

SAN JOAQUIN COUNCIL OF GOVERNMENTS  
BOARD OF DIRECTORS  
SJCOG Conference Room  
555 E. Weber Avenue  
Stockton, CA 95202

April 27, 2017

REGULAR BOARD MEETING AT 5:00 P.M.

**MINUTES**

1. The Board meeting was called to order at 5:00 p.m. by Chair Dresser.

**Roll Call:**

**Board Members Present:**

Councilmember Dresser, Lathrop, Supervisor Elliott, SJC; Mayor Kuehne, Lodi;  
Councilmember Murken, Escalon; SJC; Mayor Rickman, Tracy; Supervisor Winn, SJC;  
Councilmember Wright, Stockton; Councilmember Zuber, Ripon.

**Ex-Officio Members Present:**

Ken Baxter, Caltrans; Les Fong, SJRTD; Victor Mow, Port of Stockton.

**Board Members Absent:**

Mayor Dresser, Manteca; Vice Mayor Holman, Stockton; Supervisor Miller, SJC; Mayor  
Tubbs, Stockton.

**Ex-Officio Members Absent:**

None.

**Staff Members Present:**

Andrew T. Chesley, Executive Director; Steve Dial, Deputy Executive Director; Diane  
Nguyen, Deputy Director; Kevin Sheridan, Project Manager; Vikram Sharma, Information  
Services Manager; Steve Mayo, Habitat Project Manager; Kim Anderson, Senior Regional  
Planner; Yvette Davis, Senior Regional Planner; Ryan Niblock, Senior Regional Planner;  
David Ripperda, Associate Regional Planner; Christine Corrales, Assistant Regional Planner;  
Summer Anderson, Assistant Regional Planner; Travis Yokoyama, Assistant Regional  
Planner; Kari McNickle, Associate Program Specialist; Lisa Donahue, Assistant Program  
Specialist; Kelly Bagley, Accounting Assistant II; Katy Castro, Administrative Clerk II; Rosie  
Gutierrez, Office Administrator; Rosemary Romero, Administrative Clerk II; Rod Attebery,  
Counsel.

2. **Recognitions/Presentations:**

None.

3. **Public Comments:**

George Apostolopoulos, from Ygrene Energy Fund gave an update on the PACE program in  
California and what is happening in the state. Mr. Apostolopoulos stated PACE financing is  
also another tool that property owners can use to make any type of energy efficient/water  
improvements to their properties.

Nancy Young, Tracy Councilmember gave a brief update on the SAFE Board meeting she attended on behalf of SJCOG. Ms. Young reported the only thing on the agenda for San Joaquin County was I-205 Corridor FSP and expenditures for the next ten-year outlook. Ms. Young announced the next SAFE Board meeting is on May 18, 2017.

4. **Consent Calendar Items:**

- A. MINUTES: March 23, 2017.
- B. SJCOG Monthly Financial Report & Transportation Authority Monthly Investment Report.
- C. Triennial Performance Audits for SJCOG, Cities of Ripon, Escalon, Manteca, Lodi, SJRRC, and SJRTD for FY 2012-13, FY 2013-14 and FY 2014-15
- D. 2017 Federal Transportation Improvement Program (Type 5) Amendment #9, 2014 Regional Transportation Plan Amendment #4 and Corresponding Conformity Analysis
- E. Short-List of Analytical and Technical Services for the 2018 Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS)
- F. *dibs* National Transit Database (NTD) Reporting and Vanpool Incentive Program
- G. *dibs* Transportation Demand Management (TDM) Service Contract Amendment between the San Joaquin Council of Governments (SJCOG) and Merced County Association of Governments (MCAG)

It was moved/seconded (Zuber/Kuehne) to approve the consent calendar. Motion passed (10/0) with a roll call vote. Supervisor Elliott and Councilmember Wright abstained on consent calendar item 4A.

5. **San Joaquin Council of Governments Items for Discussion/Action:**

\*\*Item 5H. was discussed out of order and before item 5A.

H. **Consideration of January 2017 Appointments to the San Joaquin Regional Rail Commission**

Andrew Chesley informed the Board this item was requested to be placed on the agenda by Mayor Rickman of Tracy. Mayor Rickman expressed his concerns with the lack of City of Tracy's representation on the SJRRC and explained why the City of Tracy should be considered and appointed on the SJRRC.

Supervisor Elliott commented on this item and stated it is essential to have a representative from Tracy appointed to the SJRRC. Supervisor Elliott said liked being on the Regional Rail Commission and enjoyed the responsibility but he would consider surrendering his seat so that Tracy can have representation on the SJRRC.

