

MINUTES

CALIFORNIA TRANSPORTATION COMMISSION

<http://www.catc.ca.gov>

**January 23, 2003
Sacramento, California**

The meeting of the California Transportation Commission was called to order at 8:30 a.m. on January 23, 2003 at the Department of Water Resources Auditorium, 1416 Ninth Street, Sacramento, California.

The Commissioners' attendance was as follows:

Members Present: R. Kirk Lindsey, Chair
Bob Balgenorth, Vice Chair
Allen Lawrence
John Lawson
Dianne McKenna
Joseph Tavaglione
Esteban Torres

Members Absent: Jeremiah Hallisey
Senator Kevin Murray, Ex-Officio
Assemblyman John Dutra, Ex-Officio

GENERAL BUSINESS (#1-4)

- | | | |
|---|-------------|-------|
| | | 1. |
| 1 | • Roll Call | 1.(1) |

All Commissioners were present except Commissioner Hallisey.

- | | | |
|---|---|-------|
| 2 | • Approval of Minutes for December 12, 2002 Meeting | 1.(2) |
|---|---|-------|

The December 12, 2002 minutes were presented for approval. The Commissioners discussed the following changes:

- Item #8 Monthly Report on Projects Amended into the SHOPP by Department Action

Chair McKenna asked the Department to confirm that only safety and emergency and seismic retrofit projects would be amended into the SHOPP from now on until the suspension of delegations was lifted.

- Item #60 Approval of Project for Future Consideration of Funding

Vice Chair Lindsey moved to approve the project with a suggestion to the department that they include quad crossing gates at the intersection. and encourage the Department to include quad crossing gates at four intersections and with the understanding that the City of Escalon intends to withdraw its lawsuit against the Department with prejudice.

Commissioner Torres moved to approve the minutes with the changes. Commissioner Lawrence seconded the motion which carried 7-0 (Commissioner Hallisey was absent).

Tab # /	Item Description	Ref. #
---------	------------------	--------

- | | | |
|---|--|-------|
| 3 | <ul style="list-style-type: none"> • Commission Reports -- Revisions to CTC Committee Membership | 1.(3) |
|---|--|-------|

Chair Lindsey made the following Committee assignments:

- Mass Transportation Committee – Commissioners McKenna, Tavaglione, and Torres
- Planning Committee – Commissioners Balgenorth, Hallisey, Lindsey, and McKenna
- Street & Highways Committee – Commissioners Balgenorth, Lawrence, and Tavaglione
- Rural County Task Force Liaison – Commissioner Lawson
- Airspace Advisory Committee Liaison – Commissioner Lawrence
- Technical Advisory Committee on Aeronautics – Commissioner Lawson

Commissioner Lawson reported on his meeting with Fresno County officials.

Commissioner Torres reported on his meeting with MTA officials.

Commissioner Lawrence reported on his meeting with South Coast Air Quality District officials.

Heinz Heckeroth, California Transportation Foundation, discussed the upcoming Transportation Forum and Tranny Awards.

Chair Lindsey discussed the need for a Special Commission Meeting to follow-up on January 17, 2003 funding issues workshop and asked staff to make the arrangements.

ACTION: D. Eidam/J. Borucki

- | | | |
|---|--|-------|
| 4 | <ul style="list-style-type: none"> • Commissioners’ Meetings for Compensation | 1.(4) |
|---|--|-------|

The List of Commissioners’ Meetings for Compensation was presented for approval. Commissioner Balgenorth moved to approve the List. Commissioner Torres seconded the motion which carried 7-0 (Commissioner Hallisey was absent).

BUSINESS. TRANSPORTATION AND HOUSING AGENCY REPORT

- | | | |
|---|--|-------|
| 5 | <ul style="list-style-type: none"> • Report by Secretary and/or Assistant Secretary | 1.(5) |
|---|--|-------|

John Ferrera, BT&H, summarized the difficulties that transportation agencies are facing.

CALTRANS REPORT (#6-10)

- | | | |
|---|---|-------|
| 6 | <ul style="list-style-type: none"> • Report by Caltrans’ Director and/or Deputy Director | 1.(6) |
|---|---|-------|

Bob Garcia, Caltrans, discussed some of Caltrans’ activities and concerns.

Tab # /	Item Description	Ref. #
---------	------------------	--------

- 7 • Presentation of the Governor’s Proposed FY 2003-04 Budget 4.2

Bob Sertich, Caltrans, discussed the Governor’s Budget for Caltrans and its impact on Departmental programs.

