summer Meeting held between June 18 and June 22 in Seattle. The cost of the trips was \$2,244.

- 2.A.8 State Route 4 Widening Project - Loveridge Road to Somersville Road (Project 1406):**
- 2.A.8.1 Amendment 5 to Consulting Services Agreement No. 206 with TranSystems Corporation.** Staff seeks approval for the Chair to execute Amendment No. 5 with TranSystems Corporation to increase the Total Agreement Value by \$18,500 for additional design services during construction of the railroad Team Track (cargo-transfer) Facility.
- 2.A.8.2 Amendment 2 to Consulting Services Agreement No. 234 with URS Corporation.** Staff seeks approval for the Chair to execute Amendment No. 2 with URS Corporation to increase the Total Agreement Value by \$705,000 for additional design services during construction of the SR4 Widening - Loveridge to Somersville project.
- 2.A.9 State Route 4 Widening Project – Somersville Road to SR160 Utility Relocation Agreement with PG&E. (Project 1407/3001)** Staff seeks authorization to enter into a utility relocation agreement with PG&E: Agreement No. 268 in the amount of \$158,500 to provide an electrical distribution temporary "shoo-fly" along Somersville Road.
- 2.A.10 City of Concord – Commerce Avenue Extension (Project 1214) - Appropriation Request for Additional Design Services.** The City of Concord is requesting an appropriation of Measure C funds in the amount of \$210,000 for additional design and design coordination. **Resolution No. 09-39-P.**
- 2.A.11 City of Richmond – Marina Bay Parkway Grade Separation - Authorization to Sign Cooperative Agreement 09W.02 and Appropriation of Measure J Funds (Project 9003).** The City of Richmond is requesting an appropriation of \$2,700,000 in Measure J funds for design and engineering services for the Marina Bay Parkway Grade Separation project. Staff recommends approval of the appropriation request and is requesting authorization to enter into Cooperative Agreement No. 09W.02 with the City of Richmond. **Coop Agreement 09W.02 and Resolution No. 09-42-P.**
- 2.A.12 Annual Report from the Authority’s Legal Counsel.** APC has requested an annual report on accomplishments for each of the Authority’s key ongoing consultants. The annual report from Nossaman, Guthner, Knox & Elliot – the Authority’s legal counsel, was provided.
- 2.A.13 Independent Accountant’s Report on Dahn Corporation Compliance.** The Authority receives revenue under a property management contract with Dahn Corporation for the operation of “Mini U Storage” located in Pittsburg. This property was acquired in connection with the widening of State Route 4. The Authority’s auditor assessed Dahn’s compliance with the contract and found no major deficiencies. Certain minor issues have been addressed by Dahn’s management.
- 2.A.14 Legislation.** *(Removed from the Consent Calendar for Discussion)*
- 2.A.15 Amendment 1 to Consultant Agreement No. 230 with Nolte Associates, Inc.** Following the July 2009 annual report from Nolte Associates, staff recommends an augmentation of \$560,900 to cover additional tasks that have been added beyond the original scope-of-services.
- 2.A.17 Financial Audit for the Fiscal Year Ending June 30, 2009.** Audit standards require that the auditor brief the APC on the audit process for fiscal year ending June 30, 2009. The APC briefing included the scope, timing and other considerations related to the audit process.
- 2.A.19 I-80/San Pablo Dam Road Interchange Project Update. (Project 7002):** In June 2006, the City of San Pablo requested the Authority lead the environmental clearance phase for the project. An update on the project was provided to the APC.

2.A.20 Proposed Policy for use of Bid Savings for American Recovery and Reinvestment Act (ARRA) funded projects. Some Contra Costa jurisdictions realized bid savings in their ARRA projects. Recommendations on how to reprogram these savings are discussed in this item. **Resolution No. 09-46-P.**

2.A.21 Proposed Letter to MTC Requesting Consideration for Applying “ARRA Replacement” Proposition 1B Funds to the Route 4 Bypass Segment 3 Final Layer of Pavement and Related Work. As part of the process to distribute funds from the Federal American Recovery and Reinvestment Act (ARRA), the state agreed to an allocation of funds directed initially to the state for highways as follows: 37.5 percent. State; 62.5 percent, regions. Some regions agreed to apply the “state-based” ARRA funds to Proposition 1B projects to allow timely construction. In return, the regions were promised equivalent CMLA funds for future projects to be determined. Staff recommends sending a letter to MTC requesting funding from the ARRA “replacement” funds for the Route 4 Bypass, Segment 3 third lift of paving at an estimated cost of \$4 million.

