

MINUTES

CALIFORNIA TRANSPORTATION COMMISSION

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

June 25-26, 2008
Sacramento, California

Wednesday, June 25, 2008

10:00 a.m. Commission Meeting

Lincoln Plaza
Auditorium, First Floor
400 P Street
Sacramento, California

GENERAL BUSINESS

1 Roll Call John Chalker I C

The meeting of the California Transportation Commission was called to order by Chair Chalker at 10:00 am on Wednesday, June 25, 2008, at the Lincoln Plaza, Auditorium, First Floor, 400 P Street, Sacramento, California.

Roll call was conducted and the following Commissioners were in attendance:

VICE CHAIR BOB ALVARADO	
CHAIR JOHN CHALKER	
COMMISSIONER LUCETTA DUNN	Absent
COMMISSIONER JAMES EARP	
COMMISSIONER DARIO FROMMER	Absent (Arrived at 10:02)
COMMISSIONER JAMES GHIEMMETTI	
COMMISSIONER CARL GUARDINO	Absent
COMMISSIONER R. KIRK LINDSEY	
COMMISSIONER PHILLIP H. TAGAMI	Absent (Arrived at 10:30)
COMMISSIONER JOSEPH TAVAGLIONE	
COMMISSIONER LARRY ZARIAN	

TOTAL

Present 9
Absent 2

Assembly Member Mark DeSaulnier, Ex-Officio
Senator Alan S. Lowenthal, Ex-Officio

Not Present
Not Present

Tab # / Time	Item Description	Presenter	Status*
Highway Right of Way Matters – Resolutions of Necessity – Appearances			
2 8 Ayes	Resolution of Necessity – Appearance -- Neil Kasbergen, et al. 06-Tul-198-PM 3.0 Resolution C-19916	Stephen Maller Malcolm Dougherty	A D

Deputy Director Stephen Maller presented an overview of the process for Resolutions of Necessity applicable to Items 2, 3 and 4.

Mr. Maller stated the property owner chose to appear via correspondence, and the letter has been entered into the Commission’s official record. Mr. Maller recommended approval of the Resolution of Necessity.

Commissioner Lindsey moved to approve the Resolution of Necessity. Commission Zarian seconded the motion, which carried 8-0. (Commissioners Dunn, Guardino, and Tagami were absent.)

3 8 Ayes	Resolution of Necessity – Appearance -- Leo J. Cacitti, Trustee, etc., et al. 03-Yol-50-PM 1.1 <i>(Related item under Tab 71)</i> Resolution C-19917	Stephen Maller Jody Jones	A D
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Deputy Director Stephen Maller presented this item and stated that the property owner Russo Trust accepted the Department’s offer and no longer objected to the Resolution of Necessity. Mr. Maller indicated that the lessee, VICORP Restaurants, continues to object to the Resolution of Necessity, however chose not to appear before the Commission. Mr. Maller recommended approval of the Resolution of Necessity.

Commissioner Zarian moved to approve the Resolution of Necessity. Commissioner Ghielmetti seconded the motion, which carried 8-0. (Commissioners Dunn, Guardino, and Tagami were absent.)

4 8 Ayes	Resolution of Necessity – Appearance -- Bennie N. Filippini, Trustee, etc., et al. 10-SJ-88-PM 4.4 Resolution C-19918	Stephen Maller Kome Ajise	A D
8 Ayes	Resolution of Necessity – Appearance -- Jim Pellegrini, Trustee, etc., et al. 10-SJ-88-PM 4.4 Resolution C-19919		

Deputy Director Stephen Maller presented Resolution C-19918 and stated that the property owner chose to appear via correspondence, and the letter has been entered into the Commission’s official record.. Mr. Maller indicated that the property owner acknowledged that the Department has resolved the property owner’s design concerns and that the only outstanding issues are matters of compensation outside the purview of the Commission and recommended approval of the Resolution of Necessity.

Commissioner Ghielmetti moved to approve the Resolution of Necessity. Commissioner Frommer seconded the motion, which carried 8-0. (Commissioners Dunn, Guardino, and Tagami were absent.)

Mr. Maller presented Resolution C-19919. Caltrans District 10 Director Kome Ajise testified to the need of the property for a Caltrans intersection reconfiguration project. Mr. Ajise provided a PowerPoint presentation of the proposed project and the property affected by the project. Mr. Ajise also stated that the property owner supports an alternative design. Mr. Ajise stated that the alternative proposal would have greater impacts on the Filippini and four other properties to the east of the Pellegrini property.

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Speakers for this item:

Mr. Jim Pellegri, property owner, provided testimony and requested denial of the resolution.

Mr. Ryan Gerdin provided testimony in support of the property owner and requested denial of the resolution and asked that Caltrans explore other alternatives.

Commissioner Ghielmetti asked Mr. Ajise about taking excess right of way. Mr. Ajise stated there was no excess property being taken and reiterated all Department requested property was needed for the construction of the project. Commissioner Ghielmetti asked Mr. Ajise if there was a way to minimize the amount of property acquired for the project. Commissioner Ghielmetti asked about the timeline for construction on the project. Mr. Maller stated the project was on the agenda for allocation and would go to bid soon.

Commissioner Earp asked who supported and presented the alternative proposed project. Mr. Ajise stated it was proposed by the Filippini's and supported by the Pellegri's.

Mr. Pellegri was asked if he would like to maintain ownership of part of the proposed partial acquisition. Mr. Pellegri responded in the affirmative.

Chair Chalker asked the width of Pezzi Road on the proposed realignment and the width at the widest part of the road. Mr. Ajise stated he did not have this information.

Commissioner Lindsey moved for approval of the Resolution of Necessity and encouraged the District and the property owner to continue negotiations on outstanding issues. Commissioner Alvarado seconded the motion. The commission vote was 5 Ayes (Commissioner Alvarado, Earp, Frommer, Lindsey, and Zarian) and 4 Nays (Commissioners Ghielmetti, Tagami, Tavaglione and Chair Chalker), the motion did not pass because 8 commission affirmative votes are required to pass a resolution of necessity.

Commissioner Alvarado stated he thinks the project needed to move forward.

Executive Director Barna suggested the Commission develop a sub-committee between Caltrans, the property owners and four members of the Commission to address appearances before the Commission and any issues prior to a Commission meeting. Chair Chalker did not support a recommendation for a sub-committee.

Commissioner Zarian asked Mr. Pellegri if Caltrans offered additional compensation would he still want to maintain his property. Mr. Pellegri answered in the negative and stated money was not the issue. Commissioner Zarian asked if one of the nay votes could ask for a re-consideration vote by the commission.

Commissioner Lindsey asked if the CTC Attorney George Spanos could provide guidance. Executive Director Barna stated Mr. Spanos was not available at this meeting and may still not be available at the next CTC meeting. He stated this problem was why he suggested the sub-committee.

Commissioner Ghielmetti moved for re-consideration of the vote. Commissioner Tagami seconded the re-consideration motion, which passed 9-0.

Commissioner Lindsey made a motion to approve the resolution of necessity with a stipulation that Caltrans continue working with Mr. Pellegri concerning the portion of property on the east side of the new alignment that may be access property after the project is completed. Commissioner Zarian seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

The Chair wanted to remind the Commission of the four aspects of RON that they may discuss and stated the discussion was clearly within bounds of CTC review. The Chair also suggested the Commission's legal counsel be present for future Resolutions of Necessity appearances.

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LOCAL REPORTS

5	Presentation on Tri-Counties MOU II	Charles Field Tim McSorley Dennis Cardoza	I R
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Charles Field, Executive Director of Amador County Transportation Commission, provided a brief history of MOU I. Mr. Ted McSorley, Executive Director of Calaveras Council of Governments, made a PowerPoint presentation on this item.

Chief Deputy David Brewer stated the MOU II proposal was very optimistic and ambitious, and he does not believe the counties have the necessary agreement with the Department for the level of ITIP funding suggested in this funding plan.

Commissioner Lindsey stated that he supports the Tri-County partnership and their ambition to move forward.

GENERAL BUSINESS

6	Approval of Minutes for May 28-29, 2008	John Chalker	A C
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Commissioner Ghielmetti moved for approval of the May 28-29, 2008 minutes. Commissioner Tavaglione seconded the motion.

Commissioner Lindsey asked for clarification on Item 13 (Accountability). Executive Director John Barna stated the portion he was referring to was the handout of the conversation by the Commission addressing the questions discussed and answered at the previous Commission meeting. Executive Director Barna also stated they are not locked into the statements on record in the minutes because it came under an informational item.