- 8 • Caltrans Monthly FY 2002-03 Finance Report 3.1

Bob Sertich, Caltrans, presented the Monthly Finance Report. The following action items resulted from the presentation:

- For Attachment 1 to the Monthly Finance Report, provide an explanation for the difference in receipts between November 2001 and November 2002 and also for the State and Local Partnership for the same period.

ACTION: B. Sertich

- Work with Commission and Caltrans staff to develop a format for the Monthly Finance Report that is more reflective of the present funding situation.

ACTION: B. Sertich

- Work with Commission, Caltrans, and Regional Agencies to develop cash flow assumptions for presentation at the February Commission meeting. Also, work with Regions on the project inventory/status.

ACTION: J. Borucki/B. Garcia/R. Sertich

- 9 • Monthly Report on Projects Amended into the SHOPP by Department Action 3.3

Jim Nicholas, Caltrans, presented the Monthly Report on Projects Amended into the SHOPP by Department Action. The Commission requested that he provide information showing the amendment is revenue neutral for all future SHOPP amendments.

ACTION: J. Nicholas

- 10 • Informational Report on Emergency: G-11 Allocations. Six projects totaling \$6,243,000. 2.5f.(1)

Jim Nicholas, Caltrans, reviewed the G-11 Allocations made for emergency projects.

REGIONAL AGENCIES AND RURAL COUNTIES REPORT (#11-12)

- 11 • Report by Regional Agencies Moderator 1.(7)

Regional Agencies Moderator Diane Grindall discussed items of concern to the Regional Agencies.

Tab # /	Item Description	Ref. #
---------	------------------	--------

12	<ul style="list-style-type: none"> Report by Rural Counties Task Force Chair 	1.(8)
----	---	-------

George Dondero, Rural Counties Task Force Chair, reported on the items discussed and reviewed by the Rural Counties Task Force.

**SUSPENSION OF DELEGATED ALLOCATION AUTHORITY,
PENDING ALLOCATIONS AND WAIVERS (#13-16)**

13	<ul style="list-style-type: none"> Suspension of Delegated Allocation Authority Resolution G-03-02 Suspending Resolutions G-01-03, G-01-04, G-01-05, G-01-06, G-01-07, G-01-10 and G-02-10. 	4.11
----	--	------

Deputy Director Stephen Maller presented the resolution formally suspending all individual project allocation delegations given to Caltrans until the end of Fiscal Year 2002-2003 except for emergency, safety and seismic retrofit projects.

Commissioner McKenna moved to approve the resolution. Commissioner Tavaglione seconded the motion which carried 7-0 (Commissioner Hallisey was absent).

<p>List of Pending Allocations and Waiver/Time Extensions</p>	4.3
--	-----

14	<ul style="list-style-type: none"> Highway/Rail and Transit Pending Allocations – 93 project allocations totaling \$168,911,050. 	4.3a.
----	---	-------

Jim Nicholas, Caltrans, reviewed the listing of non-safety/non-emergency project allocations that had been suspended as a result of the Commission having postponed approval until the February 2003 meeting.

The Commission discussed the project and allocations. Chair Lindsey directed staff to work with an Ad Hoc Committee of the Commission (consisting of Commissioner Balgenorth as Chair, Commission Tavaglione, and Commissioner Lawson) and the Regional Agencies to review criteria for project allocations prior to the February Commission meeting and report at that meeting on the Committee's recommendations.

ACTION: D. Brewer

15	<ul style="list-style-type: none"> Traffic Congestion Relief (TCR) Pending Allocations – 21 project allocations totaling \$145,366,000. 	4.3b.
----	--	-------

Deputy Director Robert Chung reviewed the listing of TCRP allocations that the Commission had deferred approval of until the February 2003 Commission meeting.

The Commission discussed the pending allocations.

The following RTPA representatives discussed TCRP projects and issues:

- Helen Roundtree, NCTD
- David Yale, LACMTA

Tab # /	Item Description	Ref. #
---------	------------------	--------

23 IC • Status Report on Proposition 116 3.4

This item was presented on the Information Calendar.

CONSENT CALENDAR (#24-38) CC

Deputy Director Robert Chung presented the Consent Calendar.

Chair Lindsey requested that Items 47 and 51 be added to the Consent Calendar. He also requested that Item 37 be withdrawn from the Agenda. Commissioner Lawson requested that Item 28 be removed from the Consent Calendar for separate discussion and vote.

Commissioner Torres moved to approve the Consent Calendar as amended. Commissioner Tavaglione seconded the motion which carried 7-0 (Commissioner Hallisey was absent).

