

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

April 26, 2018

REGULAR BOARD MEETING AT 4:00 P.M.

**MINUTES**

1. The Board meeting was called to order at 4:00 p.m. by Vice Chair Rickman. Supervisor Miller immediately arrived after the meeting was called to order and Vice Chair Rickman turned the floor over to Chair Miller.

**Roll Call:**

**Board Members Present:**

Councilmember Andrade, Stockton; Mayor DeBrum, Manteca; Councilmember Dresser, Lathrop; Vice Mayor Holman, Stockton; Councilmember Kuehne, Lodi; Councilwoman Lofthus, Stockton; Supervisor Miller, SJC; Mayor Rickman, Tracy; Supervisor Winn, SJC; Vice Mayor Zuber, Ripon.

**Ex-Officio Members Present:**

Gary Giovanetti, SJRTD; Monica Kress, Caltrans; Victor Mow, Port of Stockton.

**Board Members Absent:**

Supervisor Elliott, SJC; Councilmember Murken, Escalon.

**Ex-Officio Members Absent:** None.

**Staff Members Present:**

Andrew Chesley, Executive Director; Steve Dial, Deputy Executive Director; Diane Nguyen, Deputy Director; Vikram Sharma, Information Services Manager; Nicole Gorham, Public Information Officer; Steve Mayo, Project Manager; Gracie Orosco, Chief Accountant; Yvette Davis, Senior Program Specialist; Kim Anderson, Senior Regional Planner; Rob Cunningham, Senior Regional Planner; David Ripperda, Assistant Regional Planner; Kari McNickle, Associate Program Specialist; Lisa Donahue, Associate Program Specialist; Christine Corrales, Assistant Regional Planner; Summer Anderson, Assistant Regional Planner; Michelle Lacondeguy, Assistant Regional Planner; Kelly Bagley, Accounting Assistant II; Rosemary Romero, Administrative Technician; Katy Castro, Administrative Clerk II; Rosie Gutierrez, Office Administrator; Rod Attebery, Counsel; Wellson Wu, Intern.

2. **Recognitions/Presentations:** None.
3. **Public Comments:** None.
4. **Consent Calendar Items:**
  - A. MINUTES: Joint meeting of the Board of Directors for SJCOG & SJCOG, Inc., March 22, 2018
  - B. SJCOG Monthly Financial Report & Transportation Authority Monthly Investment Report
  - C. SJCOG – Fiscal Year 2017-18 Transportation Development Act (TDA) Claim from

the County of San Joaquin

- D. *SJCOG* – Fiscal Year 2017-18 Transportation Development Act (TDA) Claim from City of Ripon
- E. *SJCOG* – 2018 Regional Congestion Management Program Update
- F. *SJCOG* – Approve Increase in Contract Funds with Verve Networks
- G. *SJCOG* – Approve Contract Amendment with Verve Networks for Various Upgrades to IT Infrastructure
- H. *SJCOG* – “Regional Share” Regional Surface Transportation Program (RSTP) & Measure K Funding Swap for State Route 99/120 Connector Project
- I. *SJCOG* – FY 2017-18 Annual Financial Plan Amendment 1 and Overall Work Program Amendment #3
- J. *SJCOG, Inc.* – River Oaks Expansion Project, Plan Participation
- K. *SJCOG, Inc.* – Destinations Anywhere Hieb Preserve Dedication and Preserve Management Plan
- L. *SJCOG, Inc.* – Brooks Preserve Purchase and Preserve Management Plan
- M. *SJCOG, Inc.* – Bettencourt Wing Levee Preserve Purchase and Preserve Management Plan
- N. *SJCOG, Inc.* – Lockeford Horse Stables Project, Plan Participation and Habitat Classification Change
- O. *SJCOG, Inc.* – Empire Island Recreational Club Project, Plan Participation and Habitat Class Change
- P. *SJCOG, Inc.* – Monroy Wing Levee Property Preserve Purchase and Preserve Management Plan

It was moved/seconded (Zuber/DeBrum) to approve the consent calendar items as submitted. Motion passed unanimously (9/0) by roll call vote.

##### 5. **Action Items:**

###### A. *SJCOG, Inc.* – Public Hearing for the Clements Reynolds Highway 12 Property Easement Purchase

Steve Mayo informed the Board this is a public hearing. Mr. Mayo stated this is the second of two public hearings and discussed the location of the property. Mr. Mayo stated this is a unique purchase, the land owner is selling the land in fee title and it gives *SJCOG, Inc.* to own the title. The easement would be one of the first in the area for *SJCOG, Inc.* preserves in the Central Zone area.