Upon vote the item was approved 8-0. (Commissioner Dunn, Earp and Guardino were absent.)

7	Commission Reports	John Chalker	A C
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Commissioner Tagami reported on the most recent Technical Advisory Committee on Aeronautics (TACA) meeting. He stated TACA members voted unanimously to request the Commission, along with select members of TACA, to meet with the California League of Cities Executive Committee and the CSAC Executive Committee to develop a letter of support for FFA grants advancing NextGen. He stated he would be willing to join this group of members through TACA and requested approval from the Commission.

Commissioner Lindsey spoke of the San Joaquin Partnership meeting and a study that shows the economic viability of an interstate highway compared to a freeway. He suggested staff to follow up on the study and its findings.

ACTION ITEM: Commissioner Lindsey asked that the Department provide a report on the study regarding economic benefits and real cost of an interstate versus a freeway. (Future Agenda Item)

8	Commissioners' Meetings for Compensation	John Chalker	A C
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Commissioner Tagami stated that his telephone call with Robert Chung should be omitted. Commissioner Ghielmetti was at the meeting with Frank McCourt and Senator Perata.

Commissioner Frommer moved to approve the Meetings for Compensation. Commissioner Tavaglione seconded the motion, which carried 8-0. (Commissioners Dunn, Earp, and Guardino were absent.)

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9 Executive Director's Report John Barna A C

Executive Director John Barna introduced Sarah Skallet as a new staff member to the Commission.

Executive Director Barna asked the members to consider canceling the November 2008 scheduled CTC meeting. Commissioner Zarian moved to approve canceling the November 2008 CTC meeting. Commissioner Ghielmetti seconded the motion, which carried 8-0. (Commissioner Dunn, Earp and Guardino were absent.)

BUSINESS, TRANSPORTATION & HOUSING AGENCY REPORT

10 Report by Agency Secretary and/or Deputy Secretary Jim Bourgart I B

Deputy Secretary Jim Bourgart reported that over the past six months they have been working on a SAFETEA-LU reauthorization consensus principles document from both the public and private sectors. He stated they are seeking official endorsements from all the organizations involved. The message would be sent to representatives in Congress.

Mr. Bourgart made mention of the HOT Lane policy meeting scheduled for July 1 in Sacramento which would include various agencies throughout the State that are looking into developing hot lanes. He stated he will report on the outcome of the July 1 meeting at the next Commission meeting.

Commissioner Lindsey asked Mr. Bourgart if the consensus principles list was in priority order. Mr. Bourgart stated it was not. Commissioner Lindsey then proceeded to explain that the concept of goods movement on statewide and national scale may yield a better route in obtaining federal dollars. Commissioner Lindsey stated that this type of plan may work better than the other principles should be focused on.

Mr. Bourgart agreed with Commissioner Lindsey's assessment and stated BTH is already reaching out to other states where there is obvious interest in international trade and national trade to find cooperation in goods movement.

Commissioner Tagami asked if the 1909 Commission report's 10 principles to prioritize transportation funding can find alignment with BTH's principles. Mr. Bourgart stated the principles were developed in alignment and consistent with 1909 Commission's findings.

Commissioner Frommer stated he thought it was a good document. He stated that the California delegation has not done well for the state; he feels other states have worked well together to bring money back to their home states and that California needs to keep focused on share because it ranks behind other states. Director Kempton stated that currently California brings 0.91 cents back on the dollar. He agreed with Commissioner Frommer that a consensus effort is important.

Commissioner Ghielmetti stated the Commission has gone back to Washington, D.C. with no results to show for the effort. He asked how to put a package together that will work. Director Kempton stated that maybe dividing up the principles with the key stakeholders may be a way to go. And, then have the groups talk to delegates regarding these specific principals. Mr. Bourgart stated that these principles would serve as a base for these groups to do business with the delegates and that they are engaging in an intensive effort to make progress with this plan of action.

CALTRANS REPORT

11 Report by Caltrans' Director and/or Deputy Director Will Kempton I D

Director Will Kempton started with a briefing on Washington, D.C. events. He stated the house was in the process of rejecting a Highway Trust Fund fix needed to cover the \$3.3 billion dollar shortfall projected for the highway account. He stated the immediate fix would be to transfer funds to repay the Highway Trust Fund tax issues and other administrative adjustments. If the \$3.3 billion shortfall projected would go up by February due to declining gas tax revenue it would require a reduction of \$13.5 billion dollars in aid the states. California would see a decrease of \$928,618,000 in federal funding. He stated they are communicating to delegation that this is a

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serious problem. He reported that 67 senators had signed a letter to the house expressing concern over the matter and acknowledged this was a short term resolution and the need to look at long-term fix.

Director Kempton reported that Terry Abbott was appointed as Division Chief of Design, Bill Bronte has been temporarily re-assigned to work on Proposition 1B rail program and that Lam Nguyen would be Acting Division Chief of Rail.

Director Kempton stated that after this month’s Commission meeting allocations to date including the SHOPP, STIP and bond programs would total \$5.4 billion dollars which is a record. Mr. Kempton reported that 288 projects of 294 programmed projects have been delivered.

Director Kempton reported on the Fix I-5 project and noted a supplemental funds request on the agenda.

LOCAL REPORTS

12	Report by Regional Agencies Moderator	Shirley Medina	I	R
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Shirley Medina, Regional Agencies Moderator, endorsed BTH’s SAFETEA-LU reauthorization principles document and said the regional agencies are looking forward to working with Congressional representatives..

Ms. Medina thanked Chief Deputy David Brewer for working with the regions on the STIP technical adjustments.

Ms. Medina reported that the regions discussed the CMIA Accountability Plan and agreed that transparency should exist through accountability in the funding process as well as through the delivery process. Ms. Medina also stated they recognized that some projects change beyond the control of the responsible agency such as federal and state laws and regulations. She stated it would be nice for reporting purposes to the Legislature to list the reasons for such delays or changes.

Ms. Medina stated this meeting was her last meeting as Moderator, thanked the regions for allowing her to represent them and introduced the new Moderator, Rachel Moriconi. She added that she hopes Caltrans and the Commission continue working with the RTPA group in a positive manner.

13	Report by Rural Counties Task Force Chair	Mike Woodman	I	R
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Mike Woodman, Rural Counties Task Force Chair (RCTF), provided an update on the Statewide Local Streets and Roads Assessment. He stated the Oversight Committee met on June 4 with a consultant to review the data collected to date. He stated 71% of the State’s total miles and 80% of the State’s population were represented in the survey responses. The Committee was in consensus to reach 100% participation or close to 100% as possible through further outreach of those agencies which did not respond. This outreach and additional time needed to review the data would extend the project schedule by approximately two months. He stated the next Oversight Committee was scheduled to meet August 14, 2008.

Mr. Woodman thanked the CTC staff for their work on developing the SR99 and CMIA Financial Accountability Plan.

14	Report by Self-Help Counties Coalition Moderator	Suzanne Smith	I	R
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Suzanne Smith, Self-Help Counties Coalition Moderator, provided an update on the Coalition’s activities. Ms. Smith stated they discussed the report of the first meeting of the Executive Partnership for Delivery consisting of Executive staff from Caltrans, CTC and Self-Help counties facilitated by Gray-Bowen. The focus was on how to implement better effective and efficient project delivery processes. She stated the report from this meeting should be available later this month or early July and would make it available to the Commissioners and staff. The Coalition discussed the legislative items and the budget and was waiting to hear about what was going to happen with Proposition 42. Ms. Smith also stated they discussed the CMIA Accountability Guidelines and put together a letter that would be presented on agenda Item 18. She thanked the CTC staff for their efforts on working together with the Coalition.

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POLICY MATTERS

15	Status of FY 2008-09 Budget	David Brewer Norma Ortega	A D
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Norma Ortega, Division Chief of Budgets, provided a brief presentation and noted there was little action on 08-09 budget process. She stated that representatives were still meeting on open items regarding General Fund relief, as well as other transportation items. She stated there were rumors of suspending Proposition 42 and if that happened they would have available cash to pay existing commitments. However, allocation capacity could be impacted if Proposition 42 was suspended.

Commissioner Earp stated there have been discussions among the Legislature in regard to Proposition 42 suspension. He stated that the STIP is filtered into so many projects the impact would be so great that the dollar amount was highly significant. Commissioner Earp stated that once they “get” the impacts they will begin to understand. Commissioner Earp stated that he would be an ad hoc recipient for any information regarding local projects affected by STIP funding. He stated the information would be useful to him.

