

NOTICE OF REGULAR MEETING
OF THE
CITIZENS ADVISORY COMMITTEE

Merced County Association of Governments
Conference Room
369 W. 18th Street
Merced, CA 95340
(209) 723-3153

Friday, February 6, 2009– 8:30 A.M

1. INTRODUCTION

MEMBERS OF THE PUBLIC MAY ADDRESS ANY ITEM ON THE AGENDA DURING CONSIDERATION OF THAT ITEM.

2. ORAL COMMUNICATION

PERSONS WISHING TO ADDRESS AGENDA ITEMS OR COMMENT ON ANY ITEM NOT ON THE AGENDA MAY DO SO AT THIS TIME. COMMENTS ARE LIMITED TO THREE MINUTES PER PERSON. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD.

FOR ITEMS NOT ON THE AGENDA, NO ACTION WILL BE TAKEN AT THIS TIME. IF IT REQUIRES ACTION, IT WILL BE REFERRED TO STAFF AND/OR PLACED ON THE NEXT AGENDA.

COPIES OF STAFF REPORTS OR OTHER WRITTEN DOCUMENTATION RELATING TO ITEMS OF BUSINESS REFERRED TO ON THE AGENDA ARE ON FILE IN THE OFFICE OF MERCED COUNTY ASSOCIATION OF GOVERNMENTS. PERSONS WITH QUESTIONS CONCERNING AGENDA ITEMS MAY CALL MCAG TO MAKE INQUIRY REGARDING THE NATURE OF THE ITEM DESCRIBED ON THE AGENDA.

ITEM

STAFF

- * **3. Minutes of the January 9, 2009 Citizens Advisory Committee Meeting**

- 4. Information/Discussion Only**
 - a. CAC Highlights – January 9, 2009
 - # b. Sign up sheet for CAC representative to the MCAG Governing Board meeting – 2009
 - c. MCAG Governing Board Minutes January 15, 2009

- # **5. CAC Goal Setting Session** Dean Wilson

- 6. Oral Report – Air District – CAC Report** Dean Wilson

- 7. Oral Report – Local Impact Fee Discussion** Dean Wilson

- 8. Oral Report – Transportation Planning Grants** John Gedney

- * # **9. Draft Formal Amendment No. 4 to the 2009 Interim Federal Transportation Improvement Program (FTIP)** Terri Lewis

Recommend the MCAG Governing Board adopt Formal Amendment No. 4 to the 2009 Interim FTIP adding the Federal Stimulus Economic Recovery Fund program (\$80,000,000 FHWA and \$3,300,000 FTA) as a revenue source by adoption of Resolution No. 2009/2-19-01.

- * **10. Draft Formal Amendment No. 5 to the 2009 Interim Federal Transportation Improvement Program (FTIP)** Terri Lewis

Recommend the MCAG Governing Board adopt Formal Amendment No. 5 to the 2009 Interim FTIP adding a lump sum listing for exempt local projects.

- 11. Oral Report – Valleywide Blueprint Summit Recommendation** Marjie Kirn

- # **12. Regional Transportation Impact Fee Report** Christina Smith

For information only.

- 13. Atwater/Merced Expressway Update** Jesse Brown

For information only.

* Action

Attachment

+ Enclosure

The next Citizens Advisory Committee meeting will be held on Friday, March 6, 2009 at 8:30 a.m. at MCAG, 369 W. 18th Street, Merced, California

CITIZENS ADVISORY COMMITTEE

January 9, 2009

MINUTES

The regular meeting of the CITIZENS ADVISORY COMMITTEE, held Friday, January 9, 2009 at the Merced County Association of Governments conference room, 369 W. 18th Street, Merced, California, was called to order by Chairman Dean Wilson at 8:32 a.m.

MEMBERS PRESENT

Adam Cox, Student (left at 9:00 a.m.)
Tom Crawley, Finance
Kyle Ford, Citizen-at-Large
Tom Grave, Education
Dan Hultgren, Real Estate
Richard Jantz, Economic Development
Melissa Kelly-Ortega, Citizen at Large
Brandon Williams for Scott Neal, Goods Movement
John Price, Citizen-at-Large (arrived at 9:00 a.m.)
Dean Wilson, Citizen-at-Large

MEMBERS ABSENT

Dennis Coté, Engineering
Mary Ford, Small Business
Matt Hoffman, Citizen-at-Large
Ron Price, Water/Irrigation
Diana Westmoreland-Pedrozo, Agriculture
Vacant, Construction

OTHERS PRESENT

John Gedney, Caltrans District 10
Dorothy Kielty, Realtor
Matt Fell, MCAG
Lori Flanders, MCAG
Marjorie Kirn, MCAG

1. Introductions

So noted.

2. Oral Communications

Melissa Kelly-Ortega made the following announcements:

- Every Saturday, Golden Valley Health Centers will begin the "Healthy South Merced Walk" from 9-10 a.m. Walk begins at 4th and "N" Streets and will walk for approximately a mile.

- January 20, 2009: Change Merced's Inaugural Celebration, Club Mercedes from 5-8 p.m.
- February 18, 2009 is the Merced's Lifestyle Festival in conjunction with the Amgen Tour of California. Melissa recommended arrival by 6 a.m. due to the projected amount of tourist that will be in Merced during this event (20,000-40,000).

3. Minutes of the December 5, 2008 Citizens Advisory Committee Meeting

Tom Grave notified staff that Diana Westmoreland-Pedrozo was not at the December 5, 2008 CAC meeting as indicated in the minutes.

