



Regional Transportation Planning Agency - Local Transportation Commission
Monterey County Service Authority for Freeways and Expressways
Monterey County Regional Development Impact Fee Joint Powers Agency
Email: info@tamcmonterey.org

Executive Committee

Members are: Chris Lopez, Chair; Dave Potter, 1st Vice Chair; Wendy Askew, 2nd Vice Chair; Michael LeBarre, Past Chair; Luis Alejo, County Representative; Chaps Poduri, City Representative

Wednesday, October 2, 2024
****9:00 AM****

MEETING LOCATION

Voting members must attend a physical meeting location to count towards quorum
55B Plaza Circle, Salinas, California 93901
Transportation Agency Conference Room

Alternate Locations with Zoom Connection Open to the Public

2616 1st Avenue, Marina, California 93933
Supervisor Askew's Office
168 West Alisal Street, 2nd Floor, Salinas, California 93901
Supervisor Alejo's Office
599 El Camino Real, Greenfield, California 93927 and
Supervisor Lopez's Office

Members of the public & non-voting members may join meeting online at:
<https://us02web.zoom.us/j/775161178?pwd=STY4UzZZblpOK0VLdEs3RGZUS3kyUT09>

OR

Via teleconference at +1 669 900 6833

Meeting ID: 775 161 178

Password: 536047

Please note: If all committee members are present in person, public participation by Zoom is for convenience only and is not required by law. If the Zoom feed is lost for any reason, the meeting may be paused while a fix is attempted, but the meeting may continue at the discretion of the Chairperson.

Please see all the special meeting instructions at the end of this agenda

Complete agenda packets are on display at the Transportation Agency for Monterey County office and at these public libraries: Carmel, Monterey, Salinas Steinbeck Branch, Seaside, Prunedale, and King City. Any person who has a question concerning an item on this agenda may call the Agency Secretary to make an inquiry concerning the nature of the item described on the agenda. Please recycle this agenda.

1. QUORUM CHECK - CALL TO ORDER

Call to order and self-introductions. If you are unable to attend, please contact Elouise Rodriguez, Senior Administrative Assistant. Your courtesy to the other members to assure a quorum is appreciated.

2. PUBLIC COMMENTS

Any member of the public may address the Board on any item not on the agenda but within the jurisdiction of the Board. All public comments are limited to two (2) minutes, unless specified otherwise by the committee chair. Comments in items on this agenda may be given when that agenda item is discussed. Persons who wish to address the Board for public comment or on an item on the agenda are encouraged to submit comments in writing to Maria at maria@tamcmonterey.org by 5:00 pm the Monday before the meeting, and such comments will be distributed to the Board before the meeting.

Alternative Agenda Format and Auxiliary Aids: If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals requesting a disability-related modification or accommodation, including auxiliary aids or services, may contact Transportation Agency staff at 831-775-0903. Auxiliary aids or services include wheelchair accessible facilities, sign language interpreters, Spanish language interpreters, and printed materials in large print, Braille or on disk. These requests may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting and should be made at least 72 hours before the meeting. All reasonable efforts will be made to accommodate the request.

3. CONSENT AGENDA

Approve the staff recommendations for items listed below by majority vote with one motion. Any member may pull an item off the Consent Agenda to be moved to the end of the **CONSENT AGENDA** for discussion and action.

3.1. APPROVE Executive Committee draft minutes of September 4, 2024.

- Elouise Rodriguez

4. Legislative Update and Draft 2025 Legislative Program:

1. **RECEIVE** update on state and federal legislative issues;
2. **PROVIDE INPUT** on the draft 2025 legislative program; and
3. **RECOMMEND** the TAMC Board approve the draft program for circulation to Committees for comment.

- Christina Watson

Staff and consultants will present updates on state and federal legislative activities and present proposed positions on draft legislation. Staff will request input on the 2025 legislative program and the candidate projects for future federal earmark requests.

5. **RECEIVE** and **REVIEW** the fiscal year 2022-2023 financial audit report.