Commissioner Lindsey asked if there was a Plan B in case Proposition 42 was suspended. Director Will Kempton stated that a Plan B was in progress and they do have a Plan C as well. He stated the problem with Plan B was that the construction industry was not healthy and could not sustain projects and this would significantly impact the delivery of projects. He also stated he wanted to figure out a way to exempt the program to make payments on the program. He stated that some members of the Legislature want to keep the pressure on to adopt a budget. He stated that a Plan C may be possible.

16	Public Private Partnership – Public Education and Marketing	John Barna Panel Members	I C/R
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Executive Director John Barna introduced the item and introduced the speakers as Katie Ness of Jacobs Carter Burgess and Greg Hulsizer from the Southbay Expressway. Executive Director Barna stated they would be present a real world experience perspective on how to understand, build and operate a public-private partnership (P3).

Katie Ness, Jacobs Carter Burgess, presented a PowerPoint presentation.

Greg Hulsizer, CEO Southbay Expressway gave background information and presented a PowerPoint presentation on the San Diego project. He emphasized the support from public partners was what made it work.

Commissioner Tagami stated he attended a public-private partnership summit in New York recently. He stated the written comments from David Crane would be useful. He also stated the challenge of a public-private partnership was being able to hone in on an issue and make it attractive to negotiate.

Deputy Secretary Jim Bourgart asked Mr. Hulsizer if the high gasoline prices had made any appreciable difference in consumer use projections. Mr. Hulsizer stated that frequent customers viewed this project as a good value. He stated the high gas prices presented a marketing opportunity to the company to show people who may think there is no value in paying a toll and high gas prices.

Public Comment:

Kathryn Phillips, Environmental Defense Fund, stated her own experience in New York in which the New York City Council approved a congestion pricing pilot but was not approved by the New York Legislature. She also stated while the public supports ideas such as improvements to health and functioning public transit systems, there are health concerns to toll roads.

A brief discussion on the Texas Legislature and negative feedback on P3's ensued.

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Chair Chalker asked how long it took to get the Southbay Expressway project to completion. Mr. Hulziser stated the actual project idea came about in 1959. In 1991 the project was started and in 2001 the project achieved environmental clearance. There was a year of debate and another year to put the financing together, and four years of construction.

ACTION ITEM: Commissioner Tagami requested that David Crane and Bruce Blanning provide a P3 presentation to the Commission at a future meeting. (Future Agenda Item)

ACTION ITEM: Commissioner Tagami requested that the Ex-Officios be contacted to ask them to attend those meetings in which a P3 presentation will be made.

17	LA Metro HOT Lanes Proposal		Maura Twomey	I C
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Deputy Director Maura Twomey presented the item and introduced Mr. John Fasana, Los Angeles County Metropolitan Transportation Authority (LA Metro).

Mr. Fasana presented an update and a timeline of LA Metro’s AB 1467 HOT lanes proposal.

Executive Director John Barna provided background on the \$215 million in Federal funding for the conceptual idea of the HOT lanes project. He stated that staff and consultants would review the strategy, concepts and idea of how LA Metro and Caltrans District 7 would go about making the project work. Commitments from the Department to the federal government are required and are current being developed.

Director Will Kempton stated the Governor supports the HOT lanes project and the unique opportunity to be innovative and creative.

Caltrans District 7 Director, Doug Failing, stressed the importance of the HOT lanes project to the Los Angeles region. He stated that congestion in the 210 corridor was and emphasized the need to look at the steps needed to address congestion in carpool lanes. Mr. Failing indicated the maximum practical width of freeways was already in use in these corridors and that additional pavement was not a logical alternative. Mr. Failing explained that congestion pricing would bring in new funds to the region.

Discussion ensued on the concept of the HOT lanes project.

Commissioner Zarian expressed his support for the project.

Commissioner Frommer stated the LA Metro video was worth seeing and he would like to view it at a later time. He expressed his support for the project and understands that staff was working on remaining questions. He also stated that the politics will be challenging and there was a small margin of error from a political perspective. He stated that he and Commissioner Zarian were prepared to help in any way they could.

ACTION ITEM: Provide Commissioners a copy of the video (that was not shown) on the LA Metro HOT lanes presentation.

18	Financial Accountability		John Barna Andre Boutros	A C
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Executive Director John Barna introduced the item and Chief Delivery Officer Andre Boutros. Mr. Boutros stated the document presented addressed the discussion from the previous Commission meeting.

Commissioner Ghielmetti and Mr. Boutros began discussing contract award savings and the option of re-allocating money to projects. Commissioner Ghielmetti suggested the Commission and staff begin thinking of how to handle savings from CMIA project. Executive Director Barna suggested tracking award savings over a few quarters to develop suggestions about savings.

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Commissioner Lindsey stated he was not sure he wanted to support keeping the money to stay within the corridor in which it was saved. Chair Chalker stated the money stays in place until completion of the project. He stated action for the remaining “saved” money depends on how much money was left over and what could actually be done with it. He stated there was no commitment to do anything with the money at this point. Chair Chalker stated the Commission has the discretion over when to review funds for re-allocation.

Commissioner Lindsey stated the Accountability document spends lots of time talking about dollars with little emphasis on scope. Mr. Boutros stated that the document presented was a supplement to the Accountability Implementation Plan approved by the Commission in October 2007.

Public Comment:

Suzanne Smith, Self-Help Counties Coalition Moderator, complimented staff on their work on the document. Ms. Smith also stated they put together a letter and then she asked the Commission to insert language into the Accountability guidelines to add flexibility in reviewing corrective action plans. She said this would show support for project costs savings and the regions want to be timely and accurate in their reporting to the Commission and the public. Mr. Boutros said staff suggested leaving the language as is as it did reflect flexibility.

Commissioner Tagami moved to approve the item as recommended by staff. Commissioner Earp seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

Proposition 1B CMIA Program Amendments

19	The Department proposes to amend the CMIA Project and Baseline Agreement for the Route 219 Expressway, Phase 2 project (PPNO 9940C) in Stanislaus County to delete \$2,240,000 in RIP funds and add \$2,240,000 in federal Demonstration funds. <i>(Related items under Tab 49, Tab 106 and Tab 98)</i> Resolution CMIA-PA-0708-015	Andre Boutros Ross Chittenden	A D
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Chief Delivery Officer Andre Boutros introduced the item and recommended approval.

Commissioner Tagami moved to approve the item. Commissioner Lindsey seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

20	The Department and the San Bernardino Associated Governments propose to amend the CMIA Project and Baseline Agreement for the Interstate 215 North – Segments 1 and 2 Project (PPNO 0247P) in San Bernardino County to modify funding plan to reflect cost increase. Resolution CMIA-PA-0708-007	Andre Boutros Ross Chittenden	A D
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Chief Delivery Officer Andre Boutros introduced the item. He stated this was a special situation of reprogramming funds for Right Of Way expenditures and cost increases. Mr. Boutros stated SANBAG had completed a corrective plan evaluation and believed the potential savings may offset the cost increase. He recommended approval with the stipulation that the project be placed on the watch list until the contract was awarded and with the understanding that SANBAG would approve a board resolution committing to cover any potential shortfall in funding to award the contract and complete the project.

Commissioner Tavaglione moved to approve staff recommendation. Commissioner Ghielmetti seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

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Chair Chalker asked Director Kempton if he was okay with placing the project on the watch list. Mr. Kempton responded in the affirmative and said that he thought the regional Right Of Way function did not have any direction. But with an upgrade to Right Of Way abilities, he thought there was a stronger management function in place.

21	The Department and Kern County propose to amend the CMIA Project and Baseline Agreement for the Route 46 Expressway – Segment 3 Project (PPNO 3386A) in Kern County to modify funding plan to reflect cost increase. Resolution CMIA-PA-0708-016	Andre Boutros Ross Chittenden	A D
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Chief Delivery Officer Andre Boutros introduced the item and recommended approval.

Commissioner Ghielmetti moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

22	The Department, the Metropolitan Transportation Commission, and the Sonoma County Transportation Authority propose to amend the CMIA Project and Baseline Agreement for the Route 101 – HOV Lane Railroad Avenue to Rohnert Park Expressway_ Project (PPNO 0775) in Sonoma County to modify the scope and amend the funding plan. Resolution CMIA-PA-0708-017	Andre Boutros Ross Chittenden	A D
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Chief Delivery Officer Andre Boutros introduced the item and recommended approval subject to updating the project benefits to reflect the added scope of work.