Richard Jantz made a motion to approve the minutes of the December 5, 2008 Citizens Advisory Committee meeting as amended.

Seconded by Dan Hultgren.

MOTION CARRIED UNANIMOUSLY.

4. Information / Discussion Only

- CAC Highlights – December 5, 2008
- Sign up sheet for CAC representative to the MCAG Governing Board meeting – 2009

Chair Wilson encouraged members to sign up to represent the CAC during 2009. The following commitments were made:

Richard Jantz – March 19
 Melissa Kelly-Ortega – April 16
 Adam Cox, alternate – April 16
 Adam Cox – June 18
 Kyle Ford – August 20
 Dean Wilson – September 17
 Richard Jantz – October 15

- MCAG Governing Board Minutes of December 18, 2008
- Continuum of Care

So noted.

5. CAC Goal Setting Session

Chair Wilson asked that staff provide a large chart of the CAC Goals at the February CAC meeting.

6. Oral Report – Air District – CAC Report

Chair Wilson provided an overview of the December and January Air District Citizens Advisory Committee. Highlights included:

- Title V compost requirements may create new sources of pollution.

- 2009 Legislative Platform includes (1) Climate control (2) Agricultural and wood burning requirements, create consistency (3) Funding for incentive programs (4) Designation of Air Quality Zones (5) Participation in the Federal Transportation Bill.

Chair Wilson encouraged the committee to attend a future Air District meeting.

7. Oral Report – Local Fee Discussion

Richard Jantz provided an overview of local fees from a finance prospective, noting that discussions could occur from a political or quality of life prospective as well. Richard explained that if impacts from development are not mitigated it could create long-range problems. He explained that impact fees were first implemented in 1989 and that the fee levels vary by jurisdiction. He also provided an overview of Proposition 13 (property tax shall not exceed 1% of value).

Richard Jantz expressed the need for impact fees to be discussed in a public forum so a consensus can be made on how development impacts should be funded. He further explained that some jurisdictions include capital improvements in their fee structure.

Richard Jantz also noted that if Merced County elects to pursue another tax measure to become a Self Help County, transparency of development fees would create trust of the process. He explained that fees are sometimes negotiated at a political level, which would also need to become an open process.

John Price commented that other factors could impact a jurisdictions development of a fee structure, including average income.

Tom Crawley commented that Merced's fees are too high. Development will move on to another community if not competitive.

Melissa Kelly-Ortega commented that fees are not the problem; it is the system.

Dan Hultgren commented that there is a need for another revenue source other than real estate, such as more jobs.

Dean Wilson explained that this topic is an important discussion due to the recommendations the CAC is requested to make. He would like to see a basic model open to the public that includes the cost of a project, the cost of impact (if any), impact fee amount, and a plan of where the gap in funding will come from for mitigation.

Tom Grave recommended a subcommittee be formed so that action can occur.

Richard Jantz recommended periodic reports from MCAG staff.

Dean Wilson asked that the topic of next steps be placed on the February agenda.

8. Regional Transportation Plan Amendment

Matt Fell provided an overview of the Regional Transportation Plan. He explained that the amendment details a segmenting/phasing approach for construction of the Los Banos Bypass, updated funding tables, minor project description corrections, and project year of construction edits.

Tom Grave commented that \$6 million during the 20-year implementation period did not seem sufficient for non-motorized projects (bicycle/pedestrian).

Dean Wilson commented that funding is available via other sources for bicycle/pedestrian projects.

Tom Grave made a motion to recommend the MCAG Governing Board adopt 2007 Regional Transportation Plan Amendment #2.

Seconded by Kyle Ford.

MOTION CARRIED UNANIMOUSLY.

9. Final Draft Formal Amendment No. 3 to the 2009 Interim Federal Transportation Improvement Program (FTIP)

Tom Grave made a motion to recommend the MCAG Governing Board adopt Formal Amendment No. 3 to the 2009 Interim Federal Transportation Improvement Program (FTIP) adding both Type 5 (Air Conformity Analysis required) and Type 3 (Exempt from Air Quality Conformity Analysis) projects making the FTIP as whole a programming document as possible.

Seconded by Dan Hultgren.

MOTION CARRIED UNANIMOUSLY.

10. FY 2008-2009 Local Transportation Fund (LTF) Claims

Marjie Kirn provided the CAC with a brief overview of the LTF.

John Price made a motion to recommend the MCAG Governing Board approve the revised Local Transportation Fund claims received by adoption of Resolution 2009/1-15-02.

Seconded by Richard Jantz.

MOTION CARRIED UNANIMOUSLY.

11. One Voice State and Federal Policy Platforms

Candice provided an overview of the One Voice process, state/federal policy platforms, and state/federal priorities.

Dan Hultgren commented that the water issue in the valley is a problem and should be bumped up in priority. Candice explained that there are currently no existing earmarks for water.

Tom Grave inquired into what segment of the working public does prevailing wage refer to. Candice commented that work with schools and union environments typically apply prevailing wage.

John Price commented (as a local contractor) that the prevailing wage is not compatible with the valley economy. He compared the prevailing wage requirement to rent control; to lump the valley in with the bay area is unrealistic.

Richard Jantz commented that he had attended four out of the five One Voice meetings, and encouraged the CAC to attend in the future.

John Price commented that One Voice needs more private participation going to Washington D.C. but the cost is too high.

Richard Jantz recommended locating another funding stream so that the private sector could become more involved. Candice will look into possible sponsorships.

