AGENDA
REGULAR MEETING
COUNCIL OF SAN BENITO COUNTY GOVERNMENTS

DATE: Thursday, August 20, 2015
3:00 p.m.

LOCATION: Board of Supervisors Chambers
481 Fourth St., Hollister, CA 95023

DIRECTORS: Chair Jerry Muenzer, Vice Chair Tony Boch
Directors Anthony Botelho, Victor Gomez, and Ignacio Velazquez
Alternates: San Benito County: Jaime De La Cruz;
City of Hollister: Mickie Luna; City of San Juan Bautista: Jim West
Ex Officio: Caltrans District 5

Persons who wish to address the Board of Directors must complete a Speaker Card and give it to the Clerk prior to addressing the Board. Those who wish to address the Board on an agenda item will be heard when the Chairperson calls for comments from the audience. Following recognition, persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the Public Comment portion of the agenda item will be closed. The Opportunity to address the Board of Directors on items of interest not appearing on the agenda will be provided during Section C. Public Comment.

3:00 P.M. CALL TO ORDER

A. Pledge of Allegiance
B. Verification of Certificate of Posting
C. Public Comment (Opportunity to address the Board on items of interest on a subject matter within the jurisdiction of the Council of Governments and not appearing on the agendas. No action may be taken unless provided by Govt. Code Sec. 54954.2 Speakers are limited to 3 minutes.)
D. Executive Director's Report
E. Caltrans Report - Gubbins/Loe (Page 3)
F. Board of Directors' Reports

CONSENT AGENDA:

(These matters shall be considered as a whole and without discussion unless a particular item is removed from the Consent Agenda. Members of the public who wish to speak on a Consent Agenda item must submit a Speaker Card to the Clerk and wait for recognition from the Chairperson. Approval of a consent item means approval as recommended on the Staff Report.)

1. APPROVE Council of Governments Draft Meeting Minutes Dated July 16, 2015 – Postigo (Page 5)
2. RECEIVE Construction Projects Report – Caltrans District 5 (Page 11)
3. **APPROVE** Amendment No. 3 to Central Coast Coalition Memorandum of Understanding - Gilbert  
   (Page 13)

4. **APPROVE** Employment Agreement Between the County of San Benito and the Council of San Benito County Governments and Mary Gilbert for Employment as COG Executive Director - Postigo  
   (Page 18)

**REGULAR AGENDA:**

5. **RECEIVE** Transportation Funding and Legislation Update – Gilbert  
   (Page 27)

6. **RECEIVE** Update on the Traffic Impact Mitigation Fee Program Nexus Study – Gilbert  
   (Page 28)

7. **REVIEW** Financial Assumptions for Transportation Through 2035 and **APPROVE** for Inclusion in an Amendment to the 2014 RTP – Gilbert  
   (Page 32)

Adjourn to COG Meeting on September 17, 2015. Agenda Deadline is Tuesday, September 8, 2015 at 12:00 p.m.

In compliance with the Americans with Disabilities Act (ADA), if requested, the Agenda can be made available in appropriate alternative formats to persons with a disability. If an individual wishes to request an alternative agenda format, please contact the Clerk of the Council four (4) days prior to the meeting at (831) 637-7665. The Council of Governments Board of Directors meeting facility is accessible to persons with disabilities. If you need special assistance to participate in this meeting please contact the Clerk of the Council’s office at (831) 637-7665 at least 48 hours before the meeting to enable the Council of Governments to make reasonable arrangements to ensure accessibility.
News at 5

2014 Regional Wildlife Corridor and Habitat Connectivity Plan
Caltrans District 5 recently released the 2014 Regional Wildlife Corridor and Habitat Connectivity Plan. This report, produced by the University of California, Davis, compiles regional maps from four previous studies on wildlife corridors and landscape connectivity. It also features 240 additional data layers, including planned State Transportation Improvement Program (STIP) and State Highway Operation and Protection Program (SHOPP) projects intersecting regional biological and ecological resources. The report, designed for regional analysis, is soon to be released to the public on the Caltrans District 5 web page at: http://www.dot.ca.gov/dist05/

2014 Non-motorized Transportation Pilot Program
The Federal Highway Administration recently released the 2014 Non-motorized Transportation Pilot Program (NTPP) report. The document measures the outcomes of an $88.5 million federal investment in non-motorized infrastructure and training for four pilot communities, including Marin County, California. The report covers from August 2005 through December 2013. It notes that about 85 million vehicle miles traveled were reduced while pedestrian and bicycling activity increased 23 percent and 48 percent, respectively. More information is available at:
http://www.fhwa.dot.gov/environment/bicycle_pedestrian/ntpp/

25th Annual California Transportation Foundation Awards
Caltrans District 5, Caltrans Engineering Services, Golden State Bridge Inc., and Case Pacific Construction received Structure Project of the Year for SR 1 Pitkins Curve Bridge & Rain Rocks Rock Shed.
The Interchange Project of the Year went to Caltrans District 5, Transportation Agency for Monterey County, and DeSilva Gates Construction for SR 1/Salinas Road Interchange.

Water Conservation
As the severe drought continues throughout California, Caltrans urges everyone to conserve water and has implemented the following actions toward that goal:
Conservation continued...
- Evaluated all proposed planting projects for the next two years and delayed, until after the drought, 20 percent of the scheduled work.
- All planting work currently under construction will remain on schedule to avoid negative impacts to the contracting industry.
- Improved the department’s efficient use of water and reduced maintenance costs over the long-term.

Caltrans Director to Lead Western Transportation Association
Caltrans Director Malcolm Dougherty is now president of the Western Association of State Highway and Transportation Officials (WASHTO). This position includes presiding over all WASHTO meetings and serving as the regional representative to the American Association of State Highway and Transportation Officials (AASHTO) Executive Committee. Dougherty has more than 20 years experience with Caltrans and has served as Chief Deputy, Chief Engineer and Fresno District Director. In addition, he has held several management positions in Design, Project Management, Maintenance and Traffic Operations.

New Caltrans Safety Campaign
Following the success of California’s Slow for the Cone Zone public awareness campaign, Caltrans, California Office of Traffic Safety, and the California Highway Patrol are asking drivers to Be Alert, Our Mom/Dad’s at Work. The campaign features the children of Caltrans’ very own field maintenance employees highlighting the message to stay alert. There are about 77 billboards statewide, two on the central coast. One is located between Paso Robles and San Miguel on US 101 in San Luis Obispo County and the other, on US 101 south of Salinas in Monterey County.

