



CONTRA COSTA
**transportation
 authority**

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Robert Taylor,
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Randell H. Iwasaki,
 Executive Director

MEMORANDUM

To: Barbara Neustadter, TRANSPAC
 Andy Dillard, SWAT, TVTC
 John Cunningham, TRANSPLAN
 Christina Atienza, WCCTAC
 Richard Yee, LPMC

From: Randell H. Iwasaki, Executive Director *for: R. Iwasaki, CEO*

Date: October 21, 2010

Re: Items approved by the Authority on October 20, 2010, for circulation to the Regional Transportation Planning Committees (RTPCs), and items of interest

At its October 20, 2010 meeting, the Authority discussed the following items, which may be of interest to the Regional Transportation Planning Committees:

1. **Approval of FY 2010-11 Measure J Allocation for the West County Additional Bus Service Enhancements Program (Sub-Regional Program 19b).** The 2009 Measure J Strategic Plan establishes the West County Additional Bus Service Enhancements Program (Program 19b) at 2.16% of sales tax revenues. As a sub-regional program the funds are programmed by WCCTAC. At its September 24, 2010 meeting WCCTAC took action on programming the funds to AC Transit and WestCAT. *The Authority approved the allocation of Measure J West County Additional Bus Service Enhancements program funds for FY 2010-11. Resolution 10-40-G.*
2. **Approval of a Revision to the FY 2010-11 Measure J Allocation for the Sub-Regional Southwest County Safe Transportation for Children: School Bus Program (Program 21c) adding funding to the Allocation.** Subsequent to the June 16, 2010 approval of Resolution 10-24-G allocating Measure J funds to the Southwest County school bus operators through Measure J program 21C, an error was discovered in calculating a previous year program over-allocation. *The Authority approved Resolution 10-24-G, Revision 1, correcting the allocation amount for Measure J Sub-Regional Southwest County Safe Transportation for Children: School Bus Program funds for FY 2010-11. The correction added \$56,025 to the allocation. Resolution 10-24-G (Revision 1).*

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 Walnut Creek
 CA 94597
 PHONE: 925.256.4700
 FAX: 925.256.4701
 www.ccta.net

3. **Authorization to Distribute FY 2009-10 2.09% Additional Measure J Local Street Maintenance & Improvement (LSM) Funds.** The Measure J Sales Tax Expenditure Plan includes additional funding for LSM to be allocated to jurisdictions in the West, Central, and Southwest subareas (Subregional Projects and Programs, No. 23). These funds are to supplement the annual allocation of the 18% LSM. Each jurisdiction receives its allocation based upon a formula of 50% population, and 50% road miles. Compliance with the GMP for receipt of funds is only required in West County. *The Authority approved Resolution 10-44-G, authorizing the distribution of FY 2009-10 2.09% additional Measure J LSM funds. Resolution 10-44-G.*
4. **Approval of the City of Walnut Creek's Calendar Year (CY) 2008 & 2009 Growth Management Program (GMP) Compliance Checklist.** The City of Walnut Creek has submitted its Calendar Years 2008 & 2009 Growth Management Program Compliance Checklist for allocation of Measure J Local Street Maintenance and Improvement (LSM) Funds. *The Authority approved the City of Walnut Creek's GMP Compliance Checklist and payment of \$647,684 in FY 2009-10 LSM funds, with a second ("off-year") payment of FY 2010-11 funds due on the one year anniversary of the first payment.*
5. **Legislation.** *Mark Watts of Smith, Watts & Company, gave a presentation on the 2010-11 State Budget Bill (SB 870), passed by the Legislature and signed by the Governor on October 8, 2010.*
6. **Authorization for the Executive Director to sign the SR 4 Corridor System Management Plan (CSMP) for submittal to the California Transportation Commission (CTC).** As part of the passage of Proposition 1B in November 2006, the Corridor Mobility Improvement Account (CMIA) was created by the California Transportation Commission (CTC). The CTC requires Caltrans to develop Corridor System Management Plans (CSMPs) for highway corridors containing projects slated to receive CMIA funds. Caltrans has recently completed work on the SR 4 CSMP, which will enable use of CMIA funds on the State Route 4 East Widening project (Somerville to SR 160). To prepare the document for final transmittal to the CTC, it must be signed by the Executive Director of the affected CMA, Caltrans, and MTC. *The Executive Director was authorized to sign the SR4 CSMP for submittal to the CTC.*



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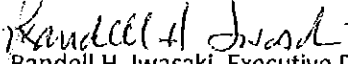
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MEMORANDUM

To: Barbara Neustadter, TRANSPAC
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From: 
 Randell H. Iwasaki, Executive Director

Date: September 23, 2010

Re: Items approved by the Authority on September 22, 2010, for circulation to the Regional Transportation Planning Committees (RTPCs), and items of interest

At its September 22, 2010 meeting, the Authority discussed the following items, which may be of interest to the Regional Transportation Planning Committees:

1. **Approval of FY 2010-11 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 July 30, 2010 meeting WCCTAC took action on programming the funds to paratransit service providers in West County. *The Authority approved the allocation of Measure J West County Additional Transportation Services for Seniors and People with Disabilities program funds for FY 2010-11. Resolution 10-41-G.*
2. **Approval of Cooperative Agreement 12J.W.01 with the City of El Cerrito for Use of CC-TLC Funds.** In the Strategic Plan for the 2010 CMA Block Grant, the Authority agreed to allow Measure J TLC funds to be used as a local match if the funding request was no more than 20 percent of the total project cost, the RTPC concurs, and the sponsor agrees to follow the Measure J peer review process. Only the City of El Cerrito requested use of the Measure J TLC funds. To receive Measure J funds, the Authority requires a cooperative agreement between the Authority and project sponsor for program. *The Authority approved Cooperative Agreement 12J.W.01 with the City of El Cerrito.*
3. **Contra Costa Centre Transit Village Grand Opening Community Celebration:** The Avalon Bay residential project and the Robert I. Schroder pedestrian/bicycle (Treat Boulevard) overcrossing at the Pleasant Hill BART station are nearing completion. To celebrate these

milestones, the Contra Costa Centre is planning an Open House/Grand Opening from 10:00 a.m. to 2:00 p.m. on Saturday, October 2, 2010. *Jim Kennedy from the Contra Costa County Redevelopment Agency briefed the Authority on planned activities for the Contra Costa Centre Grand Opening Celebration on October 2nd, and invited all to attend the event. (Attachment)*

4. **Resolution 10-38-A Authorizing the Execution and Delivery of \$201.5 Million Sales Tax Revenue 2010 Bonds, including a Second Supplemental Indenture, Bond Purchase Agreement, Private Placement Memorandum and Delegating the Authority to Distribute and Complete Said Documents, and Authorizing all Necessary Related Actions Thereto.** *The Authority approved Resolution 10-38-A providing for the issuance of \$201.5 million Sales Tax Revenue 2010 Bonds and all other actions necessary to complete the transaction on or before October 1, 2010. Resolution 10-38-A.*
5. **Authorization for the Executive Director to Sign the I-80 Integrated Corridor Mobility CSMP for Submittal to the California Transportation Commission (CTC).** *The passage of Proposition 1B in November 2006, created the Corridor Mobility Improvement Account (CMIA) by the California Transportation Commission (CTC). The CTC requires Caltrans to develop Corridor System Management Plans (CSMPs) for highway corridors containing projects slated to receive CMIA funds. Alameda CTC has recently completed work on the I-80 CSMP, which will enable use of CMIA funds on the I-80 ICM project. The Authority authorized the Executive Director to sign the I-80 ICM CSMP for submittal to the CTC, contingent upon WCCTAC approval of the document at its meeting of September 24, 2010.*
6. **Review of the City of Pittsburg's CY 2008 & 2009 GMP Compliance Checklist.** *The City of Pittsburg submitted its Calendar Years 2008 & 2009 Biennial Growth Management Program Compliance Checklist in May 2010 for allocation of local street maintenance and improvement funds. Pittsburg's recent decision to withdraw from the East Contra Costa Regional Fee and Financing Authority (ECCRFFA) has raised compliance issues that require further discussion. Consequently, review of the Checklist, which began at the July 2010 PC meeting, was held over to September, 2010. An allocation of \$574,168 is subject to the Authority's finding that the City of Pittsburg complied with the Growth Management Program (GMP) during CYs 2008 & 2009. The Authority approved allocation of the City of Pittsburg's FY 2009-10 Local Street Maintenance and Improvement funds, with a "watch" position related to allocation of "off-year" FY 2010-11 funds.*
7. **Letter to Sen. DeSaulnier dated August 13, 2010 regarding Impact of State Budget Delay on Transportation Projects.** *This letter was also sent to Senator Loni Hancock and to Assembly Members Nancy Skinner, Tom Torlakson and Joan Buchanan. A response from Assemblymember Nancy Skinner to the Authority letter regarding the delayed State budget and the impacts on transportation projects was distributed as a meeting handout. (Attachment)*

Grand Opening Celebration

The Public – *all shareholders in the development of sustainable and transit-oriented communities* – is warmly invited to the Grand Opening Celebration of the

Avalon Walnut Creek at Contra Costa Centre & Robert I. Schroder Overcrossing

SATURDAY, OCTOBER 2, 2010

10 am – 2 pm • Transit Village Open House

10:00 AM | Program & Ribbon Cutting *Robert I. Schroder Overcrossing*

10:30 AM | Program & Ceremonial Activation of Mist Fountain
*Avalon Walnut Creek at Contra Costa Centre
Town Square at the Pleasant Hill BART Station.*

*Learn first hand how Transit-Oriented-Development
can become a part of your community!*

BBQ Lunch! Tours! Entertainment for All Ages!

To RSVP and for more information, please contact Earp Events & Fundraising
at 510-839-3100 or events@earpevents.com.



AvalonBay
COMMUNITIES, INC.