John Price made a motion to recommend the MCAG Governing Board approve:

- a. The One Voice 2009 state and federal policy platforms; and
- b. The One Voice 2009 state and federal priorities, with staff's recommendation.

Seconded by Dean Wilson.

Tom Grave abstained.

MOTION CARRIED.

Final comments:

Tom Grave recommended agenda items receive an allocation of time prior to the meeting.

Kyle Ford recommended action items be listed first on the agenda. Doing so will avoid losing a quorum prior to action items being addressed.

John Gedney asked that he have a few minutes on the next agenda to speak with the CAC about funding available through Caltrans.

THERE BEING NO FURTHER BUSINESS, THE CITIZENS ADVISORY COMMITTEE WAS ADJOURNED BY DEAN WILSON AT 10:30 A.M.

CITIZENS ADVISORY COMMITTEE

Meeting Highlights

January 9, 2009

CAC representative to Governing Board items:

7. Oral Report – Local Fee Discussion

Richard Jantz provided an overview of local fees from a finance prospective, noting that discussions could occur from a political or quality of life prospective as well. Richard explained that if impacts from development are not mitigated it could create long-range problems. He explained that impact fees were first implemented in 1989 and that the fee levels vary by jurisdiction. He also provided an overview of Proposition 13 (property tax shall not exceed 1% of value).

Richard Jantz expressed the need for impact fees to be discussed in a public forum so a consensus can be made on how development impacts should be funded. He further explained that some jurisdictions include capital improvements in their fee structure.

Richard Jantz also noted that if Merced County elects to pursue another tax measure to become a Self Help County, transparency of development fees would create trust of the process. He explained that fees are sometimes negotiated at a political level, which would also need to become an open process.

John Price commented that other factors could impact a jurisdictions development of a fee structure, including average income.

Tom Crawley commented that Merced's fees are too high. Development will move on to another community if not competitive.

Melissa Kelly-Ortega commented that fees are not the problem; it is the system.

Dan Hultgren commented that there is a need for another revenue source other than real estate, such as more jobs.

Dean Wilson explained that this topic is an important discussion due to the recommendations the CAC is requested to make. He would like to see a basic model open to the public that includes the cost of a project, the cost of impact (if any), impact fee amount, and a plan of where the gap in funding will come from for mitigation.

Tom Grave recommended a subcommittee be formed so that action can occur.

Richard recommended periodic reports from MCAG staff.

Dean asked that the topic of next steps be placed on the February agenda.

11. One Voice State and Federal Policy Platforms

Candice Steelman provided an overview of the One Voice process, state/federal policy platforms, and state/federal priorities.

Dan Hultgren commented that the water issue in the valley is a problem and should be bumped up in priority. Candice explained that there are currently no existing earmarks for water.

Tom Grave inquired into what segment of the working public does prevailing wage refer to. Candice commented that work with schools and union environments typically apply prevailing wage.

John Price commented (as a local contractor) that the prevailing wage is not compatible with the valley economy. He compared the prevailing wage requirement to rent control; to lump the valley in with the bay area is unrealistic.

Richard Jantz commented that he had attended four out of the five One Voice meetings, and encouraged the CAC to attend in the future.

John Price commented that One Voice needs more private participation going to Washington D.C. but the cost is too high.

Richard Jantz recommended locating another funding stream so that the private sector could become more involved. Candice will look into possible sponsorships.

John Price made a motion to recommend the MCAG Governing Board approve:

- a. The One Voice 2009 state and federal policy platforms; and
- b. The One Voice 2009 state and federal priorities, with staff's recommendation.

Seconded by Dean Wilson.

Tom Grave abstained.

MOTION CARRIED.

<u>MCAG staff follow-up items</u>	<u>Action</u>	<u>Date</u>
1. Local Development Fees, next steps	Agenda	February
2. Abandoned Tires Program	Agenda	
3. John Gedney, Caltrans District 10 – Application for funding overview	Agenda	February
4. Create “banner” of CAC Goals to be posted at each CAC meeting		February
5. Report of Proposition 42 Funding (history)	Agenda	

**SIGN UP SHEET FOR CAC REPRESENTATIVE AT MCAG GOVERNING BOARD MEETINGS
2009**

DATE	LOCATION	CAC REP	ALTERNATE
January 15 3pm	City of Dos Palos, Council Chambers	Richard Jantz	Dennis Cote
February 19 3pm	Merced County Admin Bldg		
March 19 3pm	City of Atwater, Council Chambers	Richard Jantz	
April 16 3pm	Merced County Admin Bldg	Melissa Kelly-Ortega	Adam Cox
May 21 3pm	City of Gustine, City Hall		
June 18 3pm	Merced County Admin Bldg	Adam Cox	
July 16 3pm	City of Livingston, City Hall		
August 20 3pm	Merced County Admin Bldg	Kyle Ford	
September 17 3pm	City of Los Banos, Council Chambers	Dean Wilson	
October 15 3pm	Merced County Admin Bldg	Richard Jantz	
November 19 3pm	City of Merced, Council Chambers		
December 17 3pm	Merced County Admin Bldg		

MCAG GOVERNING BOARD

January 15, 2009

MINUTES

The regular meeting of the **MERCED COUNTY ASSOCIATION OF GOVERNMENTS GOVERNING BOARD** held on Thursday, January 15, 2009, at the City of Dos Palos, Council Chambers, 1546 Golden Gate Avenue, Dos Palos, California, was called to order by Chair Oliveira at 3:27 P.M.