Commissioner Earp moved to approve the item. Commissioner Ghielmetti seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

23	The Department, the Metropolitan Transportation Commission, the Alameda County Congestion Management Agency, and the Contra Costa Transportation Authority propose to amend the CMIA Project and Baseline Agreement for the Route 24-Caldecott Tunnel Fourth Bore Project (PPNO 0247P) in Alameda and Contra Costa Counties to modify funding plan. Resolution CMIA-PA-0708-018	Andre Boutros Ross Chittenden	A D
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Chief Delivery Officer Andre Boutros introduced the item and recommended approval.

Commissioner Ghielmetti moved to approve the item. Commissioner Zarian seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

Commissioner Zarian asked if the local funds were available. Mr. Boutros stated they were there and being used on mitigation costs.

Commissioner Tagami recognized and congratulated the work done by Commissioner Alvarado and Commissioner Ghielmetti as well as the leadership by the Contra Costa Transportation Authority and District 4 Director Bijan Sartipi.

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24	The Department and the San Bernardino Associated Governments propose to amend the CMIA Project and Baseline Agreement for the Interstate 215 North - Segment 5 Project (PPNO 0247N) in San Bernardino County to modify funding plan to reflect cost increase. Resolution CMIA-PA-0708-019	Andre Boutros Ross Chittenden	A D
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Chief Delivery Officer Andre Boutros introduced the item and recommended approval.

Commissioner Zarian moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

Commissioner Lindsey stated a delay of two years was hard to support. Mr. Boutros stated the closeout date does not impact the public, but involved tying up loose ends on the contracts. Commissioner Lindsey wanted to know the potential savings on extending the deadline. Executive Director Barna said that as two projects like this move forward they will save time and increase the benefit to the public with more efficiency and not cause a delay. Commissioner Lindsey stated he wanted proof. Chair Chalker asked what the impact of doing the projects separately would be.

Caltrans Proposition 1B Program Manager, Ross Chittenden, stated that the projects under review had potential conflicts during the construction phase, which put the projects at less risk. He stated that 2011 was never a feasible completion date.

25	<u>Proposition 1B Route 99 Program Amendments</u> The Department and the Sacramento Area Council of Governments propose to amend the Route 99 Project and Baseline Agreement for the Feather River Bridge Replacement and Widening Project (PPNO 8361B) in Sutter County to increase cost for R/W and Construction. Resolution R99-PA-0708-001	Andre Boutros Ross Chittenden	A D
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Chief Delivery Officer Andre Boutros introduced the item and recommended approval.

Commissioner Ghielmetti moved to approve the item. Commissioner Earp seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

26	The Department and the San Joaquin Council of Governments propose to amend the Route 99 Project and Baseline Agreement for the Manteca Widening Project (PPNO 7634) in San Joaquin County to amend funding to reflect exchange local for STIP funds. Resolution R99-PA-0708-003	Andre Boutros Ross Chittenden	A D
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Chief Delivery Officer Andre Boutros introduced the item and recommended against approval of this item.

Public Comment:

Andrew Chesley, San Joaquin Council Of Government, spoke on behalf of the project and believed it was a solid proposal consistent with STIP guidelines, and asked for favorable consideration by the Commission.

Commissioner Lindsey stated that San Joaquin Council of Governments has a history of using their money in a proper way with the system. However this request violates the principles of using State dollars with STIP dollars and he asked if there was a way to postpone the vote.

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Executive Director John Barna stated that the vote is dependent on the Commission's pleasure. He stated that this request does not compute with TCIF guidelines and that STIP dollars were not to be used to match TCIF funds. He also stated that when approval was recommended for the project CTC staff assumed the match from local dollars were under the control of SJCOG. He noted it appears that this was not the case and staff does not recommend approval.

Mr. Chesley stated they never proposed to have STIP dollars match TCIF dollars. He stated they did not submit their TCIF application with the presumption of using the regions share of STIP dollars and asked to have a discussion with staff on the issue.

Executive Director Barna stated his concern that approval of the request would set a precedent for using STIP dollars as local match that other agencies would follow. t.

Commissioner Tagami moved approval of staff recommendation. Commissioner Frommer seconded the motion.

The motion carried 8-1 (Commissioner Lindsey vote no). (Commissioners Dunn and Guardino were absent.)

POLICY MATTERS

27	Trade Corridors Improvement Fund (TCIF) – Project Baseline Agreement	Maura Twomey	A	C
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Deputy Director Maura Twomey presented the item and recommended approval.

Commissioner Ghielmetti moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

28	2008 STIP Technical Adjustments	David Brewer	A	C
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Chief Deputy Director David Brewer presented the item and recommended approval noting the following changes from the item in the agenda book:

- In Appendix B, add the San Bernardino Route 215 projects to the recommended list, consistent with the Commission's action on Item 20.
- In Appendix A, make the changes identified in the tri-counties presentation in Item 5: increasing the Wagon Trail Expressway from \$200,000 to \$250,000 and reducing the Alpine rehabilitation project from \$960,000 to \$910,000; changing Pine Grove improvements from 2008-09 to 2010-11, and deleting the Route 4/49 intersection improvements.
- In Appendix A, delete the change in the Mono Route 395 interregional TE project, as requested by Caltrans, thus leaving the project as in the original STIP adoption.

Commissioner Tavaglione moved to approve the item. Commissioner Lindsey seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

The Information Calendar and the Consent Calendar were heard after this item.

Tab # / Time	Item Description		Presenter	Status*
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Thursday, June 26, 2008

9:00 a.m. Commission Meeting

Lincoln Plaza
Auditorium, First Floor
400 P Street
Sacramento, California

9:00 am	GENERAL BUSINESS			
	Roll Call		John Chalker	I C

The meeting of the California Transportation Commission was called to order by Chair Chalker at 9:00 am on Thursday, June 26, 2008, at the Lincoln Plaza, Auditorium, First Floor, 400 P Street, Sacramento, California.

Roll call was conducted and the following Commissioners were in attendance:

VICE CHAIR BOB ALVARADO	Absent (Arrived at 9:55 am)
COMMISSIONER JOHN CHALKER	
CHAIR LUCETTA DUNN	Absent
COMMISSIONER JAMES EARP	Absent (Arrived 10:10 am) ?
COMMISSIONER DARIO FROMMER	Absent (Arrived 10:25 am)
COMMISSIONER JAMES GHIEMMETTI	
COMMISSIONER CARL GUARDINO	Absent
COMMISSIONER R. KIRK LINDSEY	
COMMISSIONER PHILLIP H. TAGAMI	
COMMISSIONER JOSEPH TAVAGLIONE	
COMMISSIONER LARRY ZARIAN	

TOTAL Present 9
Absent 2

Assembly Member Mark DeSaulnier, Ex-Officio	Not Present
Senator Alan S. Lowenthal, Ex-Officio	Not Present

29 IC	INFORMATION CALENDAR Informational Reports on Allocations Under Delegated Authority	Stephen Maller	I D
	-- Emergency G-11 Allocations (2.5f.(1)): Two Projects totaling \$6,990,000. -- SHOPP Safety G-03-10 Allocations (2.5f.(3)): One Project for \$6,284,000.		

This item heard on Wednesday, June 25, 2008 after item #28.

Executive Director Barna presented this item for Deputy Director Stephen Maller. Mr. Barna noted changes to the Information Calendar as listed on the pink hand-out titled "Changes to CTC Agenda."

Tab # / Time	Item Description		Presenter	Status*
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30 IC Monthly Report on Projects Amended into the SHOPP by Department Action I D

This item was presented on the Information Calendar on June 25, 2008.

There was some discussion of support costs to the project.

ACTION ITEM: Commissioner Lindsey would like to know if the Fresno maintenance station will be remodeled or rebuilt.

31 IC Monthly Status of Construction Contract Award for State Highway Projects, per Resolution G-06-08 I D

This item was presented on the Information Calendar on June 25, 2008.

32 IC Monthly Status of Construction Contract Award for Local Assistance STIP Projects, per Resolution G-06-08 I D

This item was presented on the Information Calendar on June 25, 2008.

33 IC Monthly Status of Construction Contract Award for TCRP Projects, per Resolution G-06-08 I D/C

This item was presented on the Information Calendar on June 25, 2008.

34 IC Report on AB 1012 "Use It or Lose It" Provision for Federal Fiscal Year 2006 Unobligated CMAQ and RSTP Funds I D

This item was presented on the Information Calendar on June 25, 2008.

35 IC Annual Review of Rate for Local Government Matching of California Aid to Airport Program (CAAP) Grants I D

This item was presented on the Information Calendar on June 25, 2008.