Supervisor Winn commented on this item and recommended keeping the status quo or defer to next meeting. He said if Supervisor Elliott is no longer interested in the seat, then the Board of Supervisors would like to appoint another supervisor. He said that as Chair of the Board of Supervisors, he had reviewed multiple requests from the Supervisors for the Rail Commission appointment and there remain others who are likely interested if Supervisor Elliott relinquished the seat.

Bob Johnson, SJRRC Chairman, commented on Mayor Rickman's comments in regards to the economic impact in Tracy, SJ County and region. Mr. Johnson said ACE has been serving Tracy since 1988 and they have no intention of cutting back on service for Tracy.

Mr. Johnson stated it was suggested to COG staff and COG Board that Ripon be a representative to replace former Mayor Maciel of Tracy.

Nancy Young, Tracy Councilmember commented on this item in support of Mayor Rickman and said she understands this delicate situation and said the County and Tracy have always had a representative on the SJRRC. Ms. Young stated it's imperative at this time while Tracy is actively growing, building and has a station, for future planning with ACE. Ms. Young said her plea today is to consider what has been discussed and consider Tracy being at the table.

Andrew Chesley stated Supervisor Elliott provided two options, one was his seat and the other was to add a seat. To add a seat to the SJRRC would require a change in the SJRRC joint powers agreement and it would require a change with SJRRC's By-laws.

Bob Johnson stated he spoke to Dan Leavitt, Director of Marketing and outreach for ACE and its peripheral entities, and suggested Mr. Leavitt might want to make a presentation to the COG Board showing what we are looking at and where we are planning on putting our effort and energy.

Supervisor Elliott commented it is critical that City of Tracy have representation on the SJRRC because of their location and because they are a hub of all ACE activity.

After much discussion among Board members it was decided to table this item until a future meeting.

**\*\*Supervisor Winn and Mayor Councilmember Morowit joined the meeting.**

**A. dibs Bike Month 2017:**

Lisa Donahue presented a power point presentation and stated Bike Month 2017 is the entire month of May. Ms. Donahue stated if anyone is interested in participating, you can log onto [dibsmysway.com](http://dibsmysway.com), log a trip, and you will be eligible to win great prizes. Ms. Donahue reviewed future events for City of Stockton, Lodi and Tracy. Ms. Donahue provided her contact information.

This item was for information only. No action was taken.

**B. Regional Transportation Impact Fee (RTIF) Five-Year Update:**

Travis Yokoyama presented a power point presentation stating this is an action item to approve the 2017 RTIF Five-Year update including the nexus analysis of fair share contributions based on anticipated growth and transportation impact and approve amendments to the Capital Project list, annual fee increases and allocations of the 15% of SJCOG regional share. Mr. Yokoyama gave a brief background on the RTIF program. Mr. Yokoyama stated an addition that was previously mentioned in the 2014 addendum is the Jobs Balancing Investment Fund which provides transportation project funding for job growth in San Joaquin County.

It was moved/seconded (Kuehne/Zuber) to adopt the 2017 RTIF update report. Motion passed unanimously (8/0) by voice vote.

C. Regional Transportation Impact Fee (RTIF) Regional Share Funding for Ripon Multimodal Station:

Diane Nguyen stated this item is to seek RTIF regional share funding for the Ripon Multi-Modal Station. Staff is proposing to utilize \$750,000 in transit regional share RTIF funding towards the right-of-way purchase for the Ripon Multi-Modal Station. The City of Ripon has an opportunity to purchase the property. The City of Ripon's Administrator indicated he has a purchase agreement which he will present to Ripon's City Council in early May.

It was moved/seconded (Kuehne/Wright) to approve \$750,000 in RTIF Regional Share funds for the Ripon Multi-Modal Station. Motion passed unanimously (8/0) by voice vote.

D. Regional Transportation Impact Fee (RTIF) Jobs Balancing Investment Funding for City of Tracy Homes2 Suites Project:

Kim Anderson presented this item and stated in 2014 the COG Board approved the interim implementation of the Jobs Balancing Investment Fund that was mentioned earlier and is now included in the update of the RTIF program. Ms. Anderson announced City of Tracy's Management Analyst, Josh Ewent and Economic Development Manager, Shelley Burcham, are in the audience if there are technical questions concerning this item. Ms. Anderson gave a brief description of the project. Ms. Anderson stated after the Board's consideration for this project she will be talking about some potential changes to the Jobs Balancing Investment Fund program.

It was moved/seconded (Zuber/Kuehne) to (1) approve \$92,000 in Regional Share Jobs Balancing Investment RTIF Funds for the Tracy Home2 Suites Project (2) authorize SJCOG Executive Director to execute a Cooperative Agreement with the City of Tracy. Motion passed unanimously (8/0) by voice vote.