DIRECTORS PRESENT

Joan Faul
Johnny Mays
Mike Nelson
Jerald O'Banion
Joe Oliveira
John Pedrozo
Joe Sousa (for Tommy Jones)
Bill Spriggs
Daniel Varela
Hub Walsh

MEMBERS ABSENT

Deidre Kelsey

OTHERS PRESENT

Ken Baxter, Caltrans District 10
Jesse Brown, MCAG staff
John Carlisle, City of Merced
Matt Fell, MCAG staff
Lori Flanders, MCAG staff
Darrell Fonseca, City of Dos Palos
Robert Haden, Legal Counsel
Flip Hassett, United Way of Merced County
Scott Johnston, Merced County Solid Waste
Larnold Jones, Merced County Transit – “The Bus”
Marjie Kirn, MCAG staff
Robin Lamas, MCAG staff
Herb Opalek, Merced Rescue Mission
Larry Shankland, Merced County Transit – “The Bus”
Candice Steelman, MCAG staff

10. Oral Report – Citizens Advisory Committee

There was no Citizens Advisory Committee report given this month.

11. Consent Agenda

- a. Minutes of the December 18, 2008 Governing Board meeting
- b. Filming Governing Board meetings in the City of Los Banos
- c. Auditing Services FY 2008/2009
- d. 2007 Regional Transportation Plan Amendment #2, Formal Amendment No. 3 to the 2009 Interim Federal Transportation Improvement Program (FTIP), and the associated Air Quality Conformity Analysis
- e. FY 2008-2009 Local Transportation Fund (LTF) Claims
- f. Letter of Support – CTC Commissioner Kirk Lindsey

Director O'Banion moved to approve the Consent Agenda with the corrected resolution for Item 11d as stated.

Seconded by Director Nelson.

MOTION CARRIED UNANIMOUSLY.

12. Oral Report – San Joaquin Valley Housing Trust

There was no San Joaquin Valley Housing Trust report available this month.

13. Oral Report - Caltrans

Ken Baxter gave a brief report from Caltrans.

14. Minutes of the January 14, 2009 Technical Review Board meeting (to be handed out at the meeting)

So noted.

15. Continuum of Care

Lori Flanders gave an overview of the Continuum of Care program. MCAG has the role of coordination of the Continuum of Care program for Merced County. Following Lori Flanders overview, Dr. Herb Opalek, Director of the Merced Rescue Mission, recommended that MCAG establish an action-oriented countywide task force on homelessness to immediately address the provision of overnight shelter for the homeless for this year and next year as well as provide leadership in the preparation of a 10-year plan. The proposed task force would include selected representatives from the City of Merced, Merced County, non-profits, faith-based organizations, and representatives from each district of the county. Formal action to implement this task force will be scheduled for the February 19, 2009 Governing Board meeting.

16. One Voice State and Federal Policy Platforms

Director O'Banion moved to approve:

- a. The One Voice 2009 State and Federal Policy Platforms with the recommendation to change the verbiage in the State Policy Platform to include the option to apply for an exemption of the CEQA process in regards to the High Speed Rail; and
- b. The One Voice 2009 State and Federal Priorities, with staff's recommendation.

Seconded by Director Sousa.

MOTION CARRIED UNANIMOUSLY.

17. Executive Directors Report

So noted.

18. Directors Report

So noted.

**THERE BEING NO FURTHER BUSINESS OF THE MCAG GOVERNING BOARD
THE MEETING WAS ADJOURNED AT 3:46 P.M.**

_____/s/_____
Robin Lamas
Administrative Assistant II

Goals of the Citizens Advisory Committee

Adopted December 2008

Alternative Modes of Transportation

- Tighter bonding for development. Ensure developments are following through with commitments. (Example: Bike path at Moraga)
- Intra-County commuter transit that is easily available and time sensitive.
- Carpooling incentives.
- Incentives for businesses encouraging alternative modes of transportation.
- Infrastructure to support alternative modes of transportation.
- Electric vehicles.
- Mixed development that will provide efficient alternative transportation.

Impact Fees

- Encourage Livingston to participate in program.
- Publish difference in level of RTIF by jurisdiction.
- Governing Board discussion of local fees when jurisdictions request funding.
- Development needs to pay their way (self-help).

Preserve Agriculture Economy and Industry – food system

- Compact / mixed use development with alternative modes of transportation.
- Countywide mitigation fee – level the playing field. Minimum 1:1.
- General value of food security and system.
- Educate public on the value of local farmers.
- Balance growth.
- Investigate threats to agriculture economy.
- No sprawl.
- Support use of conservation easements.

More Jobs

- Living wage jobs that are professional and/or skill labeled.
- Protect legitimate jobs for those that are licensed and insured.
- Retain college students graduating.
- Encourage High Schools to adopt technical training (vocational).
- Train community on local jobs (dairies, welders, etc.).
- Jobs in alternative energy.
- Gain “Interstate Status” for Highway 99. Opportunity for job development along 99 corridor.

Self Help County

- Defense of impact fees.
- Educational items:
 - Where does the money go?
 - Why are funds we are already paying not fitting the bill?
 - Why are people voting no?
 - How would it help, 1:1?
 - Higher taxes can save money on wear and tear of vehicles.
- Grassroots support from community (limited outreach by politicians and staff).
- Focus on marketing.
- Emphasize oversight by CAC, not politicians.