CONSENT CALENDAR

Robert Chung

Deputy Director Robert Chung presented the Consent Calendar. He noted changes to the consent calendar as listed on the pink hand-out titled "Changes to CTC Agenda".

Items 77, 98, and 100 were moved to the Consent Calendar for approval.

Mr. Chung recommended approval with the noted changes.

Commissioner Zarian moved to approve the Consent Calendar. Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

Tab # / Time	Item Description		Presenter	Status*
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36 CC STIP Amendment 08S-001 **A D**
 The Department and San Diego Association of Governments propose to amend the STIP, to add the San Diego & Arizona Eastern Railway San Ysidro Freight Yard Expansion project in the city of San Diego and program \$600,000 of SAFETEA-LU Border Infrastructure funds to PS&E (PPNO 11-0854).

This item was approved on the Consent Calendar on June 25, 2008.

37 CC The Transportation Agency for Monterey County proposes to amend TCRP Project #14 – CalTrain; extension to Salinas in Monterey County to update the project schedule. **A D**
 Resolution TAA-07-55, Amending Resolution TAA-06-50

This item was approved on the Consent Calendar on June 25, 2008.

38 CC The City of Ontario proposes to amend TCRP Project #55.2 - Alameda Corridor East; build grade separations on Burlington Northern-Santa Fe and Union Pacific Railroad lines, Los Angeles County line to Colton, with rail-to-rail separation at Colton in San Bernardino County to program \$3,107,000 in new TCRP funding to R/W and \$11,269,000 in new TCRP funding to Construction, re-distribute \$1,443,000 in TCRP funds from PS&E to R/W, and update the project schedule and funding plan. **A D**
(Related items under Tab 79 and Tab 54)
 Resolution TAA-07-56, Amending Resolution TAA-06-31

This item was approved on the Consent Calendar on June 25, 2008.

39 CC The San Bernardino Associated Governments proposes to amend TCRP Project #58 - Route 10; widen freeway to eight-lanes through Redlands, Route 30 to Ford Street in San Bernardino County to re-distribute \$277,000 in TCRP funds from PS&E to Construction and update the project schedule and funding plan. **A D**
(Related items under Tab 78 and Tab 55) Resolution TAA-07-57, Amending Resolution TAA-05-04

This item was approved on the Consent Calendar on June 25, 2008.

40 CC The Sacramento Regional Transit District proposes to amend TCRP Project #115 - South Line Light Rail; extend South Line from Meadowview Station to Cosumnes River College in Sacramento County to update the project schedule. **A D**
 Resolution TAA-07-58, Amending Resolution TAA-07-17

This item was approved on the Consent Calendar on June 25, 2008.

Tab # / Time	Item Description		Presenter	Status*
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41 CC Proposition 116 Bicycle Program Project Application Approval: One Project for \$460,851 in the city of Saratoga. PUC Section 99650. Resolution PA-08-02, Amending Resolution PA-05-18

This item was approved on the Consent Calendar on June 25, 2008.

42 CC Eight Relinquishment Resolutions

- 4-Sol-113-PM 19.0/19.8
State Route 113 in the city of Dixon
Resolution R-3696
- 4-Sol-80-PM R27.4/R27.6
State Route 80 in the city of Vacaville
Resolution R-3697
- 6-Mad-99-PM 9.42
State Route 99 in the city of Madera
Resolution R-3698
- 7-LA-5-PM R55.6, 7-LA-126-PM R5.7
State Routes 5 and 126 in the county of Los Angeles
Resolution R-3699
- 8-SBd-83-PM 11.1/14.3
State Route 83 in the city of Upland
(Related item under Tab 91)
Resolution R-3700
- 8-SBd-210-PM 16.02/18.28
State Route 210 in the city of Rialto
Resolution R-3701
- 10-SJ-120-PM 16.6/17.3
State Route 120 in the city of Escalon
Resolution R-3702
- 3-ED-50-PM 72.7
State Route 50 in the county of El Dorado
Resolution R-3704

This item was approved on the Consent Calendar on June 25, 2008.

43 CC One Vacation Resolution

- 10-Cal-4-PM 12.5/13.0
State Route 4 in the county of Calaveras
Resolution A-868

This item was approved on the Consent Calendar on June 25, 2008.

44 CC Nine Resolutions of Necessity
8 Ayes Resolutions C-19920 through C-19922, and C-19924 through C-19929

This item was approved on the Consent Calendar on June 25, 2008.

Tab # / Time	Item Description		Presenter	Status*
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45 CC Director's Deeds A D
 -- Items #1 through #5
 Excess Lands – Return to State: \$507,850
 Return to Others: \$0

This item was approved on the Consent Calendar on June 25, 2008.

46 CC Financial Allocation (2.5a.): One District Minor Project for A D
 \$325,000 in the city of Corona.
 Resolution FP-07-75

This item was approved on the Consent Calendar on June 25, 2008.

47 CC Financial Allocation (2.5b.(1)): 29 SHOPP Projects totaling A D
 \$368,369,000, as follows:
 -- 11 projects totaling \$332,192,000, plus \$3,700,000
 from other sources, programmed in the 2006 SHOPP.
 -- 18 projects totaling \$36,177,000, plus \$65,660,000
 from other sources, amended into the SHOPP by
 departmental action.
 Resolution FP-07-76

This item was approved on the Consent Calendar on June 25, 2008.

48 CC Financial Allocation (2.5c.(1)): Four State-Administered A D
 STIP Transportation Enhancement Projects on the State
 Highway System totaling \$5,552,000.
 Resolution FP-07-79

This item was approved on the Consent Calendar on June 25, 2008.

49 CC Financial Allocation (2.5c.(2)): Four Locally-Administered A D
 STIP Projects on the State Highway System totaling
 \$4,878,000, as follows:
 -- Two STIP projects totaling \$4,668,000.
 -- Two STIP Transportation Enhancement projects
 totaling \$210,000, plus \$36,000 from other sources.
 Resolution FP-07-80

This item was approved on the Consent Calendar on June 25, 2008.

Tab # / Time	Item Description		Presenter	Status*
50 CC	Financial Allocations (2.5c.(3)): 55 Locally-Administered STIP Projects off the State Highway System totaling \$38,696,000, as follows: -- 27 STIP projects totaling \$20,283,000, plus \$1,085,500 from other sources. -- 24 STIP Transportation Enhancement projects totaling \$17,145,000, plus \$30,699,799 from other sources. -- Two STIP Planning, Programming, and Monitoring projects totaling \$250,000. -- Two AB 3090 Reimbursement Projects totaling \$1,018,000. Resolution FP-07-81			A D
This item was approved on the Consent Calendar on June 25, 2008.				
51 CC	Financial Allocation (2.5c.(4)): Three State-Administered STIP Projects on the State Highway System totaling \$31,661,000 programmed in FY 2008-09. Resolution FP-07-82			A D
This item was approved on the Consent Calendar on June 25, 2008.				
52 CC	Financial Allocation (2.5c.(7)): Seven Locally-Administered STIP Transportation Enhancement Projects off the State Highway System totaling \$3,336,000, plus \$2,244,000 from other sources, programmed in FY 2008-09. Resolution FP-07-85			A D
This item was approved on the Consent Calendar on June 25, 2008.				
53 CC	Financial Allocation (2.5c.(8)): One Locally-Administered Statewide Transportation Enhancement (STE) Project in Goleta for \$615,000. Resolution FP-07-86			A D
This item was approved on the Consent Calendar on June 25, 2008.				
54 CC	Financial Allocation Amendment (2.6e.(3)): One TCRP Project, no net change in funding. <i>(Related Items under Tab 38)</i> Resolution TFP-07-17, Amending Resolution TFP-06-13			A D/C
This item was approved on the Consent Calendar on June 25, 2008.				
55 CC	Financial Allocation (2.6e.(4)): One TCRP Project for \$277,000 for a State Route 10 project in the city of Redlands. <i>(Related Item under Tab 39 and Tab 78)</i> Resolution TFP-07-18			A D/C
This item was approved on the Consent Calendar on June 25, 2008.				

Tab # / Time	Item Description	Presenter	Status*
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56	CC	Financial Allocation (2.7): \$1,650,000 for FY 2008-09 Aeronautics set-aside to match Federal Airport Improvement Program (AIP) Grants. Resolution FDOA-2008-01	A	D
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This item was approved on the Consent Calendar on June 25, 2008.

57	CC	Adoption of the New Set-Aside Ratio for State Funded Airport Projects Resolution G-08-09	A	D
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This item was approved on the Consent Calendar on June 25, 2008.

