

# MINUTES

## CALIFORNIA TRANSPORTATION COMMISSION

September 5, 2007  
Sacramento, California

Wednesday, September 5, 2007

10:00 a.m. Department of Water Resources  
Auditorium, First Floor  
1416 9<sup>th</sup> Street  
Sacramento, California

### GENERAL BUSINESS

1 Roll Call 1.1 I C

The meeting of the California Transportation Commission was called to order by Chair Ghielmetti at 10:00 a.m. on September 5, 2007, at the Department of Water Resources, Auditorium, First Floor, 1416 9<sup>th</sup> Street, Sacramento California.

Roll call was conducted. The Commissioners in attendance were as follows:

COMMISSIONER ALVARADO	<u>Absent</u>
COMMISSIONER BERGESON	<u>Present</u>
COMMISSIONER CHALKER	<u>Present</u>
COMMISSIONER EARP	<u>Present</u>
COMMISSIONER GUARDINO	<u>Present</u>
COMMISSIONER LINDSEY	<u>Absent</u>
COMMISSIONER TAVAGLIONE	<u>Present</u>
COMMISSIONER ZARIAN	<u>Absent</u>
CHAIR GHIELMETTI	<u>Present</u>
<b>TOTAL</b>	<u>Present</u> <u>6</u>
	<u>Absent</u> <u>3</u>
	<u>—</u>

Members Absent: Senator Alan S. Lowenthal, Ex-Officio  
Assemblymember Pedro Nava, Ex-Officio

Executive Director John Barna addressed the commission and announced the following personnel updates: Andre Boutros as the new Chief Delivery Officer, Nina Hoang as the Office Technician, and Anna Young as a Student Intern.

Mr. Barna congratulated Deputy Director Stephen Maller, Supervising Engineer Dina Noel, and BATA for the success in demolishing the Yerba Buena Island viaduct and placing a new permanent structure in place.

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Director Will Kempton thanked the citizens of the Bay area for adjusting their mobility habits, commenting on the rise in BART users for that weekend which broke records.

Commissioner Ghielmetti congratulated Mr. Kempton, the Department, and everyone involved for doing such an amazing job.

Jim Bourgart, Deputy Secretary for BT&H, also commented and praised the Department for the success of the weekend closure. Mr. Bourgart introduced John Hummer as the new Deputy Secretary for Goods Movement.

**POLICY MATTERS**

2	Overview of FY 2007-08 Budget	4.1		I D
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Deputy Director Mitch Weiss introduced Norma Ortega, Division Chief of Budgets, who gave an overview of the FY 2007-08 Budget. Ms. Ortega provided the highlights of the 2007-08 Enacted Budget for all funds including the Proposition 1B appropriations. Ms. Ortega also provided information on the allocation capacity and a five year State Highway Account cash forecast.

Ross Chittenden, 1B Bond Program Manager, introduced the Proposition 1B website. The website will allow the public to track the progress of projects. Mr. Chittenden also provided a listing of the 2006 Augmented STIP 2007-08, 2008-09, and 2010-11 Proposition 1B Bond Funded Projects.

3	2008 Fund Estimate Workshop	4.2		I D
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Deputy Director Mitchell Weiss provided the Commission with the highlights of the 2008 Fund Estimate and introduced Norma Ortega.

Ms. Ortega presented to the Commissioners the 2008 Fund Estimate. Ms. Ortega gave a recap of the original assumptions provided at the June 2007 Commission meeting and provided current issues that could potential impact the assumptions. Ms. Ortega also presented Key Policy Assumptions on Pre-Proposition 42 Loan Repayment Options (SHA 12) and Federal Obligation Authority Options and Updates (SHA 13). The Department recommends Option A for SHA 12 and Option C for SHA 13, which are a more conservative approach. Ms. Ortega also provided the Enacted Budget Updates.

**Financial Allocations for STIP Projects Deferred from July 2007 CTC Meeting**

4	Financial Allocation: three State-administered STIP projects on the State Highway System totaling \$23,083,000. Resolution FP-07-05	2.5c.(1)		A D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Tavaglione moved to approve the project presented as recommended by staff. Commissioner Chalker seconded the motion, which carried 6-0.

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5	Financial Allocation: five locally-administered STIP projects on the State Highway System totaling \$32,803,000. Resolution FP-07-06	2.5c.(2)		A D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Tavaglione moved to approve the project presented as recommended by staff. Commissioner Chalker seconded the motion, which carried 6-0

6	Financial Allocation: nine locally-administered STIP projects off the State Highway System totaling \$3,553,000. Resolution FP-07-07	2.5c.(3)		A D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Bergeson moved to approve the project presented as recommended by staff. Commissioner Tavaglione seconded the motion, which carried 6-0.

7	Financial Allocation: one State-administered STIP Transportation Enhancement project for \$1,050,000. Resolution FP-07-15	2.5c.(4)		A D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Tavaglione moved to approve the project presented as recommended by staff. Commissioner Chalker seconded the motion, which carried 6-0.

**Financial Allocations for Proposition 1B STIP Projects Deferred from July 2007 CTC Meeting**

8	Financial Allocation: three State-administered STIP projects on the State Highway System totaling \$215,351,000 in Proposition 1B bond funds. Resolution STIP1B-A-0708-001	2.5g.(3a)		A D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Tavaglione moved to approve the project presented as recommended by staff. Commissioner Chalker seconded the motion, which carried 6-0.

9	Financial Allocation: two locally-administered STIP project on the State Highway System for \$13,156,000 in Proposition 1B bond funds. Resolution STIP1B-A-0708-002	2.5g.(3b)		A D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Earp moved to approve the project presented as recommended by staff. Commissioner Tavaglione seconded the motion, which carried 6-0.

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<b>10</b>	Financial Allocation: one locally-administered STIP project off the State Highway totaling \$3,046,000 in Proposition 1B bond funds. Resolution STIP1B-A-0708-003	2.5g.(3c)		A    D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Tavaglione moved to approve the project presented as recommended by staff. Commissioner Chalker seconded the motion, which carried 6-0.

**Financial Allocations for STIP Rail/Transit Projects Deferred from July 2007 CTC Meeting**

<b>11</b>	Financial Allocation: five local Rail/Transit STIP projects totaling \$373,901,000, plus \$436,607,000 from other sources. Resolution MFP-07-03	2.6a.(1)		A    D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Bergeson moved to approve project presented as recommended by staff. Commissioner Chalker seconded the motion, which carried 6-0.

<b>12</b>	Financial Allocation: five State-administered STIP Rail projects totaling \$10,890,000, plus \$9,042,000 from other sources. Resolution MFP-07-04	2.6a.(2)		A    D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Tavaglione moved to approve the project presented as recommended by staff. Commissioner Chalker seconded the motion, which carried 6-0.

<b>13</b>	Financial Allocation: one locally-administered STIP Rail project for \$4,600,000. Resolution MFP-07-05	2.6a.(3)		A    D
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Deputy Director Maura Twomey provided a brief overview of the project and recommended approval.

Commissioner Guardino moved to approve the project presented as recommended by staff. Commissioner Tavaglione seconded the motion, which carried 6-0.

<b>ADJOURN</b>				I    D
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The meeting of the California Transportation Commission adjourned at 11:20 a.m.



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**3** Past and Future Transportation Successes 1.13 I R

Gina Garbolino, Chair of the Placer County Transportation Planning Agency, and Celia McAdam, Executive Director of Placer County Transportation Planning Agency, welcomed the Commission and gave a PowerPoint presentation of the Placer County's Past and Future Transportation Successes. Ms. McAdam provided an overview of the I-80 and Lincoln Bypass projects.

**4** Approval of Minutes for July 25-26, 2007 1.2 A C

Commissioner Lindsey moved to approve the July 25-26, 2007 meeting minutes. Commissioner Zarian seconded the motion, which carried 8-0.

**5** Commission Reports 1.4 A C

Commissioner Lindsey reported that the tri-counties coalition, which included Calaveras, Alpine and Amador Counties, came to an end with the completion of the Angels Camp Bypass project. Commissioner Lindsey praised the coalition stating that this was a true example of cooperation between counties.

