

**Special Meeting of the StanCOG
 POLICY BOARD**

Alliance Free Enterprise Center
 1020 10th Street, Suite 102
 Modesto, CA
 June 30, 2008
 6:00 PM

**NOTE: DIFFERENT LOCATION
 AND DATE**

California Brown Act Requires:

This Agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans With Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code § 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact Sabrina Pinheiro, at (209) 525-4600, during regular business hours, at least twenty-four hours prior to the time of the meeting.

Notice Regarding Non-English Speakers:

Pursuant to California Constitution Article III, Section IV, establishing English as the official language for the State of California, and in accordance with California Code of Civil Procedures Section 185, which requires proceedings before any State Court to be in English, notice is hereby given that all proceedings before the StanCOG Policy Board shall be in English and anyone wishing to address the Board is advised to have an interpreter or give StanCOG a 48 hour notice so that StanCOG can provide an interpreter from any language not English into the English language.

PUBLIC PARTICIPATION

Matters not on the posted agenda may be addressed by the general public at the beginning of the regular agenda and any off-agenda matters before the Board for consideration. However, California law prohibits taking action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Board. Any member of the public wishing to address the Board will be limited to five minutes or the discretion of the Chair.

Questions: Contact Sabrina Pinheiro at (209) 525-4600.

AGENDA

PLEDGE OF ALLEGIANCE

1. PUBLIC PARTICIPATION

These matters may be presented only by interested persons in the audience. Discussion is limited to the discretion of the Chair.

2. CONSENT CALENDAR

- A. Amendment to Contract for On-Call Professional Services with Interwest Consulting Group RESOLUTION
- B. Addendum to Formal Amendment #11 – (Type 3) - 2007 Federal Transportation Improvement Program RESOLUTION

3. PRESENTATIONS

- A. Workshop – 1/2 Cent Transportation Sales Tax Measure Education and Public Outreach Program– Martino Graphic, Inc.

4. PUBLIC HEARINGS

(NONE)

5. ORAL REPORT ITEMS

- A. SR 132 East Infill Project Budget Revisions RESOLUTION

6. INFORMATION ITEMS

The following items are for information only
 (NONE)

7. STANISLAUS COUNCIL OF GOVERNMENTS ADVISORY COMMITTEES MINUTES
(NONE)
8. CALTRANS REPORT
(NONE)
9. EXECUTIVE DIRECTOR'S REPORT
(NONE)
10. CLOSED SESSION

PURSUANT TO GOVERNMENT CODE Section 54956.8

Conference with Real Property Negotiators

(a) Property: (APN 03-078-002;-04;-05)

Agency Negotiator: Vince Harris (DeeAnne Gillick and Jennifer Alves)

Negotiating Parties: Stanislaus Council of Governments and

Bright Development (Carol Bright and John Dunn)

Under Negotiation: Both price and terms of payment.

11. RETURN TO OPEN SESSION

12. COMMENTS FROM THE BOARD

Topics may be presented, but no action may be taken except to place an item on a future agenda.

ADJOURNMENT

Next regular meeting scheduled for

July 09, 2008, 6:00 P.M.

1010 Tenth St.

City/County Chambers

Modesto, CA

Consent Items

City of Ceres • City of Hughson • City of Modesto • City of Newman • City of Oakdale • City of Patterson
City of Riverbank • City of Turlock • City of Waterford • County of Stanislaus

TO: Policy Board Staff Report
Resolution
THROUGH: Vince Harris, Executive Director *VH*
FROM: Carlos Yamzon, Senior Planner *CY*
DATE: June 23, 2008
SUBJECT: Amendment # 2 to Contract for On-Call Professional Services with Interwest Consulting Group

Recommendation

By Resolution, authorize the Executive Director to amend the On-Call Contract with Interwest Consulting Group for a not-to-exceed amount of \$60,000 for fiscal year 2008-09.

Background

The current FY 2007-08 contract with Interwest Consulting Group is \$200,000.