58	CC	Adoption of the Rate for State Matching of Federal Airport Improvement Program Grants Resolution G-08-10	A	D
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This item was approved on the Consent Calendar on June 25, 2008.

PROGRAM STATUS

59		Monthly Report on Toll Bridge Program Oversight Committee Activity	Stephen Maller Dina Noel	I	C
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Deputy Director Stephen Maller presented this item and introduced Dina Noel, who updated the Commission on the Self Anchored Suspension and Yerba Buena Island Detour contracts. Ms. Noel also updated the Commission on the May 12th Toll Bridge Program Oversight Committee meeting.

POLICY MATTERS

60		Annual Analysis by State Treasurer of Bonding Capacity (GARVEE Bonds) of Federal Transportation Funds	David Brewer Vicki Au Yeung	A	D
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Chief Deputy Director David Brewer introduced this item, providing background on the federal and state legislation authorizing GARVEE bonding, the first GARVEE issuance in 2004, and the statutory requirement for an annual analysis of GARVEE bonding capacity.

Gary Watkins of the State Treasurer’s Office presented the analysis of the State Treasurer’s Office.

Commissioner Zarian moved to approve the report. Commissioner Tavaglione seconded the motion.

Barbara Lewis, Chief of Office of Innovative Finance for Caltrans, provided testimony on bond ratings as they affect and impact the bonds.

Upon vote, the motion carried 7-0. (Commissioners Dunn, Earp, Frommer, and Guardino were absent.)

Environmental Matters – Notice of Preparation of an Environmental Impact Report (EIR)

61		Notice of Preparation of an Environmental Impact Report (EIR): State Route 101 in Santa Barbara County – Roadway improvements near Carpinteria (NOP).	Susan Bransen Jay Norvell	A	D
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Associate Deputy Susan Bransen presented this item and recommended approval with no comment on the environmental alternative to the project but recommended a letter be sent to Caltrans and its partners that the funding for construction be secured.

Commissioner Ghielmetti moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 7-0. (Commissioners Dunn, Earp, Frommer, and Guardino were absent.)

Tab # / Time	Item Description	Presenter	Status*
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62	<p><u>Environmental Matters – Comments on Documents in Circulation (Draft EIR)</u> Comments on Documents in Circulation: State Route 154 in Santa Barbara County – Roadway improvements near Santa Ynez (Draft EIR).</p>	Susan Bransen Jay Norvell	A D
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Associate Deputy Susan Bransen presented this item. Ms. Bransen recommended approval and suggested that a letter be sent to Caltrans stating the Commission has no comment on the environmental alternative or impacts to the project and that they continue the process to seek alternative funding sources for the project.

Commissioner Ghielmetti moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 7-0. (Commissioners Dunn, Earp, Frommer, and Guardino were absent.)

63	<p><u>Environmental Matters – Approval of Projects for Future Consideration of Funding, Route Adoption or New Public Road Connection (Final Negative Declaration or EIR)</u> Approval of Project for Future Consideration of Funding: State Route 405 in Los Angeles County programmed in the CMIA – Roadway improvements throughout Los Angeles County (FEIR). Resolution E-08-07</p>	Susan Bransen Jay Norvell	A D
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Associate Deputy Susan Bransen presented this item and recommended the Commission make no comments on the preferred alternative and accept the statement of overriding concerns and adopt the resolution for future consideration of funding.

Commissioner Earp moved to approve the item. Commissioner Ghielmetti seconded the motion, which carried 7-0. (Commissioners Dunn, Earp, Frommer, and Guardino were absent.)

64	<p>Approval of Project for Future Consideration of Funding: State Route 12 in Napa and Solano Counties programmed in the CMIA – Roadway improvements near the city of Napa (MND). Resolution E-08-08</p>	Susan Bransen Jay Norvell	A D
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This item was withdrawn prior to the CTC meeting.

65	<p>Approval of Project for Future Consideration of Funding and New Public Road Connection: State Route 580 in Alameda County programmed in the CMIA – New Interchange at Isabel Avenue (MND). <i>(Related item under Tab 67)</i> Resolution E-08-09</p>	Susan Bransen Jay Norvell	A D
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Associate Deputy Susan Bransen presented Items 65, 66, and 67 together, recommended deferral of the items and asked for the items to be brought back at the August meeting.

Commissioner Lindsey moved to approve staff recommendation. Commissioner Ghielmetti seconded the motion, which carried 7-0. (Commissioners Dunn, Earp, Frommer, and Guardino were absent.)

Commissioner Tagami asked about the timetable for corrections on the items. Ms. Bransen stated she has met with the agency and had asked for further information.

Tab # / Time	Item Description		Presenter	Status*
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66	Approval of Project for Consideration of Funding: State Route 580 in Alameda County programmed in the CMIA – Roadway improvements in the city of Livermore (FND). <i>(Related item under Tab 70)</i> Resolution E-08-10		Susan Bransen Jay Norvell	A D
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Associate Deputy Susan Bransen presented Items 65, 66, and 67 together and recommended deferral and asked for the items to be brought back at the August meeting.

See Item #65 for the vote.

<u>Highway Route Matters</u>				
67	One New Public Road Connection to State Route 580 at 4-Ala-580-PM 14.2 (Isabel Avenue) in the city of Livermore. <i>(Related item under Tab 65)</i> Resolution S-737		Susan Bransen Helena Lenka Culik-Caro	A D

Associate Deputy Susan Bransen presented Items 65, 66, and 67 together and recommended deferral of action on these items and asked that the items to be brought back at the August meeting.

See Item #65 for the vote.

<u>Program/Project Amendments/Approvals for Notice</u>				
68	STIP Amendment 08S-002 The Department and the Bay Area Rapid Transit District (BART) propose to amend the STIP, to add a new PTA eligible project, BART Seismic Retrofit of West Oakland Station and Aerial Structures, for \$10,000,000 IIP funds (PPNO 1014A) as an AB 3090 Cash Reimbursement project, for reimbursement in FY 2009-10 and FY 2010-11.		David Brewer Rachel Falsetti	I D

Chief Deputy Director David Brewer presented this item and recommended the item be place on the Consent Calendar at the July Commission meeting.

<u>Proposition 1B CMIA Project Allocations</u>				
69	Financial Allocation <i>(2.5g.(1a))</i> : One Local-Administered CMIA Project on westbound State Route 580 in Marin County for \$500,000. Resolution CMIA-A-0708-013		David Brewer Rachel Falsetti	A D

Chief Deputy Director David Brewer presented this item and recommended approval.

Commissioner Ghielmetti moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 7-0. (Commissioners Dunn, Earp, Frommer, and Guardino were absent.)

70	Financial Allocation <i>(2.5g.(1b))</i> : One Multi-Program State-Administered CMIA Project on State Route 580 in the city of Livermore for \$35,847,000, (\$26,573,000 CMIA and \$9,274,000 STIP), plus \$29,581,000 from other sources. <i>(Related item under Tab 65)</i> Resolution CMIA-A-0708-011 Resolution STIP1B-A-0708-013		David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer stated this item has been deferred.

Tab # / Time	Item Description	Presenter	Status*
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71	<p><u>Proposition 1B STIP Project Allocations</u> Financial Allocation (2.5g.(3a)): Two State-Administered STIP Projects on the State Highway System totaling \$77,574,000, plus \$93,845,000 from other sources. <i>(Related item under Tab 3)</i> Resolution STIP1B-A-0708-015</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented this item and recommended approval.

Commissioner Earp moved to approve the item. Commissioner Ghielmetti seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

72	<p>Financial Allocation (2.5g.(3b)): One Multi-Program State-Administered HOV Lane Project on State Route 680 (Sunol Grade) for \$7,663,000, plus \$2,337,000 from other sources. Resolution STIP1B-A-0708-016 Resolution TFP-07-18</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented this item and recommended approval.

Commissioner Zarian moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

73	<p>Financial Allocation (2.5g.(3c)): One Local-Administered STIP HOT Lane Project on State Route 680 (Sunol Grade, ITS components) for \$8,000,000, plus \$500,000 from other sources. Resolution STIP1B-A-0708-017</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented this item and recommended approval.

Commissioner Tavaglione moved to approve the item. Commissioner Ghielmetti seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

74	<p><u>Proposition 1B Trade Corridor Improvement Fund (TCIF) Project Allocations</u> Financial Allocation (2.5g.(5)): One Local-Administered Off-System Project in the city of Riverside for \$6,000,000 programmed in FY 2008-09. <i>Contingent upon passage of the FY 2008-09 Budget Act.</i> Resolution TCIF-A-0708-01</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented this item and recommended approval.