2.B Planning Committee:

2.1 NEW ITEM: Approval of Revisions to Resolutions 07-09-G and 08-09-g for TFCA Program Budget Changes in Southwest County. SWAT has requested adjusting the budgets for two TFCA programs to move \$5,000 from the FY 2007-08 Vanpool Program to the FY 2008-09 Transit Ticket Program. The request has been approved by the Bay Area Air Quality Management District but will require the proposed resolution revisions because the projects were approved under separate resolutions. **(Resolution No. 07-09-G, Resolution No. 08-09-G.)**

2.B.1 Approval of the City of Oakley’s Calendar Years (CY) 2006 & 2007 Growth Management Program (GMP) Compliance Checklist. The City of Oakley has submitted its Calendar Years 2006 & 2007 Growth Management Program Compliance Checklist for allocation of Measure C Local Street Maintenance and Improvement (LSM) Funds. An allocation of \$487,746 in FY 2007-08 LSM funds will be paid out, following Authority approval of the GMP Compliance Checklist. An accelerated “off-year” stimulus payment of \$426,054 in FY 2008-09 LSM funds will also be paid out in September 2009.

2.B.2 Approval of the City of Orinda’s Calendar Years (CY) 2006 & 2007 Growth Management Program (GMP) Compliance Checklist. The City of Orinda has submitted its Calendar Years 2006 & 2007 Growth Management Program Compliance Checklist for allocation of Measure C Local Street Maintenance and Improvement (LSM) Funds. An allocation of \$344,989 in FY 2007-08 LSM funds will be paid out, following Authority approval of the GMP Compliance Checklist. An accelerated “off-year” stimulus payment of \$307,520 in FY 2008-09 LSM funds will also be paid out in September 2009.

2.B.3 Approval of the City of San Pablo’s Calendar Years (CY) 2006 & 2007 Growth Management Program (GMP) Compliance Checklist. The City of San Pablo has submitted its Calendar Years 2006 & 2007 Growth Management Program Compliance Checklist for allocation of Measure C Local Street Maintenance and Improvement (LSM) Funds. An allocation of \$335,265 in FY 07-08 LSM funds will be paid out, following Authority approval of the GMP Compliance Checklist. An accelerated “off-year” stimulus payment of \$299,372 in FY 2008-09 LSM funds will also be paid out in September 2009.

End of Consent Calendar

2.A.14 Legislation. Action may be taken on any item listed or on any legislation pertaining to the Authority’s legislative program.

ACTION: *Commissioner Pierce* moved to send a letter of support for SB 406, seconded by

Commissioner Glover. The motion passed unanimously, 9-0. (*Commissioner Durant had not yet arrived.*)

Commissioner Pierce stated that the Authority should reconsider its position on SB 406 (DeSaulnier). She said that the Authority had previously adopted a "support if amended" position on SB 406, with the hope that an optional \$1 vehicle license surcharge above a \$1 base surcharge would be allocated by the congestion management agencies consistent with the intent of the bill. *Commissioner Pierce* said that Senator DeSaulnier had included an amendment providing that the CMAs would be eligible recipients of grant funds generated by the second dollar, rather than being responsible for allocating the funds. This was the most the Authority could realistically hope for. She said that because the funding was important for developing a Sustainable Communities Strategy plan, the Authority would be wise to support SB 406.

Commissioner Glover said that he agreed with *Commissioner Pierce*, and said it was important to support those who advocate for the Authority's objectives.

Arielle Bourgart provided an update to the Authority on SB 406, stating that the bill was on its way to the Governor for signature.

3.0 **MAJOR DISCUSSION ITEMS:**

Commissioner Durant arrived at 6:29 p.m.

- 3.A.18 Measure J Strategic Plan Update.** Last June the Authority approved postponing the update to the 2007 Measure J Strategic Plan to get a better handle on actual Measure J revenues and debt service on the first bond. Staff will provide updated Measure J revenue projections, key policy issues to be addressed and revised schedule leading to adoption in December.