Diane Nguyen announced the potential changes that Kim Anderson mentioned for the Jobs Balancing Investment Fund program will be held off until a later Board meeting.

E. San Joaquin One Voice® Policy Priorities:

Andrew Chesley stated this item is in regard to the list of One Voice ® policy related priorities. Mr. Chesley stated there are a couple of things that should have been added as specific matters in the staff report. RTD requested adding a policy to support maintaining FAST ACT funding levels for all public transportation programs. San Joaquin County Public Works Department requested policies related to federal environmental streamlining. Their request is to have transportation projects that are within the existing right-a-way be categorically exempt from the NEPA requirements as well as projects under \$5 million in federal funding. Staff would like these matters added along with this approval.

It was moved/seconded (Lofthus/Rickman) to approve adding the list of policy priorities to the 2017 San Joaquin One Voice® program with the additional requests from the

transit district and SJC Public Works Department. Motion passed unanimously (8/0) by voice vote.

F. Series 2011A Bond Refunding Update

Steve Dial gave a brief update and stated the Board authorized staff to initiate a refunding program for the Series 2011A bonds with the goal of saving approximately \$29 million in debt service or \$2 million annually. Mr. Dial reviewed the results from the pricing of the bonds on April 4th. The refunding reduced debt service cash flow by nearly \$26 million over the remaining 24 years and released \$8.2 million from the Series 2011 A bond debt service reserve fund. The transaction will close on April 28, 2017. The cash flow goal of getting funding into the Regional Arterial program was achieved by moving about \$23 million from the \$26 million savings into the years 2020-2029. Mr. Dial reviewed the savings column on page 3 of the staff report.

This item was for information only; no action was taken.

G. Measure K Bike & Pedestrian and Smart Growth Category Funding Options

Diane Nguyen presented a power point presentation stating with the refunding effort \$8 million is realized immediately. This is an opportunity to take this cash and use it for the MK program. These funds need to be spent down in 3 years. Staff is seeking direction from

the Board on where staff should be spending it in the MK Strategic Plan. She added, that there is an additional \$26 million for refunding but that is going to be spread over the life of the bond and will come back at a later date for the Board to consider.

The two categories that staff is looking at for use of the \$8 million are the Smart Growth and the Bike/Pedestrian category. At the Strategic Plan Board workshop, staff presented various funding options and much of the Board's discussion supported these two categories. Ms. Nguyen then described various options to split the \$8 million, including a 50/50 split, a 75/35 split, 100% to one category, or an option that examines an entirely different category. She indicated bike/pedestrian projects have the best opportunity, as opposed to smart growth projects, to leverage state and federal funds because of existing programs.

Councilman Zuber suggested setting no boundaries at the beginning and be more flexible. Ms. Nguyen said having that kind of openness may be hard for applicants to submit projects. For Smart Growth, it is a competitive program. Mr. Chesley commented it would require staff to change the process, however, if that is the direction from the Board, staff can make it work. Mayor Kuehne commented he likes the suggestion of flexibility and suggested he would choose 75-25 with some flexibility with the larger percentage to bike/ped category. Councilman Wright suggested dividing the 100% saving 40% for bike/pedestrian 30% for town centers and 30% for flexibility. However, he too leans toward the bike/pedestrian program. Chair Dresser feels option C makes more sense in maximizing the money.

Mr. Chesley stated he has received enough information to craft something in regards to both programs and bring back to the Board.

This item was for discussion only; no action was taken.

H. 2017 Regional Transportation Plan/Sustainable Communities Strategy Update:

Andrew Chesley stated this item will be discussed at another time.

6. **Airport Land Use Commission:**

None

7. **Information Items:**

- A. San Joaquin Regional Affordability Seminar – 2017 Speaker Series in Conjunction with University of Pacific (UOP) Center for Business and Policy Research (CBPR)
- B. Caltrans NEPA Assignment and Fiscal Year 2016/17 Federal Project Delivery Status
- C. Update on Senate Bill 1 “Road Repair and Accountability Act of 2017”

These items are for information only; no action was taken.

8. **SJCOG, INC:**

- 1. Open Meeting of SJCOG, Inc. /Roll Call: Roll call was called with the exception of Supervisor Elliott, Mayor Pro Tem Morowit and Supervisor Winn.
- 2. Public Comment: **None.**
- 3. Consent Calendar:
  - A. AgRay, Inc. Manufacturing Facility Project Plan Participation
  - B. Griffin Park Master Plan Project Plan Participation
  - C. Norcal Logistics Building Project, Buffer Reduction
  - D. Southgate Subdivision Project, Burrowing Owl Buffer Reduction

It was moved/seconded (Zuber/Wright) to approve the consent calendar items as submitted. Motion passed unanimously (7/0) by voice vote.