Board member Dresser asked for clarification on what happens after the purchase of the property. Mr. Mayo said the property is active cattle grazing land so when staff takes ownership the restoration work will begin.

Board member Kuehne asked if this type of purchase been done before.

Mr. Mayo said, yes, since 2006 or 2007. This is the first time *SJCOG, Inc.* has taken full ownership.

Board member Dresser asked if there are any restrictions around the value of the property. Mr. Mayo said yes, depending on what model we use.

Chair Miller opened the public hearing for public comment. There being no public comments received, the public hearing was closed.

B. SJCOG, Inc. – Public Hearing for the Clements Remitz Highway 12 Properties Easement Purchase

Steve Mayo informed the Board this is a public hearing. Mr. Mayo stated this is the second of two public hearings and discussed the location of the property. Mr. Mayo stated the land owner is selling the land in fee title and SJCOG, Inc. will place a habitat easement with potential enhancements on approximately 388 acres.

\*\*Vice Mayor Holman joined the meeting.

Chair Miller opened the public hearing for public comment. There being no public comments received, the public hearing was closed.

C. SJCOG – Freeway Service Patrol (FSP) New Routes of Service

Mayor Rickman recused himself from this item due to conflict of interest and left the dais.

Yvette Davis presented this item stating it is for new FSP service routes in San Joaquin County and is a partnership between SJCOG, Caltrans and CHP. Ms. Davis stated staff has worked very closely with CHP identifying the proposed routes and she recognized CHP representatives, Officer Steve McCumsey and Sergeant Kyle Plan, who have been invaluable to the process. Ms. Davis reviewed the three proposed areas for new FSP service in order of priority. The anticipated schedule is to issue the RFP in May and come back for Board approval in June to award contract with potential implementation in September.

It was moved/seconded (DeBrum/Holman) to (1) approve proposed New FSP Routes (2) authorize SJCOG Executive Director to execute any and all agreements necessary to implement the new FSP service (3) secure SAFE funding and Measure K funding for the required 25% local match of SB-1 dollars. Motion passed (9/0) by voice vote.

D. SJCOG – 2018 Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS) Public Hearing

Kim Anderson stated the 2018 RTP/SCS and associated documents were released during the month of March and stated this is the second of two public hearings. Ms. Anderson noted, because of the closing date coincided with tonight's public hearings, the decision was made by staff to extend the comment period until Monday, April 30 at 5:00 p.m., to receive additional comments. Ms. Anderson recognized lead consultant Eric VonBerg with Rincon Consultants for the Environmental Impact Report.

Chair Miller opened the public hearing for public comment.

Irene Torres, resident of Lathrop, expressed her concerns regarding the sidewalk that was taken from her property and re-poured by the city. Ms. Torres requested a survey report for her property and has not received it. Ms. Torres expressed her concerns about her aging parent's safety issues.

Mary Meninga Manteca resident, expressed her concerns with the 2018 Draft EIR and the health risks described in the Executive Summary. Ms. Meninga stated COG staff Kim Anderson has walked down Lathrop Road and observed the dangers of Lathrop Road. Ms. Meninga asked how the Board will make sure these mitigations are implemented and assure local road project designs prior to approval.

Chair Miller closed the public hearing after public comments were received.

Chair Miller asked if these comments provided will be addressed. Andrew Chesley said yes, responses to comments will be in early or mid-June.

**\*\*Chair Miller granted public speaker Christopher Escarega to speak after agenda item 7 was discussed.**

Christopher Escarega, Regional Engagement Coordinator for ClimatePlan thanked the Board for giving him the opportunity to comment on the RTP/SCS. Mr. Escarega thanked COG staff, RTP advisory committee, and Board members for their work on the update. Mr. Escarega stated the 2018 RTP/SCS draft has a number of positive aspects including exceeding 2020-2025 GHG reduction targets set by CARB. ClimatePlan has a number of recommendations to further strengthen and improve the plan in the final version. Mr. Escarega stated ClimatePlan will be submitting a comprehensive comment letter. He highlighted some of their priorities and again thanked the Board for the opportunity to speak.

