

Congestion Management Program & Planning Committee

Thursday, November 20, 2008

MINUTES

Call to Order

The Regular Meeting of the Congestion Management Program & Planning Committee (CMPP) was called to order at 10:08 a.m. by Vice Chairperson Kishimoto in Conference Room B-104, Valley Transportation Authority, River Oaks Campus, 3331 North First Street, San Jose, California.

1. Roll Call

Attendee Name	Title	Status	Arrived
David Cortese	Alternate Board Member	NA	
Nora Campos	Board Member	Present	10:14 AM
Liz Kniss	Board Member	Absent	
Sam Liccardo	Board Member	Present	
Yoriko Kishimoto	Board Member	Present	
Chris Moylan	Alternate Board Member	NA	
Pete McHugh	Alternate Board Member	Absent	

A quorum was not present and the Committee of the Whole was declared.

2. PUBLIC PRESENTATIONS:

There were no Public Presentations.

3. ORDERS OF THE DAY

On order of Vice Chairperson Kishimoto and there being no objection, the following Agenda item was deferred to the December 18, 2008, meeting: **Agenda Item #6**, FY 2009-2018 Mini Short Range Transit Plan (SRTP).

The Agenda was taken out of order.

OTHER

13. Valley Transportation Plan (VTP) 2035 - Update -- Draft Plan

Chris Augenstein, Deputy Director, Planning, reported:

- Staff provided a VTP 2035 administrative draft for committee review and comment at the November meetings;
- Final plan, with a recommendation to adopt, scheduled for December committee meetings; and
- Final plan scheduled for adoption at the January Board of Directors meeting.

Mr. Augenstein reported CMPP received a copy of the VTP 2035 Draft Plan in advance of the meeting. He noted Vice Chairperson Kishimoto provided staff with a list of questions earlier in the day.

Vice Chairperson Kishimoto queried regarding the Intelligent Transportation Systems (ITS) allocation. Mr. Augenstein reported the ITS Program request for funds was submitted to the Metropolitan Transportation Commission (MTC) as an unconstrained program area. He noted the projects will be scored-in-rank at a later date based on Board-adopted criteria.

Vice Chairperson Kishimoto requested a clearer definition that information appearing on the Transit list is the constrained list.

Vice Chairperson Kishimoto questioned what the \$1.7 billion for Express Lanes included. Mr. Augenstein stated the \$1.7 billion included Operations and Maintenance (O&M) costs for the life of the plan. He noted the O&M costs are consistent with MTC methodology. Mr. Augenstein indicated other projects in the VTP and Regional Transportation Plan do not include O&M costs.

Chairperson Campos took her seat at 10:14 a.m. and a quorum was declared.

Vice Chairperson Kishimoto requested information on the bike sharing program. Mr. Augenstein provided a handout of the text inadvertently omitted from Chapter 3, noting the error would be corrected in the next draft.

In response to comments from San Jose staff, Mr. Augenstein noted:

- VTA will be working with San Jose staff and MTC to determine if additional money is available for pavement;

- High Speed Rail (HSR) text will be rewritten due to the passing of Proposition 1A and to discuss issues regarding the HSR project paying for most if not all of the electrification cost;
- Planning chapter will include Diridon Station planning effort;
- San Jose's formal submittals to the Regional Bike Program Project List will be weaved into the plan;
- VTA is working with San Jose staff to reevaluate all of San Jose's Bike projects. San Jose wants to shift from their current emphasis on large-scale, high-cost trail projects to high-yield, somewhat lower-cost projects focused on the Downtown Area. VTA and San Jose staff will work to strike a balance and ensure changes are woven into the plan; and
- San Jose wants to add items to the Legislative Program section.

Mr. Augenstein noted future VTP 2035 drafts would include: 1) comments received; 2) errata sheet showing current and future additions to the plan; 3) table of contents; 4) revised cover featuring VTA staff members; and 5) appendixes referenced in the current draft.

Mr. Augenstein reported four public meetings were held in November, with attendees showing a high level of interest in upcoming projects.

Vice Chairperson Kishimoto noted the Draft VTP 2035 Plan contained great information. She then noted, as with the Express Lanes, VTA is moving in many positive directions.

Mr. Augenstein reported the VTP 2035 Plan will returned to CMPP in December.

Vice Chairperson Kishimoto queried regarding green house gas emissions. Mr. Augenstein noted green house gas emissions are addressed in an appendix to be included in the next draft. He stated information included in the plan creates a framework for VTA to address AB-32 and SB-375 in the future.