MILLENNIUM PARTNERS



FREE PARKING AT BART GARAGE

Enter on Jones Road or Wayne Drive, 1365 Treat Blvd., Walnut Creek.

STATE CAPITOL
P.O. BOX 942849
SACRAMENTO, CA 94249-0014
(916) 319-2014
FAX (916) 319-2114

DISTRICT OFFICE
ELIHU HARRIS STATE BUILDING
1515 CLAY STREET, SUITE 2201
OAKLAND, CA 94612
(510) 286-1400
FAX (510) 286-1408

Assembly California Legislature



NANCY SKINNER
ASSEMBLYMEMBER, FOURTEENTH DISTRICT

COMMITTEES
CHAIR, RULES
APPROPRIATIONS
PUBLIC SAFETY
UTILITIES AND COMMERCE
CHAIR, SELECT COMMITTEE
ON RENEWABLE ENERGY

September 20, 2010

Robert Taylor, Chair
Contra Costa Transportation Authority
2999 Oak Road, Suite 100
Walnut Creek, CA 94597

Dear Mr. Taylor:

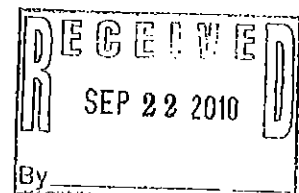
Thank you for expressing your concern over the delayed State budget, and the impacts on transportation projects. I too am most concerned about the impasse between the Legislature and the Governor.

California is facing a \$17.9 billion general fund shortfall. Governor Schwarzenegger's May Revise budget proposal rejected raising revenues to protect our safety net programs and instead favored wiping out or severely under funding services that protect those most in need in our state. At the same time the Governor chose to protect big oil and safeguard corporate loopholes.

You may not know that I am one of members of the Joint Budget Conferees of the State Assembly and Senate who have been working to solve the State deficit and create a new budget. The Governor's proposed budget would have cut many programs, and caused the unemployment rate to jump to 14%.

Job creation and preservation are vital to solving California's economic crisis. With 2.3 million Californians out of work, our economy will not recover without jobs. We certainly won't recover by killing existing jobs. And those facts have to be foremost in our mind as we move forward in addressing the state's \$18 billion budget deficit.

Passing an on-time budget that solves the deficit is a priority for me and my Democratic colleagues in the Assembly. However, we are just as committed that budget decisions do not stamp out the early signs of recovery we are seeing or hurt our long-term economic growth.



September 22, 2010
Authority Meeting Handout
Item 5.0

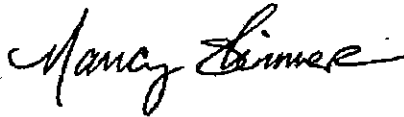
A majority of the Assembly and Senate Democrats did vote to pass a compromise budget, but it did not get the 2/3's required. The Governor and Republicans have been unwilling to meet to solve the impasse.

I am most aware of the projects that could be delayed and will work diligently to make sure that funding continues to go to these projects as they are vital to our local economy, not only for the workers but for all those who travel on those roadways.

I was proud to be at the dedication and ground breaking of the Caldecott Tunnel, and want to work to assure funding for this vital project.

Please keep me informed with any concerns.

Sincerely,

A handwritten signature in cursive script that reads "Nancy Skinner". The signature is written in dark ink and is positioned above the printed name.

Nancy Skinner
Assemblymember



CONTRA COSTA
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EXECUTIVE DIRECTOR'S REPORT
October 20, 2010

State Transportation Improvement Program (STIP) Dollars: August 13, 2010

On August 13, 2010, the California Transportation Commission (CTC) released its 2010 Annual Report on STIP County Share Balances. The report listed a Contra Costa County Share Balance of approximately \$22.1 million. Upon review, Authority staff detected an error in the CTC staff calculations resulting in a lower than anticipated allocation. CTC staff agreed with Authority staff. The revised Contra Costa County Share Balance is \$29.2 million. This balance, as well as any new capacity from the 2012 STIP, should allow the Authority to meet existing STIP pre-commitment amounts.

Public Managers Association (PMA) Meeting: September 9, 2010

Arielle Bourgart and I attended the PMA meeting. We gave the City Managers an update on Measure O. A few of the City Managers mentioned that the VRF issue was on their next Council meeting agendas for approval of positions of support. Mr. Herb Moniz and Mr. Joe Calabrigo asked if the Authority could provide a document with information on our priority projects potentially eligible for federal funding to give to their federal lobbyist (which we have provided for them). They saw a potential advantage (as did we) to a collaborative effort between the Authority and the cities of Contra Costa.

US Japan Council (USJC): September 18 – September 21, 2010

I was asked to participate on a High Speed Rail (HSR) panel on Sunday, September 19th at the first USJC conference. There were government and business officials from the US and Japan at this briefing, including Senator Daniel Inouye, Secretary Mineta, US Ambassador Roos, Japan Ambassador Fujisaki. On the second day of the conference, I gave a brief update to a larger group of invited guest on the progress of the HSR in the US at lunch.

Visit to the Via Verde Sinkhole: September 23, 2010

Jack Hall and I visited the Via Verde sinkhole in the City of Richmond. We got an update on the contractor's progress. The city officials indicated that they were close to figuring out what caused the collapse of the culvert.

ASCE Annual Meeting: September 23, 2010

I was one of the keynote speakers at the American Society of Civil Engineers annual meeting held in San Francisco on September 23rd. My speech included topics such as the High Speed Rail, Federal Surface Transportation Bill, State Budget, and the Authority's RFQs.

IBM Workshop: September 27, 2010

Peter Engel and I participated in a workshop hosted by the Authority on September 27th. IBM Research has received First of a Kind (FOAK) funding from IBM to implement transit rider modeling research and software at a test location. IBM has approached Contra Costa and its three suburban transit operators to participate. The operators and CCTA are meeting with IBM to discuss more details of the proposal.

Strategic Highway Research Program (SHRP2): September 29 – October 1, 2010

I chaired the SHRP 2 Technical Coordinating Committee Meeting for renewal of our transportation system. Contractors made presentations on the progress of their research. The committee also focused on the pre-implementation and implementation steps for the various research topics that are nearing fruition.

Series 2010 Bonds: October 1, 2010

The bond transaction closed timely and the 2009 Notes were paid off as planned. The initial rate of the 2010 Bonds was 1.02 percent, which resets weekly based on a floating rate index. Staff continues to monitor the 2009 swap condition and will brief the APC periodically.

State Route 4 (SR 4) Segment 1 Sommersville Road Bid Opening: October 5, 2010

Bids were opened on October 5th for the SR 4 Segment 1 project. The Engineer's Estimate was \$47.98 million. The apparent low bid is R&L Brosamer Inc. of Walnut Creek with a bid of \$35.727 million, representing a \$12.253 million under the engineer's estimate. There were a total of 11 bids ranging from \$35.727 million to \$40.734 million. This spread demonstrates strong competition and a high level of interest in the project. Authority staff is working with Caltrans and CTC staff to develop a plan to keep this apparent bid savings in the SR 4 corridor.

Bond Buyer's Conference: October 6-8, 2010

Randy Carlton attended the Bond Buyer's Conference in San Francisco. This is an annual conference hosted by the *Bond Buyer*, a public finance trade journal, which is attended by local government issuers, underwriters, bond attorneys, trustees, etc. Topics included California's fiscal condition, public employee pension systems, and other current events impacting public finance.

Association of General Contractors (AGC) Student Awareness Day: October 7, 2010

For the second year in a row, I made a presentation to a group of high school students in Vallejo. The goal was to introduce the students to opportunities of working in the trades or engineering.

Termination of the Suite 230 at the Buskirk Office: October 12, 2010

The Authority received an offer to terminate its office lease at the prior office (Suite 230 only) effective on October 31st. The lease would otherwise run until May 31, 2011. By terminating the lease, the net savings to the Authority (after the payment of a \$14,500 termination fee) will be approximately \$9,000 in future rent and allocated expenses. The Executive Committee was convened and granted approval to terminate the Suite 230 lease.

Clipper Fare Payment Card on Suburban Bus Operator's Transit Vehicles: October 12, 2010

Peter Engel participated with County Connection, Tri Delta Transit, WestCAT and LAVTA in a meeting with MTC to discuss positioning the suburban East Bay operators to be next on the list for Clipper Card implementation. MTC is still working on the process implementing Phase 3. CCTA will work with the operators and MTC to ensure our suburban operators make a strong case for being at the front of the line.

MTC Planning and Allocation Committee Approves Climate Initiative Grant: October 13, 2010

A three-county (Contra Costa, Sonoma, and Marin) Spontaneous Ridesharing grant proposal has been selected by MTC for funding. The Sonoma County Transportation Authority will be the lead agency, with Marin and Contra Costa CMAs as partners. Total grant amount is \$1.5 million. Contra Costa's portion is \$500,000. The program will explore opportunities to create spontaneous carpools through the application of web and mobile technologies. Our project was one of the \$31 million in projects that received funding.

Devil's Slide Tour: October 13, 2010

Ross Chittenden and Randy Carlton participated in a tour of Devil's Slide. The tour was set up to help educate the attendees about tunnel construction.

E-BART Ground breaking Ceremony: October 29, 2010

The Bay Area Rapid Transit District is hosting a groundbreaking ceremony to kick off construction of the Transfer Station that will be located east of Bailey Road. The ceremony will take place on *Friday, October 29, 2010* at 10:00 am.

I-80 Integrated Corridor Mobility (ICM) Project:

Per the recommendation from the Alameda County Transportation Commission (ACTC), the Executive Steering Committee has agreed to defer taking the ICM project to the California Transportation Commission in November. The new schedule is to present a CMIA Baseline Revision request and project allocation request at the CTC's January meeting. This additional time will allow the project team to refocus on critical project elements and address comments from both West County cities and CTC Staff.