**6** Commissioners' Meetings for Compensation 1.5 A C

Commissioner Lindsey moved to approve meetings for Compensation. Commissioner Tavaglione seconded the motion, which carried 8-0.

**7** Executive Director's Report 1.3 A C

Executive Director John Barna requested the Commission to allow Staff to work with the Executive Committee on AB 1467 HOT Lanes Guidelines. Mr. Barna indicated that a review of the guidelines will be available in early October with a discussion at the special Commission meeting on October 24, 2007. Item #18, AB 1467 HOT Lanes Guidelines, is withdrawn from the agenda.

Mr. Barna also requested the Commissioners, through the Chair, write a letter to the Governor's Office and the Legislature by October 1, 2007, indicating that the Commission does intend to use GARVEE funding to finance select SHOPP projects. In the event the Department can come up with candidate projects for next fiscal year, this action will enable the Department to work through the FY 2008-09 Budget process.

Commissioner Lindsey moved to allow staff work with Executive Committee in drafting a letter. Commissioner Bergeson seconded the motion, which carried 8-0.

Mr. Barna presented the Commissioners with the 2007 Annual Report Draft Outline and asked for guidance and comments by the end of the month.

Mr. Barna thanked Director Kempton, Department staff, Commission staff, and all others involved in the success of the Bay Bridge efforts over the Labor Day weekend.

Mr. Barna informed the Commissioners that the Commission is involved in drafting RTP Guidelines as part of the Climate Action Team. Doug Ito with the Air Resources Board launched program. They will post the information on the website and share it with those agencies involved.

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Mr. Barna concluded his report by making the following personnel announcements: Andre Boutros is the Commission's Chief Delivery Officer and Annette Gilbertson was promoted to a Supervising Transportation Planner.

**BUSINESS, TRANSPORTATION & HOUSING AGENCY REPORT (#8)**

**8** Report by Agency Secretary and/or Deputy Secretary 1.6 I B

This item was presented on Thursday, September 20, 2007, after item #57.

Dale Bonner, Secretary of Business Transportation & Housing Agency, addressed the Commission regarding the Trade Corridor Improvement Fund (TCIF). He provided copies of a letter addressed to the Chairman of the Commission, James Ghielmetti.

Mr. Bonner explained that he had been empowered by the Governor to make it possible for TCIF to be included in the FY 2008-09 Budget. He asked the Commission to advance the program to the end of the year and adopt an initial program then. To achieve this, he outlined a ten step process:

1. Narrow the focus
2. Package of priorities that reflect the State priorities. BT&H is making the commitment to take on the "heavy work" and develop consensus.
3. Provide a report listing the priorities at the October 24, 2007 Commission meeting.
4. Staff consultation.
5. Make an initial vote
6. Governor will take the outcome of the vote to draft a budget.
7. Evaluation by the Legislation.
8. Re-evaluate the program
9. Collectively have a Goods Movement program to present to the Federal Government
10. Discussion as to how to continue the process

Mr. Bonner continued by stating that he has received input from Senator Lowenthal and Assemblymember Nava, as well as the Regions. It is an aggressive time schedule but it can be achievable. The local players have made themselves available for special meetings. They would like to start the FY 2008/09 with a relatively set program.

Bob Wolf of Germania Corporation addressed the Commission on behalf of the Southern California Leadership Council. On behalf of the council, Mr. Wolf urges the Commission to adhere to Mr. Bonner's schedule as this is a unique opportunity to move quickly as the needs are self-evident. He sees no reason to not over program. He has seen the list and some projects will fall off. Mr. Bonner clarified the list Mr. Wolf is referring to is the consensus list.

Kathryn Phillips addressed the Commission on behalf of the Environmental Defense. Ms. Phillips is concerned that Mr. Bonner did not include any environmental groups in the discussions. Air quality needs to be addressed and need the environmental community involved. Mr. Bonner responded to Ms. Phillips informing her that they have included his colleagues from the Air Resources Board and Cal EPA and hopes to include in the upcoming meetings the environmental groups.

Eric Haley, Executive Director of the Riverside County Transportation Commission addressed the Commission. Mr. Haley said that RCTC has been meeting for the last three months and urges the Commission to adopt a 1.7 billion of priority list for Southern California. They are bundling 42 projects. This list has been adopted by the Board, MTA and the Ports. They are all in consensus and have a great deal of support.

**CALTRANS REPORT (#9)**

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**9** Report by Caltrans' Director and/or Deputy Director 1.7 I D

Will Kempton, Director of the Department of Transportation updated the Commission on the Department's efforts with respect to the Disparity Study, Industry Capacity Expansion, and the fact that the Department has reached a new record with 633 on going construction projects valued at \$10.4 billion. He also highlighted the fact that the Commission will be making the first allocation for the Corridor Mobility Improvement Account (CMIA) later on in this meeting.

Mr. Kempton reminded the Commission of the Governor's Executive Order to establish bond accountability requirements. Ross Chittenden, Manager for the Proposition 1B Bond Program, demonstrated the Department's Bond Accountability website and showed the Commissioners and the public what information is available.

**LOCAL REPORTS (#10 – 13)**

**10** Report by Regional Agencies Moderator 1.8 I R

Shirley Medina, Regional Agency Moderator, informed the Commissioners that the Regions are very concerned of the potential impacts SB 717 could have on STIP funding. The regions are working with the Department on the 2008 STIP development. Ms. Medina informed that Mr. Boda provided the RTPA's the status of the Delivery Council, which has a workshop scheduled for October 18, 2008. Ms. Medina concluded with an update on Proposition 1B transit guidelines and OA targets.

**11** Report by Rural Counties Task Force Chair 1.9 I R

Mike Woodman, Chair for the Rural Counties Task Force (RCTF), informed the Commission the Rural Counties are participating in the review of the draft RTP Guidelines (SAFETEA-LU updates).

Mr. Woodman also indicated that RCTF members are waiting for the local streets and roads needs assessment that is on its way. Looking forward to the results.

Mr. Woodman concluded his report by stating that the RCTF will be taking part in the next update of the RTP Guidelines relative to AB 32 changes.

**12** Report by Self-Help Counties Coalition Chair 1.10 I R

Suzanne Smith, Vice Chair for the Self Help Counties Coalition, informed the Commissioners that they will provide the Commissioners update reports via email. All the other moderators agreed to this as well.

Ms Smith provided an update on the Cooperative Agreement process. Ms. Smith informed that the Self Help Counties have a serious concerns regarding SB375. Finally she invited everyone to the Focus on the Future Conference that will be held in October.

Mr. Barna informed the Commission that SB 375 will be a major topic for the November Commission meeting.

**13** Report on San Joaquin Partnership 1.11 I R

Ashley Swearingin of the California Partnership for the San Joaquin Valley, provided a PowerPoint presentation to the Commissioners on the San Joaquin Partnership. Ms. Swearingin provided an overview of the purpose of

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the partnership, which is to improve the economic, social and environmental quality of life in the San Joaquin Valley.

<b>14</b>	Update on Route 99 Funding Plan	4.7	<b>I</b>	<b>D</b>
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Deputy Director Mitch Weiss introduced Kome Ajise, District 10 Director.

Mr. Ajise presented a PowerPoint presentation on State Route 99 Corridor funding plan update

<b>15</b>	Proposition 1B Intercity Rail Guidelines and Project Selection Criteria	4.11a.	<b>I</b>	<b>D</b>
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Items #15, 16, and 17 were presented together.

Deputy Director Robert Chung introduced Bill Bronte, Department of Transportation Division Chief of Rail.

Mr. Bronte presented the Intercity Rail Bond Program. Mr. Bronte addressed three main concerns discussed in the June Commission meeting: 1) How does intercity rail fit into the Proposition 1B Program; 2) What is the process and criteria for developing the program; and 3) How do the projects brought forward fit in the process.

After a lengthy discussion, it was agreed that the Guidelines and the Approval of Proposition 1B Intercity Rail Program Project List, Item #17, would be deferred until the October 24, 2007 special meeting for further discussion.