County Spotlight
Caltrans Partnership & Transit Planning Grants
Overall, 56 grants applications were received state wide, totaling over $10 million; and 40 applications were awarded, totaling $5.3 million. Congratulations to the following recipients:
- AMBAG - $174,749
- Feasibility Study of Downtown Circulator Service
- Rural Transit Improvement Initiative
- SBtCOG - $55,000
- Expanding Intelligent Transportation Systems Technology for the 21st Century
- TAMC - $120,000
- Pacific Grove State Route 68 Corridor Study
- SLOCOG - $150,000
- Joint San Luis Obispo Regional Transit Authority and City of San Luis Obispo Transit 7-Year Plan
- SBCAG - $90,200
- Santa Barbara County Online Transit Resource Guide

Active Transportation Program Grant
Caltrans is in the process of reviewing 770 applications—more than half benefiting disadvantaged communities—received from cities and counties throughout California, totaling nearly $1 billion in project requests. All are competing for a share of $360 million in federal and state funding from the state’s Active Transportation Program, promoting bicycling, walking and a healthier state.
Agenda Item: ___

SAN BENITO COUNTY
COUNCIL OF GOVERNMENTS
REGULAR MEETING

July 16, 2015, 3:00 P.M.

DRAFT MINUTES

MEMBERS PRESENT:
Chair Muenzer, Vice-Chair Boch, Director Gomez, Director Botelho
Ex Officio: Brandy Rider, Caltrans District 5

MEMBERS ABSENT:
Director Velazquez

STAFF PRESENT:
Deputy County Counsel, Shirley Murphy; Interim Executive Director, Mary Gilbert; Administrative Services Specialist Kathy Postigo; Transportation Planner, Veronica Lezama; Transportation Planner, Sean Vienna;

OTHERS PRESENT:
Mark McCumsey, Caltrans District 5;

CALL TO ORDER:
Chair Muenzer called the meeting to order at 3:02 P.M.

A.  PLEDGE OF ALLEGIANCE

B.  CERTIFICATE OF POSTING

Upon a motion duly made by Director Boch, and seconded by Director Botelho, the Directors acknowledged the Certificate of Posting. Vote: 4/0 motion passes.

C.  PUBLIC COMMENT:

Chair Muenzer stated for the record that the COG Board received Joe Thompson’s public comment correspondence dated June 21, 2015 through July 5, 2015. The correspondence was entered into the public record.

Jolene Cosio of San Juan Bautista commented regarding the excessive signage (8 signs) that Caltrans installed regarding the Washington Street Bridge height. Ms. Cosio stated that the No Outlet sign is small and with all of the other signs that Caltrans put up, people are going to think that it is a highway entrance. San Juan has been asking to get signage to slow down traffic and instead they received a bunch of signage under the bridge and it doesn’t make sense to Ms. Cosio.

John Freeman of San Juan Bautista and a member of the strategic planning committee of San Juan Bautista. Commented that he wanted to make sure the light at the Alameda and Hwy 156 is changed to protect pedestrian safety. Due to the fire last week on Hwy 156 he would like to see Caltrans mow the weeds, they are over three feet high, also there is no sound wall on the Northside of Hwy 156, a ten foot
sound wall could have stopped the sparks from getting to the houses.

D. **EXECUTIVE DIRECTOR’S REPORT:** Gilbert

Ms. Gilbert reported that the San Juan Road Interchange Project is having a ribbon cutting on Friday at 11:30 a.m. on the grounds by the interchange.

E. **CALTRANS DISTRICT 5 REPORT:** Gubbins

Brandy Rider reported that Caltrans has ordered a countdown counter for the pedestrian crossing at Alameda and 156 and it should be installed at the end of the month or the beginning of next month.

Also, Caltrans’ annual call for transportation planning grants is going to be coming out in early August, with an application deadline of October 30, 2015. The Highway Safety Improvement Program has an application deadline of July 31, 2015.

Director Botelho thanked Caltrans for working on the counter for the pedestrian crossing. He asked what could be done to improve the process of mowing in that area to avoid future fires.

Ms. Rider responded that Hwy156 was mowed in June, at the location of the fire it was a steep embankment and normal mowing equipment can’t go down, manual labor would have to be used. There have been relationships with other cities and Cal Fire, where if there is a particular area that is flagged as a fire area they will coordinate with those particular groups on maintaining the sides of the highways. Caltrans maintenance crews are very responsive these groups in the past. Caltrans’ door is always open.

Director Gomez inquired about maintenance service requests forms.

Ms. Rider said that Maintenance service request forms are on the Caltrans website and that Caltrans is very responsive to these requests, which can be tracked.

Director Boch stated that there was a fire at the intersection a month prior to the recent fire, and at that time it seems Caltrans would have noticed the need for maintenance west of the city. Director Boch stated that he is going to bring the City Council up to speed regarding the need for maintenance and what could be done.

F. **BOARD OF DIRECTORS REPORTS:**

Director Botelho stated that shoulder maintenance it is not only a problem for Highways, but also for county roads, it has to be the right conditions to do some of this maintenance and he will be addressing it with the new RMA Director.

Director Gomez inquired about the adopt a highway program. He asked if the City of San Juan Bautista wanted to adopt the highway and do additional work that is an option.

**CONSENT AGENDA:**

1. **APPROVE** Council of Governments Draft Special Joint Meeting Minutes Dated June 18, 2015 – Gomez
2. **APPROVE** Council of Governments Draft Meeting Minutes Dated June 18, 2015 – Gomez
3. **RECEIVE** Construction Projects Report – Caltrans District 5
4. **APPROVE** Contract with JJACPA, Inc. for Financial Audit for Year Ending June 30, 2015 for amount not to Exceed $15,045 – Postigo
5. **APPROVE** Cost Sharing Agreement with the Association of Monterey Bay Area Governments for Preparation of the Environmental Impact Report for the 2040 Regional Transportation Plan and 2040 Metropolitan Transportation Plan and Sustainable Communities Strategy for and Amount not to Exceed $35,000 – Gilbert

6. **EXTEND** Appointment of Mary Gilbert as COG Interim Executive Director to September 30, 2015 Contingent on Final Action by San Benito County Board of Supervisors – Gilbert

7. **Surplus Property Transfer** – Gilbert
   a. **ADOPT** Resolution 15-06 Declaring COG-Owned Property as Surplus and Authorizing the Grant of Such Surplus Property to the City of Hollister (4/5 Vote), and
   b. **MAKE DETERMINATION** that the Conveyance is Exempt from the California Environmental Quality Act (CEQA) Pursuant to Section 15312 of the CEQA Guidelines (Title 14 of the California Code of Regulations).