EXECUTIVE DIRECTOR'S REPORT
September 22, 2010

ITS America Board Meeting: June 8, 2010

I attended the ITS America Board meeting in Napa, California. The meeting focused on updating the strategic plan. I gave a short presentation in regard to my focus areas as the 2008 board chair. During the meeting, I was asked to give several speeches at the next ITS World Congress in Busan, Korea.

Contra Costa Transportation Authority Office Move: July 23, 2010

The Authority has relocated its office to 2999 Oak Road, Suite 100, as of July 26, 2010. The new location not only provides a more user-friendly space for public meetings, but is directly across the street from the Pleasant Hill BART station. Our phone number remains the same.

eBART Bid Opening: July 27, 2010

Bay Area Rapid Transit opened bids on the East Contra Costa County (eBART) transfer platform and guideway improvements earlier this summer; however, bids were cancelled and the project was rebid. Bids are due Tuesday, September 21st.

Deputy Executive Director – Projects Interviews: July 28, 2010 and August 4, 2010

Hiring interviews were held over two days to fill the vacant Deputy Executive Director position. Mr. Ross Chittenden accepted the position, and started with the Authority on August 30, 2010. Ross was the Caltrans District Director for District 10. He held executive level positions at Caltrans as the Prop 1B manager, Division Chief of Programming, and the TCRP manager. I want to thank Susan Miller for acting as the Deputy Executive Director since the retirement of the previous Executive Director.

Staff Development, Budgeting, and Reimbursement: July 29, 2010

Jack Hall is pursuing a Master's of Science in Transportation Management from the Mineta Transportation Institute (MTI). MTI conducts research, education, and information and technology transfer focusing on multi-modal surface transportation policy and management issues. I am a former member of the MTI Board of Trustees. I have authorized partial reimbursement of Jack's tuition costs per existing Authority policy regarding staff development, on the basis that this credential not only contributes to Jack's professional development, but will ultimately benefit the Authority.

I-680 Rehabilitation and SB HOV Extension Project Bid Opening: August 4, 2010

Caltrans opened bids on the I-680 rehabilitation project and southbound HOV extension project and we are pleased to report that the apparent low bid was approximately \$13 million below the engineer's estimate. The Authority has programmed \$3 million of Measure J funds to extend the southbound HOV lane from Livorna Road to 0.9 miles northbound. Authority staff is working with Caltrans to ensure we get our representative share of the bid savings. The award date is on hold due to lack of a State Budget.

American Recovery and Reinvestment Act (ARRA) Savings: August 6, 2010

The Metropolitan Transportation Commission (MTC) region has savings from various projects funding by the ARRA. The Authority, working with MTC, has successfully programmed another \$1.06 million in ARRA funds to the already obligated (but not awarded) SR4 Bypass Overlay Project. Total ARRA funding

programmed for this project is approximately \$1.65 million (more than 90% of the project cost). It is with the efforts of the Authority and MTC that this project was able to capture the remaining cost savings from our county and other counties in our region, thus not having to give away any ARRA dollars from our region.

International ITE Conference in Vancouver: August 8-11, 2010

Martin Engelmann, Deputy Executive Director for Planning, attended the Institute of Transportation Engineers (ITE) 2010 Annual Meeting and Exhibit in Vancouver, British Columbia from August 8th to the 11th. The meeting, which was held in conjunction with the Canadian ITE District, featured a number of prominent international speakers who shared their experiences with technical advancements in the transportation industry.

Caldecott Tunnel Commencement Event: August 9, 2010

Several Authority staff members, Commissioners and I (along with high-level federal, state and local dignitaries, including Victor Mendez, the Administrator of the Federal Highway Administration) attended the event that commemorated the start of the tunneling operation from the East end of the 4th bore of the Caldecott Tunnel. This event helped highlight the value of Measure J to this region.

Richmond Transit Village BART Parking Structure Groundbreaking Ceremony: August 10, 2010

I represented the Authority and spoke at the groundbreaking event for the Richmond Transit Village BART parking structure. Commissioner Maria Viramontes and Representative Amy Worth also spoke at the event. Measure C revenues were used to help finance this important transit oriented development.

Administrative Clerk: August 23, 2010

Odessa Lopez started as CCTA's new Administrative Clerk on August 23, 2010. She is skilled in MS Office applications, Adobe, is bilingual and is a public notary. I wanted to thank Julia Bass who provided temporary services for her supportive efforts.

Bond Rating Agency Meetings: August 29 -31, 2010

Authority CFO Randall Carlton and I traveled to New York to meet with Moody's Investor Services and Standard & Poor's. The purpose of meetings was to apply for long-term credit ratings for the Authority's upcoming \$200 million bond issuance in September. We presented the Authority's financials, credit strengths, and presented the bond terms to the rating analysts. Our objective is to obtain the highest possible credit ratings for the Authority. Ratings are expected the week of September 13th. The Series 2010 Bonds will be issued as planned on September 30, 2010.

Caltrans Temporarily Suspends Bid Awards:

Due to the absence of Fiscal Year 2010-11 Budget Authority, Caltrans has notified industry that they will not award any new construction contracts until a budget is signed. Furthermore, if the budget impasse extends through August 2010, Caltrans may start suspending ongoing construction projects. This action may affect major projects in Contra Costa such as the SR 4 project, I-680 rehabilitation project, and the Caldecott Tunnel. As of mid-September, no ongoing projects have been suspended due to the lack of a State budget.

Advertisement of SR-4 Widening Project (Segment 1):

The next segment of the SR 4 widening project was advertised on July 19, 2010. The \$57 million project will widen SR 4 from Somersville to Contra Loma. The bid opening is scheduled for October 5, 2010, however the bid opening could be delayed due the lack of a State budget.

2009 Swap

On September 2nd Authority CFO Randall Carlton reported on the status of the 2009 Swap to the APC. The swap value at that time was a negative \$42.3 million. According to the swap covenants, the Authority is required to post collateral when the negative value exceeds \$40 million. The Authority therefore transferred a Federal agency security from its investment portfolio to Bank of America to hold as collateral. When the value returns to a negative \$40 million or less, the Authority's investment security will be returned. All interest that normally would be received on the security will continue to be received by the Authority. When long term interest declines the swap value also declines. Interest rates are currently at historical low levels due to adverse global and national financial conditions creating higher demand and prices for U.S. Treasuries. As Treasury prices increase, interest rates decline. Interest rates need to increase approximately 1.5 percent for the swap value to reach the Authority's termination target of a negative \$17 million or less.



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Authority Board Meeting **MINUTES**

MEETING DATE: September 22, 2010

MEMBERS PRESENT: Robert Taylor (Chair), David Durant (Vice Chair), Janet Abelson, Newell Arnerich, Susan Bonilla, Jim Frazier, Federal Glover, Dave Hudson, Joel Keller, Mike Metcalf, Julie Pierce, Nancy Parent, Genoveva Calloway, Amy Worth

STAFF PRESENT: Martin Engelmann, Susan Miller, Brad Beck, Randall Carlton, Peter Engel, Jack Hall, Randell Iwasaki, Matt Kelly, Hisham Noeimi, Stan Taylor (Authority Counsel), Danice Rosenbohm (Executive Secretary)

MINUTES PREPARED BY: Danice Rosenbohm

A. CONVENE MEETING: *Chair Taylor* convened the meeting at 6:02 p.m. . *Chair Taylor* welcomed everyone to the Authority's new offices and commended staff on the smooth transition.

B. PLEDGE OF ALLEGIANCE:

C. PUBLIC COMMENT:

Randy Carlton, Chief Financial Officer, reviewed some of the audio features of the new board room. He stated that audio quality at meetings would be improved with the new audiovisual equipment approved by the Authority at its July meeting.

1.0 APPROVAL OF MINUTES: Authority Minutes of July 21, 2010.

ACTION: Commissioner Glover moved to approve the Minutes of July 21, 2010, seconded by *Commissioner Bonilla*. The motion passed unanimously, 9-0. (*Commissioner Durant and Alternate Calloway had not yet arrived.*)

2.0 CONSENT CALENDAR: Consent Items recommended by the following committees:

ACTION: Commissioner Pierce moved to accept the Consent Calendar, seconded by *Commissioner Metcalf*. The motion passed unanimously, 9-0. (*Commissioner Durant and Alternate Calloway had not yet arrived.*)

2.A. Administration & Projects Committee:

2.A.1 Monthly Project Status Report.

Authority Board Meeting MINUTES

September 22, 2010

Page 2 of 12

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- 2.A.2 Monthly Accounts Payable Invoice Report for June/July 2010.** This report also includes a summary of payroll and benefits costs by organizational unit.
- 2.A.3 Monthly Cash and Investment Report for July 2010.** The Authority's Investment Policy requires this report.
- 2.A.4 Quarterly Sales Tax Revenues and Investment Report for Period Ended June 30, 2010.** 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 Proposed Actions to Various Funding 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 Quarterly Project Funding Plans – Major State Highway Projects.** The quarterly report on the status of ongoing consultant project-related contracts as well as on key project funding issues is attached.
- 2.A.7 State Route 4 Widening Project – Loveridge to SR160 - Memorandum of Understanding No. 14.06.06 with the City of Pittsburg. (Projects 1406/3003 & 1407/3001)** The widening of State Route 4 between Loveridge Road and State Route 160 requires creation of riparian enhancements at Kirker Creek within the jurisdictional limits of the City of Pittsburg. The proposed MOU (14.06.06) defines the terms and conditions under which the riparian enhancements will be designed, constructed, financed, and maintained.
- 2.A.8 State Route 4 Bypass Project – Laurel Road to Sand Creek Road - (Project 5002): Amendment to Scope of Work.** Staff seeks authorization to amend Resolution 07-05-PJ to fund additional design services for the Mokelumne Bike/Pedestrian Overcrossing. **Resolution 07-05-PJ, rev.1.**
- 2.A.9 City of Clayton – Old Marsh Creek Road Overlay (Project 24029).**
- 2.A.9.1 Peer Review of Design Plans –Phase 1.** A peer review committee completed review of the Phase 1 design plans on July 1, 2010. Staff recommends approval of peer review recommendations.
- 2.A.9.2 Request for Appropriation of Measure J funds for Construction.** The City of Clayton is requesting an appropriation of \$406,000 for construction and construction engineering. Staff recommends approval of the appropriation request. **Resolution 10-37-P**