- Jefferson Kise

The agency's financial records are audited each year, and for fiscal year (FY) 2022-2023 the agency received a clean opinion from its auditors. The financial results reflect agency revenue of \$9,219,066 with \$127,293 of excess revenue over expenditures. Revenue and Direct Program Expenses were over budget by \$2,146,971 and \$2,898,557 respectively, reflecting program activities arising after the budget was finalized. Operating expenses came in at \$878,879 under budget.

6. **RECEIVE** report on draft agenda for October 23, 2024, TAMC Board meeting.

- Todd Muck

7. **ADJOURN**

ANNOUNCEMENTS

Next Executive Committee meeting:

Wednesday, November 6, 2024, at 9:00 a.m.

Transportation Agency for Monterey County

Conference Room

55-B Plaza Circle, Salinas CA 93901

A quorum of voting members is required to be present to hold this meeting.

There will be a zoom link for hybrid participation by members of the public.

If you have any items for the next agenda, please submit them to:
Elouise Rodriguez, Clerk of the Board & Senior Administrative Assistant

Elouise@tamcmonterey.org

Important Meeting Information

Agenda Packet and Documents: Any person who has a question concerning an item on this agenda may call or email the Agency office to make inquiry concerning the nature of the item described on the agenda. Complete agenda packets are on display online at the Transportation Agency for Monterey County website. Documents relating to an item on the open session that are distributed to the Committee less than 72 hours prior to the meeting shall be available for public review at the Agency website. Agency contact information is as follows:

Transportation Agency for Monterey County

www.tamcmonterey.org

55B Plaza Circle, Salinas, CA 93901

TEL: 831-775-0903

EMAIL: info@tamcmonterey.org

Agenda Items: The agenda will be prepared by Agency staff and will close at noon five (5) working days before the regular meeting. Any member of the Board may request in writing an item to appear on the agenda. The request shall be made by the agenda deadline and any support papers must be furnished by that time or be readily available.

Memorandum

To: Executive Committee
From: Elouise Rodriguez, Senior Administrative Assistant & Clerk of the Board
Meeting Date: October 2, 2024
Subject: Executive Committee Draft Minutes

RECOMMENDED ACTION:

APPROVE Executive Committee draft minutes of September 4, 2024.

SUMMARY:**FINANCIAL IMPACT:****DISCUSSION:****ATTACHMENTS:**

1. Exec draft minutes September 4_2024

WEB ATTACHMENTS:

DRAFT MINUTES

**TRANSPORTATION AGENCY FOR MONTEREY COUNTY
SERVICE AUTHORITY FOR FREEWAYS EMERGENCIES AND MONTEREY COUNTY
REGIONAL DEVELOPMENT IMPACT FEE JOINT POWERS AGENCY**

EXECUTIVE COMMITTEE MEETING

*Members: Chris Lopez (Chair), Dave Potter (1st Vice Chair),
Wendy Root Askew (2nd Vice Chair), Michael LeBarre (Past Chair),
Luis Alejo (County representative), Chaps Poduri (City representative)*

Wednesday, September 4, 2024

*** 9:00 a.m. ***

Transportation Agency Conference Room, 55-B Plaza Circle, Salinas CA

Alternate locations:

2616 1st Avenue, Marina, CA 93933, Supervisor Askew's Office

168 West Alisal Street, 2nd Floor, Salinas, CA 93901, Supervisor Alejo's Office

599 El Camino Real, Greenfield, CA 93927, Supervisor Lopez's Office

EXECUTIVE COMMITTEE	OCT 23	NOV 23	JAN 24	FEB 24	MAR 24	APR 24	MAY 24	JUN 24	AUG 24	SEP 24
Chris Lopez, Chair Supr. Dist. 3 (P. Barba)	P(A) (VC)	P (VC)	P (VC)	P(A) (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P(A) (VC)	P (VC)
Dave Potter, 1st Vice Chair Carmel-By-The-Sea (J. Baron)	P	P	P	P	A	P	A	P	P	P
Wendy Root Askew, 2nd Vice Chair Supr. Dist. 4 (Y. Anderson)	P(A) (VC)	P (VC)	P (VC)	P (VC)	P(A) (VC)	P(A) (VC)	P (VC)	P (VC)	P (VC)	P (VC)
Michael LeBarre, Past Chair King City (C. DeLeon)	P (VC)	P (VC)	P (VC)	P	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)
Luis Alejo, County Representative Supr. Dist. 5 (L. Gonzales; J. Gomez)	P	P(A) (VC)	P	P*	P(A) (VC)	P	P	P(A) (VC)	P	P
Chaps Poduri, City Representative (Joe Amelio)	P	P	P	P	P	P	P	P	P	P

