

## CONGESTION MANAGEMENT PROGRAM & PLANNING COMMITTEE

Friday, May 21, 2010

### MINUTES

#### CALL TO ORDER

The Regular Meeting of the Congestion Management Program & Planning Committee (CMPP) was called to order at 12:04 p.m. by Chairperson Pyle in Conference Room B-104, Santa Clara Valley Transportation Authority, River Oaks Campus, 3331 North First Street, San Jose, California.

#### 1. ROLL CALL

Attendee Name	Title	Status
Rose Herrera	Member	Present
Chris Moylan	Member	Present
Chuck Page	Vice Chairperson	Absent
Nancy Pyle	Chairperson	Present
Marshall Anstandig	Alternate Member	Absent
Nora Campos	Alternate Member	NA
Jamie Matthews	Alternate Member	NA

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

#### 2. PUBLIC PRESENTATIONS

There were no Public Presentations.

#### 3. ORDERS OF THE DAY

Chairperson Pyle noted Agenda Item #14, Receive a presentation on the Proactive CMP Quarterly Report for January-March 2010, will be the first item heard on the Agenda.

The Committee determined it would postpone the vote on any action item until a quorum was established.

**The Agenda was taken out of order.**

#### 14. Proactive CMP Quarterly Report for January-March 2010

John Ristow, Chief Congestion Management Agency (CMA) Officer and Staff Liaison, provided the staff report.

Mr. Ristow reported: 1) Staff provided a brief summary listing the significance of each project with the report; 2) Santa Clara City Council approved the Yahoo! Office Campus, a phased redevelopment of a 48.6 acre site near Great America Parkway and Tasman Drive, with over 3 million square feet of new office space; 3) The City of San José's

Planning Commission approved the supplemental environmental impact report on the baseball stadium scheduled for Downtown San Jose.

Board Member Moylan shared additional background information on the Yahoo! Office Campus project.

**On order of Chairperson Pyle** and there being no objection, the Committee received a presentation on the Proactive CMP Quarterly Report for January through March 2010.

**10. SR 237/I-880 Express Connectors – System Integrator Contract Award**

John Ristow, Chief CMA Officer and Staff Liaison, stated a revised memorandum was provided to the Committee.

Murali Ramanujam, Senior Transportation Engineer, provided the staff report.

Chairperson Pyle noted the Committee would vote on this item once a quorum is attained.

**11. Bike Sharing Study Final Report**

Chris Augenstein, Deputy Director Planning, provided the staff report.

A handout was provided to the Committee entitled “Bike Sharing Pilot Project: Feasibility Study May 2010,” which included information on: 1) How Bike Sharing Works; 2) VTA’s Program: Fast Facts; 3) Feasibility Study: 3 Study Areas; 4) Features and Technology Review; 5) Market Research; 6) Business Plan; and 7) Next Steps.

John Ristow, Chief CMA Officer and Staff Liaison, noted a Bike Sharing Implementation Plan would be brought before the Board for its approval this fall.

Mr. Ristow provided a handout to the Committee containing images of bike share programs from around the world and of VTA staff members inspecting a bike locking station.

**Member Herrera took her seat at 12:25 p.m. and a quorum was declared.**

Member Moylan referenced this item’s failed motion at the Bicycle & Pedestrian Advisory Committee, with an 8 ayes to 2 noes vote, and questioned whether the failure to pass was due to a lack of member attendance. Mr. Augenstein stated the motion required 9 ayes to pass and suggested the low meeting attendance might have been due to the “Bike to Work Day” being held the following morning.

Member Moylan suggested staff take into consideration each community’s bike network as well as Caltrain ridership when making the initial city selection.

Member Moylan questioned potential bike theft. Mr. Augenstein stated, although staff was working out the details, renters would assume responsibility for the bikes. Member Moylan suggested a credit card system be utilized to provide information on bike renters.

Member Herrera noted, when determining where to locate the hubs, bikeability of the

environment is important as well as the number of potential users. Mr. Augenstein stated the survey could not quantify the number of riders, but noted all three Caltrain stations have robust bike networks associated with them. He further noted that the City of San Jose has made considerable improvements to the bike lanes in the downtown area.

Member Herrera questioned the anticipated destinations of the riders. Mr. Ristow noted the hub would be based at a Caltrain station, with docking pods established at facilities such as libraries, major employers, colleges, and major downtown locations. He noted having more major destinations would encourage ridership.

Member Herrera noted she hoped this would help the bike-bumping situation on Caltrain.

Member Herrera questioned the percentage of bikes currently on transit. Mr. Augenstein stated he would review the surveys and report back to the Committee with a ballpark number.

M/S/C (Herrera/Moylan) to accept the Bike Sharing Study Final Report.

## **CONSENT AGENDA**

### **4. Minutes of April 16, 2010**

M/S/C (Moylan/Herrera) to approve the Minutes of April 16, 2010.

### **5. Prop 84 Urban Greening for Sustainable Communities Planning Grant**

M/S/C (Moylan/Herrera) to adopt a resolution authorizing the filing and execution of grants under the Proposition 84 Urban Greening for Sustainable Communities Planning funding through the State of California's Strategic Growth Council.

### **6. STIP PPM Fund Transfer Agreement with Caltrans**

M/S/C (Moylan/Herrera) to adopt a resolution authorizing the General Manager to execute a fund transfer agreement with the State of California Department of Transportation (Caltrans) for five fiscal years from 2010 to 2014 for the State Transportation Improvement Program Planning, Programming and Monitoring Program.