- 2.A.10 State Route 4 Widening – Railroad Avenue to Loveridge Road. (Project 1405). Contingency Funds for Landscape Construction Contract 241 with Watkin & Bortolussi, Inc.** Staff seeks approval to increase the contingency funds in the amount of \$145,000 for extra work under construction Contract 241 consisting of additional corridor tree removal. **Resolution 09-53-P, Rev. 3.**
- 2.A.11 Disposition of Surplus Personal Authority Property.** The Authority has surplus personal property due to the recent office relocation. Surplus items include furniture, file cabinets, storage, chairs and miscellaneous office parts and sundries. The intent is to obtain bids and contract with a liquidator to reuse, recycle and dispose of all items remaining in the former offices. No single item has a value greater than \$100.
- 2.A.12 Office Relocation Project** The APC appointed a subcommittee to assist with the furniture design and audiovisual features of the new Boardroom. The design and bidding has been completed and APC approval is sought for the items following:
- 2.A.12.1 Amendment No. 3 to Agreement No. 285 with Sam Clar CSG for Boardroom Furniture.** On July 21st the Authority approved a contract amendment for the design of Boardroom furniture for the Authority's new offices. The proposed U-shaped design includes 16 stations (14 Commissioners, 2 staff), audiovisual and electrical integration, basic laminate construction and 16 chairs. The budget for the project is estimated to not exceed \$38,200, including manufacturing, delivery, installation and project administration.
- 2.A.12.2 Agreement No. 307 with Coda Technology Group for the Installation of an Audiovisual System.** On August 11th Request for Proposal 10-16 was issued to obtain proposals for the installation of an audiovisual program for the Authority's Boardroom. Specifications include presentation components, sound, audio conferencing, recording, discussion system, and a system control unit. The lowest responsible bid was submitted by Coda Technology Group for \$72,817.11.
- 2.A.14 Caldecott Tunnel Fourth Bore Project - Authorization to Enter into Amendment No. 2 to Cooperative Agreement 90.16.04 with Caltrans for Construction of the Caldecott Tunnel. (Project 1001)** The current construction cooperative agreement needs to be modified to reflect the revised funding plan based on recent CTC action which reduced the amount of State ARRA funds advanced.
- 2.A.15 Financial Audit Process for the Fiscal Year Ending June 30, 2010.** Audit standards require that the auditor brief the APC on the audit process for fiscal

year ending June 30, 2010. The APC briefing included the scope, timing and other considerations related to the audit process.

2.A.17 Authority Policy on Parking at 2999 Oak Road. The parking garage located adjacent to the Authority's offices is a pay-to-park facility. Parking is available at no cost beginning at 5:00 p.m. for those attending Authority evening meetings. Staff is seeking policy direction for incurring the cost (validating) for parking for daytime meetings and visitors. **Resolution 10-42-A**

2.A.18 State Route 4 Widening Project - Status Update. (Project 1406 & 1407). Staff gave a presentation to the APC on the status of the State Route 4 Widening Project.

2.B Planning Committee:

2.B.1 Approval of FY 2010-11 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 percent of sales tax revenues. As a sub-regional program the funds are programmed by WCCTAC. At its July 30, 2010 meeting WCCTAC took action on programming the funds to paratransit service providers in West County. Resolution 10-41-G.

2.B.2 Approval of Cooperative Agreement 12J.W.01 with the City of El Cerrito for Use of CC-TLC Funds. In the Strategic Plan for the 2010 CMA Block Grant, the Authority agreed to allow Measure J TLC funds to be used as a local match if the funding request was no more than 20 percent of the total project cost, the RTPC concurs, and the sponsor agrees to follow the Measure J peer review process. Only the City of El Cerrito requested use of the Measure J TLC funds. To receive Measure J funds, the Authority requires a cooperative agreement between the Authority and project sponsor for program. Staff has prepared a proposed agreement between the City and the Authority for review and approval.

2.B.5 SB 375 Implementation Update. Staff reported to the Planning Committee on recent meetings and events pertaining to the implementation of SB 375 and the development of a Sustainable Communities Strategy for the Bay Area.

End of Consent Calendar

3.0 MAJOR DISCUSSION ITEMS: None

4.0 REGULAR AGENDA ITEMS:

- 4.1 NEW ITEM: Contra Costa Centre Transit Village Grand Opening Community Celebration:** The Avalon Bay residential project and the Robert I. Schroder pedestrian/bicycle (Treat Boulevard) overcrossing at the Pleasant Hill BART station are nearing completion. To celebrate these milestones, the Contra Costa Centre is planning an Open House/Grand Opening from 10:00 a.m. to 2:00 p.m. on Saturday, October 2, 2010. Jim Kennedy from the Contra Costa County Redevelopment Agency will brief the Authority on planned activities.

DISCUSSION: Jim Kennedy, Redevelopment Director for Contra Costa County, first welcomed Contra Costa Transportation Authority back to Contra Costa Centre, and then invited all to attend the Grand Opening Celebration of Avalon Walnut Creek at Contra Costa Centre & Robert I. Schroder Overcrossing, scheduled for October 2, 2010.

Mr. Kennedy said that *Commissioner/Supervisor Bonilla* would be the event host. He stated that much effort had gone into trying to model transit oriented development, and that the entire region could learn from the success at Contra Costa Centre.

Commissioner Bonilla said that the transit village project had been recognized regionally and statewide, but that local support at the event would be particularly meaningful.

Commissioner Pierce said that she also looked forward to celebrating the successful completion of the project, which had been anticipated for many years.

Alternate Calloway arrived at 6:14 p.m.

4.A Administration & Projects Committee:

- 4.A.13 Legislation.** Staff will report on recent legislative developments and will recommend adoption of a federal legislative program and strategy. The committee may take action on these items or any other matter related to the Authority's legislative program.

ACTION: *Commissioner Glover* moved to approve the APC's recommendation to approve the Federal legislative program objectives and implementation steps as outlined in the staff report and the development of an annual budget for program implementation subject to Authority approval, and support in concept for a sales tax on internet sales, seconded by *Commissioner Arnerich*. The motion passed unanimously, 10-0. (*Commissioner Durant* had not yet arrived.)

DISCUSSION:

Randell Iwasaki stated that in May 2010 the Authority had directed staff to develop a Federal legislative program and implementation strategy to educate Contra Costa's Federal legislative delegation about the potential to advance key

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projects in California, and secure maximum Federal funding for a number of Contra Costa's projects.

Mr. Iwasaki stated that Congress had extended the SAFETEA-LU Program, set to expire in 2009, through the end of 2010, in the absence of an agreement on a new bill. He said that staff was hopeful that the new bill would include provisions that would allow the Authority to deliver its projects sooner.

He stated that in July 2008 the Authority had endorsed the "California Consensus on Federal Transportation Authorization", which comprised seven principles applicable to Federal transportation policy, to help ensure the regions' economic viability and efficient delivery for Contra Costa's projects.

Mr. Iwasaki stated that Federal legislative program implementation strategies of other Bay Area CMA's included routine travel to Washington D.C. by agency staff and Board members, contracts with federal lobbyists, and relationships with staff at key Federal agencies and national organizations.

Mr. Iwasaki stated staff would be working to develop an annual budget to cover expenses associated with the implementation of the Authority's Federal legislative program, subject to Authority approval and as recommended by the APC.

Mr. Iwasaki said that the Authority had successfully placed the \$10 Vehicle Registration Fee (Measure O) on the November ballot to pay for a specified program of transportation improvements to reduce traffic congestion and mitigate pollution caused by motor vehicles.

Mr. Iwasaki stated that there was not yet a FY 2010-11 State Budget, and briefly discussed how the lack of a State budget would affect Authority projects.

Mr. Iwasaki noted that the APC had recommended a *Support in Concept* position on a tax on internet sales ("e-tax fairness") proposal, and provided an update on the status of AB 744 and SB 1445. He stated that MTC would be moving forward with the HOT Lanes Project Study Report for submittal to the CTC, and asked if the Authority was interested in the status. No further information was requested.

Commissioner Abelson asked if the I-80 ICM Project was related to HOT Lanes. Mr. Iwasaki responded that the HOT lanes concept related to the sale of excess capacity in the HOV lanes to even the flow of traffic through heavily congested corridors.

Commissioner Arnerich noted that the I-80 ICM study's purpose (upcoming Agenda Item 4.B.3) was not related to HOT lanes.

- 4.A.16 Resolution 10-38-A Authorizing the Execution and Delivery of \$201.5 Million Sales Tax Revenue 2010 Bonds, including a Second Supplemental Indenture, Bond Purchase Agreement, Private Placement Memorandum and Delegating the Authority to Distribute and Complete Said Documents, and Authorizing all Necessary Related Actions Thereto.** The purpose of the attached resolution will authorize the delivery of the bond documents and actions necessary to complete the issuance of the 2010 Bonds. **Resolution 10-38-A.**

ACTION: Commissioner Pierce moved to approve Resolution 10-38-A providing for the issuance of \$201.5 million Sales Tax Revenue 2010 Bonds and all other actions necessary to complete the transaction on or before October 1, 2010, seconded by *Commissioner Frazier*. A roll-call vote was taken, and the motion passed unanimously, 10-0. (*Commissioner Durant had not yet arrived.*)

DISCUSSION:

Randall Carlton, Chief Financial Officer, stated that shortly after the passage of Measure J, on September 23, 2009 the Authority was able to accelerate its projects through the issuance of variable rate demand bonds and a forward starting interest rate swap. Mr. Carlton explained that due to a number of catastrophic occurrences in the financial markets the strategy was revisited early in 2009, and a new interim strategy called for short term borrowing to bridge the instability in the financial markets, downsizing the swap from \$300 million to \$200 million, and issuing 1-year short term fixed rate notes instead of long term variable rate bonds. Mr. Carlton said that the interim strategy was very effective, and achieved an all in borrowing rate of 3.70 percent.