Upon a motion duly made by Director Gomez and seconded by Director Boch, the Directors approved Items 1-7 from the Consent Agenda, as amended by staff. Vote: 3/0/1 motion passes. Director Botelho abstained from Item 1 & Item 2.

**REGULAR AGENDA**

**TRANSPORTATION ITEMS:**

   b. **ADOPT** Resolution 2015-07 Making Findings and Recommendations Regarding Unmet Transit Needs that are *Reasonable to Meet* as required by the Transportation Development Act (TDA) for Fiscal Year 2015/2016.

Ms. Lezama reported each year the Council of Governments holds annual Unmet Transit Needs hearings, providing the community an opportunity to express service needs by County Express and Specialized Transportation Services. This year COG provided two public hearings and one meeting in San Juan Bautista. COG received 38 service requests which are summarized in your packet page 19 in your Unmet Transit Needs Report. In summary the majority of the requests were classified as unmet needs “Not Reasonable to Meet”, as most of these requests are going to be incorporated in our Long Range Short Range Transit Plan that will be presented to the Board in the next few months. Once the Unmet Transit Report is approved we will forward it to Caltrans Division Mass Transit for approval.

Director Gomez asked out of those that were identified as unmet transit needs how many requests were reasonable to meet.

Ms. Lezama responded that at this time we did not find any that were reasonable to meet because they will be addressed in the Long Range Short Range Transit Plan.

Director Gomez asked if those that commented are aware of COG’s response.

Ms. Lezama replied if they left their contact information, however some chose not to.

Director Gomez asked if staff has looked into VTA line coming to San Benito County.

Ms. Gilbert confirmed that the direction was to get 168 VTA line to come to San Benito County vs a bus that is meeting County Express. Director Gomez confirmed.

Upon a motion duly made by Director Gomez and seconded by Director Botelho, the Directors unanimously approved Item 8. Vote: 4/0 motion passes.
9. **RECEIVE** Update on Highway 25 Widening Project Development – Gilbert

Ms. Gilbert stated as requested at the last Board meeting, staff is working on the Regional Transportation Plan Amendment and should at the next meeting you should have the updated financial information and project list to review at the August meeting.

Ms. Gilbert met with the Stakeholder Group last night. At the Stakeholder meeting we talked about safety on Hwy 25. Ms. Gilbert is pursuing working with the California Highway Patrol to fund extra enforcement on Hwy 25 using Service Authority for Freeways and Expressways (SAFE) funding. SAFE funds our Call Box Program for San Benito County. Each year we have a balance in the SAFE but that is carried forward annually. The Stakeholder’s group was very receptive to this idea, along with getting additional safety signage on Hwy 25 similar to what was there previously to remind drivers to be careful.

Ms. Gilbert has been working with Eileen Goodwin of APEX Strategies and VTA regarding VTA pursuing a sales tax for transportation. VTA is pursuing a sales tax for transportation and is conducting a call for projects and projects to be identified in mid-October. We are hoping that the Hwy 25/101 interchange will be on the project list. Ms. Gilbert stated that John Ristow of VTA had reported that the cost of the interchange would be $300 million, which included the widening of Hwy 101, the cost of just the interchange would be approximately $100 million. Staff is continuing to track the Hwy 152 project with the connection with Hwy 25. VTA will be looking for political support.

Director Muenzer asked if the 25/101 interchange is a project Caltrans is looking at or is it a local project.

Ms. Rider responded Caltrans is very much interested in this project in terms of capacity on Hwy 101 between San Benito County and Santa Clara County.

Director Muenzer asked next month with the Plan will the cost and the schedule of impact fees be included?

Ms. Gilbert stated yes next month’s agenda will have a traffic impact fee update.

No public comment.

10. **RECEIVE** Update on Work Plan for Potential Transportation Sales Tax Measure in the 2016 Election and **DIRECT STAFF** as needed – Gilbert

Ms. Gilbert stated she brought the Sales Tax Measure to the Stakeholder group last night. She stated that she received good feedback and potential outreach in the coming months. During the months of September thru October they will be working on projects to put on the expenditure list.

Director Botelho asked you will be working on gathering a list of potential projects that will be county wide, and besides the Stakeholder group what other sources are you going to use to identify projects.

Ms. Gilbert answered projects in our Regional Transportation Plan are the starting point, along with cities and county public works departments and Caltrans also. We would also want to include transit and bike and pedestrian projects.

Director Botelho commented that there is a project in Aromas that he would like to be included and inquired how the Sales Tax Measure would be split. He also stated that we need to be realistic when we start planning and what we are going to put on the ground.
Director Muenzer stated that we need to sooner than later decide how we are going to allocate it.

Ms. Gilbert stated that sometimes it is better to be a little more general when the expenditure plan is written, and identify projects and project areas as the needs may change over time.

Director Gomez commented that he felt that we shouldn’t necessarily be committed to a list of projects but perhaps have 25% allocated to Hwy 25 congestion then the remaining 75% allocated to the City of Hollister, City of San Juan Bautista and San Benito County.

Director Botelho said we need to be on the same page and fairly quickly decide how it should be allocated. Another way to allocate the Sales Tax would be road miles or artery miles.

Director Boch feels that with the sales tax we need to tell the people exactly what we are going to use the sales tax for.

**PUBLIC COMMENT:**

Jess Delgadillo of Hollister stated that we need to focus on tourism and using the VTA and the county transit to get to Pinnacles, Thousand Trails, Bolado Park, San Juan Bautista Mission, and the Historical Park, need to try to bring people this way.

Director Muenzer suggested that Mr. Delgadillo be included in our Stakeholder group. Mr. Delgadillo stated he would like to be a part of it. Ms. Gilbert will be contacting him.

**11. RECEIVE** Information from Caltrans on the State Route 129 Realignment Project – Gilbert

Ms. Rider spoke on the Hwy 129 realignment, Caltrans SHOPP project, with the objective of reducing the frequency and severity of collisions on Hwy 129 .4 miles west of Old Chittenden Road to .1 mile east of Chittenden underpass. The project is expected to go into construction this fall with completing in spring of 2016. There will be four stages of construction. Caltrans is anticipating a five-day full closure toward the end of the project. Will keep San Benito informed on the schedule of the construction.