E. SJCOG – Support for Proposition 69

Nicole Gorham discussed this item with a Power Point. Ms. Gorham stated Prop 69 is a measure on the June statewide ballot. The purpose of Prop 69 is to ensure all revenue generated from the taxes created under SB 1 will be used only for transportation planning and public transportation projects and be protected in the state constitution. The passage of Prop 69 would secure funding solely for transportation purposes. Another potential measure to repeal SB 1 will be presented at the COG Board meeting, possibly in June or August. Staff is recommending adoption of Resolution 18-36 to support Prop 69 as it relates to SB 1 transportation revenue.

Board member Kuehne commented it was his understanding that there were safe guards already built in to SB 1. Ms. Gorham said that is correct, however this provides additional protection for those funds. Andrew Chesley stated the safe guards are in state law, however state law can be changed. Prop 69 makes those laws constitutional.

It was made/seconded (Holman/Lofthus) to adopt Resolution 18-36 to support Prop 69 as it relates to SB 1 transportation revenue. Motion passed unanimously (10/0) by voice vote.

## 6. Discussion Items:

### A. SJCOG – One Voice® Recap – Chesley (verbal report)

Andrew Chesley thanked the members for their One Voice® efforts and stated there were 48 participants. Mr. Chesley stated this was the 18<sup>th</sup> attempt to educate the legislators in Washington DC. Mr. Chesley reported on the meetings and how things progressed. Mr. Chelsey thanked the Port of Stockton for dinner at Prime Rib Inn and Regional Rail Commission and Regional Transit District for a great meal at Country Kitchen and for the night bus tour of DC. Mr. Chesley thanked the sponsors and said he is open to any comments to improve the effort. Mr. Chesley thanked COG staff for a job well done.

Board member Holman announced this will be his last One Voice® trip to DC and appreciates the efforts and the opportunity to be a participant. He agreed that this was one of the best trips and meeting with the various legislators. He thanked COG staff for a job well done.

Board member DeBrum said kudos to Chair Miller for an outstanding job and he appreciates CJ Lake's staff and COG staff for everything they have done.

Board member Lofthus echoed what has been said and stated this was her first trip. She looks forward to many more. Board member Lofthus stated she was impressed with Chair Miller along with other participants whom took her under their wing. It was an experience of a lifetime and she is very grateful.

Chair Miller stated it was a pleasure to lead a great team. Chair Miller commented on the meetings and stated everyone was a great team player. Chair Miller thanked COG staff and CJ Lake's staff for a job well done. It was a productive trip and looks forward to next year. She suggested, that on nontraditional COG items carried on the One Voice® trip, some extra pre-trip planning might be beneficial to avoid some last minute scrambling.

Board member Mow asked if there were discussions about TIGER grants. Andrew Chesley said yes and the name changed from TIGER to BUILD. Mr. Chesley said the Administration suspended the first year's award but is packaging two efforts in the second year. They will have \$1.5 billion in the next couple of months in regards to the BUILD program.

Board member Winn agreed with the comments mentioned and the work done behind the scenes by COG staff with CJ Lake staff.

Chair Miller on behalf of her mom thanked everyone. Her mom turned 87 the day after the trip and it was the trip of a lifetime for her; it was also on her bucket list.

### B. SJCOG – 2018 California High Speed Rail (CHSRA) Business Plan

Rob Cunningham discussed this item with a Power Point. The CHSRA released the Draft 2018 Business Plan for review on March 9 ending on May 7. Mr. Cunningham explained what the Business Plan is about and the overall approach to deliver. Mr. Cunningham stated, to maximize early benefits to SJ County and the entire Northern

San Joaquin Valley, it is critical that early investments be prioritized to reach Merced as soon as possible. SJRRC and the Central Valley Rail Working Group are planning to submit letters emphasizing the importance of getting to Merced. Mr. Cunningham stated cost for Central Valley Segment under construction is \$10.6 billion; Silicon Valley to Central Valley service is \$25.1 – \$36.8 billion; full cost of Phase 1 from San Francisco to Anaheim is \$63.2 - \$98.1 billion.

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

- C. SJCOG, Inc. – SJMSCP/CA Department of Fish and Wildlife NOD and CEQA Fees  
Steve Mayo informed the Board SJCOG, Inc. staff is bringing this item before the Board for their information only. Mr. Mayo gave a brief update to the Board on this item stating, recently, the same Notice of Determination/California Environmental Quality Act has been brought up again by California Department of Fish and Wildlife (CDFW). Staff again has provided historical information as to past discussions, however, they have not been accepted and CDFW is charging the projects and county filing fees. SJCOG staff is challenging this resumption of filing fee assessment. There is no resolution at the moment, however, staff wanted to inform the Board members. Mr. Mayo said attachment 1 is the letter that was sent in February 2018.