<b>16</b>	Benefits of Proposition 1B Intercity Rail Projects	4.11b.	<b>I</b>	<b>D</b>
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See item #15 above.

<b>17</b>	Approval of Proposition 1B Intercity Rail Program Project List Resolution ICR1B-P-0708-001	4.11c.	<b>A</b>	<b>D</b>
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See item #15 above

<b>18</b>	AB 1467 HOT Lanes Guidelines	4.2	<b>A</b>	<b>C</b>
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Item was withdrawn

**MODAL ISSUES – HIGHWAY (#19)**

<b>19</b>	Route 238 Hayward Bypass – Project History, Project Status, Legislative Requirements For Local Alternative Transportation Improvement Program Projects, and Upcoming Decision Points	5.2	<b>I</b>	<b>D/R</b>
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Deputy Director Robert Chung gave a brief overview of the project. He noted that the Commission would receive a detailed briefing later this year and early next year would be considering rescinding the route and adopting a local transportation improvement program. He introduced Bijan Sartipi, District 4 Director.

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Mr. Sartipi provided an overview and then introduced Mr. Mark Zabaneh, Caltrans staff, who described the Hayward bypass project, provided a project history of the Hayward 238 bypass, described the local alternative transportation improvement program, and what the next steps would be in the process.

Beth Walukas of the Alameda County Congestion Management Agency presented the local agency perspective on the Hayward bypass and explained the process for developing and approving local alternative transportation improvement program among the local jurisdiction.

Steve Ronfeldt, Attorney for Legal Aid, addressed the Commission, on behalf of the Route 238 Corridor residents. Mr. Ronfeldt informed the Commission that the route was already rescinded and that the excess properties were subject to the Roberti bill requirements that required the properties to be sold to eligible residents at affordable rates.

Mr. Chung suggested the Department look into the attorney's allegation.

<b>20</b>	Delivery Council Report	4.8	<b>A</b>	<b>C</b>
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Andre Boutros, Chief Delivery Officer, provided the Commission an update on the Delivery Council. Mr. Boutros introduced the members of the Council and reiterated the purpose of the council, which is to look for all options to make sure projects are delivered.

The Council will hold two meetings to finalize the process and on October 18, 2007 the Council will hold a workshop that will include project managers, sponsors and stakeholders.

<b>21</b>	25 Resolutions of Necessity Resolutions C-19687 through C-19711	2.4b.	<b>A</b>	<b>D</b>
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Changes to this item were listed on the Pink "Changes to CTC Agenda" as follows:

~~25-24~~ Resolutions of Necessity. Resolutions C-19687 through ~~C-19711~~ **C-19689** and **C-19691** through C-19711.

**Resolution C-19690** (Ryder Truck Rentals, Inc., 03-Yol-50-PM 1.7, EA 388009) **withdrawn prior to CTC meeting.** Appearance requested

This item was added to the Consent Calendar and approved as modified on September 19, 2007.

<b>22</b>	Director's Deeds Items #1 through #43 Excess Lands – Return to State: \$16,829,876 Return to Others: \$0	2.4d.	<b>A</b>	<b>D</b>
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This item was added to the Consent Calendar and approved on September 19, 2007

**INFORMATION CALENDAR (#23 – 30)**

<b>23</b>	Informational Report on Emergency G-11 Allocations. Six Projects totaling \$10,925,000.	2.5f.(1)	<b>I</b>	<b>D</b>
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Deputy Director Stephen Maller presented the Information Calendar adding Items #63 and 66. The Information Calendar was accepted as presented.

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24	Informational Report on SHOPP Safety G-03-10 Allocations. Two projects totaling \$4,776,000.	2.5f.(3)	I	D
	This item was presented on the information Calendar.			
25	Informational Report on Minor G-05-05 Allocations. Seventeen projects totaling \$10,037,000.	2.5f.(4)	I	D
	This item was presented on the information Calendar.			
26	Monthly Report on Local Assistance STIP Projects Previously Voted but not Awarded	3.2	I	D
	This item was presented on the information Calendar.			
27	Monthly Status of Construction Contract Award for State Highway Projects, per Resolution G-06-08	3.3a.	I	D
	This item was presented on the information Calendar.			
28	Monthly Status of Construction Contract Award for Local Assistance STIP Projects, per FY 2005-06 Allocation Plan and Criteria and Resolution G-06-08	3.3b.	I	D
	This item was presented on the information Calendar.			
29	Monthly Status of Construction Contract Award for Traffic Congestion Relief Program Projects, per Resolution G-06-08	3.3c.	I	D
	This item was presented on the information Calendar.			
30	Monthly Report on Projects Amended into the SHOPP by Department Action	3.4	I	D
	This item was presented on the information Calendar.			

### **CONSENT CALENDAR (#31 - #55)**

Deputy Director Robert Chung recommended the Commission approve the Consent Calendar (Tabs 31 through 55) with the following changes and modifications: Changes to Tabs 49, 51, 53, and 55, as noted on the Pink "Changes to CTC Agenda" handout. Add Tabs 21 and 22 to the Consent Calendar. Tab 50 was withdrawn.

Commissioner Bergeson moved to approve the Consent Calendar, as modified and recommended by staff. Commissioner Tavaglione seconded the motion which carried 8-0.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
31	<p>The Department is requesting a TCRP Application Amendment to revise the project scope and update the schedule and funding plan for TCRP Project #77 – Route 94; complete environmental studies <b>and construct HOV lanes</b> to add capacity to Route 94 corridor; from downtown San Diego (<b>Route 5</b>) to Route <b>805</b> 125 in Lemon Grove in San Diego County. <i>(Related item under 2.6e.(1).)</i> Resolution TAA-07-31, Amending Resolution TAA-06-10.</p>	2.1c.(2)		A D/C
<p>This item was approved on the Consent Calendar on September 19, 2007.</p>				
32	<p>The Department is requesting a TCRP Application Amendment to designate sub-project TCRP Project #99.3 – San Joaquin Corridor; Madera Amtrak Station Relocation, and to program \$1,743,000 in new TCRP funds to R/W and Construction and establish the project scope, schedule, and funding plan. <i>(Related item under 2.6e.(1).)</i> Resolution TAA-07-32</p>	2.1c.(3)		A D/C
<p>This item was approved on the Consent Calendar on September 19, 2007.</p>				
33	<p>The Department is requesting a TCRP Application Amendment for TCRP Project #18 – Route 101; widen eight miles of freeway to six lanes, Novato to Petaluma (Novato Narrows) in Marin and Sonoma Counties to redistribute \$10,900,000 from Construction to PS&amp;E, and designate two sub-projects: TCRP Project #18.1 – Route 101, East Washington Interchange and receive transfer \$1,600,000 in TCRP funds from Project #18; and TCRP Project #18.2 – Route 101, San Antonio Curve Correction and to receive transfer of \$2,900,000 in TCRP funds from TCRP Project #18. In addition, this amendment will establish the project scope, schedule, and funding plan for all three projects. <i>(Related items under 2.6e.(1) and 2.6e.(3).)</i> Resolution TAA-07-33, Amending Resolution TAA-06-20</p>	2.1c.(4)		A D/C
<p>This item was approved on the Consent Calendar on September 19, 2007.</p>				
34	<p>Approval of Project for Future Consideration of Funding: Route 41 in Madera County – Improve parcel for current and future mitigation near Coarsegold (ND). Resolution E-07-17</p>	2.2c.(1)		A D

This item was approved on the Consent Calendar on September 19, 2007.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
35	Approval of Project for Future Consideration of Funding: Route 50 in Sacramento County – Construct Bus/Carpool lanes near Sacramento (EIR). Resolution E-07-18	2.2c.(2)		A D
This item was approved on the Consent Calendar on September 19, 2007.				
36	Two Relinquishment Resolutions  -- 4-CC-123-PM 0.0/2.1 Route 123 in the city of El Cerrito Resolution R-3671 -- 12-Ora-5-PM 39.9 Route 5 in the city of Anaheim Resolution R-3672	2.3c.		A D
This item was approved on the Consent Calendar on September 19, 2007.				
37	One Vacation Resolution 2-Teh-36-PM 38.1/39.2 Route 36 in the county of Tehama Resolution A-866	2.3d.		A D
This item was approved on the Consent Calendar on September 19, 2007.				
38	Airspace Lease Direct Negotiations City of Stockton – Morelli Park	2.4c.		A D
This item was approved on the Consent Calendar on September 19, 2007.				
39	Financial Allocation for two District projects totaling \$998,000. Resolution FP-07-16	2.5a.		A D
This item was approved on the Consent Calendar on September 19, 2007.				
40	Financial Allocation for ten SHOPP projects totaling \$104,503,000. Resolution FP-07-17	2.5b.(1)		A D
This item was approved on the Consent Calendar on September 19, 2007.				