24 CC • Approval of Project for Consideration of New Public Road Connection –Construct a new interchange on Route 15 (I-15) at Galena Street, Kilometer Post 77.6/82.8 (PM 48.2/5.14), between Limonite Avenue and Route 60 in the County of Riverside (ND). (See Related Item 2.3b.) Resolution E-03-01 2.2c.(1)

This item was approved on the Consent Calendar.

25 CC • One New Public Road Connection Approval on Route 15 (I-15) at Galena Street, Kilometer Post 77.6/82.8 (PM 48.2/51.4), between Limonite Avenue and Route 60 in the County of Riverside. (See Related Item 2.2c.(1)) Resolution S-717 2.3b.

This item was approved on the Consent Calendar.

26 CC • Approval of Project for Future Consideration of Funding – Alameda Corridor East Project (Los Angeles County) to construct a grade separation at Ramona Boulevard in the City of El Monte (MND). (TCRP #54.1) Resolution E-03-02 2.2c.(2)

This item was approved on the Consent Calendar.

27 CC • Approval of Project for Future Consideration of Funding – Sabre Springs Transit Center Project (San Diego County) to construct a transit center to include ten bus bays and a park and ride lot (MND) (TCRP #83.1) Resolution E-03-03 2.2c.(3)

This item was approved on the Consent Calendar.

Tab # /	Item Description	Ref. #
---------	------------------	--------

- 28**
 - Approval of Project for Future Consideration of Funding – Operational Improvements Project near California State University, Fresno (Fresno County) for intersection improvements near California State University, Fresno at Shaw/Woodrow, Shaw/Chestnut, Cedar/Barstow, Cedar/Bullard, Herndon/Chestnut, and Willow/Barstow (MND). (TCRP #97.2)
Resolution E-03-04

This item was withdrawn from the Consent Calendar for separate vote and discussion at the request of Commissioner Lawson

Deputy Director Robert Chung summarized the project and responded to Commissioner Lawson's questions regarding the project.

Commissioner Lawson moved to approve the project for future consideration of funding. Commissioner Lawrence seconded the motion which carried 7-0 (Commissioner Hallisey was absent).

- 29 CC**
 - Approval of Project for Future Consideration of Funding – Vasco Road Safety and Transit Enhancement Project (Alameda and Contra Costa Counties) to improve the alignment of and provide passing lanes on Vasco Road between the City of Livermore in Alameda County and the Contra Costa County line (MND). (TCRP #27.1)
Resolution E-03-05

This item was approved on the Consent Calendar.

- 30 CC**
 - 24 Resolutions of Necessity Resolutions C-18726 Through C-18749

This item was approved on the Consent Calendar.

- 31 CC**
 - Financial Allocation for six Minor Safety/Emergency Projects totaling \$3,094,400.
Resolution FP-02-48

This item was approved on the Consent Calendar.

- 32 CC**
 - Financial Allocation for one SHOPP Safety Project Amended into the SHOPP by Departmental action on Route 29 in Lake County for \$835,000.
Resolution FP-02-53

This item was approved on the Consent Calendar.

Tab # /	Item Description	Ref. #
---------	------------------	--------

- 33 **CC** • Financial Allocation Amendment for one Local Assistance Environmental Enhancement and Mitigation (EEM) project for \$248,500 for Tuolumne County Land Trust plus \$6,000 from other sources.
Resolution FP-02-50, Amending Resolution FP-00-11

This item was approved on the Consent Calendar.

- 34 **CC** • Financial Allocation Amendment for one Local Assistance Environmental Enhancement and Mitigation (EEM) project for \$129,180 for the U.S. Bureau of Land Management plus \$15,820 from other sources.
Resolution FP-02-51, Amending Resolution FP-01-93

This item was approved on the Consent Calendar.

- 35 **CC** • Financial Allocation Amendment for one Local Assistance Environmental Enhancement and Mitigation (EEM) project for \$250,000 for San Diego County plus \$3,050,000 from other sources.
Resolution FP-02-52, Amending Resolution FP-00-83

This item was approved on the Consent Calendar.

- 36 **CC** • Technical Change to Resolution FP-02-24, originally approved on October 3, 2002 in the amount of \$37,614,000 for seven (7) major SHOPP projects; and corrected on November 7, 2002 to change the allocation amount for Project #7 (EA 274201) from \$6,642,000 to \$5,142,000. This technical change will show that the difference of \$1,500,000 be split and re-programmed for the environmental mitigation portion of Project #7.

This item was approved on the Consent Calendar.

- 37 • Adoption of Commission Bylaws
~~Resolution G-03-___~~

This item was withdrawn from the Agenda.

- 38 **CC** • Proposed Public Mass Transit Airspace Leases Discount
Resolution G-03-03, Amending Resolution G-02-12

This item was approved on the Consent Calendar.