ITEM 9

MEMORANDUM

DATE: JANUARY 30, 2009

TO: CITIZENS ADVISORY COMMITTEE

FROM: TERRI LEWIS, ASSOCIATE PLANNER

**RE: DRAFT FORMAL AMENDMENT NO. 4 TO THE 2009 INTERIM
FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM (FTIP)**

BACKGROUND

Merced County Association of Governments (MCAG) has been requested by Caltrans Headquarters to process a formal amendment No. 4 (Type 2 Funding Changes) to the 2009 Interim FTIP adding a new funding source anticipated from the Federal Stimulus Economic Recovery (ECREC) Bill that Congress is currently considering. It is anticipated that the President will sign the Federal Stimulus Economic Recovery package in mid February. Any funding revenue estimates are subject to change until the bill is signed into law.

Caltrans has asked that MPO's add the ECREC (estimates provided by Caltrans Headquarters) as a revenue source in the 2009 Interim FTIP. The ECREC fund source is being added without an associated list of projects at this time so that state and federal approval on this amendment can take place quickly. Under the current house bill version, recipients of the federal ECREC funds have only 150 days to obligate this revenue before it is lost to the state. The state (Caltrans) will have only 180 days to obligate this revenue before it can be captured by another state.

Draft Amendment No. 4 adds the Federal Stimulus Economic Recovery fund source and estimated revenue: FHWA - \$80,000,000 with \$4,400,000 estimated for local projects; FTA \$3,300,000 in the 2009 Interim FTIP. Updated financial tables are attached reflecting the addition of the Economic Stimulus fund source.

San Joaquin Valley COG's are currently discussing possible programming options on a separate FTIP amendment that will be needed to program specific Economic Stimulus projects in the 2009 Interim FTIP. It is unclear at this time whether or not a separate amendment will be released concurrently with Amendment No. 4.

REQUESTED ACTION

Recommend the MCAG Governing Board adopt Formal Amendment No. 4 to the 2009 Interim FTIP adding the Federal Stimulus Economic Recovery Fund program (\$80,000,000 FHWA and \$3,300,000 FTA) as a revenue source by adoption of Resolution No. 2009/2-19-01.

Attachments: Economic Stimulus Share Distribution
Draft Economic Stimulus Distribution Statewide Totals

Economic Stimulus Share Distribution

MPO	FHWA \$(1000s)	FTA \$(1,000s)
AMBAG	\$90,000	\$14,500
BCAG	\$32,000	\$2,750
COFCG	\$47,000	\$12,000
KCAG	\$8,000	\$2,300
KCOG	\$73,000	\$1,900
Madera	\$22,000	\$1,500
MCAG	\$80,000	\$3,300
MTC	\$845,000	\$265,000
Rural Non-MPO	\$365,000	\$5,700
SACOG	\$300,000	\$34,000
SANDAG	\$172,000	\$72,500
SBCAG	\$33,000	\$9,000
SCAG	\$1,000,000	\$450,000
SHASTA	\$255,000	\$2,000
SJCOG	\$63,000	\$12,500
SLOCOG	\$25,000	\$3,500
StanCOG	\$37,000	\$7,300
TCAG	\$50,000	\$5,000
TRPA	\$3,000	\$250
TOTAL	\$3,500,000	\$905,000