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41	Financial Allocation for 22 projects amended into the SHOPP by Departmental action totaling \$33,869,000. Resolution FP-07-18	2.5b.(2)		A D
	This item was approved on the Consent Calendar on September 19, 2007.			
42	Financial Allocation for four SHOPP projects totaling \$30,808,000 programmed in FY 2008-09. Resolution FP-07-19	2.5b.(4)		A D
	This item was approved on the Consent Calendar on September 19, 2007.			
43	Financial Allocation for two State-administered STIP projects on the State Highway System totaling \$78,561,000, plus \$186,927,000 from other sources. Resolution FP-07-20	2.5c.(1)		A D
	This item was approved on the Consent Calendar on September 19, 2007.			
44	Financial Allocation for six locally-administered STIP projects on the State Highway System totaling \$11,265,000, plus \$8,761,000 from other sources. Resolution FP-07-21	2.5c.(2)		A D
	This item was approved on the Consent Calendar on September 19, 2007.			
45	Financial Allocation for 20 locally-administered STIP projects off the State Highway System totaling \$20,747,000, plus \$910,000 from other sources. Resolution FP-07-22	2.5c.(3)		A D
	This item was approved on the Consent Calendar on September 19, 2007.			
46	Financial Allocation for eight locally-administered STIP Transportation Enhancement projects off the State Highway System totaling \$3,777,000, plus \$3,679,481 from other sources. Resolution FP-07-23	2.5c.(6)		A D
	This item was approved on the Consent Calendar on September 19, 2007.			
47	Financial Allocation for ten locally-administered STIP Planning, Programming and Monitoring projects totaling \$3,727,000. Resolution FP-07-24	2.5c.(7)		A D
	This item was approved on the Consent Calendar on September 19, 2007.			

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
48	Financial Allocation for two AB 3090 Reimbursement projects totaling \$406,000. Resolution FP-07-25	2.5c.(8)		A D
This item was approved on the Consent Calendar on September 19, 2007.				
49	Financial Allocation for two locally-administered STIP Transportation Enhancement projects off the State Highway System totaling \$703,000 programmed in FY 2008-09. Resolution FP-07-__	2.5c.(9)		A D
Changes to this item were listed on the Pink "Changes to CTC Agenda as follows: Financial Allocation for <del>two one</del> local STIP TE projects for <del>\$703,000</del> <b>\$430,000</b> . <b>Project #1</b> (Santa Barbara, \$273,000, PPNO 05-1191) <b>withdrawn prior to CTC meeting</b> .				
This item was approved as modified on the Consent Calendar on September 19, 2007.				
50	Financial Allocation for one locally-administered STIP Transportation Enhancement project for \$300,000. Resolution FP-07-__	2.5c.(10)		A D
This item was withdrawn prior to the Commission meeting at the request of LACMTA				
51	Financial Allocation for four Local Rail/Transit STIP projects totaling \$8,260,000, plus \$7,390,000 from other sources. Resolution MFP-07-06	2.6a.(1)		A D
Changes to this item were listed on the Pink "Changes to CTC Agenda as follows: Financial Allocation for four local Rail/Transit STIP projects totaling \$8,260,000. -- Correct Agenda Vote List and Book Item Attachment, as follows: → Project #3 (San Benito, \$200,000, PPNO 05-1969). Recipient should be <del>Council of San Benito County Governments</del> <b>Local Transportation Authority</b> .				
This item was approved as modified on the Consent Calendar on September 19, 2007.				
52	Financial Allocation for one local AB 872 STIP Rail/Transit project for \$7,500,000. Resolution MFP-07-07	2.6a.(3)		A D
This item was approved on the Consent Calendar on September 19, 2007.				
53	Financial Allocation for five TCRP projects for a total of \$25,324,000. ( <i>Related Items under 2.1c.(2-4.)</i> ) Resolution TFP-07-03	2.6e.(1)		A D/C

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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Changes to this item were listed on the Pink "Changes to CTC Agenda as follows:

Financial Allocation for five TCRP projects totaling \$25,324,000.

-- Correct Agenda Vote List and Book Item Attachment, as follows:

→ Project #5 (TCRP #106, Merced, \$4,936,000). Recipient should be Merced County Department of Public Works.

This item was approved as modified on the Consent Calendar on September 19, 2007.

<b>54</b>	Financial Allocation Amendment for two TCRP projects, no net change in funding. <i>(Related Item under 2.1c.(4).)</i> Resolution TFP-07-05	2.6e.(3)	<b>A</b>	<b>D/C</b>
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This item was approved on the Consent Calendar on September 19, 2007.

<b>55</b>	Technical Change to Resolution FP-06-71, originally approved March 15, 2007, in the amount of \$76,308,000 for four State-administered STIP Projects. A technical correction is needed for Project #6 - In Angels Camp, from the north junction of Route 49 to east of Roller Bypass Road, (PPNO 0304B) - to correct debits for Final Right of Way, and to show updated construction funds based on the CMIA program funding of \$4,438,000.	2.9	<b>A</b>	<b>D/C</b>
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Changes to this item were listed on the Pink "Changes to CTC Agenda as follows:

Technical Change to Resolution FP-06-71, originally approved March 15, 2007, in the amount of \$76,308,000 for four State-administered STIP Projects.

-- Revise Page 2 of second attachment (Vote List) as follows: for Project #6, programmed amount for RIP CONST should read ~~\$10,443,000~~ **\$9,086,000** (not \$8,775,000); programmed amount for IIP CONST should read ~~\$21,522,000~~ **\$18,441,000** (not \$18,134,000); allocation amount for RIP should read ~~\$31,418,000~~ **\$9,086,000** (not \$26,980,000); allocation amount for IIP should read ~~\$547,000~~ **\$18,441,000**. CMIA remains the same at \$4,438,000. No change to total amount allocated.

This item was approved as modified on the Consent Calendar on September 19, 2007.

**END OF CONSENT CALENDAR**

The meeting of the California Transportation Commission was adjourned at 5:05 p.m.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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**Thursday, September 20, 2007**

9:00 a.m. Commission Meeting

City of Rocklin Sunset Center  
2650 Sunset Boulevard  
Rocklin, California

**GENERAL BUSINESS**

Roll Call	1.1	I	C
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The meeting of the California Transportation Commission was called to order by Chair Ghielmetti at 9:10 a.m. on September 20, 2007, at the City of Rocklin Sunset Center, 2650 Sunset Boulevard, Rocklin, California.

The Commissioners in attendance were as follows:

COMMISSIONER ALVARADO	<u>Absent</u>
COMMISSIONER BERGESON	<u>Present</u>
COMMISSIONER CHALKER	<u>Absent</u>
COMMISSIONER EARP	<u>Present</u>
COMMISSIONER GUARDINO	<u>Present</u>
COMMISSIONER LINDSEY	<u>Present</u>
COMMISSIONER TAVAGLIONE	<u>Present</u>
COMMISSIONER ZARIAN	<u>Present</u>
CHAIR GHIELMETTI	<u>Present</u>
<b>TOTAL</b>	Present <u>7</u> Absent <u>2</u>

Members Absent: Senator Alan S. Lowenthal, Ex-Officio  
Assemblymember Pedro Nava, Ex-Officio

Commissioner Alvarado walked in at 9:30, roll call had already been conducted.