Tab # /	Item Description	Ref. #
---------	------------------	--------

PUBLIC TRANSPORTATION MATTERS (#39-42)

Draft Annual Review of Strategic Plans for Intercity Rail Corridors: 4.5

- 39** • San Joaquin Intercity Rail Corridor 4.5a.

Warren Weber, Caltrans, reviewed the business plan for the San Joaquin Intercity Rail Corridor.

After some discussion, Commissioner Lawrence moved to have Items 39 and 40 presented at the February Commission meeting. Commissioner Tavaglione seconded the motion which carried 7-0 (Commissioner Hallisey was absent). Mr. Weber was asked to work with staff to discuss the statewide priority setting process that the Department would use to deal with potential impact of funding being reduced. Mr. Weber was also asked to address how performance measures would be impacted by the potential loss of capital and/or operating funds.

- 40** • Surfliner (San Diegan) Intercity Rail Corridor 4.5b.

Refer to Item 39 for proceedings related to this item.

- 41** • Quarterly Report by North Coast Railroad Authority 5.1a.

John Wooley, NCRA Chair, and Doug Christy, NCRA, presented NCRA's financial, activity, and funding updates.

The Commission discussed the informational report by NCRA and asked staff to request the Caltrans auditors who audited NCRA to appear at a future Commissioner meeting and present their findings on disallowed costs.

ACTION: R. Chung

- 42** • North Coast Railroad Authority request to withdraw \$1,312,766 from the Q-Fund Trust Account in the Local Agency Investment Fund for loan repayment. Resolution G-03-04, Amending Resolution G-00-27 5.1b.

Commissioner Lawson moved to approve the request to withdraw funds from the Q-Fund Trust Account. Commissioner Lawrence seconded the motion which carried 7-0 (Commissioner Hallisey was absent).

Tab # /	Item Description	Ref. #
---------	------------------	--------

- | | | |
|-----------|--|----------|
| 46 | <ul style="list-style-type: none"> • Financial Allocation Amendment for one Statewide Transportation Enhancements (STE) Project in Los Angeles County for \$1,616,000 plus \$404,000 from other sources. Resolution FP-02-49, Amending Resolution FP-99-90 | 2.5c.(1) |
|-----------|--|----------|

Deputy Director Stephen Maller reviewed the financial allocation amendment and recommended approval.

Curt Gibbs, City of Los Angeles, discussed the project.

Commissioner Torres moved to approve the amendment. Commissioner Tavaglione seconded the motion which carried 7-0 (Commissioner Hallisey was absent).

- | | | |
|-----------|---|-------|
| 47 | <ul style="list-style-type: none"> • Six Director’s Deeds Items #1 and #2 and #4 Through #7 Excess Lands - Return to State: \$1,843,283 Return to Others: \$0 | 2.4d. |
|-----------|---|-------|

Director’s Deed #3 was withdrawn by the Department prior to the Commission meeting.

This item was added to the Consent Calendar and then approved on the Consent Calendar.

- | | | |
|-----------|---|-------|
| 48 | <ul style="list-style-type: none"> • Financial Allocation for Supplemental Funds for Previously Voted Projects – Two projects totaling \$3,424,000. Resolution FA-02-04 | 2.5e. |
|-----------|---|-------|

-- 05-SB-1 – SHOPP Realignment project in HA23 Project in Santa Barbara County on State Route 1. Original vote \$2,420,000. Award amount \$1,930,500. Current allocation of \$2,323,500. This request of \$553,000 to pay arbitrated claims results in an increase of 49% over the award amount.

-- 06-Fre, Mad-41 – HE14 Project STIP Freeway project in Fresno and Madera Counties on State Route 41. Original vote \$26,800,000. Award amount of \$28,470,000. Current allocation of \$31,586,000. This request of \$2,871,55000 to pay arbitrated claims results in an increase of 29% over the original vote amount.

Jim Nicholas, Caltrans, review the financial allocation request and explained why supplemental funds were needed.

Commissioner Torres moved to approve the allocation for supplemental funds. Commissioner Tavaglione seconded the motion which carried 6-0 (Commissioners Hallisey and McKenna were absent).

Tab # /	Item Description	Ref. #
---------	------------------	--------

Aeronautics Financial Matters

49 PULLED	<ul style="list-style-type: none"> ● Allocation of \$83,000 for FY 2002-03 California Aid to Airports Program (CAAP) funds for one Safety Project from the 2002 Aeronautics Program. Resolution FDOA-2003-4 —Cameron Park Airport District—Cameron Air Park Airport in El Dorado County \$83,000—Remove obstruction 	2-7
----------------------	---	-----

This item was withdrawn prior to the meeting.