ACTION: *Commissioner Glover* moved to approve staff's recommendations on the 2009 Update to the Measure J Strategic Plan, which includes a "moderate growth" scenario, seconded by *Commissioner Taylor*. The motion passed unanimously, 10-0.

STAFF REPORT:

Hisham Noeimi, Engineering Manager, stated that the first Measure J Strategic Plan Update had begun approximately six months ago, and that in June the Authority approved a delay in the process to allow staff to better assess the impact of the recession on sales tax revenues, validate assumptions on financing costs, account for bid savings from the Caldecott and State Route 4 East widening, and complete a review of cost estimates on the eBART and State Route 4 Widening projects.

Mr. Noeimi said that staff was ready to resume the process now that data on Fiscal Year 2008-09 revenues and the inflation rate had been received, some early signs of economic recovery were evident, and the Authority's 2009 bond financing strategy had been approved. He said that construction bids for the Caldecott Tunnel Fourth Bore Project would be known on September 29th, and that Caltrans was hoping to advertise the SR4 East Widening Project later in the month. Additionally, Mr. Noeimi stated that cost reviews for the eBART and SR4 Widening from Loveridge to Somersville had been completed and would also be incorporated into the update.

Mr. Noeimi stated that all of the subregions had provided input regarding rescheduling of Measure J-funded capital projects in their areas, and that the Authority was only being asked to approve the revenue scenario for the 2009 Strategic Plan Update.

Mr. Noeimi gave a PowerPoint presentation which reviewed the events and key elements of Measure J, and highlighted the effects of reduced revenues and increased debt service costs on funding available for Measure J capital projects.

Mr. Noeimi discussed the relationship between the eBART and State Route 4 Widening projects, and explained the Authority's dependency on MTC for RM2 funding. Mr. Noeimi said that it was very important that the State Route 4 Bypass, eBART and State Route 4 Widening Projects be fully funded.

Commissioner Arnerich thanked Mr. Noeimi for his report, and said that the presentation was thorough and extremely clear. *Commissioner Arnerich* added that it was apparent that financing costs were the only aspect of the Strategic Plan that the Authority could influence.

Chair Viramontes thanked the subregions for participating in the process and making difficult decisions about their priorities.

Commissioner Metcalf noted that financial projections would vary depending on the type of economic recovery ahead. He said that local jurisdictions needed to be made aware of the impacts of reduced Local Streets and Roads funding, as some were facing contract negotiations (such as those with school bus providers) that would be affected.

Representative Worth thanked staff, East County, and the Authority for working to develop options and allowing the MTC Commissioners to advocate for keeping the eBART project moving forward, consistent with promises made to the voters. *Commissioner Glover* said that he also was grateful to the Authority, staff, his constituents, and TRANSPLAN colleagues for their hard work and sacrifices which will allow the Authority to deliver the eBART Project.

Commissioner Kee asked for clarification of the STIP funding given up by East County jurisdictions. Bob McCleary responded that the initial plan was to apply STIP funding for five cycles (a ten year period) to other parts of the county in exchange for committing the last bond exclusively to eBART. However, given that the final bond issue would now be much smaller, that policy would need to be revisited in the context of the evolving Strategic Plan commitments.

Commissioner Taylor stated that he wanted to go on record that "at TRANSPLAN the other night, we gave our hearts and souls away". He further commended TRANSPLAN and all the cities for supporting such an important and strategic action by committing all available capital funding remaining in East County, plus East County's share of the TLC program to eBART and State Route 4 East.

Deidre Heitman, Principal Planner from BART, thanked the Authority and staff for their efforts to allow the eBART Project to move forward.

4.0 REGULAR AGENDA ITEMS:

4.A Administration & Projects Committee:

4.A.16 Status Update on Office Lease. In July, the Authority approved a contract with Jones Lang LaSalle (JLL) to broker terms of an office space lease renewal and potential expansion with the Hookston Square landlord. Staff was also directed to examine alternative locations closer to BART and leases with an option to purchase. Staff and representatives from JLL provided an update to the APC on this process. The APC expressed a preference to explore remaining at the current location, subject to negotiating satisfactory terms.

ACTION: *Commissioner Arnerich* moved to authorize staff to enter into negotiations for leased office space at Hookston Square, seconded by *Commissioner Metcalf*. The motion passed unanimously, 10-0.