**POLICY MATTERS (#56 - 58)**

<b>56</b>	Presentation of Draft 2008 STIP Fund Estimate This item was heard after item #59.	4.4	I	D
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Norma Ortega, Chief of the Division of Budgets gave a PowerPoint presentation of the Draft 2008 STIP Fund Estimate. Ms. Ortega explained that the Draft FE is based on the Department’s recommended assumptions and directions the Department received on the assumptions from the September 5, 2007 Commission meeting. The 2008 FE adds \$5.7 billion of programming capacity for the SHOPP and \$1.6 billion for STIP over the five year FE period. Ms. Ortega continued by stating that some issues that may affect the numbers presented are the proposed SB 717, which changes the distribution of PTA funding into the STIP, and GARVEE debt service. The impact of SB 717 could be an estimated decrease of \$75 million per year.

<b>57</b>	Adoption of 2008 Fund Estimate Assumptions This item was heard after item #56.	4.3	Mitchell Weiss Norma Ortega	A	D
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	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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After a lengthy discussion on the information presented by Ms Ortega in item 56, Commissioner Lindsey moved to adopt the 2008 Fund Estimate Assumptions. Marian Bergeson seconded the motion, which carried 8-0.

David Yale of METRO, provided short remarks on the PTA assumptions.

<b>58</b>	Proposed 2008-09 GARVEE Bond Financing	4.5	I	D
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This item was heard after the Consent Calendar on September 19, 2007.

Rachel Falesetti, Acting Chief, Division of Transportation Programming provided a list of potential projects that could be financed with GARVEE. The Department is recommending that the Commission direct the Department to pursue GARVEE funding for two SHOPP projects for FY 2008-09, the replacement of the Schyler Heim Bridge in Los Angeles County and the Antler's Bridge in Shasta County.

#### **PROGRAM STATUS (#59 – 70)**

<b>59</b>	FY 2006-07 Year-End Finance Report	3.7	I	D
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This item was heard after item #70 on September 20, 2007.

Deputy Director Mitch Weiss introduced Norma Ortega, Chief of the Division of Budgets, who presented the Year End Finance Report for FY 2006-07. Ms. Ortega notified that there was a correction to the 2007-08 allocation capacity presented at the last Commission meeting. Ms. Ortega presented a PowerPoint presentation where she presented the revised 2007-08 allocation capacity, Cash Forecast and Cash Balances, Allocation vs Allocation Capacity and Outlook for Funding.

<b>60</b>	FY 2006-07 4 <sup>th</sup> Quarter and Year-End Project Delivery Report	3.5	I	D
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This item was heard after item #58 on September 19, 2007.

Deputy Director Maura Twomey briefly reviewed this item and introduced Karla Sutliff, Chief of Division of Project Management, who presented the 4<sup>th</sup> Quarter and Year-End Project Delivery Report for FY 2006-07. Ms. Sutliff indicated that the FY 2006-07 the Department delivered all 286 projects that it committed to delivered.

<b>61</b>	FY 2006-07 4 <sup>th</sup> Quarter Rail Operations Report	3.6	I	D
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This item was heard after item #60 on September 19, 2007.

Deputy Director Robert Chung briefly reviewed this item and introduced Bill Bronte, Chief, Division of Rail, who presented the fourth Quarter Rail Operations Report for FY 2006-07. The report presented by Mr. Bronte contained information for each route on ridership, on time performance, revenue, expense and farebox ratio measures.

<b>62</b>	Quarterly Report on Excess Land Disposal	3.10	I	D
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This item was heard after item #61 on September 19, 2007.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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Deputy Director Robert Chung briefly reviewed this item and introduced Bimbla Rhinehart, Chief of the Division of Right of Way, who presented the 4<sup>th</sup> Quarter Excess Land Disposal Report for FY 2006-07. Ms. Rhinehart informed the Commission that the Department disposed of 143 parcels from its surplus inventory. In total the Department disposed of 369 parcels for FY 2006-07. She went on to say the Department would be adding a 7<sup>th</sup> and 8<sup>th</sup> quarter to the disposal plan.

<b>63</b>	Third Quarter Balance Report of AB 1012 "Use it or Lose it" Provision for FFY 2005 Unobligated CMAQ and RSTP Funds	3.11		<b>I D</b>
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This item was moved and presented on the Information Calendar on September 19, 2007.

<b>64</b>	Local Assistance Quarterly Lump Sum Allocation Status Report for FY 2006-07	3.12		<b>I D</b>
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This item was heard after item #62 on September 19, 2007.

Deputy Director Maura Twomey briefly reviewed this item and introduced Terry Abbott, Chief of the Division of Local Assistance, who presented the Local Assistance Quarterly Lump Sum Allocation status report for FY 2006-07.

<b>65</b>	Final Close-out Report on FY 2006-07 Right of Way Lump Sum Allocation	3.13		<b>I D</b>
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This item was heard after item #64 on September 19, 2007.

Deputy Director Robert Chung briefly reviewed this item and introduced Bimla Rhinehart, chief of the Division of Right of Way, who presented the Final Close-out Report on FY 2006-07 Right of Way Lump Sum Allocation.

<b>66</b>	Final Close-out Report on FY 2006-07 Minor Program Lump Sum allocation	3.14		<b>I D</b>
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This item was moved and presented on the Information Calendar on September 19, 2007.

<b>67</b>	Monthly Report on Toll Bridge Program Oversight Committee Activity	3.1		<b>I C</b>
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Dina Noel, Supervising Engineer, provided the Commission with the Monthly Report on the Toll Bridge Program Oversight Committee Activities. Ms. Noel highlighted two items: the closure of the Bay Bridge on Labor Day weekend and the completion of the Benicia-Martinez Bridge.

Deputy Director Stephen Maller notified the Commission that he and Ms. Noel would be traveling to China in October.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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68	Proposition 1B Quarterly Report - Local Bridge Seismic Retrofit Program	3.9a.	I	D
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Deputy Director Stephen Maller briefly reviewed this item and introduced Terry Abbott who presented the first report on the Proposition 1B Local Bridge Seismic Retrofit Program. Mr. Abbott reminded the Commissioners that they approved an allocation of \$13.5 billion for FY 2007-08 and that dollars are sub-allocated on a first come, first serve basis. There were some projects that were advanced from future programmed years. The funding remaining for allocation is \$12.1 billion.

69	Report on Pre-Strategy for Local Bridge Seismic Retrofit Bond Projects	3.9b.	I	D
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This item followed item #68 where Mr. Abbott informed the Commission that the Department had invited all Cities where each of the projects are to be present at this Commission meeting.

Commissioner Zarian inquired as to how the bridges will be evaluated and what would be a priority. Mr. Abbott responded by saying that each bridge will be evaluated for potential collapse. The goal is to get as many of those bridges as close to construction as possible.

Deputy Director Stephen Maller reminded the Commission that the state dollars will be matched by Federal dollars.

Joe Nugent, Director, Maintenance and Operations of Cabrillo College addressed the Commission on potential funding for a pedestrian bridge.

70	Quarterly Non-Toll Seismic Safety Retrofit Report and Report on Fifth Avenue and High Street Bridges	3.8	I	D
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Deputy Director Stephen Maller briefly reviewed this item and introduced Karla Sutliff, Chief of the Division of Project management who provided a Quarterly Non-Toll Seismic Safety Retrofit Report.

Bijan Sartipini, District 4 Director provided a PowerPoint presentation on the Fifth Avenue and High Street Bridges.

**Financial Allocations for Projects with Costs that Exceed 20 Percent of the Programmed Amount (#71)**

71	Financial Allocation for one SHOPP Project for \$153,800,000 that exceeds 20 percent of the Programmed Amount. Resolution FP-07-26 -- 04-Ala-880 – SHOPP project in Alameda County. Current programmed amount of \$122,055,000 and current estimate of \$153,800,000, for an increase of 26 percent over the programmed amount.	2.5d.	A	D
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This item was heard after item #82

Deputy Director Maura Twomey provided information on these two projects and recommended approval.