Vice Chairperson Kishimoto queried regarding an alternative fuel infrastructure. John Ristow, Chief Congestion Management Agency (CMA) Officer and Staff Liaison, stated a policy initiative is currently in front of multiple agencies, including MTC.

Vice Chairperson Kishimoto expressed interest in a policy requiring any new road-widening-freeway-expansions be self-funded via toll lanes.

Member Liccardo queried regarding the Express Lanes on Highway 85 and Highway 101. Mr. Ristow noted the proposed extension from Cochrane Road in Morgan Hill to Route 25 would have to be a self-funded project within the larger Express Lanes plan.

Member Liccardo questioned why the presented plan did not included an extension to Gilroy. Mr. Ristow noted the existence of both a near-term program and a long-range plan. He stated the near-term, statutory-authorized program extends or converts existing

HOV lanes. Mr. Ristow noted VTA's 25-year plan follows MTC's goal of converting all Bay Area routes to Express Lanes, which includes the Gilroy extension.

Member Liccardo queried regarding the available funding within the MTC plan. He noted an apparent "mismatch" in understanding between VTA and San Jose's DOT staff. Mr. Augenstein stated he was unaware of a mismatch. He understood San Jose staff wants pavement management funds increased.

Mr. Augenstein reported funds listed within VTA's plan are "real dollars" with a high confidence for programming over the life of the plan. He noted other MTC-considered sources of revenue are unspecified and less certain.

Member Liccardo requested Ben Tripousis, Transportation Systems Manager for the City of San Jose, address this item.

Mr. Tripousis reported:

- MTC has a category referred to as "anticipated/unspecified". Over the life of the previous regional plan, San Jose averaged roughly \$400 million per year in unexpected funds that could be drawn from. MTC is anticipating this in the future;
- New state and federal programs include funds San Jose was unaware of when the previous regional plan was formulated. Each larger category is included within the regional plan;
- MTC Freeway Performance Initiative (FPI) and Regional Bike Network have already received allotments of money in the RTP;
- Pavement requires \$7 billion over the life of the 25-year plan;
- Near-term investment in pavement saves money in the long run;
- Funds must remain consistent and be reflected in local plan; and
- An apparent push is underway at the MTC level to divert pavement funds to other categories, i.e., FPI or Bikes. To protect funds, San Jose wants near-term money within the region as soon as possible.

Mr. Augenstein noted his agreement with the comments of Mr. Tripousis. He then stated VTA needs to have a conversation with MTC to determine what can be done.

On order of Chairperson Campos and there being no objection, the Committee reviewed and commented on the draft Valley Transportation Plan 2035 (VTP 2035) as Santa Clara County's long-range countywide transportation plan.

CONSENT AGENDA

4. Minutes of September 18, 2008

M/S/C (Kishimoto/Liccardo) to approve the Minutes of September 18, 2008.

5. Minutes of October 16, 2008

M/S/C (Kishimoto/Liccardo) to approve the Minutes of October 16, 2008.

REGULAR AGENDA

6. **(Deferred to December 18, 2008, CMPP Meeting)**

Adopt the 2009 Mini Short Range Transit Plan.

7. **US 101 Auxiliary Lanes Project – SR 85 to Embarcadero Road Amendment to Contract with URS Corporation for Phase II, Final Plans, Specifications, and Estimates**

Jim Costantini, Deputy Director, Construction, stated the requested contract amendment would allow URS Corporation to begin the right-of-way engineering and final design, including development of plans, specifications, and estimates for the US 101 Auxiliary Lanes Project. Mr. Costantini noted Corridor Mobility Improvement Account (CMIA) grant funds have statutory deadlines that must be met or funding is lost. He also noted concurrent work is performed to ensure statutory deadlines are met.

M/S/C (Kishimoto/Liccardo) to authorize the General Manager to execute a contract amendment with URS Corporation in an amount not to exceed \$6.65 million increasing the total contract value to \$9.15 million and extend the contract term to December 31, 2011 to provide Phase II, final plans, specifications, and estimates services for the US 101 Auxiliary Lanes Project - State Route 85 to Embarcadero Road.

8. **High Occupancy Toll (HOT) Lanes Project-Final Recommendations/Implementation Plan**

Casey Emoto, Acting Deputy Director of Project Development, reported the Silicon Valley Express Lanes Program, as it is now referred, has 3 projects: 1) Near-Term Implementation of SR 237 Express Connectors at I-880; 2) Conversion of Existing Carpool Lanes on SR 85 to Express Lanes; and 3) Conversion of Existing Carpool Lanes on US 101 to Express Lanes.