STAFF REPORT:

Randall Carlton, Chief Financial Officer, stated that staff and the Office Space Subcommittee had recently met to develop space planning needs. Mr. Carlton said that the benefits of remaining at Hookston Square included convenient parking, modest accommodations suitable for a public agency, and competitive pricing. He said that staff had been working with building management on options for leased office space at a different location at Hookston Square, and would provide an update to the Authority on the status of such discussions at the October Authority meeting.

Mr. Carlton added that design ideas for the new leased space included an improved Board meeting space on the ground level, with improved accessibility.

Commissioner Arnerich said that rates on a Class B building were currently below \$2.00 per square foot, and that lease pricing should be reflective of current market conditions. Mr. Carlton responded that staff had prepared a comparable counterproposal, and that it also included rent abatement for a period of three months to help with transition costs.

Commissioner Balico stated that the Authority should be able to negotiate reduced rates for a long-term lease. *Chair Viramontes* said that she agreed.

4.B Planning Committee

5.0 CORRESPONDENCE AND COMMUNICATIONS:

5.1 Letter dated July 8, 2009 from State Senator Mark DeSaulnier Regarding the SR4 Bypass Project.

5.2 Letter dated July 13, 2009 from Contra Costa Council Regarding the SR4 Bypass Project.

5.3 Letter dated July 15, 2009 from TRANSPAC Regarding the draft Countywide Bicycle and Pedestrian Plan.

6.0 ASSOCIATED COMMITTEE REPORTS:

6.1 Central County (TRANSPAC): Report of July 9, 2009

6.2 East County (TRANSPLAN): Report of August 14, 2009

6.3 Southwest County (SWAT): Report of September 14, 2009 (Pending)

6.4 West County (WCCTAC): Report of July 31, 2009

Report of September 11, 2009 (Distributed as a Meeting Handout)

6.5 Conference of Mayors (COM):

6.6 Contra Costa County (COUNTY)

6.7 CCTA Citizen Advisory Committee (CAC)

7.0 COMMISSIONER AND STAFF COMMENTS:

7.1 Chair's Comments and Reports

Chair Viramontes flagged the letter dated September 3, 2009 from the California Alliance for Jobs, League of California Cities, and California Transit Association, "Potential November 2010 Ballot Measure Campaign to Protect Local Government, Transit and Transportation Revenues," which was distributed as a meeting handout. *Chair Viramontes* said that State budget staff had indicated that diverting the local gas tax funds (~ \$1 billion) to debt service could be back on the table before the end of the year.

Commissioner Glover stated that California State Association of Counties (CSAC) would be

joining the other agencies in the initiative to further protect local government, transit and transportation funds.

7.2 Commissioners' Comments and Reports

7.3 Executive Director Report and Staff Comments

Bob McCleary flagged the letter dated September 15, 2009 from the City of Concord (related to Item 5.0 Correspondence), distributed as a meeting handout, expressing appreciation for Amin AbuAmara's efforts related to the funding and approval process for the City of Concord's two Federal Aid Projects funded under the American Recovery and Reinvestment Act of 2009 (ARRA). Mr. McCleary stated that Amin AbuAmara, Jack Hall, and Hisham Noeimi had previously been recognized by TRANSPAC staff, and that the letter represented a level of service provided to local jurisdictions that staff strives to maintain.

Commissioner Pierce said that without staff's extraordinary efforts shepherding jurisdiction staff through the process, some agencies may not have made the deadline. She thanked Amin and other Authority staff again for their excellent work.

Randall Carlton stated that on September 16th the Authority had committed to Bond Anticipation Notes at the highly competitive rate of 0.5% for \$200 million in one year notes, and that the swap termination would occur later in the week at a cost within the range of previous estimates. He said that the Authority had received its credit rating of AA+ from Standard & Poor's, and of Aa3 from Moody's.

8.0 CALENDAR: October/November/December 2009

9.0 CLOSED SESSION: Review of Executive Director The Authority will hold a closed session, under Government Code §54957 concerning salaries and compensation and to consider employee appointment, employment, evaluation of performance, or dismissal.

There was not action to report from the Closed Session.

10.0 ADJOURNMENT to Wednesday, October 21st at 6:00 p.m.

Chair Viramontes adjourned the meeting at 7:22 p.m. to the Authority meeting scheduled for October 21st at 6:00 p.m.