Economic Stimulus Distribution

****DRAFT****

				\$707,737,500
MPO/RTPA/County	Large UZA \$		Rest of the State	TOTAL
	LARGE Urbanized Area \$			
MTC Region				\$141,744,547
MTC (SF UZA)		\$0	\$20,084,392	\$20,084,392
	<i>Antioch</i>	\$4,546,496	\$0	\$4,546,496
	<i>Concord</i>	\$11,546,906	\$0	\$11,546,906
	<i>SF-Oakland</i>	\$67,460,693	\$0	\$67,460,693
	<i>Santa Rosa</i>	\$5,963,511	\$0	\$5,963,511
	(San Jose UZA)	\$32,142,549	\$0	\$32,142,549
SACOG		\$25,118,277	\$6,877,925	\$31,996,202
El Dorado		\$0	\$2,182,429	\$2,182,429
	<i>Sacramento</i>	\$373,075	\$0	\$373,075
Placer		\$0	\$1,310,828	\$1,310,828
	<i>Sacramento</i>	\$3,625,354	\$0	\$3,625,354
TRPA		\$0	\$964,353	\$964,353
SCAG Region				\$345,096,783
Los Angeles (SCAG)		\$0	\$5,628,715	\$5,628,715
<i>LA-LongBeach-SantaAna</i>		\$186,949,930	\$0	\$186,949,930
<i>Lancaster-Palmdale</i>		\$5,506,419	\$0	\$5,506,419
<i>Thousand Oaks</i>		\$818,528	\$0	\$818,528
		\$0	\$0	\$0
San Bernardino		\$0	\$5,160,089	\$5,160,089
<i>Riverside-SBd</i>		\$15,254,668	\$0	\$15,254,668
<i>Victorville-Hesperia-Apple Valley</i>		\$4,188,048	\$0	\$4,188,048
<i>LA-LongBeach-Santa Ana</i>		\$11,115,284	\$0	\$11,115,284
		\$0	\$0	\$0
Riverside		\$0	\$5,933,652	\$5,933,652
<i>Riverside-SBd</i>		\$16,229,781	\$0	\$16,229,781
<i>Indio-CathedralCity</i>		\$5,325,136	\$0	\$5,325,136
<i>Temecula-Murrieta</i>		\$4,801,808	\$0	\$4,801,808
		\$0	\$0	\$0
Orange		\$0	\$97,683	\$97,683
	<i>MissionViejo</i>	\$11,137,182	\$0	\$11,137,182
<i>LA-LongBeach-Santa Ana</i>		\$48,237,455	\$0	\$48,237,455
		\$0	\$0	\$0
Ventura		\$0	\$5,058,959	\$5,058,959
<i>Oxnard</i>		\$7,053,858	\$0	\$7,053,858
<i>Thousand Oaks</i>		\$3,590,042	\$0	\$3,590,042
<i>LA-LongBeach-Santa Ana</i>		\$34,957	\$0	\$34,957
<i>Imperial (El Centro UZA)</i>		\$0	\$2,974,589	\$2,974,589
AMBAG Region				\$14,847,723
<i>Monterey</i>		\$0	\$8,394,691	\$8,394,691
<i>Santa Cruz</i>		\$0	\$5,340,724	\$5,340,724
<i>San Benito</i>		\$0	\$1,112,308	\$1,112,308
<i>Alpine</i>		\$0	\$25,241	\$25,241
<i>Amador</i>		\$0	\$733,404	\$733,404
Butte		\$0	\$4,245,195	\$4,245,195
<i>Calaveras</i>		\$0	\$847,363	\$847,363
<i>Colusa</i>		\$0	\$392,904	\$392,904
<i>Del Norte</i>		\$0	\$574,750	\$574,750
Fresno (COFCG)		\$11,593,271	\$5,110,088	\$16,703,359
<i>Glenn</i>		\$0	\$552,727	\$552,727
<i>Humboldt</i>		\$0	\$2,643,554	\$2,643,554
<i>Inyo</i>		\$0	\$374,955	\$374,955
Kern (Bakersfield) (KCOG)		\$8,276,908	\$5,547,957	\$13,824,865
Kings (KCAG)		\$0	\$2,705,047	\$2,705,047
<i>Lake</i>		\$0	\$1,218,348	\$1,218,348
<i>Lassen</i>		\$0	\$706,825	\$706,825
Madera (MCTC)		\$0	\$2,570,653	\$2,570,653
	<i>Fresno</i>	\$1,672	\$0	\$1,672
<i>Mariposa</i>		\$0	\$357,926	\$357,926
<i>Mendocino</i>		\$0	\$1,802,480	\$1,802,480
Merced (MCAG)		\$0	\$4,399,460	\$4,399,460
<i>Modoc</i>		\$0	\$197,434	\$197,434
<i>Mono</i>		\$0	\$268,559	\$268,559
<i>Nevada</i>		\$0	\$1,923,001	\$1,923,001
<i>Plumas</i>		\$0	\$435,111	\$435,111
San Diego (SANDAG)		\$55,881,504	\$2,912,657	\$58,794,161
San Joaquin		\$6,548,228	\$5,017,044	\$11,565,272
	<i>Modesto</i>	\$210,932	\$0	\$210,932
San Luis Obispo (SLOCOG)		\$0	\$5,154,322	\$5,154,322
Santa Barbara (SBCAG)		\$0	\$8,344,231	\$8,344,231
Shasta		\$0	\$3,411,183	\$3,411,183
<i>Sierra</i>		\$0	\$74,281	\$74,281
<i>Siskiyou</i>		\$0	\$925,656	\$925,656
Stanislaus (Modesto) (StanCOG)		\$6,286,167	\$3,053,696	\$9,339,863
<i>Tehama</i>		\$0	\$1,170,917	\$1,170,917
<i>Trinity</i>		\$0	\$272,091	\$272,091
Tulare (TCAG)		\$0	\$7,689,684	\$7,689,684
<i>Tuolumne</i>		\$0	\$1,138,781	\$1,138,781
STATEWIDE TOTALS		\$559,818,637	\$147,918,863	\$707,737,500

ITEM 10

MEMORANDUM

DATE: JANUARY 30, 2009

TO: CITIZENS ADVISORY COMMITTEE

FROM: TERRI LEWIS, ASSOCIATE PLANNER

**RE: DRAFT FORMAL AMENDMENT NO. 5 TO THE 2009 INTERIM
FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM (FTIP)**

BACKGROUND

The Federal Economic Recovery Bill that Congress is currently considering may include some very short time frames for obligating funds. Also, it is anticipated the bill or package will be signed into law in mid February, so we are attempting to act as quickly as is possible. Since any funds will be federal and we will be unable to “exchange” them for State funds, these monies and projects funded with them will need to be in the FTIP before they can be obligated.

The prior item on Draft Formal Amendment No. 4 discussed Caltrans request to add a new fund type. However, we would also like to attempt to add a lump sum listing of projects so that these projects can perhaps get a jump-start on whatever the obligation deadline ends up being.

We are using the latest estimate from the state of the moneys to be distributed through us: \$4,399,359. **If it ends up being more than 20% more than this we may have to do another amendment later.** Breaking this down by population and rounding yields the following amounts:

Jurisdiction	% of population	Amount
Atwater	11%	\$ 483,088
Dos Palos	2%	\$ 85,692
Gustine	2%	\$ 90,118
Livingston	5%	\$ 232,413
Los Banos	14%	\$ 615,903
Merced	32%	\$ 1,394,358
County	34%	\$ 1,497,787
TOTAL		\$ 4,399,359

Draft Amendment No. 5 to the 2009 Interim FTIP is a “Type 3” amendment that adds a lump sum listing for new local projects. All are exempt from air quality conformity. The list of projects, CTIPs listing, and updated financial tables will be distributed at your meeting and will be posted on the MCAG website (www.mcagov.org) by Thursday February 5, 2009.

REQUESTED ACTION

Recommend the MCAG Governing Board adopt Formal Amendment No. 5 to the 2009 Interim FTIP adding a lump sum listing for exempt local projects.