TC: via teleconference; VC: via video conference

P = Present

A = Absent

P(A) = alternate present

E = Excused

P(VC) Video Conference

P*= New Representative

1. CALL TO ORDER

Chair Lopez called the meeting to order at 9:00 a.m. Roll call was taken, and a quorum was confirmed.

Staff present: Guther, Kise, Muck, Park, Rodriguez, Sambrano, Strause, Watson, Zeller.

Others present: Shane Strong, TAMC Counsel; Jim Davenport, Thorn Run Partners; Gus Khouri, Khouri Consulting; Monica Hale, Supervisor District 3 office; Javier Gomez, Supervisor District 1 office; Bryan Rosen; Lorna Moffet; Victoria Sacville.

2. PUBLIC COMMENTS

Lauren Moffet, resident, commented on the proposed SURF! Project.

Bryan Rosen, resident, commented on the proposed SURF! Project.

Victoria Sacville, resident, commented on a potential carpool lane.

3. CONSENT AGENDA

On a motion by Committee Member Potter, seconded by Committee Member Askew, the Committee voted 6-0 to approve the minutes from the Executive Committee meeting of August 7, 2024.

4. LEGISLATIVE UPDATE

The Committee received an update on state and federal legislative issues.

Jim Davenport, Agency federal legislative consultant, reported that Congress is on recess and will return next week for a short time then off again until mid-November. He noted that there are 12 appropriation bills pending action that will likely be dealt with via a continuing resolution.

Gus Khouri, Agency state legislative consultant, reported that the state legislative session ended on August 31, 2024, and that Governor Newsom has until September 30 to sign or veto legislation. He noted the Governor is expected to have a special session focused on gas prices.

5. EVALUATION OF THE EXECUTIVE DIRECTOR AND COUNTY COUNSEL

The Committee recommended that the Board of Directors approve the evaluation form, procedure, and timeline for completing the annual evaluation for Executive Director and County Counsel.

Jeff Kise, Director of Finance & Administration, reported that the Executive Director's employment agreement requires the Board to evaluate Todd by the December Board Meeting of each year. The evaluation forms were revised in 2016 in response to recommendations from Board Members. Forms will be sent out to Board Members via e-mail and upon completion, the Board Members are requested to return the evaluation to the chair via e-mail.

Committee Member Askew requested that Director Muck continue to hold regular one-on-one check-in meetings with TAMC Directors.

Committee Member Poduri requested that Agency Counsel provide quarterly reports.

Public comment:

Lauren Moffet, resident, commented in opposition to Todd Muck's evaluation.

6. TAMC BOARD DRAFT AGENDA

Todd Muck, Executive Director, reviewed the draft regular and consent agenda for the TAMC Board meeting of September 25, 2024. After Executive Committee discussion, directions were provided to staff to place the following items for consideration on the regular agenda:

- Request authorization to deny a liability claim
- Presentation from County Treasurer's Office
- Salinas Valley Safe Routes to School Plan and Participatory Budgeting Update

Public comment:

Bryan Rosen, resident, commented in opposition to Director Todd Mucks performance.

Lauren Moffet, resident, commented on the proposed SURF! Project.

7. ADJOURNMENT

Chair Lopez adjourned the meeting at 9:44 a.m.

Memorandum

To: Executive Committee
From: Christina Watson, Director of Planning
Meeting Date: October 2, 2024
Subject: **Legislative Update and Draft 2025 Legislative Program**

RECOMMENDED ACTION:

Legislative Update and Draft 2025 Legislative Program:

1. **RECEIVE** update on state and federal legislative issues;
2. **PROVIDE INPUT** on the draft 2025 legislative program; and
3. **RECOMMEND** the TAMC Board approve the draft program for circulation to Committees for comment.

SUMMARY:

Staff and consultants will present updates on state and federal legislative activities and present proposed positions on draft legislation. Staff will request input on the 2025 legislative program and the candidate projects for future federal earmark requests.