Director Botelho thanked Caltrans for addressing this very dangerous road. The opening of the San Juan Road interchange should relieve some of the congestion on Hwy 101. His concern was that Cannon Road is being used by commuter traffic. He would like to detour construction traffic going on Cannon Road to a rural county road.

Director Boch asked is the taking out the curve under the bridge?

Ms. Rider stated it improve the alignment of the curve.

Director Muenzer ask if Caltrans has noticed a decrease in truck traffic on Hwy 129 with the opening of the San Juan Road Interchange.

Ms. Rider stated that it is early to tell, Caltrans is expecting to see some improvement on truck traffic on Hwy 129, but once we start getting the truck traffic data we are hoping to see some decrease.

The COG Board convened to Closed session at 4:00 p.m.
CLOSED SESSION
12. Public Employee Appointment
   Title: Executive Director
   Authority: California Government Code section 54957

The COG Board reconvened from Closed session at 4:22 p.m.

Deputy County Counsel, Shirley Murphy stated that there was no reportable action taken under Item 12.

Upon a motion duly made by Director Botelho, and seconded by Director Gomez, the Directors Unanimously adjourned the COG meeting at 4:24 p.m. Vote:4/0 motion passes.

ADJOURN TO COG MEETING AUGUST 20, 2015.
## CONSTRUCTION PROJECTS

<table>
<thead>
<tr>
<th>Project</th>
<th>Location</th>
<th>Description</th>
<th>Construction Timeline</th>
<th>Construction Cost</th>
<th>Funding Source</th>
<th>Implementing Agency</th>
<th>Project Manager (Resident Engineer)</th>
<th>Contractor</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Hwy. 101/San Juan Road Interchange (315804)</td>
<td>On Route 101 near Prunedale 4 mile south of Dumbarton Road in Mon. Co. (PM 100.0-101.3)</td>
<td>Construct new interchange at San Juan Road and US 101</td>
<td>Dec. 3, 2012-Summer 2016 (Timeframe includes Plant Establishment Work)</td>
<td>$46.2 Million</td>
<td>STIP/CMIA/ARRA</td>
<td>Caltrans</td>
<td>David Silberberger (JW)</td>
<td>Granite Construction/MCM</td>
<td>Work was completed on July 17. Plant Establishment is targeted to be completed by Summer 2016.</td>
</tr>
<tr>
<td>2. Hwy. 25 Curve Realignment (0T6404)</td>
<td>On Route 25 Near Hollister, from 0.8 mile north of San Benito Lateral to 2 miles south of Rte 146 (PM 18.8/19.5)</td>
<td>Realign roadway and widen lanes and shoulders</td>
<td>June 8, 2015-December 2015</td>
<td>$1.99 Million</td>
<td>SHOPP</td>
<td>Caltrans</td>
<td>Richard Rosales (KB)</td>
<td>John Madonna Construction Co.</td>
<td>Earthwork has largely been completed. Work in the upcoming months will be drainage and roadway construction on the new alignment. Work is scheduled to be completed in Winter 2015.</td>
</tr>
</tbody>
</table>

## PROJECTS IN DEVELOPMENT

<table>
<thead>
<tr>
<th>Project</th>
<th>Location</th>
<th>Description</th>
<th>Construction Timeline</th>
<th>Construction Cost</th>
<th>Funding Source</th>
<th>Implementing Agency</th>
<th>Project Manager</th>
<th>Phase</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>3. Hwy. 156 Improvement Project (34490_)</td>
<td>On SR 156 in and near San Juan Bautista from The Alameda to 0.2 mi east of 4th St. near Hollister (PM 3.0/R8.2)</td>
<td>Widen 2 to 4 Lanes</td>
<td>Summer 2017 to Summer 2019</td>
<td>$47.3 Million</td>
<td>STIP, IIP, RIP, Local</td>
<td>Caltrans</td>
<td>Richard Rosales</td>
<td>PS&amp;E</td>
<td>Project design on-going. Right of Way appraisals in progress. Request for Controlled Access Highway Agreement submitted to Co. PW. Utility relocation design coordination ongoing. 60% design complete target 7/31/15.</td>
</tr>
</tbody>
</table>
### Projects in Development

<table>
<thead>
<tr>
<th>No.</th>
<th>Project</th>
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<th>Description</th>
<th>Construction Timeline</th>
<th>Construction Cost</th>
<th>Funding Source</th>
<th>Implementing Agency</th>
<th>Project Manager</th>
<th>Phase</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.</td>
<td>Hwy. 25 Route Adoption Hollister to Gilroy (48540_)</td>
<td>Near Hollister and Gilroy on SR 25 in SBT &amp; SCL Counties (SBT-25-51.5/60.1) (SBT-156-R10.5/12.2) (SCL-25-0.0/2.6) Route Adoption (SBT-25-51.5 to SCL-25-2.6)</td>
<td>N/A</td>
<td>N/A</td>
<td>Local</td>
<td>Caltrans</td>
<td>Richard Rosales</td>
<td>PA&amp;ED</td>
<td>Funding Cooperative Agreement approved July 28, 2014 to complete Tier 1 final Environmental Document and Route Adoption</td>
<td></td>
</tr>
</tbody>
</table>
Staff Report

To: Council of San Benito County Governments
From: Mary Gilbert, Interim Executive Director  Telephone: (831) 637-7665
Date: August 20, 2015
Subject: Central Coast Coalition - U.S. 101 Corridor

Recommendation:

APPROVE Memorandum of Understanding as Amended August 2015 between Santa Barbara County Association of Governments, Association of Monterey Bay Area Governments, Council of San Benito County Governments, Transportation Agency for Monterey County, San Luis Obispo Council of Governments, and Santa Cruz County Regional Transportation Commission to Form a Partnership to Ensure the Vitality of the U.S. 101 Corridor Along the Central Coast.

Summary:

The Amended Memorandum of Understanding modifies the dues structure.

Financial Impact:

The dues structure includes $320 as the San Benito COG share. The total amount from the participating agencies is $10,000. The COG dues will be paid with local funds which are not derived from State or Federal sources.

Discussion:

The agencies included in the Memorandum of Understanding are striving to work together to raise the awareness of the importance of the transportation networks along the Central Coast and secure additional state and federal funding to comprehensively address the needs of the regions. The Coalition meets monthly and every year organizes a trip to Sacramento to meet with elected leaders and transportation officials to support its mission.

Staff recommends that the Board APPROVE the Amended Memorandum of Understanding.