Discussion

As approved by the Policy Board on at the June 11, 2008 meeting, the 2008-09 Overall Work Program (OWP) includes an appropriation of \$60,000 for a continuation of On-Call professional service from Interwest Consulting Group. Therefore, staff recommends that the Policy Board approve the corresponding \$60,000 increase to the existing professional services contract with Interwest Consulting Group.

Attachments: Amendment 2 to Professional Services Contract with Interwest Consulting Group
Interwest Consulting Group Scope of Services

AMENDMENT 2
TO PROFESSIONAL SERVICES AGREEMENT
BETWEEN
STANISLAUS COUNCIL OF GOVERNMENTS (StanCOG)
AND
INTERWEST CONSULTING GROUP

This AMENDMENT 2 to the AGREEMENT entered on October 11, 2007, is made and entered into as of June 30, 2008 between the Stanislaus Council of Governments, a joint powers authority established under California Code section 6500 et seq., hereinafter referred to as StanCOG, and Interwest Consulting Group, hereinafter referred to as "CONSULTANT".

WHEREAS, StanCOG and CONSULTANT have entered into an AGREEMENT dated October 11, 2007 for professional services; and,

WHEREAS, StanCOG desires to provide professional support services to local agencies delivering transportation projects with State and Federal funds and StanCOG desires to retain and continue the services of CONSULTANT to provide these services;

NOW THEREFORE, in consideration of mutual promises, covenants, terms, and conditions, hereinafter contained, the parties hereto agree as follows:

1.0 SCOPE OF SERVICES

1.1 The work to be performed by CONSULTANT is specified in Exhibit "A-1".

2.0 TERM

2.1 CONSULTANT'S services herein shall commence on July 1, 2008 upon StanCOG's written authorization, and proceed to a term no longer than 12 months, or until permanent full time staff is hired by StanCOG.

3.0 COMPENSATION AND METHOD PAYMENT

3.1 CONSULTANT shall perform all work described in Exhibit "A-1" of this AMENDMENT and receive compensation on a time and materials basis for all work performed in accordance with "Exhibit A-1" of this Amendment.

3.2 It is expressly understood and agreed that the total compensation to be paid CONSULTANT under this AMENDMENT shall be sixty thousand dollars (\$60,000). This will be a total

amount of TWO HUNDRED SIXTY THOUSAND DOLLARS (\$260,000), including the original contract and this AMENDMENT.

5.0 ORIGINAL AGREEMENT PROVISIONS

5.1 Other than provisions described in AMNEDMENT 2 and its exhibits, all provisions contained in the original AGREEMENT shall remain in full force and effect.

IN WITNESS WHEREOF, this AGREEMENT, has been executed by the parties hereto as of the day and year written above.

Vince Harris, Executive Director
Stanislaus Council of Governments

Michael Kashiwagi, Director of Municipal
Services, Interwest Consulting Group

Date

Date

Consultant Services for StanCOG

General Scope of Work

1. **Assessment of current StanCOG FTIP Programming functions. Provide SWOT Analysis (Strengths, Weaknesses, Opportunities, Threats)**
 - **Project tracking and monitoring**
 - **Project Delivery Plan and other CTC required reports**
 - **Coordination of programming cycles for STIP, CMAQ, RSTP, TEA and other state and federal programs**
 - **Maintenance and update of the Financial Plan and fiscal constraints of the FTIP**
 - **CTIPS functionality and support**
 - **Development of Regional Use It or Lose It Policy**
2. **Assist in developing short and long term strategies to improve local and regional project delivery.**
3. **Assist in streamlining FTIP Amendment process.**
4. **Assist in ongoing Agency activities with regards to SAFETEA LU Compliance of the RTP.**
5. **Assist in the update of the RTIP.**
6. **Assist in Inter-agency Consultant (IAC) related to Air Quality Conformity requirements for projects.**
7. **Assist in general Transit Program functions.**



City of Ceres • City of Hughson • City of Modesto • City of Newman • City of Oakdale • City of Patterson
City of Riverbank • City of Turlock • City of Waterford • County of Stanislaus

TO: Policy Board **Staff Report**
Resolution
THROUGH: Vince Harris, Executive Director *VH*
FROM: Carlos Yamzon, Senior Planner *CY*
Scott Philips, Associate Planner *SP*
DATE: June 23, 2008
RE: Addendum to Formal Amendment #11 (Type 3) – 2007 Federal Transportation Improvement Program

Recommendation

By **RESOLUTION**, adopt Addendum to Amendment #11 to the StanCOG 2007 Federal Transportation Improvement Program and, if necessary, allow the Executive Director to make minor modifications.