FINANCIAL IMPACT:

The legislative program continues a focus on preserving and seeking transportation funding.

DISCUSSION:

Agency state legislative analyst Gus Khouri will present an update on state legislative activities and Agency federal legislative analysts Paul Schlesinger and Jim Davenport will present an update on federal legislative activities. Staff will request input for the 2025 legislative program.

Attachment 1 is the draft state bill list, with cross-out and underline indicating changes since the last Board report. Priorities listed in the bill list refer to the adopted 2024 legislative program, online as a **web attachment**. Bills that have died have been removed from the list. There are no new position recommendations as of the writing of this report. The Governor has until September 30 to veto or sign legislation, past the deadline for this report. One key bill was signed into law:

- AB 3278 (Committee on Transportation): "Transportation: omnibus bill", which cleans up various codes, including properly referencing the Transportation Agency for Monterey County in instances where "of" is used instead of "for".

Looking ahead to the fiscal year 2026 appropriations funding process, the Agency should consider which project or projects to nominate for Community Funding. The ideal project is one that is already cleared under the National Environmental Policy Act or can be easily cleared, such as a project within an existing roadway. The best fit with the funding program is a project that doesn't have a big funding

gap but can use \$2 million or less to get constructed. The project should also tell a good story by improving a disadvantaged community and/or solving a safety concern.

The 2024 adopted TAMC legislative program is online as a **web attachment**. Staff and consultants will present proposed changes to the program for 2025 at the meeting.

ATTACHMENTS:

1. State Bill List

WEB ATTACHMENTS:

- [TAMC 2024 Legislative Program](#)

TAMC Bill Matrix – September 2024

Measure	Status	Bill Summary	Recommended Position
AB 7 (Friedman) Transportation: project selection processes	8/31/24 Senate Floor Failed passage	As amended on September 1, 2023, this bill would require the California State Transportation Agency (CalSTA), the Department of Transportation (Caltrans), and the California Transportation Commission (CTC) to incorporate principles outlined in the Climate Action Plan for Transportation Infrastructure (CAPTI), the federal Infrastructure Investment and Jobs Act of 2021 (IIJA), and the federal Justice40 initiative into their existing program funding guidelines and processes.	Watch Priority 1S
AB 1904 (Ward) Transit buses: yield right-of-way sign	8/27/24 Governor’s desk	This bill would allow transit agencies statewide to equip buses with a yield right-of-way sign on the left rear of the bus designed to warn a person operating a motor vehicle approaching the rear of the bus that the bus is entering traffic and be illuminated by a red flashing light when the bus is signaling in preparation for entering a traffic lane after having stopped to receive or discharge passengers.	Watch Priority 9S
AB 2302 (Addis) Open meetings: local agencies: teleconferences	8/27/24 Governor’s desk	This bill revises the Brown Act to allow local legislative bodies to meet virtually more frequently based on the number of meetings that they convene. While there are no changes to those entities that meet monthly, entities that meet twice per month can meet virtually five times annually, and those that meet three times or monthly can meet seven times virtually annually. This bill would not impact any TAMC meeting as none of them meet twice per month.	Watch Priority 15S
AB 2259 (Boener) Transportation: bicycle safety handbook	8/16/24 Senate Appropriations Failed Passage	As amended on May 16, this bill would require the California State Transportation Agency (CalSTA) to develop and distribute, on or before September 1, 2025, a bicycle safety handbook that includes information on, among other things, existing laws regulating bicycles and e-bikes. The information is to be made available on websites for the California Highway Patrol, California State Library, and Department of Motor Vehicles.	SUPPORT Priority 9S Letter sent 4/10/24