Executive Director Review:  
Counsel Review: Yes

Attachment: Memorandum of Understanding as Amended August 2015
AMENDMENT 3 TO THE MEMORANDUM OF UNDERSTANDING
BETWEEN THE MEMBERS OF THE CENTRAL COAST COALITION:

SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS,
ASSOCIATION OF MONTEREY BAY AREA GOVERNMENTS,
COUNCIL OF SAN BENITO COUNTY GOVERNMENTS,
TRANSPORTATION AGENCY FOR MONTEREY COUNTY,
SAN LUIS OBISPO COUNCIL OF GOVERNMENTS, AND
SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION

TO FORM A PARTNERSHIP TO ENSURE THE VITALITY OF THE
U.S. 101 CORRIDOR ALONG THE CENTRAL COAST

Dated August 30, 2015

THIS AMENDMENT NO. 3 to the Memorandum of Understanding approved in 2011, and
amended in September 2012, is hereby entered into by and between the Santa Barbara County
Association of Governments (SBCAG), Association of Monterey Bay Area Governments
(AMBAQ), Council of San Benito County Governments (San Benito COG), Transportation
Agency for Monterey County (TAMC), San Luis Obispo Council of Governments (SLOCOG),
and Santa Cruz County Regional Transportation Commission (SCCRTC), collectively referred to
herein as the CENTRAL COAST COALITION, or the “AGENCIES”.

RECITALS:

WHEREAS, the AGENCIES entered into a Memorandum of Understanding in February, 2011,
hereinafter referred to as the “MOU;” and

WHEREAS, in September, 2012 the AGENCIES entered into Amendment No. 2 to the MOU in
order to establish an annual dues schedule for the purposes of covering the expenses of the
Central Coast Coalition, including legislative advocacy services; and

WHEREAS, the AGENCIES desire to amend the dues schedule as stated in this amendment in
order to reflect the additional legislative advocacy services required by the AGENCIES for a
period of five years;

NOW, THEREFORE, the parties agree to amend the MOU as follows:

1. TERM OF MOU
   This MOU shall expire on June 30, 2020.

2. TOTAL PAYMENTS
   Attachment A of the MOU is hereby modified as specified in the attached Attachment A-1.

3. REMAINDER OF TERMS UNCHANGED
   Except as modified herein, all other terms of the MOU, including the scope of services,
   shall remain in full force and effect.
Amendment 3 to the Central Coast Coalition MOU
Dated: August 30, 2015

This Amendment No. 3 shall become effective when executed by all Agencies.

San Luis Obispo Council of Governments

Debbie Arnold, President  
Date: 

Ronald L. De Carli, Executive Director  
Date: 

Approved as to Legal Form  
SLOCOG Counsel  
Date: 

Santa Barbara County Association of Governments

Jim Richardson, Chair  
Date: 

Jim Kemp, Executive Director  
Date: 

Approved as to Legal Form  
SBCAG Counsel  
Date: 

Association of Monterey Bay Area Governments

Edward Bottorff, President  
Date: 

Maura Twomey  
Executive Director  
Date: 

Approved as to Legal Form  
AMBAG Counsel  
Date: 
Amendment 3 to the Central Coast Coalition MOU
Dated: August 30, 2015

Santa Cruz County Regional Transportation Commission

John Leopold, Chair
Date: ___________________________

George Dondero, Executive Director
Date: ___________________________

Approved as to Legal Form

SCCRTC Counsel
Date: ___________________________

Transportation Agency for Monterey County

Kimble Craig, Chair
Date: ___________________________

Debra L. Hale, Executive Director
Date: ___________________________

Approved as to Legal Form

TAMC Counsel

Kathryn Reimann
Date: ___________________________

Council of San Benito County Governments

Jerry Muenzer, Chair
Date: ___________________________

Mary Gilbert, Executive Director
Date: ___________________________

Approved as to Legal Form

San Benito County Counsel

[Signature]
Shirley L. Murphy
Date: Aug 13, 2014
Amendment 3 to the Central Coast Coalition MOU
Dated: August 30, 2015

ATTACHMENT A-1 – As amended on August 30, 2015

ANNUAL DUES SCHEDULE

AGENCIES will pay annual dues according to the following schedule:

<table>
<thead>
<tr>
<th>Agency</th>
<th>Dues</th>
</tr>
</thead>
<tbody>
<tr>
<td>SBCAG</td>
<td>$5,200</td>
</tr>
<tr>
<td>SLOCOG</td>
<td>$3,300</td>
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Staff Report

To: Council of Governments  
From: Kathy Postigo, Administrative Services Specialist  
Date: August 20, 2015  
Subject: Executive Director Employment Agreement  
Telephone: (831) 637-7665

Recommendation:

APPROVE Employment Agreement Between the County of San Benito and the Council of San Benito County Governments and Mary Gilbert for Employment as C O G Executive Director

Summary:

The Employment agreement with Mary Gilbert appoints Ms. Gilbert to the Executive Director position effective September 14, 2015.

Financial Impact:

The agreement appoints Ms. Gilbert to the position of Executive Director under San Benito County’s Class Title and Pay Plan at Step B.

Discussion:

The Agreement between the County of San Benito, the Council of Governments, and Mary Gilbert is for a one-year term. The contract will renew annually unless otherwise terminated by the employee or employer.

Executive Director Review:  
Counsel Review: Yes

Attachment: Employment Agreement between the County of San Benito and the Council of San Benito County Governments and Mary Gilbert
EMPLOYMENT AGREEMENT

THIS AGREEMENT is made and entered into on this ___ day of August of 2015, by and between the BOARD OF DIRECTORS on behalf of the COUNCIL OF SAN BENTO COUNTY GOVERNMENTS, a joint powers agency formed under the joint exercise of powers provisions of California Government Code section 6500 to 6522; the BOARD OF SUPERVISORS on behalf of the COUNTY OF SAN BENTO, a political subdivision of the State of California (hereinafter collectively referred to as 'Employer'); and MARY GILBERT (hereinafter "Employee"), and (collectively "Parties"), pursuant to these terms and conditions:

WHEREAS, the parties mutually desire to set forth herein certain procedures, benefits, and requirements regarding the employment of Employee by the Employer; and,

WHEREAS, the Employer desires to employ the services of Employee as Executive Director of the Council of San Benito County Governments under the terms and conditions recited herein; and,

WHEREAS, Employee desires to accept employment as the Executive Director of the Council of San Benito County Governments under the terms and conditions recited herein.