Background

Amendment #11 was approved by the Policy Board on May 14, 2008. StanCOG incorporated Addendum to Amendment #11 at the May 14, 2008 Policy Board and the package as a whole was approved. However, the Addendum required additional public review and comment period, thus it was not subject to final adoption via Resolution 07-36. Additionally the May 12, 2008 staff report inadvertently identified the Addendum as a Type 4 amendment and has corrected the project as a Type 3.

Discussion

The additional public review and comment period that was required has been fulfilled with no comments and Resolution 07-___ has been prepared for adoption to the 2007 FTIP.

The projects contained herein have been presented to the Technical Advisory Committee and have been recommended for approval.

If you have questions or concerns regarding this amendment, please call Scott Philips (swphilips@StanCOG.org) or Carlos Yamzon (cyamzon@stancog.org) at (209) 525-4600.

cc: Consolidated Planning Committee
Prepared by: Scott Philips, Associate Planner
Attachments: May 12, 2008 Staff Report

TO: Policy Board **Staff Report**
Resolution

THROUGH: Vince Harris, Executive Director

FROM: Carlos Yamzon, Senior Planner
Scott Philips, Associate Planner

DATE: May 12, 2008

RE: Addendum to Formal Amendment #11 (Type 4) – 2007 Federal Transportation Improvement Program

Recommendation

Hold a public hearing, and by **RESOLUTION**, adopt Amendment #11 and its addendum to the StanCOG 2007 Federal Transportation Improvement Program and, if necessary, allow the Executive Director to make minor modifications.

Background

As the designated Metropolitan Planning Organization, for the Stanislaus Region, StanCOG is responsible for managing state and federal funds through a document called the Federal Transportation Improvement Program, or FTIP. This document contains the entire list of projects to which state and federal funds have been awarded through StanCOG, Caltrans, or other grantor agencies. The Policy Board adopted the latest version of the FTIP on May 9, 2007. Occasionally, this document must be amended to add new projects, modify project descriptions or funding amounts, change program-funding year, or delete existing projects.

The projects contained herein have been presented to the Technical Advisory Committee and have been recommended for approval.

AMEND THE 2007 FTIP TO INCLUDE THE FOLLOWING PROJECT(S):

1. **Regionally Significant/Locally Funded:**

StanCOG requests to amend the 2007 FTIP to add the following project:

Add:

“Construct 4-lane expressway” utilizing \$4,900,000 in local funds in FY 07/08; this project is described as **“Modesto City limits to east of Oakdale via SR-108 or Claribel (State Highway designation not determined)”**.

This project is a regionally significant project and is identified in the StanCOG 2007 Regional Transportation Plan (RTP) as being Tier I fiscally constrained. The project conforms to all current emissions modeling methodologies and is listed in the 2007 RTP on page 81 (second row) as outlined in the table on the next page:

RTP – Mainline Roadways and Highways

Project Type	Jurisdiction	Location	Project Limits	Description
Widening	Cities of Modesto, Riverbank & Oakdale; County of Stanislaus	SR-108	Modesto City Limits to East of Oakdale via SR-108 or Claribel (State Highway designation not determined)	New 4-lane expressway

Discussion

- This is a Type 4 Formal amendment to the 2007 FTIP.
- This project is regionally significant.
- The TIP, as amended meets all conformity provisions 40 CFR 93.122(g).
- The project in the proposed amendment #11 addendum conforms to and/or meets all the applicable transportation planning requirements per 23 CFR Part 450. Therefore, no further conformity determination and/or regional emissions analysis are required for the amendment. Some projects may have to have a project-level air quality determination.
- The proposed amendment does not interfere with the timely implementation of any approved Transportation Control Measures.
- The amendment maintains the financial constraint of the 2007 FTIP and the air quality conformity findings of the 2007 RTP.
- Conformity Determination was based on the previous regional emissions analysis and included as part of the StanCOG 2007 RTP 2030 Air Quality Conformity Analysis.
- This amendment addendum conforms to the applicable SIP.