TAMC Bill Matrix – September 2024

Measure	Status	Bill Summary	Recommended Position
AB 2290 (Friedman) Class III bikeways: bicycle facilities: Bikeway Quick-Build Project Pilot Program	8/20/24 Senate Appropriations Failed Passage	As amended on June 13, this bill would prohibit the CTC from adding a project that creates a Class III bikeway or adds a specific road marking used to inform road users that bicyclists might occupy the travel lane, unless the bikeway or road marking is on a highway with a design speed limit of 25 miles per hour or less or the project will implement improvements to reduce the design speed limit to 25 miles per hour or less. A Class III bikeway is defined as a bikeway that provides a right-of-way on-street or off-street, designated by signs or permanent markings and shared with pedestrians and motorists. This bill would establish the Bikeway Quick-Build Project Pilot Program to expedite development and implementation of bikeways on the state highway system. This bill is like SB 1216.	Watch Priority 2S
AB 2401 (Ting) Clean Cars 4 All Program	8/29/24 Senate Floor Governor’s desk	As amended on August 5, this bill would require the Clean Cars 4 All Program to ensure that incentives provided under the program are available in all areas of the state and that, in those areas where a local air district has not elected to manage the distribution of incentives, the ARB manages the distribution of incentives to eligible residents of those areas.	SUPPORT Priority 4S Letter sent 4/10/24
AB 2583 (Berman) School Zones and Routes	8/15/24 Senate Appropriations Failed Passage	As amended on June 27, this bill would establish a default speed limit of 25 miles per hour in school zones during the hours when children are present, when a sign states specified hours. The bill would authorize a local authority to adopt a resolution to establish a default speed limit of 20 miles per hour. After January 1, 2028, 20 miles per hour would become the default speed limit in a school zone statewide.	Watch Priority 9S

TAMC Bill Matrix – September 2024

Measure	Status	Bill Summary	Recommended Position
<p>AB 2815 (Petrie-Norris) Clean Transportation Program: electric vehicle chargers</p>	<p>8/15/24 Senate Appropriations Failed Passage</p>	<p>As amended on July 2, this bill would require the State Energy Resources Conservation and Development Commission to provide funding through a new or existing program under the Clean Transportation Program for repair or replacement of nonoperational electric vehicle charging stations that are at least 5 years old, that were installed before January 1, 2024, and that are in a publicly available parking space. The bill would require the commission to allocate at least 50% of that funding to low-income communities and disadvantaged communities.</p>	<p>Watch Priority 4S</p>
<p>AB 3278 (Committee on Transportation) Transportation: omnibus bill</p>	<p>9/12/24 Chapters</p>	<p>As amended on June 13, the bill was amended to clean up various codes, including properly referencing the Transportation Agency for Monterey County in instances where “of” is used instead of “for”.</p>	<p>SPONSOR Priority N/A</p>
<p>SB 768 (Caballero) CEQA: CalSTA: vehicle miles traveled: study</p>	<p>8/27/24 Governor’s desk</p>	<p>As amended on August 22, 2024, this bill would require the California State Transportation Agency (CalSTA) <u>the Department of Housing and Community Development in the Business, Consumer Services, and Housing Agency</u>, in consultation with local agencies, including Regional Transportation Planning Agencies (RTPAs), to conduct a study on how vehicle miles traveled is used as a metric for measuring transportation impacts <u>on housing projects</u> pursuant to the California Environmental Quality Act (CEQA). <u>The bill would require an analysis of the differences in the availability and feasibility of mitigation measures for vehicle miles traveled in rural, suburban, urban, and low vehicle miles traveled areas.</u></p>	<p>SUPPORT Priority 2S Letter sent 5/23/24</p>