Mr. Carlton said that the Authority's options had been re-evaluated over the past year, and that in June 2010 the Authority had approved a plan to provide a flexible cost effective path to termination of the swap and the issuance of conventional fixed-rate bonds. He stated that the short term fixed rate notes were due on October 1, 2010, and that staff was seeking Authority approval to pay off the notes.

Mr. Carlton stated that both private placement and public offering solutions had been analyzed, and that it was concluded that the private placement approach would best achieve the Authority's objective, allowing flexibility for termination of the swap when it reached the trigger level of \$17 million or less as set by the Authority. In response to the RFP that was issued, RBC Capital Markets provided the most favorable call Floating Rate Notes (FRNs) terms and was therefore selected for the issuance of \$201.5 million Sales Tax Revenue 2010 Bonds.

Mr. Carlton stated that he and the Executive Director had recently traveled to New York for credit rating presentations, and that the Authority's high AA+

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credit quality had been secured. He also briefly discussed the risks related to the borrowing of millions of dollars.

Mr. Carlton said that staff recommended Authority approval of Resolution 10-38-A, providing for the issuance of up to \$201.5 million Sales Tax Revenue 2010 Bonds to be issued by RBC Capital at an overall cost of borrowing per year estimated at 4.26 percent, and all other actions necessary to complete the transaction on or before October 1, 2010. Mr. Carlton stated that the bond financing team, including staff from PFM, Orrick Herrington Sutcliffe, and RBC Capital Markets were available to answer any questions the Authority might have.

Commissioner Arnerich stated that he was impressed by the bond financing structure, and that the risks were largely eliminated through the thirty day out with no prepayment penalties. He said that going forward, the Authority should consider a policy to make U.S. based financial institutions the Authority's first choice.

Commissioner Arnerich asked what other costs or fees were associated with the bond transaction. Mr. Carlton responded that there were costs of issuance of approximately \$500,000, and a purchaser's fee to RBC Capital Markets of \$575,000.

Chair Taylor commended Mr. Carlton for his excellent work on this item.

4.B Planning Committee

Commissioner Durant arrived at 6:55 p.m.

- 4.B.3 Authorization for the Executive Director to Sign the I-80 Integrated Corridor Mobility CSMP for Submittal to the California Transportation Commission (CTC).** The passage of Proposition 1B in November 2006, created the Corridor Mobility Improvement Account (CMIA) by the California Transportation Commission (CTC). The CTC requires Caltrans to develop Corridor System Management Plans (CSMPs) for highway corridors containing projects slated to receive CMIA funds. Alameda CTC has recently completed work on the I-80 CSMP, which will enable use of CMIA funds on the I-80 ICM project. The final CSMP to be transmitted to the CTC must be signed by the Executive Directors of the affected CMA(s), Caltrans, and MTC.

ACTION: *Commissioner Glover* moved to authorize the Executive Director to sign the I-80 ICM CSMP for submittal to the CTC, contingent upon WCCTAC approval of the document at its meeting of September 24, 2010, seconded by *Commissioner Arnerich*. The motion passed 10-1, with the no vote by *Commissioner Abelson*.

DISCUSSION:

Martin Engelmann, Deputy Executive Director – Planning, said that staff was seeking authorization for the Executive Director to sign the CSMP for the I-80 Integrated Corridor Mobility (ICM) Project. He stated that with the passage of Proposition 1B in November 2006, the CTC created the Corridor Mobility Improvement Account (CMIA), which funds, among other projects, the I-80 ICM.

Mr. Engelmann introduced Dr. Bijan Yarjani, Senior Transportation Engineer from the Alameda County Transportation Commission.

Dr. Yarjani gave a PowerPoint presentation on the I-80 Corridor System Management Plan (CSMP), which included the I-80 ICM Project vision and purpose, project goals, congestion mitigation strategies, local support and funding, and the construction schedule.

Dr. Yarjani stated that the I-80 CSMP had been through an extensive review and had been approved by eight other regional committees.

Commissioner Arnerich stated that the Planning Committee did not want to mitigate freeway congestion at the sacrifice of local arterials. He also noted that the presentation made at the Planning Committee Meeting was very different than the presentation provided to the Authority Board. Martin Engelmann noted that the presentation had been shortened for the Authority Board at his request.

A brief discussion followed, which included a number of commissioners stating their concerns about the project scope and costs and the consequences for local streets and roads. A number of commissioners agreed that without the project, congestion would only get worse. Randy Iwasaki noted that the traffic burden on the Bay Area transportation system would become greater as populations continued to grow.

Christina Atienza, WCCTAC Executive Director, suggested that the Authority separate the I-80 ICM project from the I-80 CSMP. She noted that the timeframe for the I-80 ICM project was significantly longer, but that it was the I-80 CSMP that was before the Authority for approval (contingent upon WCCTAC approval of the document at its September 24th Board meeting). Ms. Atienza stated that if traffic moved in a more orderly fashion, additional freeway capacity could be realized, and fewer and less severe accidents would result.

Dr. Yarjani thanked the Authority Board for their comments and suggestions for revisions to the presentation.

4.B.4 Review of the City of Pittsburg's CY 2008 & 2009 GMP Compliance Checklist.

The City of Pittsburg submitted its Calendar Years 2008 & 2009 Biennial Growth Management Program Compliance Checklist in May 2010 for allocation of local street maintenance and improvement funds. Pittsburg's recent decision to withdraw from the East Contra Costa Regional Fee and Financing Authority (ECCRFFA) has raised compliance issues that require further discussion. Consequently, review of the Checklist, which began at the July 2010 PC meeting, was held over to September, 2010. An allocation of \$574,168 is subject to the Authority's finding that the City of Pittsburg complied with the Growth Management Program (GMP) during CYs 2008 & 2009.

ACTION: Commissioner Glover moved to approve allocation of the City of Pittsburg's FY 2009-10 LSM allocation and take a "watch" position related to allocation of the "off-year" FY 2010-11 funds, seconded by *Commissioner Pierce*. The motion passed unanimously, 11-0.

DISCUSSION:

Commissioner Arnerich stated that in light of the City of Pittsburg's actions, the Planning Committee had recommended approval of allocation of the FY 2009-10 funds, and taking a "watch" position for potential future allocation of "off-year" FY 2010-11 funds. He said that the recommendation represented the Authority's spirit of cooperation, but that the Authority needed to proceed with caution.

Commissioner Pierce further explained that the Planning Committee's recommendation was to pay the first year for which the City of Pittsburg was in compliance, but wait to approve allocation of the "off-year" to ensure that the City remained in compliance with the Growth Management Program for FY 2010-11.

Representative (Alternate) Nancy Parent stated that although the City of Pittsburg did not agree with the Planning Committee's decision, it was prepared to educate the Planning Committee over the next year. She noted that the City of Pittsburg had adopted the same ECCRFFA project list, and had not withdrawn from TRANSPLAN. She also said that she believed the City of Pittsburg was the only jurisdiction that had committed fixed amounts to regional projects.

5.0 CORRESPONDENCE AND COMMUNICATIONS:

- 5.1 Letter to Sen. DeSaulnier dated August 13, 2010 regarding Impact of State Budget Delay on Transportation Projects.** This letter was also sent to Senator Loni Hancock and to Assembly Members Nancy Skinner, Tom Torlakson and Joan Buchanan. (*APC Agenda Item 19*)

A response from Assembly member Nancy Skinner acknowledging the Authority's letter regarding the delayed State budget and the impacts on transportation projects was distributed as a meeting handout.

Also distributed as a meeting handout was a letter dated September 20, 2010 from TRANSPAC Chair Cindy Silva regarding HOV and cell phone violations on I-680.

6.0 ASSOCIATED COMMITTEE REPORTS:

- 6.1 Central County (TRANSPAC): *No meeting in August*
Report of September 9, 2010
- 6.2 East County (TRANSPLAN): *No meeting in August*
- 6.3 Southwest County (SWAT): Report of July 12, 2010,
No meeting in August
- 6.4 West County (WCCTAC): Report of July 30, 2010
No meeting in August
- 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 Taylor reminded the Authority that commissioners wanting to attend the 2010 Focus on the Future Conference should let Danice Rosenbohm know.

7.2 Commissioners' Comments and Reports

7.3 Executive Staff Comments

Randell Iwasaki presented a token of his appreciation to Hisham Noeimi and Amin AbuAmara (not present) for their efforts to secure \$1.920 million in ARRA funding for the Marsh Creek Road Pavement Overlay Project, the last segment needed to complete the SR4 Bypass.

Mr. Iwasaki stated that the Authority had recently hired Odessa Lopez, one of 450 applicants, for the position of Administrative Clerk. Mr. Iwasaki noted that Ms.

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Lopez was skilled with a number of software applications and was also a certified Notary Public.

Mr. Iwasaki said that the State Route 4 bid awards were suspended due to the lack of a State Budget, and said that the Authority had been required to post collateral for the 2009 Swap.

Mr. Iwasaki stated that he had recently joined the US Japan Council, and had just returned from a trip to Washington D.C. where he spoke about high speed rail and transportation. Mr. Iwasaki stated that the objective was to talk to Senator Daniel Inouye about protecting any Senate earmarks for Contra Costa projects.

Mr. Iwasaki stated that with the Authority's approval, he was also planning to travel to South Korea and China.

8.0 CALENDAR: September/October/November 2010

8.1 Focus on the Future 2010 Conference – November 14-16, 2010, La Quinta, California. Commissioners interested in attending should notify Danice Rosenbohm.