NOW, THEREFORE, the Parties hereby mutually covenant and agree to the following:

1. **EFFECTIVE DATE**: The Employer hereby hires Employee and Employee hereby accepts employment with Employer beginning September 13, 2015, which date shall hereby be the "Effective Date" of this Agreement

2. **INITIAL TERM AND ROLLOVER**: The Employer hereby hires Employee and Employee hereby accepts employment with Employer beginning upon the Effective Date for an initial term of one year (hereinafter the "Initial Term"). The terms and conditions of this Agreement

1
shall continue in full force and effect and "rollover" on an annual basis unless a written Notice of Intent to Terminate this Agreement is received by the Employee from the Employer ninety (90) calendar days before the expiration of the Initial Term. Any rollover after the expiration of the Initial Term shall be for a period of one year and shall continue to rollover on an annual basis unless written Notice of Intent to Terminate this Agreement is received by the Employee from the Employer ninety (90) calendar days before the expiration of the Initial Term’s anniversary date.

3. **TITLE AND DESCRIPTION OF DUTIES:**

A. The Employee shall serve as Executive Director of the Council of San Benito County Governments. In that capacity, Employee shall do and perform all duties, services, acts, or things necessary or advisable to fulfill the duties of Executive Director of the Council of San Benito County Governments, as specified by law and the county’s job description, as may be amended from time to time. Employee shall at all times be subject to the direction of the Board of Directors and to the policies established by the Board of Directors.

B. The Board of Directors and Employee agree to meet on or before September 17, 2015 to establish an initial set of specific goals and performance objectives to be accomplished by Employee and the Council of San Benito County Governments.

C. Beginning September, 2016 and annually thereafter, the Board of Directors and the Employee shall review and further define those goals and performance objectives, which they determine necessary for attainment of the Board of Director’s policy objectives. The Board of Directors will annually review and evaluate the performance of Employee based upon the Employee’s accomplishments. Employee shall be responsible for agendizing the annual performance evaluations for a closed session meeting of the Board of Directors.
4. **LOYAL AND CONSCIENTIOUS PERFORMANCE OF DUTIES**: Employee agrees that to the best of her ability and experience, Employee will at all times loyally and conscientiously perform all of the duties and obligations required of him either expressely or implicitly by the terms of this Agreement.

5. **DEVOTION OF ENTIRE TIME TO EMPLOYER'S BUSINESS:**

   A. Employee shall devote Employee's entire professional productive time, ability, and attention to the business of Employer during the term of this Agreement.

   B. During the term of this Agreement, Employee shall not engage in any other business duties or pursuits whatsoever. Furthermore, during the term of this Agreement, Employee shall not, whether directly or indirectly, render any services of a commercial or professional nature to any other person or organization without the prior written consent of the Board of Directors. However, the expenditure of reasonable amounts of time for educational, charitable, or professional activities performed on Employee's time off shall not be deemed a breach of this Agreement if those activities do not materially interfere with the services required under this Agreement and shall not require the prior written consent of the Board of Directors.

   C. This Agreement shall not be interpreted to prohibit Employee from making passive personal investments or conducting private business affairs if those activities do not materially interfere with the services required under this Agreement or present a conflict of interest.

6. **COMPENSATION OF EMPLOYEE:**

   A. **Annual Salary**: As compensation for the services to be rendered by Employee hereunder, Employer shall pay Employee an annual salary at the rate as set forth in the San Benito County current Class Title and Pay Plan at Step "B," for the Executive Director Council of San Benito County Governments and payable in pro rata installments at the same time as other
employees of San Benito County are paid. Cost of living and step increases will follow the same rules as those for other County Appointed Department Heads and in accordance with the County’s Personnel Rules and Regulations.

B. Automobile Insurance/Allowance: Employee shall provide Employer a Certificate of Insurance showing comprehensive automobile liability coverage at amounts as may be established by County Policy. Employee shall be personally responsible for the purchase and maintenance of the insurance policy required herein and shall annually provide Employer the required insurance certificate. Employee shall receive a monthly vehicle allowance in accordance with that afforded to all San Benito County Department Heads.

C. Performance Evaluations: The Board of Directors shall engage in a performance review in January 2016, and annually thereafter. In January 2016, and annually thereafter, Employee shall be granted a step increase following a satisfactory performance evaluation. Cost of Living and Step increases will follow the same rules as those for other County Appointed Department Heads and in accordance with the County’s Personnel Rules and Regulations.

E. Tax Withholding: Employer shall have the right to deduct or withhold from the compensation due to Employee hereunder any and all sums required for federal income and all state or local taxes now applicable or that may be enacted and become applicable in the future.

F. County Benefits: Employee shall be provided with all other County benefits, including, but not limited to, vacation accrual, sick leave, administrative leave (eighty (80) hours), medical, dental, life insurance, automobile allowance, severance in accordance with Section 9.A. below, and retirement plans, at the same rates and in the same amounts as typically provided to other Appointed Department Heads, except as otherwise specified in this Agreement.

7. CUMULATIVE VACATION LEAVE UPON TERMINATION:
A. Upon termination for any reason whatsoever, Employer shall compensate Employee for all accrued vacation leave and said compensation shall be based upon Employee's salary as of the date of employment termination and in accordance with applicable County policy.

B. In the event the Employee voluntarily resigns or dies while employed by the County under this Agreement or any renewals thereof, the Employee or Employee's beneficiaries or those entitled to Employee's estate, shall be entitled to Employee's earned salary and any other benefits as allowed by current applicable County policy.

8. SEMINARS AND CONFERENCES. Employee may attend official or professional meetings and occasions necessary and consistent with the performance of Employee's official functions for the Employer, and such other regional and local governmental groups and committees thereof on which Employee may serve as a member. These conferences shall be consistent with the type and number of conferences customarily attended by a department head serving as the Executive Director of the Council of San Benito County Governments. Employee shall be reimbursed for all travel expenses in accordance with the County's adopted travel policies as well as for memberships in professional transportation organizations as is customary for this position.

9. TERMINATION OF EMPLOYMENT:

A. Termination by Employer: Employer may immediately terminate Employee at any time without cause upon written notice to Employee. The parties hereby expressly waive any County Code provisions to the contrary, and/or any other County rules relating to notice of dismissal and to any rights to hearing or appeal thereon. Should Employer decide to terminate Employee, Employee shall be entitled to receive a ninety (90) day Notice of Intent to Terminate.
and ninety (90) days of severance pay based upon whatever compensation Employee is receiving at the time the Notice of Intent to Terminate is given. Any Notice of Intent to Terminate given under Section 2 above shall be deemed sufficient for any notice required under this Section.