Commissioner Guardino moved to approve as presented by staff. Commissioner Alvarado seconded the motion, which carried 7-0

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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<b>72</b>	Financial Allocation Augmentation of \$1,340,780,663 for FY 2007-08 Local Assistance Lump Sum. Resolution FM-07-03, Amending Resolution FM-06-05	2.5h.		<b>A D</b>
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Deputy Director Maura Twomey provided information on this item and recommended allocation of only half of the amount requested.

Commissioner Tavaglione moved to approve as recommended by staff. Commissioner Alvarado seconded the motion, which carried 7-0

**11:00 am Resolutions of Necessity - Appearances (#73)**

Items #73 through #75 were heard after item #8 on September 20, 2007.

<b>73</b>	--Hansen's Truck Stop, Inc. 01-Hum-101-PM 57.9 Resolution C-19651	2.4a.(1)		<b>A D</b>
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Deputy Director Stephen Maller reviewed the statutory authority for this item. In adopting a Resolution of Necessity the Commission must determine that 1) public interest and necessity require the project, 2) the proposed project is planned or located in a manner that is most compatible with the greatest public good and the least private injury, and 3) the property described in the resolution is necessary for the proposed project. Under State law, the Commission does not determine the amount or value of compensation.

Charlie Fielder, District 1 Director, provided a PowerPoint presentation on behalf of the Department regarding the Hansen's Truck Stop property. Since presenting this item at the Commission meeting on June 7, 2007, they have met with Mr. Hansen five times attempting to come to an agreement on the Hansen's Truck Stop property. They were unable to reach an agreement.

Bonnie Neely, Chairperson for the Humboldt County Board of Supervisors addressed the Commission requesting the Resolution of Necessity be approved.

Charles F. Hansen, property owner; Charlene Primofiore, daughter of Mr. Hansen; and Nancy Bush, bookkeeper, addressed the Commission on behalf of the Hansen's Truck Stop. Ms. Bush presented a handout providing a chronology of events.

Commissioner Tavaglione moved to approve the Resolution of Necessity. Commissioner Bergeson seconded the motion, which carried 8-0

<b>74</b>	--Ray R. Russo Jr. Trust, etc., et al.; Vicorp Restaurants Inc. (Lessee) 03-Yol-50-PM 1.2 Resolution C-19683	2.4a.(2)		<b>A D</b>
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Deputy Director Stephen Maller reviewed the statutory authority for this item. In adopting a Resolution of Necessity the Commission must determine that 1) public interest and necessity require the project, 2) the proposed project is planned or located in a manner that is most compatible with the greatest public good and the least private injury, and 3) the property described in the resolution is necessary for the proposed project. Under State law, the Commission does not determine the amount or value of compensation.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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Jody Jones, District 3 Director, provided a PowerPoint presentation on behalf of the Department regarding the Russo Property/VICORP Lessee. Ms. Jones described the project location, impact, and responses to the business owner contentions.

Robert L. Mezzetti II, Attorney for Ray Russo, addressed the Commission on behalf of his client. If the Department proceeds with its plan, it will have a serious impact on his clients business.

Alvin Chua, Corporate Attorney of VICORP Restaurants, addressed the Commission saying that the impact will be significant and drive the restaurant to close. Baker's Square is the only restaurant within various blocks.

Steve Pateck, Director of Community Development and Public Works for the City of West Sacramento addressed the Commission on behalf of the project presented by the Department. He emphasized the expansion is greatly needed due to the City's rapid growth.

Commissioner Ghielmetti moved to send the parties back for further negotiations as he agrees that the impact of the proposed project could be significant to the business.

Commissioner Tavaglione seconded the motion. Motion carried 7 – 1. Commissioner Lindsey voted NO.

<b>75</b>	--Kossie L. Dethloff, et ux. 06-Ker-46/33-PM 19.9-20.5/59.4 Resolution C-19684	2.4a.(3)	<b>A</b>	<b>D</b>
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Deputy Director Stephen Maller reviewed the statutory authority for this item. In adopting a Resolution of Necessity the Commission must determine that 1) public interest and necessity require the project, 2) the proposed project is planned or located in a manner that is most compatible with the greatest public good and the least private injury, and 3) the property described in the resolution is necessary for the proposed project. Under State law, the Commission does not determine the amount or value of compensation.

Malcolm Dougherty, District 6 Director, provided a PowerPoint presentation on behalf of the Department regarding the Kossie L. Dethloff property.

Dirk Poeschel, AICP of Land Development Services, Inc., addressed the Commission on behalf of the property owner. Mr. Poeschel was hired to find an alternative solution. He presented a proposed access map of the property.

Commissioner Tavaglione motioned to postpone vote until the Department work with the owner for a better alternative. Commissioner Alvarado seconded the motion.

Commissioner Lindsey agreed with the Department as they have done everything they can.

A roll call vote was taken as follows:

COMMISSIONER ALVARADO	<u>Aye</u>
COMMISSIONER BERGESON	<u>Nay</u>
COMMISSIONER CHALKER	<u>Absent</u>
COMMISSIONER EARP	<u>Nay</u>
COMMISSIONER GUARDINO	<u>Nay</u>
COMMISSIONER LINDSEY	<u>Nay</u>
COMMISSIONER TAVAGLIONE	<u>Aye</u>
COMMISSIONER ZARIAN	<u>Absent</u>
CHAIR GHIELMETTI	<u>Aye</u>

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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Total: Ayes – 3; Nays – 4; Absent – 2                      Motioned Failed

Commissioner Lindsey moved to approve the project. Commissioner Bergeson seconded the motion. A roll call vote was taken as follows:

COMMISSIONER ALVARADO	<u>Aye</u>
COMMISSIONER BERGESON	<u>Aye</u>
COMMISSIONER CHALKER	<u>Absent</u>
COMMISSIONER EARP	<u>Aye</u>
COMMISSIONER GUARDINO	<u>Aye</u>
COMMISSIONER LINDSEY	<u>Aye</u>
COMMISSIONER TAVAGLIONE	<u>Nay</u>
COMMISSIONER ZARIAN	<u>Absent</u>
CHAIR GHIEMMETTI	<u>Nay</u>

Total: Ayes – 5; Nays – 2; Absent – 2                      Motioned Failed as six affirmative votes are required for Resolutions of Necessity.

Mr. Kempton addressed the Commission by indicating, that the Department will work with the owner and bring it back to the Commission in 30 days.

1:15 pm

<b>76</b>	Presentation by MTC on Video Tolling <i>(Related items under 2.1c.(1) and 2.6e(2).)</i>	4.14	<b>I</b>	<b>R</b>
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This item was heard in conjunction with item #77 and #78 after item #82.

Rod McMillan, Director for Bridge Oversight and Operation, MTC, provided the Commission a PowerPoint Presentation on Video Tolling.

Commissioner Guardino commented that technology has a way to address traffic concerns and finds this reasonable as it could have statewide implications.

Commissioner Ghielmetti commented that it is too much money when other alternatives have not been explored.

<b>77</b>	The Metropolitan Transportation Commission requests a TCRP Application Amendment to designate sub-project TCRP Project #11.1 – San Francisco Bay Southern Crossing – Video Tolling Demonstration, to receive transfer of \$1,881,000 in TCRP funds from TCRP Project #11 – San Francisco Bay Southern Crossing, and to establish project scope, schedule and funding plan. <i>(Related items under 2.6e.(2) and 4.14.)</i> Resolution TAA-07-18, Amending Resolution TA-02-14.	2.1c.(1)	<b>A</b>	<b>D/C</b>
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Commissioner Guardino moved to approve the application amendment. Commissioner Tavaglione seconded the motion, which carried 5-2.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
78	Financial Allocation for one TCRP project for \$1,881,000. <i>(Related Items under 2.1c.(1) and 4.14.)</i> Resolution TFP-07-04	2.6e.(2)		A D/C

Commissioner Guardino moved to approve allocation for this TCRP project. Commissioner Tavaglione seconded the motion, which carried 5-2.