Commissioner Tavaglione moved to approve the item. Commissioner Lindsey seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

Tab # / Time	Item Description	Presenter	Status*
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75	<p><u>Financial Allocations for STIP Projects</u> Financial Allocation (2.5c.(5)): One Locally-Administered STIP Project on Route 1 near the city of Santa Cruz for \$46,000 programmed in FY 2008-09. Resolution FP-07-83</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented this item and recommended approval.

Commissioner Ghielmetti moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

76	<p>Financial Allocation (2.5c.(6)): Two Locally-Administered STIP Projects off the State Highway System totaling \$1,748,000, plus \$295,000 from other sources programmed in FY 2008-09. Resolution FP-07-84</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented this item and recommended approval.

Commissioner Earp moved to approve the item. Commissioner Ghielmetti seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

77	<p><u>PROGRAM STATUS</u> Bi-Annual Report for TCR Program</p>	Juan Guzman Rachel Falsetti	A D/C
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This item was approved on the Consent Calendar on June 25, 2008.

78	<p><u>Financial Allocations/Amendments for Traffic Congestion Relief Program (TCRP) Projects</u> Financial Allocation (2.6e.(2)): Reimburse One LONP for \$5,704,000, for a State Route 10 project in the city of Redlands. <i>(Related items under Tab 39 and Tab 55)</i> Resolution TFP-07-__</p>	Juan Guzman Rachel Falsetti	A D/C
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Assistant Deputy Director Juan Guzman presented this item and recommended deferral.

Commissioner Lindsey moved to approve staff recommendations for deferral of the item. Commissioner Tavaglione seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

79	<p>Financial Allocation (2.6e.(1)): Three TCRP Projects totaling \$40,322,000. <i>(Related Items under Tab 80, Tab 38 and Tab 72)</i> Resolution TFP-07-__</p>	Juan Guzman Rachel Falsetti	A D/C
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Assistant Deputy Director Juan Guzman presented this item and recommended deferral.

Commissioner Lindsey moved to approve staff recommendations for deferral of the item. Commissioner Zarian seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

There was short discussion on TCRP funding and loan repayments.

Tab # / Time	Item Description	Presenter	Status*
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80	<p><u>Program/Project Amendments/Approvals for Action</u> Traffic Congestion Relief Program (TCRP) Letter of No Prejudice (LONP) Approvals for two TCRP projects in Alameda and Santa Clara Counties. <i>(Related items under Tab 70 and Tab 79)</i> Resolution TL-07-02</p>	Juan Guzman Rachel Falsetti	A D
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Assistant Deputy Director Juan Guzman presented this item and recommended deferral for the Alameda project and approval for Santa Clara project.

Commissioner Ghielmetti moved to approve staff recommendations. Commissioner Earp seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

81	<p><u>POLICY MATTERS</u> Proposition 1B Highway-Railroad Crossing Safety Account (HRCSA) Program List of Project Nominations</p>	Robert Chung	I C
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Deputy Director Robert Chung presented this item and passed out a hand-out. He stated the program had received 49 nominations for a total of \$794 million in project costs.

Public Comment:

Todd Wood, County of Kern, provided testimony for project number 8 on the HRCSA nomination list.

John Schuler, Bakersfield, provided testimony for the Bakersfield project.

George Magallanes, Deputy Field Director for City of Los Angeles Councilman Ed Reyes, provided testimony.

Joanna Capelle, Metrolink, provided testimony for project north of Los Angeles between Glendale and Los Angeles.

Executive Director John Barna stated that many agencies have nominated several projects along their corridor and the Commission would need to a look at the geography of the nominated projects.

Ellie Wooten, Mayor, City of Merced, provided testimony for the Avenue 6 project.

Scott Johnson, San Diego, provided testimony for the Park Boulevard pedestrian bridge project.

Commissioner Tagami commended Mr. Johnson's presentation and report.

Darrel Pyle, City of Tulare, provided testimony.

82	<p><u>Director's Deeds</u> Director's Deeds -- Conceptual Approval of a Direct Sale to the only Adjoining Owner – One Rincon LLC, its Assignees or Successors</p>	Robert Chung Bimla Rhinehart	A D
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Deputy Director Robert Chung introduced the item and Bimla Rhinehart, Division Chief of Right of Way. Mr. Chung recommended approval of the item.

Commissioner Ghielmetti moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

Tab # / Time	Item Description	Presenter	Status*
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83	Status Report on May 2008 Director's Deed #23 (Ali Awad and Wajih Asi, in the city of Hawthorne, 118 th and Doty.) (May 2008, Tab 37).	Robert Chung Bimla Rhinehart	I D
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Deputy Director Robert Chung presented this item and introduced Bimla Rhinehart, Division Chief of Right of Way. Ms. Rhinehart presented an update on discussion with From Lot to Spot in regards to the Hawthorne property heard at the May Commission meeting.

Executive Director John Barna asked if Caltrans District 7 had met with From Lot to Spot. District 7 Director, Doug Failing, stated they have met with From Lot to Spot and the Mayor of Hawthorne. He says the City of Hawthorne supports From Lot to Spot's concept but have no money available for the project.

POLICY MATTERS

84	Preliminary Close-Out Report on FY 2007-08 Lump Sum Annual Allocation for Right of Way	Robert Chung Bimla Rhinehart	I D
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Deputy Director Robert Chung introduced this item and introduced Bimla Rhinehart, Division Chief of Right of Way.

Commissioner Lindsey asked if the real estate market was affecting Right of Way. Ms. Rhinehart stated it was in some areas.

Right of Way Lump Sum Allocation

85	Financial Allocation (2.5i): \$236,000,000 for FY 2008-09 Right of Way Lump Sum Allocation. Resolution FM-07-08	Robert Chung Bimla Rhinehart	A D
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Deputy Director Robert Chung presented this item and recommended approval.

Commissioner Ghielmetti moved to approve the item. Commissioner Tavaglione seconded the motion, which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

POLICY MATTERS

86	Preliminary Close-Out Report on FY 2007-08 Minor Program Lump Sum Allocation	David Brewer Rachel Falsetti	I D
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Chief Deputy Director David Brewer presented Items 86 and 87 together and recommended approval for Item 87.

Commissioner Tagami asked about soft costs of construction. Director Kempton explained how capital outlay costs are calculated and reported as a percentage of capital costs. He also stated the SHOPP does run higher on capital outlay support costs.

Minor Program Lump Sum Allocation

87	Financial Allocation (2.5j): \$106,000,000 for FY 2008-09 Minor Program Lump Sum Allocation. Contingent upon passage of the FY 2008-09 Budget Act. Resolution FM-07-09	David Brewer Rachel Falsetti	A D
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This item was presented with item 86.

Commissioner Ghielmetti moved to approve the item. Commissioner Alvarado seconded the motion which carried 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

ACTION ITEM: Commissioner Tagami requested information on minor program capital costs. (Future Agenda Item)

Tab # / Time	Item Description	Presenter	Status*
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88	<p><u>Local Assistance Lump Sum Allocation</u> Financial Allocation (2.5h.): \$128,313,016 in State funds for FY 2008-09 Local Assistance Lump Sum Allocation. Contingent upon passage of the FY 2008-09 Budget Act. Resolution FM-07-07</p>	Robert Chung Terry Abbott	A D
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Deputy Director Robert Chung presented this item and recommended approval.

Commissioner Lindsey moved to approve this item. Commissioner Tavaglione seconded the motion, which carried approval 8-0. (Commissioners Dunn, Frommer, and Guardino were absent.)

89	<p><u>POLICY MATTERS</u> Proposed 2008 Aeronautics Program</p>	Robert Chung Gary Cathey	I D
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Deputy Director Robert Chung presented this item and noted action was to be taken at the next Commission meeting.

90	State and Federal Legislative Matters	Robert Chung	A C
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Deputy Director Robert Chung presented this item and stated he sent out the letters discussed prior to the Commission meeting.

Mr. Chung stated staff recommends taking an opposed position on AB 2295.

Public Comment:

Phil Dow, Executive Director Mendocino Council of Governments, stated he was not speaking on behalf of his own agency, as they were not going to seek future local rehabilitation funding in STIP. He was there as a Rural Counties representative and argued for the Commission to not oppose AB 2295.

Commissioner Tavaglione moved to accept staff recommendation to take an opposed position on AB 2295. Commissioner Ghielmetti seconded the motion, which carried 9-0. (Commissioners Dunn, and Guardino were absent.)