B. Termination by Employee: Employee may, at any time, for any reason, terminate Employee’s employment with the Employer by providing ninety (90) days advance written notice of termination to Employer by certified or registered mail, return receipt requested. In the event of such termination, Employee shall not receive severance pay or unemployment compensation through the State of California. In the event of Employee’s death, this Agreement shall automatically terminate on the date of Employee’s death and any pay-out owed to Employee’s estate shall not include any severance payment.

11. COMPLIANCE WITH LAWS AND ORDINANCES: Employee shall perform all services pursuant to this Agreement in accordance with all applicable federal, state, county and local laws, ordinances, regulations, titles and departmental procedures.

12. NON-ASSIGNABLE: This Contract is personal to Employee and is not assignable under any circumstances.

13. ENTIRE AGREEMENT: This Agreement supersedes any and all other agreements, either oral or in writing, between the parties hereto with respect to the employment of Employee by Employer and contains all of the covenants and agreements between the parties with respect to that employment in any manner whatsoever. Each party to this Agreement acknowledges that no representations, inducements, promises, or agreements, orally or otherwise, have been made by any party, or anyone acting on behalf of any party, which are not embodied herein and that no other agreement, statement, or promise not contained in this Agreement shall be valid or binding.
14. **MODIFICATIONS:** Any modification of this Agreement will be effective only if it is in writing signed by the party to be charged and approved by the Board of Supervisors.

15. **EFFECT OF WAIVER:** The failure of either party to insist on strict compliance with any of the terms, covenants, or conditions of this Agreement by the other party shall not be deemed a waiver of that term, covenant, or condition, nor shall any waiver or relinquishment of any right or power at any one time or times be deemed a waiver of relinquishment of that right or power for all or any other times.

16. **PARTIAL INVALIDITY:** If any provision of this Agreement is held by a Court of competent jurisdiction to be invalid, void, or unenforceable the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in any way.

17. **INDEMNIFICATION:** In accordance with and subject to the California Government Claims Act, Employer shall defend and indemnify Employee against any and all losses sustained by Employee as a direct consequence of the discharge of Employee’s duties on Employer’s behalf for the period of Employee’s employment and beyond such period regardless of whether the notice of filing of a lawsuit occurs during or following employment as set forth below. Employer shall defend, hold harmless, and indemnify Employee against any tort, professional liability claim, demand or other legal action, whether groundless or otherwise, arising out of an alleged act or omission occurring in the performance of Employee’s duties as Executive Director of the Council of San Benito County Governments; the duties and scope of such obligation shall be consistent with Government Code sections 995, 995.2, et. seq.

18. **LAW GOVERNING AGREEMENT:** This Agreement shall be governed by and construed in accordance with the laws of the State of California. Venue for any suit brought over the terms and conditions of this Agreement shall be in San Benito County.
19. **CAPTIONS:** The captions of each paragraph in this Agreement are inserted as a matter of convenience and reference only, and in no way define, limit, or describe the scope or intent of the Agreement or in any way affect it.

IN WITNESS WHEREOF, the Employer has caused this Agreement to be signed and executed in its behalf by the Chair of the Council of Governments and by the Chair of the Board of Supervisors, and duly attested by each party’s Board Clerk, and the Employee has signed and executed this Agreement, both in duplicate, the day and year first above written.

**EMPLOYER**

By: ________________________________
    Jerry Muenzer, Chair
    Board of Directors, Council of San Benito
    County Governments

By: ________________________________
    Margie Barrios, Chair
    San Benito County Board of Supervisors

**EMPLOYEE**

By: ________________________________
    [Signature]

**ATTEST:**

Monica Gomez
Clerk to the Council of Governments

By: ________________________________

**APPROVED AS TO LEGAL FORM:**

San Benito County Counsel’s Office
counsel for the Council of Governments

By: ________________________________
    Shirley L. Murphy, Deputy County Counsel

**ATTEST:**

Louie Valdez
Clerk to the Board of Supervisors

By: ________________________________

**APPROVED AS TO LEGAL FORM:**

San Benito County Counsel’s Office
counsel for San Benito County

By: ________________________________
    Barbara J. Thompson, Assistant County Counsel
Staff Report

To: Council of San Benito County Governments
From: Mary Gilbert, Interim Executive Director Phone Number: (831) 637-7665 x.207
Date: August 20, 2015
Subject: Transportation Funding and Legislation Update

Recommendation:

Receive Transportation Funding and Legislation Update.

Summary:

Staff is tracking current legislation and issues related to transportation funding in California. Staff will provide an update to the COG Board at its August meeting on the status of several proposed transportation bills as well as updates regarding the State Transportation Improvement Program and potential transportation sales tax in San Benito County.

Financial Impact:

California's infrastructure needs face a $59 Billion deficit currently. In San Benito County, infrastructure needs of over $200 million are currently unfunded. Increased federal, state, and local funding is needed to meet these infrastructure needs.

Staff Analysis:

Staff will provide the Board with updated information regarding state legislation, information from the California Transportation Commission as it relates to the State Transportation Improvement Program (STIP) and other programs at its August meeting.

Staff is continuing to coordinate with San Benito County, the City of Hollister, and the City of San Juan Bautista on a potential transportation sales tax in San Benito County in the November 2016 election. COG’s stakeholder group will meet again in September. Staff is coordinating with regional partners in Santa Cruz and Monterey Counties as well as conducting outreach to groups interested in the impacts of a local sales tax on economic development. Representatives from the California Alliance for Jobs and the Santa Clara & San Benito Counties Building & Construction Trades Council have been invited to attend the next stakeholder meeting.
Staff Report

To: Technical Advisory Committee
From: Mary Gilbert, Interim Executive Director  Phone Number: (831) 637-7665 x207
Date: August 20, 2015
Subject: Traffic Impact Mitigation Fee Program

Recommendation:

RECEIVE Update on the Traffic Impact Mitigation Fee Program Nexus Study

Summary:

The Council of Governments has prepared a traffic impact fee study for the City of Hollister and San Benito County since the mid-1990s, on a 4-5 year update schedule. The last comprehensive update was completed in 2011. Given new conditions in 2014, the study is in need of an update.

The Council of Governments awarded a contract to PMC to prepare the next update to the fee study at its November 2014 meeting.

Financial Considerations:

The budget for the update was $85,000 and the PMC contract is for an amount not to exceed $84,936. The study update is paid for with impact fees collected by the City of Hollister and San Benito County.