MEMORANDUM

DATE: JANUARY 30, 2009

TO: CITIZENS ADVISORY COMMITTEE

FROM: CHRISTINA SMITH, GRANT MANAGER

RE: REGIONAL TRANSPORTATION IMPACT FEE REPORT

BACKGROUND

The Regional Transportation Impact Fee (RTIF) program collects one-time fees from new development to mitigate their impact on the regional road network.

Effective August 1, 2005, the cities of Atwater, Dos Palos, Los Banos, Merced and the County of Merced began collecting RTIF fees through their permitting process. The City of Gustine began collecting the fee effective August 22, 2005. The City of Livingston has not adopted an ordinance or resolution to implement the RTIF program fee collection.

MCAG Governing Board and member jurisdictions are updated on the status of the fee collection and the proposed transportation projects through staff report updates.

DISCUSSION

Attached please find:

1. Table one (1) showing fees collected for the current fiscal year by jurisdiction.
2. Table two (2) showing fees collected to-date by jurisdiction.
3. Table three (3) showing fees collected by project.
4. Table four (4) showing project expenditures paid to date.

REQUESTED ACTION

For information only.

Attachments: Table 1 – Fees Collected by Jurisdiction for FY 2008-2009
Table 2 – Fees Collected by Jurisdiction To-Date by Jurisdiction
Table 3 – Fees Collected by Project
Table 4 – Project Expenditures Paid To-Date

TABLE 1

REGIONAL TRANSPORTATION IMPACT FEES (RTIF) COLLECTED BY JURISDICTION FOR FY 2008-2009					
JURISDICTION	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
Atwater	0	0			0
Dos Palos	3,115	0			3,115
Gustine	0	662			662
Livingston	0	0			0
Los Banos	233,362	14,295			247,657
Merced City	0	180,792			180,792
Merced County	53,773	301,262			355,035
Interest Earnings	28,145	38,428			66,572
Total	318,395	535,438			853,833

TABLE 2

REGIONAL TRANSPORTATION IMPACT FEES (RTIF) COLLECTED BY JURISDICTION TO-DATE JUNE 30, 2008					
JURISDICTION	FY 2005-06	FY 2006-07	FY 2007-08	FY 2008-09	TOTAL
Atwater	16,748	24,338	47,187		88,273
Dos Palos	31,625	57,080	17,707		106,412
Gustine	18,711	45,068	2,802		66,581
Livingston	0	0	0		0
Los Banos	69,534	601,679	433,153		1,104,366
Merced City	1,355,575	1,125,032	738,658		3,219,265
Merced County	973,251	435,576	288,520		1,697,347
Interest Earnings	32,060	141,768	155,912		329,740
Total	2,497,504	2,430,541	1,683,940		6,611,985

Above amounts shown net of refunds.

Please note that all information provide for the Fiscal Year 2007-2008 are pre-audit.

TABLE 3**FEES COLLECTED BY PROJECT**

Project Name	Total to Date	FY 2005-2006 Total	FY 2006-2007 Total (Net) *	FY 2007-2008 Total (Net)
Deposit Amount:	\$ 6,280,765.80	\$ 2,465,444.65	\$ 2,288,772.38	\$ 1,528,027.77
Allocations:				
Bellevue - connect 99	\$ 60,850.03	\$ 24,164.96	\$ 17,236.10	\$ 19,448.97
Mission - 59 to 99	\$ 29,032.13	\$ 12,696.36	\$ 9,820.89	\$ 6,514.88
59 North Realignment	\$ 2,049,653.38	\$ 904,904.17	\$ 678,939.54	\$ 465,809.67
59 - Mission to Childs	\$ 365,799.53	\$ 149,738.12	\$ 130,158.97	\$ 85,902.44
59 - 152 to Mission	\$ 217,329.94	\$ 82,735.92	\$ 81,836.09	\$ 52,757.93
140 Bradley OH	\$ 721,395.53	\$ 314,179.15	\$ 244,969.54	\$ 162,246.84
140 - to Campus Pkwy	\$ 399,291.08	\$ 173,811.99	\$ 135,646.98	\$ 89,832.11
140/33 Truck Route	\$ 179,973.28	\$ 84,238.43	\$ 69,503.24	\$ 26,231.61
152 Los Banos Bypass	\$ 1,759,202.51	\$ 580,630.01	\$ 707,065.37	\$ 471,507.13
165 - north of Hilmar	\$ 435,949.42	\$ 113,691.09	\$ 189,982.85	\$ 132,275.48
Administration	\$ 63,767.97	\$ 24,654.45	\$ 23,612.81	\$ 15,500.71
TOTAL of all allocations	\$ 6,282,244.80	\$ 2,465,444.65	\$ 2,288,772.38	\$ 1,528,027.77
1st Qtr Interest Income	\$ 57,592.13	\$ 230.18	\$ 25,103.49	\$ 32,258.46
2nd Qtr Interest Income	\$ 83,567.63	\$ 3,453.78	\$ 34,422.33	\$ 45,691.52
3rd Qtr Interest Income	\$ 101,930.28	\$ 10,430.96	\$ 45,215.18	\$ 46,284.14
4th Qtr Interest Income	\$ 86,650.55	\$ 17,945.02	\$ 37,027.17	\$ 31,678.36
TOTAL	\$ 6,611,985.39	\$ 2,497,504.59	\$ 2,430,540.55	\$ 1,683,940.25

* Net is total allocations received less any refunds made during that fiscal year.