A Power Point Presentation was provided by Murali Ramanujam, Senior Transportation Engineer, highlighting: 1) Program Background; 2) Why Express Lanes; 3) What is an Express Lane; 4) How Does It Work; 5) Other Successful Express Lanes; 6) Regional Program; 7) Silicon Valley Express Lanes SR 237 Express Connectors; 8) Silicon Valley Express Lanes SR 85 Express Lanes; 9) Silicon Valley Express Lanes US 101 Express Lanes; 10) Silicon Valley Express Lanes Program Implementation Plan; 11) Silicon Valley Express Lanes Funding Options; 12) Silicon Valley Express Lanes Program Recommendations; and 13) Silicon Valley Express Lanes Next Steps with Approval of Program.

Member Liccardo questioned the 237 Interchange funding allocation needs, noting differing amounts provided within the presentation. Mr. Ramanujam reported the United States Department of Transportation requires submittals include estimated costs for

operations, maintenance, and project evaluation. He noted inclusion of those estimates increases the estimated base capital cost from \$5 million to an overall estimated total of \$6.4 million.

Member Liccardo questioned the SR 237 Express Connectors' reported first year net revenue estimate of \$200,000. John Ristow, Chief CMA Officer and Staff Liaison, stated this conservative number was based upon an initial, simple application with a single toll reader. Mr. Ristow noted a gaining-of-awareness was built into the forecast, with numbers increasing as users gain an awareness of the benefits.

Member Liccardo lauded the SR 237 Express Connector as a smaller project that will be a valuable learning tool.

Mr. Ristow noted the local chapter of the Sierra Club passed a resolution in October supporting VTA's Express Lane Program. He noted two caveats for their support were: 1) a portion of funding must go to public transportation; and 2) there be no widening of the roadway.

Member Kishimoto stated a willingness to make a motion to approve staff's recommendation with the addition that all improvements are built within the existing right-of-way.

M/S/C (Kishimoto/Liccardo) to approve the recommendation that the Board of Directors take the following actions: 1) Approve the Silicon Valley Express Lanes Program as described in the memorandum and attachments; 2) Approve allocation of up to \$6,000,000 from the Local Program Reserve funds for implementation of SR 237 Express Connectors and for continuation of environmental documentation and engineering for the SR 85 & US 101 Express Lanes; and 3) Direct staff to return within 90 days with an update on funding options for the completion of the Silicon Valley Express Lanes Program, with the addition that all improvements are built within the existing right-of-way.

9. Lifeline Transportation Program - Second Cycle Supplemental

Marcella Rensi, Transportation Planning Manager, reported the Second Cycle Call for Projects was significantly undersubscribed.

Ms. Rensi reported an immediate Supplemental Call for Projects, under the direction of the Joint Lifeline Transportation Committee, VTA, and the County. Ms. Rensi stated staff received one new project, the OUTREACH "Together We Ride" Program, requesting a total of \$971,000 in State Transit Assistance funds.

Ms. Rensi reported Family & Children Services declined the new second cycle of the federal Job Access & Reverse Commute (JARC) grant funds.

Ms. Rensi stated OUTREACH had received only partial JARC funding with their submitted request. Ms. Rensi reported staff is now recommending the OUTREACH partially-funded project be awarded the JARC funds relinquished by Family and Children Services.

M/S/C (**Liccardo/Kishimoto**) to approve the programming of FY 2009/2011 Lifeline Transportation Program funds as described in the memorandum.

10. (Deferred to December 18, 2008, CMPP Meeting)

Adopt the revised Bicycle Plan Evaluation Criteria as described in this memorandum and attachments.

11. Reprogram Congestion Mitigation and Air Quality (CMAQ) Funds

Marcella Rensi, Transportation Planning Manager, reported: 1) Santa Clara County's Almaden Expressway Bicycle and Pedestrian Improvement project was recently completed under budget; 2) The remaining grant balance of \$257,827 was released by the County to VTA for immediate reprogramming as of October 17, 2008; 3) The funds will be lost to the county unless reprogrammed and obligated by another eligible project by April 1, 2009; 4) Sunnyvale's Tasman/Fair Oaks Area Enhancements project exceeded its original project estimates by \$313,057; 5) The amount of leftover funds is small and the CMAQ timeline is short; and 6) Staff recommends the Board approve re-programming \$257,827 in CMAQ funds to the Sunnyvale Tasman/Fair Oaks Area Enhancements.