79	Traffic Congestion Relief Program Cash Flow Analysis and Full Funding Status Report	4.9		I C
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This item was heard after item #100.

Associate Deputy Director, Annette Gilbertson, presented this item to the Commissioners. Ms. Gilbertson provided a status report of the TCRP program as requested at the July 2007 Commission meeting. Ms. Gilbertson provided a list of projects identifying those that were fully funded and those that were not. The only change to the list is that project #40 be placed on the fully funded list.

80	State and Federal Legislative Matters	4.1		A C
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Deputy Director Robert Chung presented an update of the State and Federal Legislative Matters. Mr. Chung recommended the Commission to direct staff to work with the Executive Committee to develop a legislative program for next year.

Commissioner Tavaglione moved to allow staff to work with Executive Committee to develop a legislative program for next year. Commissioner Bergeson seconded the motion, which carried 6-0 (Commissioner Lindsey left before this item was heard)

Commissioner Guardino made a motion to allow staff write a letter to the Governor in support of SB 264 in concept. Commissioner Tavaglione seconded the motion, which carried 6-0.

81	Draft Capital Improvement Plan Element of the California Aviation System Plan	4.10		I D
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Deputy Director Robert Chung provided a brief overview of this item and introduced Mary Frederick, Division Chief of Aeronautics. Ms. Frederick presented a PowerPoint presentation where she discussed the California Aviation System Plan and the Capital Improvement Plan.

**Environmental Matters – Comments on Documents in Circulation (Draft EIR) (#82)**

82	Route 405 in Los Angeles County - Sepulveda Pass HOV Widening Project (DEIR).	2.2b.		A D
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This item was heard after item #75.

Deputy Director Robert Chung presented this item and recommended approval with no comments on the environmental impacts of the alternatives. He then recommended that the Commission, as a responsible agency, make the following comments that Caltrans and its partners identify and secure the funding sources needed to complete the alternative selected, particularly if the project cost estimates are higher than the amounts currently programmed in the Corridor Mobility Improvement Account and the Traffic Congestion Relief Programs.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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Commissioner Lindsey moved to approve this item as presented by staff. Commissioner Tavaglione seconded the motion, which carried 6-0.

**Environmental Matters – Approval of Projects for Future Consideration of Funding, Route Adoption or New Public Road Connection (Final Negative Declaration or EIR) (#83 – 84)**

<b>83</b>	Approval of Project for Future Consideration of Funding: Route 99 in Merced County – Mission Avenue Interchange to Yosemite Avenue (Campus Parkway) (EIR). (TCRP Project #106) Resolution E-07-20	2.2c.(4)		A	C
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This item was heard after item #78

Deputy Director Robert Chung presented this item and informed the Commission that this project is not fully funded. He recommended that the Commission approve the project for future consideration of funding to start the clock for any environmental challenges.

Commissioner Lindsey moved to approve this item as presented by staff. Commissioner Tavaglione seconded the motion, which carried 7-0.

<b>84</b>	Approval of Project for Future Consideration of Funding and New Public Road Connection: Route 15 in San Bernardino County – Construct new interchange near Victorville (ND). <i>(Related item under 2.3b.)</i> Resolution E-07-19	2.2c.(3)		A	D
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Deputy Director Robert Chung presented this item and recommended that the Commission approve the project for future consideration of funding to start the clock for any environmental challenges.

Commissioner Tavaglione moved to approve this item as presented by staff. Commissioner Bergeson seconded the motion, which carried 7-0.

**Highway Route Matters (#85)**

<b>85</b>	One new public road connection to State Route 15 at 08-SBd-15 PM 38.8 (La Mesa Road/Nisqualli Road) in the city of Victorville. <i>(Related item under 2.2c.(3).)</i> Resolution S-734	2.3b.		A	D
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Deputy Director Robert Chung presented this item and recommended approval of the new public road connection.

Commissioner Tavaglione moved to approve this item as presented by staff. Commissioner Lindsey seconded the motion, which carried 7-0.

<b>86</b>	Financial Allocation of \$55,538,646 in Public Transportation Account (PTA) funds to the Department for Intercity Rail and Feeder Bus Services. Resolution MFP-07-08	2.6f.		A	D
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	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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Deputy Director Robert Chung presented this item and recommended approval of the annual allocation to the Department for its intercity rail operations of the San Joaquin and the Pacific Surfliner.

Commissioner Alvarado moved to approve this item as presented by staff. Commissioner Tavaglione seconded the motion, which carried 7-0.

**Proposition 1B CMIA Program Amendments (#87)**

<b>87</b>	The Department is proposing that the Commission amend the Route 5/805 North Coast Corridor Stage 1A project in San Diego County to allow the exchange of \$24,500,000 programmed in the CMIA for Unit 2 (PPNO 0716) with TransNet (local sales tax) funds programmed for Unit 1 (PPNO 0701). The amendment has a net zero funding impact on the project. SANDAG concurs with this request. Resolution CMIA-PA-0708-002, Amending Resolution CMIA-P-0708-001	2.1f.(1)	A	D/C
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Chief Delivery Officer Andre Boutros presented this item and recommended approval of this CMIA Amendment.

Commissioner Guardino moved to approve this item as presented by staff. Commissioner Alvarado seconded the motion, which carried 7-0.

**Proposition 1B Corridor Mobility Improvement Account (CMIA) Project Allocations (#88 – 90)**

<b>88</b>	Financial Allocation for two State-administered CMIA projects on the State Highway System totaling \$114,500,000. Resolution CMIA-A-0708-001	2.5g.(1a)	A	D
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Deputy Director Maura Twomey presented this item and recommended approval of this CMIA Allocation.

Commissioner Lindsey moved to approve this item as presented by staff. Commissioner Tavaglione seconded the motion, which carried 6-0. (Commissioner Guardino stepped out when vote was taken)

<b>89</b>	Financial Allocation for one locally-administered CMIA project on the State Highway System for \$4,200,000. Resolution CMIA-A-0708-002	2.5g.(1b)	A	D
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Deputy Director Maura Twomey presented this item and recommended approval of this CMIA Allocation.

Commissioner Tavaglione moved to approve this item as presented by staff. Commissioner Earp seconded the motion, which carried 7-0.

<b>90</b>	Financial Allocation for one locally-administered CMIA project off the State Highway System for \$1,500,000. Resolution CMIA-A-0708-003	2.5g.(1c)	A	D
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Deputy Director Maura Twomey presented this item and recommended approval of this CMIA Allocation.

Commissioner Alvarado moved to approve this item as presented by staff. Commissioner Tavaglione seconded the motion, which carried 7-0.

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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**Proposition 1B State Transportation Improvement Program (STIP) Project Allocations (#91)**

91	Financial Allocation for one locally-administered Prop 1B STIP project off the State Highway System for \$1,085,000. Resolution STIP1B-A-0708-004	2.5g.(3)	A	D
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Deputy Director Maura Twomey presented this item and recommended approval of this STIP Allocation.

Commissioner Tavaglione moved to approve this item as presented by staff. Commissioner Alvarado seconded the motion, which carried 7-0.

**Proposition 1B State Highway Operation and Protection Program (SHOPP) Project Allocations (#92)**

92	Financial Allocation for one Prop 1B SHOPP project for \$1,975,000. Resolution SHOP1B-A-0708-001	2.5g.(6)	A	D
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Item was heard after item #93

Changes to this item were listed on the Pink "Changes to CTC Agenda" as follows:

Financial Allocation for 1 Proposition 1B SHOPP project for ~~\$1,975,000~~ **\$2,059,000**.

-- Modify Agenda, Vote List, Book item and Attachment, as follows:

→ Project #1 (San Joaquin, EA 0S0401). Allocation amount should be **\$2,059,000**, not \$1,975,000. Increase will come from savings in capital outlay support.

Deputy Director Maura Twomey presented recommended approval of this item with the identified changes.

Commissioner Tavaglione moved to approve this item as presented by staff. Commissioner Alvarado seconded the motion, which carried 7-0.

93	Amendment to Proposition 1B SHOPP Augmentation Project List	4.6	I	D
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Item was heard after item #91.