9.0 CLOSED SESSION

10.0 RECONVENE IN OPEN SESSION AND ADJOURNMENT to Wednesday, October 20, 2010, at 6:00 p.m.

During the Closed Session, the Authority approved Resolution 10-45-A, amending the employment agreement between the Contra Costa Transportation Authority and the Executive Director.

The meeting was adjourned at 8:12 p.m.



CONTRA COSTA
**transportation
 authority**

Authority Board Meeting **MINUTES**

MEETING DATE: July 21, 2010

MEMBERS PRESENT: Robert Taylor (Chair), David Durant (Vice Chair), Janet Abelson, Newell Arnerich, Ed Balico, Jim Frazier, Federal Glover, Joel Keller, Mike Metcalf, Julie Pierce, Nancy Parent, Gayle Uilkema, Maria Viramontes, Amy Worth

STAFF PRESENT: Martin Engelmann, Arielle Bourgart, Susan Miller, Amin AbuAmara, Brad Beck, Randall Carlton, Peter Engel, Jack Hall, Matt Kelly, Hisham Noeimi, Stephen Roberts (Authority Counsel, attending for Stan Taylor), Danice Rosenbohm (Executive Secretary)

MINUTES PREPARED BY: Danice Rosenbohm

A. CONVENE MEETING: *Chair Taylor* convened the meeting at 6:00 p.m. He stated that a request had been made to take Agenda Item 4.A.17 out of order, following the Public Hearing (Agenda Item D). There were no objections.

B. PLEDGE OF ALLEGIANCE:

C. PUBLIC COMMENT:

Ralph Hoffmann spoke about the importance of completing public comment speaker forms at public meetings.

D. PUBLIC HEARING: Vehicle Registration Fee Ballot Measure (*Agenda Item 4.A.17*)

ACTION: *Commissioner Glover* moved to approve Resolution 10-30-P, the Contra Costa Transportation Improvement Measure, Expenditure Plan, and Benefit Analysis Findings, seconded by *Commissioner Viramontes*. The motion passed unanimously, 11-0.

DISCUSSION: Hisham Noeimi, Engineering Manager, gave a PowerPoint presentation on the proposed Vehicle Registration Fee Ballot Measure. He stated that the Authority had previously authorized the development of a schedule and budget, polling, and formation of an advisory committee to help develop the Expenditure Plan for the November ballot measure. Mr. Noeimi stated that staff was seeking approval of the Resolution, Measure, Expenditure Plan, and Benefit Analysis.

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Mr. Noeimi stated that SB 83, which passed in late 2009, gave CCTA the authority to place a measure on the ballot to increase the vehicle registration fee (VRF) by \$10 for transportation projects and programs. Mr. Noeimi noted that because it was a fee, the VRF increase could pass with a majority vote and that it could raise approximately \$8.5 million per year. He explained that projects and programs funded by the fee were required to have a demonstrable benefit to those paying the fee and be consistent with the Regional Transportation Plan. Mr. Noeimi stated that consensus had been reached on three program categories, which included Local Road Improvement and Repair, Transit for Congestion Relief, and Pedestrian/Bicycle Safety and Access, and that program allocations for each region of the county had been agreed upon.

Mr. Noeimi highlighted a number of issues and concerns addressed throughout the process. He stated that staff was seeking approval of Resolution 10-30-P as revised, following the June Authority Board meeting, the Ballot Measure, Final Expenditure Plan, and Benefit Analysis Findings, following a Public Hearing (Agenda Item D) as required by SB 83.

Commissioner Abelson asked whether there had been any legal challenges on user fees. *Stephen Roberts, Authority Counsel*, stated that there was a general legal principle that user fees needed to provide a benefit to the fee payer, and the greater the benefit, the stronger against any legal challenges. He said that the proposed measure was planned in the spirit of the legislation.

Public Comment

Ralph Hoffmann stated that the benefit to the fee payer seemed to be clear, and that he would support a fee greater than the \$10 allowed by SB 83.

Linda Best, Contra Costa Council, stated that her Board had voted to endorse the Authority's \$10 VRF increase, and urged the Authority to place the measure on the ballot.

Olivia deBree, Transform, thanked Authority staff and their partners for their efforts on the proposed \$10 VRF, and stated that the measure was supported by Transform. She also encouraged support for passage of the next Federal Surface Transportation bill.

Ron Brown, Save Mount Diablo, began by stating that his organization had supported Measure J. He said that he had been privileged to serve on the VRF Expenditure Plan Advisory Committee. Mr. Brown said that Save Mount Diablo had recently voted to endorse the proposed \$10 VRF measure, and thereby submitted a letter of support.

Kris Hunt, Contra Costa County Taxpayers Association, stated that she had previously provided documentation from the Howard Jarvis Taxpayers' Association position on SB 83, indicating that the proposed measure was actually a special tax and would therefore require a two-thirds vote to pass. She said that her organization did not support the measure because they believed the increase was a tax, was "hidden" because it would be included on the DMV renewal, included benefits for bicycles and pedestrians not paying the fee, and was permanent. She also stated that she objected to the expenditure of taxpayers' funds for something that polled at only 54

percent prior to the addition of a number of other competing measures slated for the November ballot.

A number of Commissioners spoke in support of the VRF increase, and *Chair Taylor* thanked all those who spoke in support of the VRF.

Representative Worth noted Contra Costa was a self-help county, which might be beneficial when advocating at the Federal, State and regional level for funding.

1.0 APPROVAL OF MINUTES: Authority Minutes of June 16, 2010.

ACTION: *Commissioner Frazier* moved to approve the Minutes of June 16, 2010, seconded by *Commissioner Viramontes*. The motion passed unanimously, 11-0.

2.0 CONSENT CALENDAR: Consent Items recommended by the following committees:

ACTION: *Commissioner Abelson* moved to accept the Consent Calendar excluding Agenda Item 2.B.3, seconded by *Commissioner Glover*. The motion passed unanimously, 11-0.

2.A. Administration & Projects Committee:

2.A.1. Monthly Project Status Report.

2.A.2 Monthly Accounts Payable Invoice Report for May 2010. This report also includes the summary of payroll and benefits costs by organizational unit.

2.A.3 Monthly Investment Report for May 2010. The Authority's Investment Policy requires this report.

2.A.4 Out-of-State Employee Travel Report. Randall Carlton, Chief Financial Officer attended the 2010 Government Finance Officers' Association (GFOA) conference held between June 6 and June 9 in Atlanta, Georgia. The conference provided important updates on government accounting standards, technology and the economy. The total conference cost was \$1,780.

2.A.5 Listing of Construction Change Orders (CCOs) greater than \$25,000. Authority policy requires that this list be submitted to the APC for information.

2.A.6 Office Relocation Project:

2.A.6.1 Amendment No. 1 to Agreement No. 296 with RLS for Boardroom Audiovisual Services. This amendment is related to the second phase of the Relocation Project which includes the technical programming requirements, construction documents, bidding and construction administration of the audiovisual system

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for the new Boardroom. The amendment value for the additional services is stated at \$13,520.

2.A.6.2 Amendment No. 2 to Agreement No. 296 with RLS for Information Technology Services. This amendment addresses overages in the original Agreement due to the Authority's request to accelerate the delivery of construction documents and additional technical coordination with voice and data service providers. The amendment value for the additional services is \$7,280.

2.A.6.3 Amendment No. 2 to Agreement No. 285 with Sam Clar Office Furniture, Inc. – Commercial Services Group (CSG) for Boardroom Furniture Design Services. This amendment will provide furniture design services for the new Boardroom. The amendment value for the additional services is stated at \$1,870.

2.1 NEW ITEM: Amendment No. 1 to Agreement No. 300 with WBE Telecom for Data Cabling. The technology firm installing the network cabling in the Authority's new offices requires an additional 200 feet of cabling for the Boardroom. The amendment will increase the contract value by \$2,584.22.

2.A.7 Acceptance of Caltrans Initial Study, Adoption of Negative Declaration, and Filing of Notice of Determination With Respect to the I-80/San Pablo Dam Road Project (Project 7002). Staff recommends certification of the I-80/San Pablo Dam Road Project environmental document for Authority's use and authorizes the Executive Director to file a *Notice of Determination*. **Resolution 10-31-P.**

2.A.8 State-Local Partnership Program (SLPP) - Project Nomination for FY 2010-11. Project nominations for the FY 2010-11 SLPP program are due to the California Transportation Commission by August 15th, 2010. Staff recommends nominating the State Route 4 East Widening: Somersville Road to SR 160 (Project 3001). **Resolution 10-33-P**

2.A.9 2009 Measure J Strategic Plan:

2.A.9.1 Amendment No. 1 to the 2009 Measure J Strategic Plan. This amendment proposes various actions for four Measure J projects: Marsh Creek Road Upgrade (Project 24001); Pine Hollow Road Widening (Project 24002); Old Marsh Creek Road Overlay (Proposed New Project 24029); and State Route 4 Bypass: Widen to 4 Lanes – Laurel Road to Sand Creek Road (Project 5002). **Resolution 10-34-P.**

2.A.9.2 Policy and Procedures with Respect to Compliance Audit of Recipients of Measure J Funds. Staff seeks authorization to revise Exhibit A to Resolution 08-05-A, allowing the Authority to remove Objective 8. **Resolution 08-05-A, Rev. 1.**

2.A.10 I-680 Auxiliary Lane Project - Segments 1 & 3 Landscaping (Project 1106). Acceptance of Construction Work and Authorization to Close Agreement 231 with Watkin & Bortolussi, Inc. The initial construction work for the I-680 landscaping project is

complete. Consistent with Authority policy, staff is seeking approval and acceptance of the contract work as complete to allow the final payment to the contractor including the release of the retention funds held by the Authority and allow the contract closeout activities to proceed. **Resolution 10-36-P.**