M/S/C (**Liccardo/Kishimoto**) to approve the re-programming of \$257,827 in Congestion Mitigation and Air Quality (CMAQ) funds to Sunnyvale's Tasman/Fair Oaks Area Enhancements project.

12. Bay Area Regional HOT Lanes Network Implementation Principles

John Ristow, Chief CMA Officer and Staff Liaison, reported VTA staff is recommending the Board reaffirm support for development of a Regional HOT Lane Network for the Bay Area following the principles adopted by MTC.

Member Liccardo lauded staff's extraordinary success in persuading MTC's staff and ultimately MTC's Board that investment in the corridor was a good decision. He stated the principles adopted by MTC have tremendous benefits for our county, since we are potentially the only county in the entire region that has built out HOV lanes.

M/S/C (**Liccardo/Kishimoto**) to adopt a Board of Directors policy position regarding the Regional HOT Lane Network based on the Metropolitan Planning Commission's adopted regional principles and current legislation.

OTHER

14. Programmed Projects Quarterly Monitoring Report for July - September 2008

On order of Chairperson Campos and there being no objection, the committee received the Programmed Projects Quarterly Monitoring Report for July - September 2008.

15. Joint Development Property Portfolio

A Power Point Presentation was provided by Bijal Patel, Deputy Director Property Development and Management, highlighting: 1) Purpose of JD Portfolio; 2) Overview of JD Portfolio Process; 3) Step 1: Inventory Potential JD Assets; 4) Visual of Potential JD Assets; Light Rail Stations; Caltrain Stations; 5) Proposed Bart Stations; 6) Other Sites; 7) Step 2: Conduct Feasibility Analysis; and 8) Step 3: Identify JD Portfolio; and Step 4: Create Priority Schedule.

On order of Chairperson Campos and there being no objection, the committee received the Joint Development Property Portfolio.

16. Continue Discussion of Conceptual Modifications to Joint Development Policy

A Power Point Presentation was provided by Bijal Patel, Deputy Director Property Development and Management, highlighting: 1) Recap: Key Issues of Existing JD Policy; 2) Textual Issues of Existing Policy; 3) Process For Addressing Policy and Textual Issues; 4) Peer Review; 5) Today's Focus: Existing Policy Statement; 6) Proposed Statement; 7) Comparison; and 8) Upcoming Board Items.

Chairperson Campos commended Mr. Burns and staff for this addition to the agency. She expressed her appreciation at seeing this component as part of the land discussion.

Member Liccardo noted site prioritization discussions should include the San Jose Redevelopment Agency (RDA). Michael Burns, General Manager, noted VTA has been meeting regularly with RDA.

Member Kishimoto recognized Ms. Patel as a positive addition to VTA. She stated VTA was going in the right direction.

On order of Chairperson Campos and there being no objection, the committee continued the discussion of Conceptual Modifications to Joint Development Policy.

17. Items of Concern and Referral to Administration.

There were no Items of Concern and Referral to Administration.

18. Review Committee Work Plan. (Ristow)

On order of Chairperson Campos and there being no objection, the Committee reviewed the Work Plan.

19. Committee Staff Report (Ristow)

John Ristow, Chief CMA Officer and Staff Liaison, provided a handout for the Committee Staff Report.

On order of Chairperson Campos and there being no objection, the Committee reviewed the Committee Staff Report.

20. Chairperson's Report (Campos)

There was no Chairperson's Report.

21. Determine Consent Agenda for June 5, 2008 Board of Directors Meeting.

Agenda Item #7, US 101 Auxiliary Lanes Project – SR 85 to Embarcadero Road Amendment to Contract with URS Corporation for Phase II, Final Plans, Specifications, and Estimates;

Agenda Item #8, High Occupancy Toll (HOT) Lanes Project – Final Recommendations Implementation Plan;

Agenda Item #9, Lifeline Transportation Program – Second Cycle Supplement;

Agenda Item #11, Reprogram Congestion Mitigation and Air Quality (CMAQ) Funds;

Agenda Item #12, Bay Area Regional HOT Lanes Network Implementation Principles;

Agenda Item #13, Valley Transportation Plan (VTP) 2035 - Update -- Draft Plan; and

Agenda Item #14, Programmed Projects Quarterly Monitoring Report for July - September 2008.

REGULAR: None

22. Announcements

There were no Announcements.

23. ADJOURN

On order of Chairperson Campos and there being no objection, the meeting was adjourned at 11:58 a.m.

Respectfully submitted,

Susan Garcia, Board Assistant
VTA Board of Directors