TABLE 4**ATWATER MERCED EXPRESSWAY PROJECT EXPENDITURES**

		FY 2006-2007			
Invoice #		Vendor	Date	Amount	
		TOTAL PROJECT EXPENSES FY 06-07		\$ 2,453,365.90	
		FY 2007-2008			
#1	8110	MCAG/Bender/Thomas	08/29/2007	\$ 903.00	
	8158	MCAG/Bender/Thomas	09/21/2007	\$ 1,053.50	
	8163	MCAG/Mark Thomas & Co	9/21/007	\$ 31,876.63	
	8188	MCAG/Mark Thomas & Co	10/05/2007	\$ 54,837.52	
	8205	Robert Haden-Legal	10/12/2007	\$ 150.00	
	8266	MCAG/Mark Thomas & Co	11/14/2007	\$ 47,513.58	
	8311	MCAG/Bender/Thomas	12/06/2007	\$ 2,558.50	
	8352	MCAG/Mark Thomas & Co	12/19/2007	\$ 62,275.15	
	8120	Ty/Travel	09/10/2007	\$ 4.00	
	8136	County Fleet	09/12/2007	\$ 72.36	
Element 1986		MCAG Oversight	12/31/2007	\$ 13,356.48	
		TOTAL #1	\$ 214,600.72		
#2	8397	MCAG/Mark Thomas & Co	01/15/2008	\$ 90,447.86	
	8401	MCAG/Bender/Thomas	01/15/2008	\$ 3,474.72	
Element 1986		MCAG Oversight	01/31/2008	\$ 5,200.65	
		TOTAL #2	\$ 99,123.23		
#3	8370	Reserve Acct-Office expense	01/08/2008	\$ 6.52	
	8454	MCAG/Bender/Thomas	02/05/2008	\$ 1,204.00	
	8469	MCAG/Mark Thomas & Co	02/15/2008	\$ 34,974.86	
	8516	MCAG/Bender/Thomas	03/04/2008	\$ 451.50	
	8536	MCAG/Mark Thomas & Co	03/11/2001	\$ 41,535.05	
	8556	MCAG/Bender/Thomas	03/13/2008	\$ 4,214.00	
	8581	MCAG/Bender/Thomas	03/24/2008	\$ 2,408.00	
	8632	MCAG/Mark Thomas & Co	04/08/2008	\$ 41,086.16	
	8670	MCAG/Bender/Thomas	04/25/2008	\$ 1,300.25	
	8742	MCAG/Mark Thomas & Co	05/23/2008	\$ 85,736.02	
	8767	MCAG/Bender/Thomas	05/23/2008	\$ 1,505.00	
	8767	MCAG/Bender/Thomas	05/23/2008	\$ 451.50	
	8801	MCAG/Mark Thomas & Co	06/10/2008	\$ 59,479.89	
	8472	Jesse Brown Travel	02/15/2008	\$ 169.65	
Element 1986		MCAG Oversight 2/08-5/08	06/11/2008	\$ 11,706.85	
		Amount Paid by MCAG-Loan Proceeds		\$ (19,094.14)	
		TOTAL #3	\$ 267,135.11		

	8863	MCAG/Bender/Thomas	06/30/2008	\$ 6,923.00
	8869	Robert Haden-Legal	06/30/2008	\$ 625.00
	8891	MCAG/Bender/Thomas	06/30/2008	\$ 903.00
	8916	MCAG/Mark Thomas & Co	06/30/2008	\$ 14,529.82
	8918	Thomas Tersptra	06/30/2008	\$ 510.00
Element 1986		MCAG Oversight 2/08-5/08	06/11/2008	\$ 1,805.90
		TOTAL #4	\$ 25,296.72	
	8923	Morse & Pheiff	06/30/2008	\$ 660.00
	8925	MCAG/Mark Thomas & Co	06/30/2008	\$ 10,787.17
	8926	MCAG/Mark Thomas & Co	06/30/2008	\$ 69,399.27
		TOTAL #5	\$ 80,846.44	
		TOTAL FY 2007-08		\$ 687,002.22
		TOTAL TO-DATE		\$ 3,140,368.12

Above 2007-08 figures are unaudited.

MEMORANDUM

DATE: JANUARY 30, 2009

TO: CITIZENS ADVISORY COMMITTEE

FROM: JESSE B. BROWN, EXECUTIVE DIRECTOR

RE: ATWATER/MERCED EXPRESSWAY UPDATE

BACKGROUND

At the August meeting of the MCAG Governing Board, action to certify the EIR and select a project alignment was continued to allow MCAG staff and consultants time to work out an issue with the Atwater Elementary School District (AESD) regarding their school site that would be impacted by Atwater/Merced Expressway (AME) Alignment 1B. We have achieved successful resolution to this issue. Alignment 1B has been redesigned to completely avoid the AESD school site and buffer the site by 250 feet. The route will also be constructed below grade to further attenuate noise and provide safe routes to school access by way of Avenue One.

MCAG consultants (Mark-Thomas and CirclePoint) revised the Draft Environmental Impact Report (DEIR) to incorporate the new data/verbiage resulting from the new alignment. The DEIR was re-circulated for a 45-day period beginning November 17, 2008 and ending on January 5, 2009. A public hearing was held at the Atwater Community Center on December 16, 2008. The MCAG Governing Board is scheduled to certify the AME EIR at their February 19, 2009 meeting. Selection of the project alignment will be subsequently scheduled for the March 19, 2009 MCAG Governing Board meeting.

REQUESTED ACTION

For information only.