50	<ul style="list-style-type: none"> ● State Legislative Matters 	4.1
-----------	---	-----

Chief Deputy Director Joan Borucki reported on the budget hearing and reviewed some trailer bills. She also noted that the Commission was scheduled to brief the Assembly Transportation Committee on February 24, 2003

51	<ul style="list-style-type: none"> ● Adoption of Transportation Finance Bank Revolving Loan Program, Guidelines, and Loan Application and Agreement Package Resolution G-03-01 	4.6
-----------	---	-----

This item was added to the Consent Calendar and approved on the Consent Calendar.

52	<ul style="list-style-type: none"> ● Transportation Enhancement Activities (TEA) Program Reform Resolution G-03-___ 	4.7
-----------	--	-----

Deputy Director Stephen Maller discussed background and issues of integrating TEA funds into the STIP process.

The following people spoke in support of having more time to analyze the Commission staff TEA reform proposal:

- Peter DeHaan, Ventura County Transportation Commission
- Phil Dow, Mendocino County Council of Governments
- Dianne Steinhauer, MTC
- Laura Cohen, Rails-to-Trails Conservancy
- Craig Scott, SANDAG
- Diane Grindall, San Joaquin County Council of Governments

Commissioner Lawrence moved to direct staff to take the TEA reform proposal to the rural and urban Regional Agencies for discussion and analysis and return for Commission action at the April Commission meeting. Vice Chair Balgenorth seconded the motion which carried 6-0 (Commissioners Hallisey and McKenna were absent).

ACTION: S. Maller

STATUS OF ACTION ITEMS

from
January 23, 2003 Meeting

- 3 (1.3)) Mary Lea Filbert – Update CTC Committee Membership list, distribute to interested parties and have posted on webpage.
- **This has been done.**
- 3 (1.3) Diane Eidam/Joan Borucki – Arrange for a Special Commission Meeting on March 12, 2003, in Sacramento, as a follow-up to the January 17th Funding Issues Workshop. *(March 12, 2003 Agenda Item)*
- **A Special Commission Meeting has been scheduled for the afternoon of March 12, 2003 in Sacramento as a follow-up to the Funding Issues Workshop.**
- 8 (3.1) Robert Sertich – For Attachment 1 to the Monthly Finance Report, provide an explanation for the difference in the receipts between November 2001 and November 2002 and also for the State and Local Partnership for the same time period.
- **This will be discussed under February Tab #11 (Reference #3.1).**
- 8 (3.1) Robert Sertich – Work with CTC and Caltrans staff to develop a format for the Monthly Finance Report that is more reflective of the present funding situation.
- **This will be done.**
- 8 (3.1) Joan Borucki/Bob Garcia/Robert Sertich – Work with CTC, Caltrans staff and Regional Agencies to develop cash flow assumptions for presentation at the February Commission meeting. Also, work with Regions on their project inventory/status. *(February Agenda Item)*
- **This will be discussed under February Tab #1 (Reference #4.2a.).**
- 9 (3.3) Jim Nicholas – for all future SHOPP Amendments, provide information showing the amendment is revenue neutral.
- **This will be done.**
- 14 (4.3) David Brewer – Work with the Commission’s Ad Hoc Committee, consisting of Commissioner Balgenorth as Chair, Commissioner Tavaglione, and Commissioner Lawson, and the Regional Agencies to review the criteria for project allocations prior to the February Commission meeting and report at that meeting on the Committee’s recommendations. *(February Agenda Item)*
- **A meeting was held on February 18th to review the criteria and will be discussed further under February Tab #3 (Reference #4.2c.).**

41 (5.1a) Robert Chung – Have the auditors who audited the North Coast Railroad Authority appear at a future Commission meeting and present their findings on the disallowed costs. *(Future Agenda Item)*

- **This will be done and reported on at a future Commission meeting.**

43 (2.1b(1)) David Brewer – Work with the Ad Hoc Committee (Commissioners Balgenorth, Tavaglione, and Lawson) on developing policies and criteria for the use of AB 3090's and present at the February Commission meeting. *(February Agenda Item)*

- **This will be discussed under February Tab #4 (Reference #4.2d.).**

52 (4.7) Stephen Maller – Work with Regional Agencies (urban and rural) on the TEA Reform and present at the April Commission meeting. *(April Agenda Item)*

- **This will be done and reported on at the April 2003 Commission meeting.**

56 (6.) Mary Lea Filbert – Revise Commission Meeting Schedule to show change in meeting locations as follows: April in Sacramento and October in Redding. Distribute revised schedule to interested parties and have posted on webpage.

- **This has been done.**