Chair Miller asked how many projects have collected these fees so far. Mr. Mayo said staff asked each jurisdiction to track to provide SJCOG, Inc. all the detail, but a total dollar amount is not known at this time.

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

**7. Information Items:**

- A. *SJCOG* – 13<sup>th</sup> Annual San Joaquin Valley Policy Conference
- B. *SJCOG* – *dibs* Bike Month
- C. *SJCOG* – Transportation Technology: Innovations in San Joaquin – May 2 Speaker Series Event
- D. *SJCOG* - 2019 Active Transportation Program Cycle 4 Draft Guidelines and Draft Applications

Andrew Chesley announced May 9-11, 2018 is the Valley Policy Conference in Modesto, there are a number of COG staff attending and he encouraged other members to attend and stated COG will pay for Board members registration and reimburse any related travel to the conference. If any members are interested in attending to let him know.

**\*\*** Chair Miller informed the Board she received a request to speak card for agenda item 5D and granted Christopher Escarega time at the podium. His comments were noted earlier in the minutes.

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

**9. Council Members' Report:**

Board member Kuehne wished Board member Holman Happy Birthday with a lilting bass voice.

## **10. Ex-Officio Council Members' Report:**

### **A. San Joaquin Regional Transit District**

Board member Giovanetti announced on March 28 RTD participated in Cultural Tourism Ambassador Lunch and Learn at the RTD Transit Center. Participants learned about RTD's service programs and community outreach. Board member Giovanetti announced RTD participated in the First Responder's Appreciation Day on April 7 at the Ripon Fire Department it was the second annual event to honor men and women of the Ripon's Fire and Police Department's.

**\*\*Board member Rickman exited the meeting**

Board member Giovanetti reported on April 22 RTD participated in Earth Day Festival in Stockton, Earth Day has a history of helping people recognize and care for our earth and natural resources.

### **B. Caltrans District 10**

Board member Kress, announced starting July 1, Caltrans District 10 and the maintenance team are working with City of Stockton to employ homeless people for basic landscape work and will be paid minimum wage. Board member Kress reported on Caltrans Memorial for Fallen Highway Workers and to slow down in the work zone.

### **C. Port of Stockton**

Board member Mow thanked all the elected officials for their participation with One Voice® in DC and staff for their efforts.

Board member Mow reported on the Port's capital projects infrastructure improvements and stated there are now two bridges in place.

Board member Mow announced the CTC is recommending approval of \$9 million for widening one of the corridors within the Port. He stated Navy Drive is about 65% completed.

Board member Mow reported on the Port's shipping activity and said steel has been up this year.

## **11. Executive Director's Report:**

Andrew Chesley thanked Monica Kress for representing Caltrans and attending today's Board meeting.

Mr. Chesley introduced Michelle Lacondeguy stating she was hired as an intern and was recently hired as a Regional Planner. She is a Stockton native and graduated from UOP.

Mr. Chesley announced McHenry Bridge Project will be open tomorrow for traffic. Public Works had done a fantastic job with the issues surrounding the project.

Mr. Chesley congratulated the Port on securing \$9.0 million for the Fyffe Avenue Grade Separation improvement project.

Kevin Sheridan announced that the state awarded SJRRC \$500.5 million in Transit Inter-City Rail Capital Program funding for the Sacramento to Stockton Valley Rail Project. That funding and the \$400 million received from the SB 132, will be spent by 2027. Mr. Sheridan said the target is between 2021 and 2022 to have the first train and service from Ceres to Sacramento.

Mr. Chesley informed all that on the Board agenda next month there will be the Consolidated Transportation Services Agency (CTSA) action on the agenda. Local transit providers are recommending RTD to be named as the CTSA. Transit Performance Measures adoption will be on the agenda, as well as a discussion of Unmet Transit Needs and FY 2018-19 SJCOG Chair and Vice Chair election.

Mr. Chesley announced he and Steve Dial left Washington DC early to attend their daughters' graduation at University of Redlands. Their daughters attended high school together, roomed together at the University and also received their diplomas back to back.

The Board members congratulated both Andrew Chelsey and Steve Dial on their daughters' graduation.

**12. Adjournment:**

Meeting was adjourned at 5:31 p.m. The next meeting will be held Thursday, June 28, 2018 at 4:00 p.m. in the SJCOG Conference Room.