This amendment will require full State and Federal concurrence and, accordingly, will be forwarded to the reviewing agencies after Policy Board action.

Action

The amendments listed above have been presented to the Consolidated Planning Committee and Technical Advisory Committee and have been recommended for approval.

If you have questions or concerns regarding this amendment, please call Scott Philips (swphilips@StanCOG.org) or Carlos Yamzon (cymazon@stancog.org) at (209) 525-4600.

f-c/ 2007 FTIP #11

Prepared by: Scott Philips, Associate Planner
Attachments: Financial Constraint Tables
CTIPS Tables
RTIP, pg 81

STANISLAUS COUNCIL OF GOVERNMENTS

RESOLUTION 07-

A RESOLUTION ADOPTING ADDENDUM TO AMENDMENT #11 TO THE 2007 FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM

WHEREAS, the Stanislaus Council of Governments (StanCOG) is the designated Regional Transportation Planning Agency (RTPA), the designated Metropolitan Planning Organization (MPO), and the designated Council of Governments for Stanislaus County; and

WHEREAS, the Stanislaus Council of Governments (StanCOG) is the designated Regional Transportation Planning Agency (RTPA), the designated Metropolitan Planning Organization (MPO), and the designated Council of Governments for Stanislaus County; and

WHEREAS, Federal and State legislation and regulations require the adoption, and amendment (as required), of certain transportation plan and improvement programs, known as the Regional Transportation Plan, Regional Transportation Improvement Program, and the Federal Transportation Improvement Program.

WHEREAS, in accordance with the Federal Clean Air Act, StanCOG has an adopted Regional Transportation Plan that conforms with emissions budgets in the applicable State Implementation Plan; and

WHEREAS, the 2007 Federal Transportation Improvement Program and 2006-09 Triennial Element have been submitted for adoption, and

WHEREAS, the 2007 Federal Transportation Improvement Program must, by law, be financially constrained; and the charts of revenues within the text are intended to show currently available revenues to finance the projects within the program, and

WHEREAS, the 2007 Federal Transportation Improvement Program of projects is found to be consistent with the Air Quality Conformity Finding for the adopted Regional Transportation Plan, and

WHEREAS, the Stanislaus Council of Governments has complied with the Memorandum of Understanding between itself and the California Department of Transportation regarding Intergovernmental Review, and

WHEREAS, a public hearing has been duly advertised in a newspaper of general circulation, and the public hearing was held on May 14, 2008. The public comment period will close on May 30, 2008; and

NOW, THEREFORE, BE IT RESOLVED, that, if no unresolvable comments are received by the close of the comment period, the Stanislaus Council of Governments adopts Addendum to Amendment #11 to the 2007 Federal Transportation Improvement Program and the 2006-09 Triennial Element; and

ALSO, BE IT FURTHER RESOLVED, that the Stanislaus Council of Governments has determined that the 2007 Federal Transportation Improvement Program is in conformity with the requirements of the Clean Air Act Amendments and the applicable State Implementation Plan; and

ALSO, BE IT FURTHER RESOLVED, that the cities, the County, and the State are urged to implement those portions of the Program within their scope of responsibility in an orderly and timely manner; and

AND, BE IT FURTHER RESOLVED, that the adopted 2007 Federal Transportation Improvement Program is intended to satisfy all Federal requirements for highway and transit, inclusive in the transportation systems programming and project review; and that the Executive Director is authorized to prepare, file, and issue reports based on the amended Federal Transportation Improvement Program and to submit letters of support for projects contained in the Triennial Element.

The foregoing Resolution was introduced at a regular meeting of the Stanislaus Council of Governments, on the 9th day of July 2008. A motion was made and seconded to adopt the foregoing Resolution. Motion carried and Resolution adopted.

MEETING DATE: July 9th, 2008

JOHN G. FANTAZIA, CHAIR

VINCENT J. HARRIS,
EXECUTIVE DIRECTOR