Rod Attebery reminded Chair Dresser to ask for public comment. There were no public comments received.

4. **SJCOG, INC. ITEMS FOR DISCUSSION/ACTION:**

- A. Public Hearing for the D’Alonzo Hwy 4 Property Easement Acquisition  
Steve Mayo informed the Board this was a public hearing. Chair Dresser opened the public hearing for public comment. There being no public comments received, the public hearing was closed.
- B. Public Hearing for the G Torlai Property Easement Acquisition  
Steve Mayo informed the Board this was a public hearing. Chair Dresser opened the public hearing for public comment. There being no public comments received, the public hearing was closed.
- C. Public Hearing for the Pombo Lucerne Property Easement Acquisition

Steve Mayo informed the Board this was a public hearing. Chair Dresser opened the public hearing for public comment. There being no public comments received, the public hearing was closed.

- D. Public Hearing for the Roza Howard Road Property Easement Acquisition  
Steve Mayo informed the Board this was a public hearing. Chair Dresser opened the public hearing for public comment. There being no public comments received, the public hearing was closed.

5. SJCOG, INC. INFORMATIONAL ONLY ITEMS: **None.**

**\*\*\*RECONVENE TO THE SJCOG BOARD MEETING\*\*\***

9. **Chair's Report:**  
**None.**

10. **Council Member's Report:**  
**None.**

11. **Ex-Officio Member's Report**

A. **San Joaquin Regional Transit District**

Les Fong stated RTD appreciates the coordination with COG for enhancing the vanpool service and thanked everyone for their collaboration. Mr. Fong announced RTD has been recognized for the 2017 Transportation Marketing and Sales Association Compass Award for a television commercial advertising campaign. Mr. Fong announced the following events RTD participated in or will be participating in the month of May:

- Bring your sons/daughters to work
- Earth Day at Victory Park
- May 12<sup>th</sup> RTD is having a reception hosted by Art Expressions of San Joaquin County
- May 17<sup>th</sup> Bike to Work
- May 18<sup>th</sup> State of the City
- May 20<sup>th</sup> Children and Youth Day at Pixie Woods
- May 24<sup>th</sup> Senior Awareness Day at San Joaquin County Fairgrounds

B. **Caltrans, District 10**

Ken Baxter reported on AB 28 stating it was signed by the Governor on March 29<sup>th</sup> and stated SB 1 & SB 132 are with the Governor. Mr. Baxter stated on April 20<sup>th</sup> was Caltrans Annual Litter Day to coincide with Earth Day and he shared some facts from removing litter throughout the state last year. Caltrans District 10 employees picked up 2,460 bags on Earth Focus Day and it includes all eight counties. In San Joaquin County there was a little over 1400 bags. Safety Awareness is this week and today was Caltrans Memorial Services held on the steps of the Capital. Mr. Baxter stated since 1921 there has been 187 employees that have lost their life. Mr. Baxter announced on June 21<sup>st</sup> is Caltrans bring your sons/daughters to work.

C. Port of Stockton

Victor Mow announced this year he will not be attending the One Voice® trip, however Mr. Aguilar and Mr. Wingfield will be attending. Mr. Mow announced the Port of Stockton is hosting the State of the City and encouraged everyone to RSVP. Mr. Mow reported on the Port's shipping activity. Mr. Mow wished everyone a good trip to DC.

12. **Executive Director's Report**

Andrew Chesley informed the Board there is a letter in the blue folders from RTD's Chair Mike Restuccia indicating the Transit District has chosen option one: No change in the existing SJCOG Board structure. Mr. Chesley thanked Mike Restuccia and the Transit District Board for helping resolve this challenging issue that has been going on over the last two years. Mr. Chesley informed the Board he will be sending a letter to the City of Stockton and San Joaquin County indicating the Transit District selection therefore, no need to have a follow up discussion.

Mr. Chesley reported COG staff and the Rail Commission's staff are going to meet to discuss the expansion plans. The \$400 million coming from SB 132 for extension to Merced is not enough to cover the full capital investment nor operating expenses. SJRRC is looking at getting rail service to Modesto as early as 2022.

Mr. Chesley commented on the upcoming One Voice® trip and stated he's hoping there will not be a shutdown of the Government.

13. **Adjournment:**

Meeting was adjourned at 7:00 p.m. The next meeting will be held Thursday, May 25, 2017 at 5:00 p.m. SJCOG Conference Room.