Deputy Director Maura Twomey gave a brief description of the item and presented Rachel Falsetti, Acting Chief, Division of Transportation Programming. Ms. Falsetti informed the Commissioners that the list of projects to be funded from the Highway Safety, Rehabilitation Preservation Account was amended to add one operational improvement project.

**Financial Allocations for Supplemental Funds (#94)**

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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<b>94</b>	Financial Allocation for supplemental funds for previously voted projects. One SHOPP project totaling \$1,545,000 to complete construction. Resolution FA-07-03 -- 02-Mod-395 – SHOPP project in Modoc County. Current allocation is \$9,940,000. This request for \$1,545,000 to complete construction results in an increase of 15.5 percent over the current allocation.	2.5e.		A D
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This item was heard after item #92

Deputy Director Maura Twomey gave a brief overview of the projects and recommended approval of the Allocation for Supplemental funds for previously voted projects. Ms. Falsetti was available for questions.

Commissioner Ghielmetti asked what the failure rate was for rubber asphalt. Ms. Falsetti provided some figures on rubber asphalt.

Commissioner Lindsey moved to approve this item as presented by staff. Commissioner Earp seconded the motion, which carried 7-0.

**Request to Extend the Period of Contract Award (#95 – 97)**

<b>95</b>	Request to extend the period of contract award for one STIP project on Route 215 in San Bernardino for \$42,493,000, per Resolution G-06-08. Waiver-07-23	2.8b.(1)		A D
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Items #95, 96, & #97 were voted on together.

Deputy Director Maura Twomey presented the next three items (95, 96, & 97) and gave a brief overview of each of the projects.

Commissioner Guardino moved to approve these items as presented by staff. Commissioner Tavaglione seconded the motion, which carried 7-0.

<b>96</b>	Request to Extend the Period of Contract Award for one local STIP project for the Livermore Amador Valley Transit Authority for \$1,500,000, per Resolution G-06-08. Waiver-07-24	2.8b.(2)		A D
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See item #95

<b>97</b>	Request to Extend the Period of Contract Award for six locally-administered STIP projects totaling \$4,098,000, per Resolution G-06-08 Waiver-07-25	2.8b.(3)		A D
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See item #95

**POLICY MATTERS (#98 – 100)**

	<u>Item Description</u>	<u>Ref. #</u>		<u>Status*</u>
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<b>98</b>	Regional Transportation Plan Update - SAFETEA-LU	4.12		<b>A D</b>
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Executive Director John Barna provided the Commissioners an update of the RTPA guidelines.

Gregg Albright, Deputy Director for Planning and Modal Programs provided an overview of SAFETEA-LU driven changes

Commissioner Bergeson moved to approve the item as presented. Commissioner Tavaglione seconded the motion, which carried 7-0.

<b>99</b>	Status Report on the Implementation and Performance of Short-Term Mobility Projects	4.13		<b>I D</b>
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Item #99 was deferred to the November meeting.

<b>100</b>	Project Programming Request Form	4.15		<b>I D</b>
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Item was heard after #98.

Chief Deputy Director David Brewer gave a brief overview of this item and introduced Rachel Falsetti, Acting Chief for the Division of Transportation Programming, who provided a summary of the Project Programming Request Form. The form, if the State Transportation Improvement Program (STIP) guidelines are approved at the October 24 Commission meeting, would replace the STIP project fact sheet. This form would also be used to communicate project programming changes for other State managed programs, such as TCRP and Proposition 1B.

**OTHER MATTERS / PUBLIC COMMENT** 6.

Chair Ghielmetti asked if anyone from the audience wished to speak. There was no response.

**ADJOURN**

The meeting of the California Transportation Commission adjourned at 2:40 p.m.

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JOHN F. BARNA, Jr., Executive Director

**STATUS OF ACTION ITEMS**  
from  
September 19-20, 2007 Commission Meeting

<u>Tab #</u>	<u>Item Description</u>	<u>Ref. #</u>	<u>Presenter</u>	<u>Status*</u>	
7	Executive Director's Report	1.3	John Barna	A	C

**Mitchell Weiss** - Executive Committee approved sending letter to Governor and Legislature, regarding GARVEE financing plan for SHOPP in FY 2008-09, before September 30, 2007 statutory deadline.

- **Item done. Deputy Director Weiss prepared letter, signed by Executive Director Barna.**

10	Report by Regional Agencies Moderator	1.8	Shirley Medina	I	R
11	Report by Rural Counties Task Force Chair	1.9	Mike Woodman	I	R
12	Report by Self-Help Counties Coalition Chair	1.10	Jose Luis Moscovich	I	R

**Annette Gilbertson** - Will compile previous meeting minutes from the three groups and send to Commissioners.

- **Item done. Deputy Director Gilbertson will distribute information to Commissioners.**

56	Presentation of Draft 2008 STIP Fund Estimate	4.4	Mitchell Weiss Norma Ortega	I	D
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**Stephen Maller/Rachel Falsetti** – Commissioner Lindsey requested information of how maintenance strategies tie in with the SHOPP for the Maintenance Program.

*(December Agenda Item)*

- **Item will be part of 2008 SHOPP presentation at the January 2008 meeting.**

**Annette Gilbertson** – Commissioner Earp wants to know what percentage of STA funds goes to operations.

- **Item done. Deputy Director Gilbertson will provide information directly to Commissioner Earp.**

57	Adoption of 2008 Fund Estimate Assumptions	4.3	Mitchell Weiss Norma Ortega	A	D
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**Mitchell Weiss** - Commissioner Guardino requested information ahead of time rather than last minute so that he can understand it better.

- **Item done. Deputy Director Weiss will ensure that financial information is always provided to Commissioner Guardino ahead of time.**

59	FY 2006-07 Year-End Finance Report	3.7	Mitchell Weiss Norma Ortega	I	D
79	Traffic Congestion Relief Program Cash Flow Analysis and Full Funding Status Report	4.9	Annette Gilbertson	I	C

**Annette Gilbertson** – Commissioner Lindsey requested a report on the status of all TCRP projects.

- **Item will be presented as part of next semi-annual report in December.**

**Annette Gilbertson** – Commissioner Lindsey requested a report on where we started and where we are currently with TCRP projects.

- **Item will be presented as part of next semi-annual report in December.**

**Annette Gilbertson** – Commissioner Ghielmetti requested an analysis of how and what can be done to help the TCRP projects that are not fully funded.

- **Item will be presented as part of next semi-annual report in December.**

**Status of Action Items**  
from  
September 19-20, 2007 Commission Meeting

<u>Tab #</u>	<u>Item Description</u>	<u>Ref. #</u>	<u>Presenter</u>	<u>Status*</u>	
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<b>61</b>	FY 2006-07 4 <sup>th</sup> Quarter Rail Operations Report	3.6	Robert Chung Bill Bronte	<b>I</b>	<b>D</b>
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**Robert Chung/Bill Bronte** - Commissioner Lindsey requested an analysis that provides a real picture of train usage versus total trips taken.

- **Item done. Bill Bronte will present as part of next Rail Operations report.**

<b>69</b>	Report on Pre-Strategy for Local Bridge Seismic Retrofit Bond Projects	3.9b.	Stephen Maller Terry Abbott	<b>I</b>	<b>D</b>
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**Maura Twomey/Terry Abbott** - Commissioner Lindsey requested that a response be provided to the letter from city council member Tony Atkins regarding the Georgia Street Bridge.

- **Deputy Director Twomey work with Terry, and will send response directly to Councilman Atkins.**

<b>94</b>	Financial Allocation for supplemental funds for previously voted projects. One SHOPP project totaling \$1,545,000 to complete construction. Resolution FA-07-03	2.5e.	Maura Twomey Rachel Falsetti	<b>A</b>	<b>D</b>
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**Rachel Falsetti** - Commissioner Ghielmetti requested information on the success/failure rate of rubberized asphalt.

- **Rachel will write response letter and send information directly to Commissioner Ghielmetti. She will also include information in her presentation on SHOPP mandates, as part of 2008 SHOPP presentation at the January 2008 meeting.**