Background:

Traffic impact mitigation fees are collected from retail, commercial, industrial, and residential developers as a requirement for a building permit. The primary objective of the program is to ensure that new development pays its fair share of the transportation costs associated with growth. Authority to impose fees is granted in the Mitigation Fee Act contained in California Government Code Sections 66000 et seq. The fee study provides necessary findings required by the Act for adoption of the fees.

Staff Analysis:

A schedule for the completion of the Traffic Impact Mitigation Fee Nexus Study is attached (Attachment 1). COG staff has convened a working group of County and City staff representatives and Caltrans to review the consultant work items prior to inclusion in the fee study.
Current work includes traffic modeling and select-link analysis, finalizing the project list, and updating project cost estimates. Following completion of these items of work, the consultant will prepare fee calculations for inclusion in an Administrative Draft project report.

Community outreach will be included prior to the report’s submittal to the COG Board. Staff will convene stakeholders and the public to review the study in September. The final study is scheduled for adoption in October. Following adoption, the Cities and Counties may adopt ordinances to begin assessing the fee.

Executive Director Review: N/A
Counsel Review: N/A

Supporting Attachment: Updated Traffic Impact Fee Nexus Study Schedule
This updated project schedule begins with the actual date of the Kick-off meeting on January 7, 2015. Prior to the kick-off meeting, coordination and communications among SBCOG, Stantec and AMBAG had begun regarding acquisition of the traffic model. Coordination is on-going regarding the updates to the model’s land-use data files. We anticipate completion of the study by the end of October 2015. Stakeholder meetings and input are factored into the schedule; however, the timing of these meetings will be a function of future coordination with SBCOG staff.

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Staff Report

To: Council of San Benito County Governments
From: Mary Gilbert, Interim Executive Director Telephone: (831) 637-7665
Date: August 20, 2015
Subject: 2014 Regional Transportation Plan

Recommendation:

REVIEW Financial Assumptions for Transportation through 2035 and APPROVE for Inclusion in an Amendment to the 2014 RTP.

Summary:

The Regional Transportation Plan (RTP) establishes lists of planned short-term and long-term transportation projects for San Benito County and identifies available funding for transportation projects in the region. Staff is seeking direction for inclusion of additional potential funding sources in the Regional Transportation Plan as part of an amendment.

Financial Considerations:

The core financial projections in the adopted 2014 Regional Transportation plan anticipate approximately $514 million in revenues for San Benito County through 2035, with project costs estimated at approximately $783 million for the same time period.

Background:

The Council of Governments adopted the Regional Transportation Plan in June, 2014. The Plan includes a list of projects anticipated for implementation through 2035 and also identifies funding assumptions for the same time period. In June of 2015 the COG Board directed staff to begin preparation of an amendment to the Regional Transportation Plan to include additional funding sources and revise the constrained (funded through the year 2035) list of projects.

Staff Analysis:

Core Financial Assumptions

The adopted Regional Transportation Plan identifies funding amounts for core revenue sources anticipated to be received during the Plan’s 25-year timeframe, through 2035. Staff developed the core revenue source estimates in coordination with staff from COG’s partner agencies in Monterey and Santa Cruz counties. These core programs include various local, state, and federal programs that are dedicated to transportation projects and program.
The funding assumptions that were prepared were generally conservative estimates based on information from amounts of funding received in San Benito County in previous years.

Staff is recommending that the Board consider including additional funding sources to increase the anticipated revenues through the 2035 timeframe, which would allow additional projects to be included on the constrained project list. The primary sources to be included would be transportation sales tax revenue and increased traffic impact mitigation fee revenues.

A ½ cent sales tax for transportation could generate approximately $121 million in San Benito County through 2036. A sales tax expenditure plan could include direction for dedicating a portion of funding to a State Route 25 widening project as well as other local street and road projects, including roadway rehabilitation and maintenance.

The current cost estimate for Phase 1 of the Highway 25 Widening is $67 million. This estimate is for a full expressway alternative from San Felipe Road to Hudner Lane. Staff is currently initiating an engineering analysis of the roadway widening which would offer alternatives for reducing the scope of the project and reducing the project cost to be funded with new revenue sources. In addition, the Traffic Impact Mitigation Fee program is being updated and will include a new analysis of the existing and future deficiencies on State Route 25. In the 2011 Traffic Impact Mitigation Fee program, traffic modeling showed that up to 48% of the cost of widening Highway 25 could be attributed to new development.

Attachment 1 outlines the administrative process required for completion of an amendment to the Regional Transportation Plan, including environmental review and traffic modeling.

Staff is seeking approval from the COG Board to include increased Traffic Impact Fee and new sales tax revenues in documentation for a revised Regional Transportation Plan Financial Element and to include fundable phases of the State Route 25 widening in a revised project list. Staff will complete the necessary administrative tasks as outlined in Attachment 1, as required to have an amendment approved by the State.
Regional Transportation Plan Amendment – Administrative Procedures

1. Staff prepares a new financial plan, defined in Title 23 Code of Federal Regulations as “documentation required to be included with a metropolitan transportation plan...that demonstrates the consistency between reasonably available and projected sources of Federal, State, local, and private revenues and the costs of implementing proposed transportation system improvements.”

2. The financial plan must demonstrate financial constraint. Title 23 Code of Federal Regulations states that fiscal constraint means that the Plan includes sufficient financial information for demonstrating that projects in the Plan...can be implemented using committed, available, or reasonably available revenue sources, with reasonable assurance that the federally supported transportation system is being adequately operated and maintained.

3. Provided that reasonable funding had been identified, staff prepares a revised Regional Transportation Plan project list, moving funded phases of the Highway 25 Widening to the constrained project list. Other changes to the project list may be required and would be included as necessary.

4. Staff forwards the revised financial plan and project lists to the Association of Monterey Bay Area Governments (AMBAG) for consideration in their Metropolitan Transportation Plan, which includes elements of the COG Regional Transportation Plan.

5. As soon as possible after the financial plan and project list are revised, staff initiates environmental review as required by the California Environmental Quality Act (CEQA). This review would be coordinated with AMBAG.

6. COG holds appropriate public hearings for both the environmental document and the Regional Transportation Plan amendment.

7. Staff prepares response to public comments.

8. Staff finalizes the Regional Transportation Plan and Environmental Impact Report amendments and bring them to the COG Board for required approvals.

9. Approved documents are sent to the State Department of Caltrans and California Transportation Commission.