- 2.A.11 State Route 4 Widening – Railroad Avenue to Loveridge Road. (Project 1405). Contingency Funds for Landscape Construction Contract 241 with Watkin & Bortolussi, Inc.** Staff seeks approval to increase the contingency funds in the amount of \$125,000 for necessary extra work under construction Contract 241 and to reimburse the contractor for the landscape irrigation costs through the three-year plant establishment period consistent with Cooperative Agreement No. 90.14.09. **Resolution 09-53-P, Rev. 2.**
- 2.A.12 SR4 Widening Project – Somersville Road to SR160 (Project 1407/3001).**
- 2.A.12.1 Amendment No. 2 to Agreement No. 208 with Contra Costa County for Right of Way Acquisition Services.** Staff seeks authorization to execute Amendment No. 2 to Agreement No. 208 with Contra Costa County in the amount of \$1,392,900 for acquisition work for an additional 55 parcels and other out of scope items not included in their original agreement.
- 2.A.12.2 Amendment No. 4 to Agreement No. 203 with BKF for Final Design (PS&E) Services.** Staff seeks authorization to execute Amendment No. 4 to Agreement No. 203 with BKF Engineers in the amount of \$395,000 for additional out of scope design services primarily related to environmental permitting, right of way acquisition, utility relocations and additional structures.
- 2.A.12.3 Amendment No. 2 to Agreement No. 211 with Harris & Associates for Corridor Integration Team Services.** Staff seeks authorization to execute Amendment No. 2 to Agreement No. 211 with Harris & Associates in the amount of \$252,000 for additional services including construction management for right of way acquisition demolition work, utility relocation coordination and architectural treatment oversight during construction.
- 2.A.12.4 Utility Agreements with PG&E.** Staff seeks authorization to enter Utility Agreements No. 301 for \$642,900, No. 302 for \$1,398,000 and No. 303 for \$395,000 with PG&E to relocate their electrical and gas transmission facilities in conflict with the widening project.
- 2.A.13 City of Clayton – Old Marsh Creek Road Overlay – Authorization to Sign Cooperative Agreement 24C.03 and Appropriation of Measure J Funds (Project 24029).** The City of Clayton is requesting an appropriation of \$5,000 in Measure J funds for Final Design. Staff recommends approval of the appropriation request and is requesting authorization to enter into **Cooperative Agreement No. 24C.03** with the City of Clayton. This action is

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contingent on approval of the Strategic Plan Amendment (Agenda Item 2.A.9.1).
Resolution 10-32-P.

- 2.A.14 East Contra Costa Rail Extension – Concurrence with BART AB1171 Allocation Request (Project 2001/3004).** MTC requires the Authority's approval of BART's AB1171 funding request for \$11 million. **Resolution 10-35-P**
- 2.A.15 Office Relocation - New Boardroom Furniture and Audiovisual.** Equipping the new Authority Boardroom will require the Authority to develop specifications for furnishings and audiovisual requirements. Staff is seeking input and direction from the APC and the criteria for establishing these requirements. The furniture and audiovisual consultants will be present to discuss a checklist of considerations and provide information as needed on different options.
- 2.A.16 2010 Bond Financing Plan.** On June 16th the Authority approved an interim strategy calling for the termination of the Authority's interest rate swap contract when the value falls below \$17 million. The strategy also calls for issuing long term fixed rate bonds when the termination occurs. Finally, the Authority delegated approval for the APC to select the type of interim financing to refinance the 2009 Notes. PFM, the Authority's financial advisor, presented the interim financing options to the APC. The APC opted for the issuance of Floating Rate Notes (FRNs) as the strategy. The Authority will provide final approval of the FRNs on September 15 with a final issuance on or before October 1, 2010.
- 2.A.18 I-680/Norris Canyon Carpool/Bus Ramps (Project 8003).** The Project Study Report has been completed for this project. Staff provided a brief overview of the report and status of the project.
- 2.A.20 Legislation.** Staff reported that the *Local Taxpayer Public Safety and Transportation Protection Act of 2010* initiative (Proposition 22), sponsored by the League of California Cities, the California Transit Association and the Alliance for Jobs, was qualified for the November, 2010 ballot. The Authority has taken a 'support' position on this initiative. The 'Hidden Tax Initiative,' sponsored by the California Chamber of Commerce and taxpayer associations, has also qualified for the November ballot. The Authority may take action on these items or any other matter related to the Authority's legislative program.
- 2.B Planning Committee:**
- 2.B.1. Approval of FY 2010-11 Measure J Allocation for the Central County Additional Bus Service Enhancements Program (Sub-Regional Program 19a).** The Measure J Expenditure Plan establishes the Central County Additional Bus Service Enhancements program (Program 19a) at 1.2% of sales tax revenues. As a sub-regional program the funds are programmed by TRANSPAC after consultation with County Connection. At its June 17, 2010 meeting TRANSPAC took action on

programming the funds to County Connection for the continued support of routes #16 and #316. **Resolution 10-26-G.**

- 2.B.3** *Removed from Consent Calendar*
- 2.B.4** **Approval to Transmit Project Recommendations to MTC for Funding through the 2010 CMA Block Grant Program.** As Congestion Management Agency for Contra Costa, the Authority has the responsibility for recommending projects for funding through the three programs included in MTC's 2010 CMA Block Grant process. Staff and review subcommittees have evaluated the applications received and recommend funding three projects through the Regional Bicycle Program and four projects through the Transportation for Livable Communities program. The Technical Coordinating Committee (TCC) concurs with this recommendation. Funds for the Local Streets and Roads Shortfall program would be allocated by formula to jurisdictions within Contra Costa. In June, the Authority delegated responsibility to the Planning Committee for transmittal of CMA Block Grant Program recommendations to MTC.
- 2.B.5** **Amendment No. 1 to Fehr & Peers Agreement No. 225 to Implement the 2009 Countywide Bicycle and Pedestrian Bicycle Plan.** As a first step to implement its policies, the 2009 *Countywide Bicycle and Pedestrian Plan* (CBPP) called for the Authority to work with the CBPAC, the TCC and regional agencies involved in pedestrian and bicycle planning and support study to review needed implementation actions, identify the resources needed to accomplish them, and develop an overall approach and scope of work for carrying them out. Staff proposes to amend Agreement No. 225 with Fehr & Peers to add this study to their scope of work. The Authority has budgeted \$25,000 for this work in FY 2011.
- 2.B.7** **Revision to Cycle 2 Lifeline Transportation Program (LTP) Project Funding to Reflect MTC Funding Adjustments Resulting from Changes in Available STA Funds.** Approval will program additional funding available from MTC for the Lifeline Transportation Program (LTP). The reinstatement of the State Transit Assistance (STA) program and some additional Job Access Reverse Commute (JARC) has made additional funding available to the cycle 2 LTP. The STA funds are only available to transit operators and are proposed to be used to backfill previously approved LTP projects which lost funding when STA was eliminated mid-cycle and to provide some new funding to the same projects. **Resolution 08-10-G Revision 3.**
- 2.B.8** **Adopt Resolution 10-25-G Finding FY 2010-11 TFCA Projects Meet Cost Effectiveness Criteria.** On March 17, 2010 the Authority approved Resolution 10-8-G authorizing the submittal of the FY 2010-11 TFCA Program Manager Expenditure Plan to the Bay Area Air Quality Management District. At that time the attached projects were approved by each RTPC and by the Authority, in

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concept, for budgeting purposes. Under the TFCA program policies, which provide more decision making authority to each county, each county program manager has the responsibility of determining cost effectiveness of approved projects. Pursuant to Board approval of expenditure plan projects, Authority staff will forward the Project Information Sheets and Cost Effectiveness Worksheets to the Air District. **Resolution 10-25-G.**

End of Consent Calendar

- 2.B.3 Authorization for the Executive Director to Sign the SR 24 CSMP for Submittal to the California Transportation Commission (CTC).** As part of the passage of Proposition 1B in November 2006, the Corridor Mobility Improvement Account (CMIA) was created by the California Transportation Commission (CTC). The CTC requires Caltrans to develop Corridor System Management Plans (CSMPs) for highway corridors containing projects slated to receive CMIA funds. Caltrans has recently completed work on the SR 24 CSMP, which will enable use of CMIA funds on the Caldecott Tunnel project. To prepare the document for final transmittal to the CTC, it must be signed by the Executive Director of the affected CMA(s), Caltrans, and MTC.

ACTION: Alternate Hudson moved to authorize the Executive Director to sign the SR24 CSMP as amended for submittal to the CTC, seconded by *Commissioner Balico*. The motion passed unanimously, 11-0.

DISCUSSION: Martin Engelmann, Deputy Executive Director for Planning, stated that the CTC required Caltrans to develop Corridor System Management Plans (CSMP) for projects slated to receive CMIA funding. He said that Caltrans had recently completed work on the SR 24 CSMP, which would enable use of CMIA funds on the Caldecott Tunnel project.

Mr. Engelmann stated that the TCC had requested changes to the introductory paragraph in the Executive Summary to underscore that the projects and strategies recommended in the document did not represent a firm commitment to a program of projects, and further revisions to acknowledge the cooperative effort of various stakeholders along the SR24 corridor. He stated that these amendments were shown on a handout, which was distributed at the meeting.

3.0 MAJOR DISCUSSION ITEMS: *None*

4.0 REGULAR AGENDA ITEMS:

4.A Administration & Projects Committee:

- 4.1 NEW ITEM: Approval of New Boardroom System Requirements and Authorization of Request for Proposal for Related Equipment and Installation.** As reported earlier, the construction completion of the new Boardroom was moved up to the end of July 2010 instead of February 2011 at no added lease expense to the Authority. In order to address the accelerated timeframe, the APC established a subcommittee to assist with developing design and system

requirements for the new Boardroom. A comprehensive audiovisual program has now been prepared for consideration by the Authority. Staff is seeking approval to issue Request for Proposal No. 10-16 to obtain the equipment and installation services called for in the audiovisual program. The budget of magnitude for completing the audiovisual program is \$85,000. The Authority will receive an overview of the audiovisual requirements and solutions.