Executive Director John Barna asked the Commission for approval of the consensus principles document presented by Caltrans. Commissioner Ghielmetti moved to approve the consensus document. Commissioner Tagami seconded the motion, which carried 8-0. (Commissioners Dunn, Guardino and Lindsey were absent.)

ACTION ITEM: Prepare a letter in opposition of AB 2295

ACTION ITEM: Prepare a letter to Director Kempton in support of the Principles Consensus document.

91	<p><u>Financial Allocations for SHOPP Projects</u> Financial Allocation (2.5b.(2)): 16 SHOPP Projects totaling \$135,454,000, plus \$35,768,000 from other sources programmed in FY 2008-09 and FY 2009-10. Resolution FP-07-77</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented the item and recommended approval.

Commissioner Earp moved for approval, Commissioner Ghielmetti seconded the motion, which carried 8-0. (Commissioners Dunn, Guardino and Lindsey were absent.)

Tab # / Time	Item Description	Presenter	Status*
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92	Financial Allocation (2.5b.(3)): Two SHOPP Projects totaling \$86,154,000, plus \$5,000,000 from other sources. <i>Contingent upon passage of the FY 2008-09 Budget Act.</i> Resolution FP-07-78	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented the item and recommended approval.

Commissioner Tavaglione moved for approval, Commissioner Zarian seconded the motion, which carried 8-0. (Commissioners Dunn, Guardino and Lindsey were absent.)

93	<p><u>Financial Allocations for Projects with Costs that Exceed 20 Percent of the Programmed Amount</u></p> <p>Financial Allocation for SHOPP projects with costs that exceed 20 percent of the programmed amount. One project totaling \$989,000. Resolution FP-07-87</p> <p>-- 04-Son-116 – SHOPP project in Sonoma County. Current programmed amount of \$290,000 and current estimate of \$989,000, for an increase of 241 percent over the programmed amount.</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented the item and recommended approval.

Commissioner Tagami moved for approval, Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

94	<p><u>Financial Allocations for Supplemental Funds</u></p> <p>Financial Allocation for supplemental funds for previously voted projects. One SHOPP project for \$2,000,000 to complete construction of the 03-Sac-5 project in Sacramento County. The current budget amount is \$40,636,000. This request for \$2,000,000 results in an increase of 4.9 percent over the current allocation. Resolution FA-07-14</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented the item and recommended approval.

Commissioner Earp moved for approval, Commissioner Frommer seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

95	<p><u>Proposition 1B State Highway Operation and Protection Program (SHOPP) Project Allocations</u></p> <p>Financial Allocation (2.5g.(6)): Four SHOPP projects totaling \$58,182,000. <i>(Related item under Tab 69)</i> Resolution SHOP1B-A-0708-008</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented the item and recommended to defer action on the project #1t. He recommended approval on projects #2-4.

Commissioner Ghielmetti moved for approval, Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

Tab # / Time	Item Description	Presenter	Status*
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96	<p><u>Financial Allocations for STIP Projects</u> Financial Allocation (2.5c.(9)): One Locally-Administered STIP Transportation Enhancement Project in the city of Pasadena for \$175,000, plus \$231,000 from other sources. Resolution FP-07-__</p>	David Brewer Rachel Falsetti	A D
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This item was withdrawn prior to the CTC meeting.

97	<p>Financial Allocation (2.5c.(10)): One Locally-Administered STIP Project on Route 219 near Salida for \$2,240,000, plus \$2,090,000 from other sources. (Related items under Tab 19, Tab 98, and Tab 105) Resolution FP-07-88</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented the item and recommended approval.

Commissioner Lindsey moved for approval, Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

98	<p><u>Technical Corrections to Previously Approved Resolutions</u> Technical Correction to Resolution FP-07-48 originally approved January 10, 2008, in the amount of \$30,960,000 for two State-Administered STIP Projects. A technical correction is needed for Project #2 – Near Salida, on Route 219 from Route 99 to Morrow Road (PPNO 10-9940B) to correct the implementing agency from the Department to the City of Modesto. (Related items under Tab 19, Tab 49 and Tab 106.)</p>	David Brewer Rachel Falsetti	A D
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This item was approved on the Consent Calendar on June 25, 2008.

99	<p><u>Financial Allocations for Supplemental Funds</u> Financial Allocation for supplemental funds for previously voted projects. One STIP project for \$450,000 to close out contract of the 10-Tuo-108 project in Tuolumne County. The current budget amount is \$45,605,000. This request for \$450,000 results in an increase of 1 percent over the current budget amount. Resolution FA-07-15</p>	David Brewer Rachel Falsetti	A D
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Chief Deputy Director David Brewer presented the item and recommended approval.

Commissioner Ghielmetti moved for approval, Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)

100	<p><u>Financial Allocations for STIP Projects</u> Financial Allocation (2.6a.(1)): Five Local STIP Mass Transit Projects totaling \$4,939,000. Resolution MFP-07-20</p>	Robert Chung Gale Ogawa	A D
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This item was approved on the Consent Calendar on June 25, 2008.

Tab # / Time	Item Description	Presenter	Status*
101	Financial Allocation (2.6a.(2)): One State-Administered STIP Rail Project in the city of Madera for \$670,000, plus \$2,543,000 from other sources. (Related item under Tab 79) Resolution MFP-07-21	Robert Chung Bill Bronte	A D
Deputy Director Robert Chung presented the item and recommended approval.			
Commissioner Alvarado moved to approve the item. Commissioner Frommer seconded the motion which carried 9-0. (Commissioners Dunn and Guardino were absent.)			
102	Request to Extend the Period of Project Allocation Request to Extend the Period of Project Allocation for Two Locally-Administered STIP Projects on the State Highway System totaling \$1,208,000, per STIP Guidelines. Waiver-08-20	Juan Guzman Rachel Falsetti	A D
Assistant Deputy Director Juan Guzman presented items 102 through 109 and recommended approval with noted changes in staff recommendations.			
Commissioner Ghielmetti moved to approve staff recommendations for items 102 through 109. Commissioner Tavaglione seconded the motion, which carried 9-0. (Commissioners Dunn and Guardino were absent.)			
103	Request to Extend the Period of Project Allocation for 14 Locally-Administered STIP Projects totaling \$2,992,000, per STIP Guidelines. Waiver-08-21	Juan Guzman Terry Abbott	A D
This item heard and voted with items 102 through 109.			
104	Request to Extend the Period of Project Allocation for Two Locally-Administered STIP Transit Projects totaling \$3,900,000, per STIP Guidelines. Waiver-08-22	Juan Guzman Gale Ogawa	A D
This item heard and voted with items 102 through 109.			
105	Request to Extend the Period of Contract Award Request to Extend the Period of Contract Award for One Locally-Administered STIP Project on State Route 219 in Stanislaus County for \$2,770,000, per STIP Guidelines. (Related item under Tab 98.) Waiver-08-24	Juan Guzman Rachel Falsetti	A D
This item heard and voted with items 102 through 109.			
106	Request to Extend the Period of Contract Award for One Locally-Administered STIP Project in the County of Humboldt for \$6,548,000, per STIP Guidelines. Waiver-08-25	Juan Guzman Terry Abbott	A D
This item was withdrawn at the CTC meeting.			

Tab # / Time	Item Description	Presenter	Status*	
107	<p><u>Request to Extend the Period of Project Completion</u> Request to Extend the Period of Project Completion for One Los Angeles County Metropolitan Transportation Authority Light Rail Project for \$29,159,000, per STIP Guidelines. Waiver-08-26</p>	Juan Guzman Gale Ogawa	A	D
This item heard and voted with items 102 through 109.				
108	<p>Request to Extend the Period of Project Completion for One STIP Intercity Rail Project at the Oxnard Amtrak and Metrolink Station in Ventura County, per STIP Guidelines. Waiver-08-27</p>	Juan Guzman Bill Bronte	A	D
This item heard and voted with items 102 through 109.				
109	<p><u>Request to Extend the Period of Project Development</u> Request to Extend the Period of Project Development Expenditure for 17 Locally-Administered STIP Projects totaling \$2,969,000, per STIP Guidelines Waiver-08-28</p>	Juan Guzman Terry Abbott	A	D

This item heard and voted with items 102 through 109.

OTHER MATTERS / PUBLIC COMMENT

No further comments by the public.

ADJOURN

The meeting of the California Transportation Commission was adjourned at 10:35 am.

JOHN F. BARNA, JR., Executive Director