TAMC Bill Matrix – September 2024

Measure	Status	Bill Summary	Recommended Position
<p>SB 960 (Wiener) Transportation: planning: complete streets facilities: transit priority facilities</p>	<p>8/29/24 Governor’s desk</p>	<p>As amended August 22, this bill would require Caltrans to adopt a transit priority policy to guide the implementation of transit priority facilities on the state highway system. The bill would require inclusion of bicycle, pedestrian, and transit priority facilities in the Transportation Asset Management Plan (TAMP), the State Highway System Management Plan (SHSMP), and the plain language performance report of the State Highway Operation and Protection Program (SHOPP). This bill would also require any project in the SHOPP to include bicycle, pedestrian, and transit priority facilities. The bill would require Caltrans to designate an encroachment permit manager in each district, require that entrances and exits interacting with local roads are address, and specifies that the bill pertains to facilities that are accessible to bicyclists and pedestrians. Targeted outreach to disadvantaged communities is required and Caltrans must publish on its website the status of projects and document cases when a complete streets project is not feasible. MST requested TAMC take a support position on this transit priority bill.</p>	<p>SUPPORT Priority 1S Letter sent 7/10/24</p>
<p>SB 961 (Wiener) Vehicles: safety equipment</p>	<p>8/31/24 Governor’s desk</p>	<p>As amended August 15, this bill would require <u>every passenger vehicle, motortruck, and bus manufactured, sold as new, or leased as new in the state</u> 50% of certain vehicles, commencing with the 2030 model year, to be equipped with a passive intelligent speed assistance system that would utilize visual and audio signals to alert the driver if the speed of the vehicle is more than 10 miles per hour over the speed limit. The bill defines a “passive intelligent speed system” and would exempt emergency vehicles from this requirement. <u>The bill would exempt emergency vehicles, certain motortrucks, motorcycles, motorized bicycles, mopeds, and certain passenger vehicles from this requirement.</u></p>	<p>Watch Priority 9S</p>

TAMC Bill Matrix – September 2024

Measure	Status	Bill Summary	Recommended Position
SB 1098 (Blakespear) Passenger and freight rail: LOSSAN Rail Corridor	8/28/24 Governor’s desk	As amended on August 19, this bill would require the Secretary of Transportation to provide guidance and recommendations to, and coordination between, stakeholders as necessary, to ensure the performance of the Los Angeles-San Diego-San Luis Obispo (LOSSAN) Rail Corridor. While TAMC is not part of the LOSSAN Rail Corridor today, the Coast Rail Coordinating Council has been in discussions with LOSSAN for many years about the potential for extending their service north from San Luis Obispo to close the gap on the coast rail line.	Watch Priority 16S
SB 1216 (Blakespear) Transportation projects: Class III bikeways: prohibition	8/29/24 Governor’s desk	As amended on August 22, this bill prohibits an agency from installing a sharrow on a highway where bicycle travel is permitted that has a posted speed limit greater than 30 mph and prohibits CTC from adding a project that creates a Class III bikeway or a new sharrow to the program of projects. This bill is like AB 2290.	Watch Priority 2S

Memorandum

To: Executive Committee
From: Jefferson Kise, Director of Finance & Administration
Meeting Date: October 2, 2024
Subject: **Fiscal Year 2022-2023 Financial Audit Report**

RECOMMENDED ACTION:

RECEIVE and **REVIEW** the fiscal year 2022-2023 financial audit report.

SUMMARY:

The agency's financial records are audited each year, and for fiscal year (FY) 2022-2023 the agency received a clean opinion from its auditors. The financial results reflect agency revenue of \$9,219,066 with \$127,293 of excess revenue over expenditures. Revenue and Direct Program Expenses were over budget by \$2,146,971 and \$2,898,557 respectively, reflecting program activities arising after the budget was finalized. Operating expenses came in at \$878,879 under budget.

FINANCIAL IMPACT:

There is no financial impact from this item.

DISCUSSION:

The agency's programming activities grew in several areas: Commuter Rail, the Fort Ord Regional Trail and Greenway (FORTAG), State Route (SR) 156, and Safe Routes to School projects had program revenue and expenses significantly above what was budgeted (detail on audit page 45, see **web attachment**). Operating expenses were under budget on salaries by \$434,118, benefits by \$258,418, and materials and services by \$176,344 as compared to what was anticipated by the budget.

The agency government fund balance as of June 30, 2023, was \$14,712,641, of which \$10,086,671 is unassigned, \$2,797,505 is assigned to railroad leases, \$1,634,586 is restricted for the Service Authority for Freeways and Expressways (SAFE), with the balance spread among Other Post-Employment Benefits (OPEB), commuter rail, and prepaid expenses.

The accounting firm of Moss, Levy & Hartzheim, LLP has been the agency's auditors for the past six years under a contract that runs through the FY 2023-2024 audit. The agency will be going out to bid to find a new audit firm because auditor rotation is fiscally prudent and because the current firm has been chronically unable to complete the audit in a timely fashion.

ATTACHMENTS:

None

WEB ATTACHMENTS:

- [TAMC FY 2022-2023 Audit](#)