ACTION: Commissioner Viramontes moved to authorize the RFP for Board Room audiovisual requirements, seconded by Commissioner Metcalf. The motion passed unanimously, 11-0.

DISCUSSION: Randy Carlton, Chief Financial Officer, stated that Agenda Item 4.1 was placed on the July Authority agenda at the request of the APC sub-committee which was formed to assist staff in design efforts for the new Board Room's audiovisual requirements. Mr. Carlton said that construction on the Board Room had been completed much earlier than planned, and that it was being made available to the Authority at no added lease expense. Mr. Carlton introduced Randy Sparks, RLS, who gave an overview of the audiovisual plan for the new Board Room.

Mr. Sparks stated that requirements for the new Board Room were similar to existing requirements and in keeping with high resolution and high definition images. Due to the increased size of the Oak Road Board Room, a new projector, projection screen, and flat panel monitor were required. He noted that as a companion to DVD, audio recommendations included program playback speakers, speech reinforcement, and an upgrade making the system less prone to interference and providing a clearer audio quality.

Mr. Sparks also discussed system recommendations that would allow for mobility of presentations, audio recording and conferencing capability, and transcription capability through a digital Windows media file format, which could also be streamed.

Mr. Sparks said that the APC sub-committee had emphasized simplicity and ease of use, and that the recommended technology could be upgraded if so desired in the future.

Commissioner Abelson asked if the new equipment would be user-friendly, for the convenience of those who use the room less frequently. Mr. Sparks responded that a touch-screen interface had been incorporated, and that his firm's process included testing by people unfamiliar with the equipment.

Representative Worth suggested positioning the screens differently in the new Board Room, allowing the audience and Board to view presentations on the

same screen and eliminating the appearance of the Board looking at the floor (when actually viewing presentations on the console-mounted monitor). Mr. Sparks said that such a request could be accommodated, however it would be more costly.

- 4.A.17 November 2010 Ballot Measure in Contra Costa: Vehicle Registration Fee to Fund Transportation Programs and Projects – Adoption of Contra Costa Transportation Improvement Measure and Expenditure Plan.** Staff recommends approval of the Contra Costa Transportation Improvement Measure and Expenditure Plan. A required public hearing will be held at the Authority meeting on July 21, 2010 prior to taking action on this item.
Resolution 10-30-P

(Action on this item was taken following Agenda Item D – Public Hearing)

- 4.A.19 Request for Approval to Issue RFQ 10-13 and 10-14 to Re-establish the Authority's Consultants Eligibility Lists for Design and Environmental/Preliminary Engineering Services.** Staff recommends that the Authority advance several sales tax projects to the next project development phase, and that the Authority's Consultants Eligibility Lists for Design and Environmental/Preliminary Engineering Services be re-established.

ACTION: Commissioner Frazier moved to issue RFQ 10-13 and RFQ 10-14, seconded by Commissioner Durant. The motion passed unanimously, 11-0.

DISCUSSION: Susan Miller, Director of Projects, stated that the Authority had taken the lead on project development work and had met some major milestones on a number of Measure C and Measure J projects. She said that the Authority had been able to leverage local dollars and take advantage of funding opportunities, and that it was time to take the next steps to advance five projects and issue two RFQs to re-establish consultant eligibility lists that had expired.

Hisham Noeimi, Engineering Manager, identified the five projects to be advanced, which were detailed in the staff report. He said that constructing the projects would cost over \$.5 billion, and that less than one quarter of the funding needed to complete the projects was currently available.

Mr. Noeimi said that the Authority was being asked to make a decision about whether to wait for full funding, or try to advance the projects as much as possible to take advantage of future funding opportunities. He noted that the Authority had been successful in securing Proposition 1B funds for projects in the development phase.

Mr. Noeimi stated that RFQ 10-13 for Design Services and RFQ 10-14 for Preliminary Engineering and Environmental Services would be issued in early September.

Commissioner Viramontes asked when the eligibility lists were last updated. Mr. Noeimi responded that the previous RFQs had been issued in October of 2006.

4.B Planning Committee

- 4.B.2 **The City of Pittsburg's Calendar Years (CY) 2008 & 2009 Growth Management Program (GMP) Compliance Checklist.** The City of Pittsburg has submitted its Calendar Years 2008 & 2009 Biennial Growth Management Program Compliance Checklist for allocation of local street maintenance and improvement funds. Pittsburg's recent decision to withdraw from the East Contra Costa Regional Fee and Financing Authority (ECCRFFA) has raised compliance issues that require further discussion. Consequently, review of the Checklist has been held over to September, 2010. An allocation of \$609,542 is subject to the Authority's finding that the City of Pittsburg complies with the GMP.

ACTION: *Commissioner Durant* moved to allow the Planning Committee to review the matter and make a recommendation to the Authority, seconded by *Alternate Hudson*. The motion passed unanimously, 11-0.

DISCUSSION: Martin Engelmann, Deputy Executive Director for Planning, stated that the City of Pittsburg had submitted its Calendar Year 2008-2009 Growth Management Program Compliance Checklist on May 26th, 2010, and it was then forwarded to the Citizens Advisory Committee (CAC) for approval. He said that the Checklist was not approved by the (CAC) because the City of Pittsburg had stopped the payment of fees to East Contra Costa Regional Fee and Financing Authority (ECCRFFA). Following the CAC meeting, the City of Pittsburg paid fees owed to ECCRFFA, withheld since July 2009.

Mr. Engelmann stated that because the Planning Committee learned that the City of Pittsburg had taken steps to withdraw from ECCRFFA, it recommended that action on the City of Pittsburg's Checklist be deferred to September, to allow staff to collect more information and seek the advice of Authority Counsel.

Mr. Engelmann stated that additional information had been received in a letter to Authority staff from the City of Pittsburg, which was distributed as a meeting handout.

Public Comment

Joe Sbranti, City of Pittsburg, stated that it was important to note that the Checklist in question was for Calendar Years 2008 and 2009, and that the City fully participated as a member of ECCRFFA during the reporting period.

Mr. Sbranti assured the Authority that the City of Pittsburg would continue to participate in TRANSPLAN, and that the City would continue to collect regional traffic fees for the same list of projects as other East County cities.

Representative (Alternate) Nancy Parent said that the City of Pittsburg would continue to collect the appropriate amount of money for use on regional plans. She said that the problem between Pittsburg and ECCRFFA related to priorities. She said that what the City of Pittsburg intended to do in the future should not affect a Return to Source distribution for a prior Checklist period.

Commissioner Durant said that the Planning Committee had recommended that the issue be discussed in September (the next scheduled meeting), after the facts were gathered.

Commissioner Viramontes said that she would not support withholding Return to Source funding from a jurisdiction that soundly completed its Checklist. *Alternate Hudson* said that he agreed, however he believed that the Planning Committee had questioned whether Authority policies would allow it.

- 4.B.6 SB 375 Implementation Update.** Staff will report on recent meetings and events pertaining to the implementation of SB 375 and the development of a Sustainable Communities Strategy for the Bay Area.

ACTION: Information Only

DISCUSSION: Martin Engelmann, Deputy Executive Director for Planning, provided an update on SB 375 Implementation and the development of the Sustainable Communities Strategy (SCS).

Mr. Engelmann said that Authority staff continued to work with local jurisdictions on land use through the year 2040, although progress was slow due to jurisdiction staffing issues.

Mr. Engelmann stated that the California Air Resources Board (CARB) had issued its draft targets in the form of a per capita percentage reduction in greenhouse gas emissions over the per capita emission levels of 2005. He said that the target set for the Bay Area was a 5-10 percent reduction by 2020, and a 2-11 percent reduction by 2035. Mr. Engelmann stated that staff believed the targets to be attainable.

Mr. Engelmann said that the next SCS CEO committee meeting, normally attended by the Executive Director, scheduled for July 29th had been canceled.

He said that SB 1145 (DeSaulnier), which proposed a \$1 vehicle registration fee bill to provide for a temporary source of revenue (through 2016) for the implementation of SB 375, was still being considered.

Commissioner Viramontes asked if GHG emission targets would take into consideration certain industries that generate significant GHG emissions. Mr. Engelmann responded that refinery emissions would not be included in SCS strategy calculations, and that only car and light truck emissions would be counted.

Commissioner Abelson asked for clarification of the reduction targets. Mr. Engelmann responded that fleet turnover would help in achieving targets after the year 2020.

5.0 CORRESPONDENCE AND COMMUNICATIONS: *None*

6.0 ASSOCIATED COMMITTEE REPORTS:

6.1 Central County (TRANSPAC): Report of June 17, 2010
Report of July 8, 2010

6.2 East County (TRANSPLAN): Report of June 10, 2010
Meeting of July 8, 2010 Canceled

6.3 Southwest County (SWAT): Report of June 7, 2010

6.4 West County (WCCTAC): Report of June 25, 2010

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 Taylor stated that the Authority would be moving on July 23rd, and asked Randy Iwasaki to thank staff for their hard work related to the office relocation.

7.2 Commissioners' Comments and Reports

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7.3 Executive Staff Comments

Randy Iwasaki thanked staff for all of their work preparing for the office move. He also thanked Hisham Noeimi and Arielle Bourgart for their work on the Vehicle Registration Fee effort. Mr. Iwasaki stated that Erick Cheung was the proud father of a new baby girl, named Alexis.

Randy Iwasaki reported that there *would not* be the need for a special Authority Board Meeting in August.

8.0 CALENDAR: August/September/October 2010

Due to the 2010 League of California Cities conference scheduled for September 15-17 in San Diego which some commissioners would be attending, the September Authority meeting was rescheduled for Wednesday, September 22nd, at 6:00 p.m.

9.0 ADJOURNMENT to Wednesday, September 22, 2010, at 6:00 p.m.

The meeting was adjourned at 7:37 p.m.