### **7. FY2010/11 TDA3 Project Priorities**

M/S/C (Moylan/Herrera) to recommend the Board of Directors adopt a resolution approving the project priorities for the FY2010/11 Countywide Transportation Development Act Article 3 Program.

### **8. Programmed Project Monitoring – Quarterly Report**

**On order of Chairperson Pyle** and there being no objection, the Committee received the Programmed Projects Quarterly Monitoring Report for January 2010 - March 2010.

**NOTE:** M/S/C MEANS MOTION SECONDED AND CARRIED AND, UNLESS OTHERWISE INDICATED, THE MOTION PASSED UNANIMOUSLY.

## REGULAR AGENDA

### 9. **Senate Bill 83 – Vehicle Registration Fee**

Scott Haywood, Policy and Community Relations Manager, provided the staff report.

A handout was provided to the committee entitled “VTA Vehicle Registration Fee Expenditure Plan Benefits Study.”

Member Herrera questioned whether funds previously budgeted for projects on the expenditure plan could be freed up for usage elsewhere. John Ristow, Chief CMA Officer and Staff Liaison, noted this was a possibility. Member Herrera requested staff to look into the possibility of freeing up existing funds.

Member Moylan requested clarification on the benefit some projects will provide for automobile owners. Mr. Haywood stated that benefits study will help determine how strong of a benefit each project will provide to motor vehicle owners and that staff will have a completed benefits study for the June board meeting.

The Committee voted to recommend this item for approval with the direction that staff continue to refine the expenditure plan to meet the requirements of the statute and to consider ways that VTA can use funds derived from the vehicle registration fee to leverage other funds.

**M/S/C (Herrera/Moylan)** to recommend the Board of Directors take the following actions: 1) Adopt a resolution to place a ballot measure before the voters of Santa Clara County in November 2010 to authorize a \$10 increase in the fees of motor vehicle registration for transportation-related projects and programs, containing a finding of fact that the projects and programs to be funded by the fee increase have a relationship or benefit to the persons who will be paying the fee and the projects or programs are consistent with the Regional Transportation Plan; and 2) Adopt an expenditure plan allocating the revenue to transportation-related programs and projects that have a relationship or benefit to the persons who pay the fee; and 3) Allocate \$1,000,000 of Measure B Local Program Reserve funds to be used for the costs associated with placing the measure on the ballot. 4) Increase expenditure appropriation in the amount of \$1,000,000 in the FY 2011 Congestion Management Program Fund Operating Budget.

### 10. **SR 237/I-880 Express Connectors – System Integrator Contract Award (continued)**

Chairperson Pyle reminded the Committee this action was held until a quorum was attained.

**M/S/C (Herrera/Moylan)** to authorize the General Manager to execute the Electronic Toll Systems Integration contract for the SR 237/I-880 Express Connectors project. This is a negotiated procurement resulting in an itemized contract. A combination of federal stimulus funds and VTA local funds will be used to fund this contract.

**12. MTC Funding Agreement for Delivery of Freeway Performance Initiative (FPI) Projects**

David Kobayashi, Senior Transportation Planner, provided the staff report.

Member Herrera offered kudos to VTA as the project manager and noted her support.

John Ristow, Chief CMA Officer and Staff Liaison, stated this item is scheduled to come back to the Committee in August.

Member Pyle noted this is the final delivery of what was promised to voters. She also expressed appreciation for the changes made to the metering lights on Highway 87.

**M/S/C (Herrera/Pyle)** to authorize General Manager to execute a funding agreement for up to \$2 million with the Metropolitan Transportation Commission (MTC) that specifies the roles and responsibilities to implement Traffic Operations Systems (TOS) improvements including ramp metering in Santa Clara County.

**13. FYI 2011 CMP Work Program**

John Ristow, Chief CMA Officer and Staff Liaison, provided the staff report.

A handout entitled "CMP Work Program" was provided to the Committee.

Mr. Ristow stated, in accordance with the Joint Powers Agreement, VTA is required to perform an annual program update. The memo lists work VTA is intending to perform as well as funding sources to accomplish the work. He noted one of the funding sources is Member Agency Fees. In response to the Committee's request, a history of Member Agency Fees is listed on the handout.

Mr. Ristow noted, in response to the Committee's request for staff to determine what the commensurate reductions and scope of services would be should the Member Agency Fees be reduced, Option H on the handout provides two scenarios: 1) Reduce Member Agency Fees by 3.5 percent, back to FY2008 levels. This is a variance of approximately \$85,000; and 2) Reduce Member Agency Fees by 10 percent. This is a variance of approximately \$250,000.

Mr. Ristow reported the Technical Advisory Committee and Policy Advisory Committee discussed and approved staff recommendations.

Member Moylan thanked staff for following up on the Committee's request and providing the three levels of fees.

Member Moylan referenced the scenarios listed on the handout and stated in collaboration with his staff he would choose Scenario 2D, Eliminate Proactive Development Review Program and reduce member agency fees by 10 percent, a variance of approximately \$250,000. He noted his second choice would be Scenario 1E, Reduce Proactive Development Review Program and reduce member agency fees by 3.5 percent, back to the FY2008 levels, a variance of approximately \$85,000.

**M/S (Moylan/Pyle)** to recommend the Board of Directors approve the Fiscal Year 2011 Congestion Management Work Program with the amendment to eliminate the Proactive Development Review Program and to reduce the overall Member Agency fees associated with that work scope reduction from the current FY 2010 level by 10 percent or approximately \$250,000.

Member Herrera questioned how this motion would impact VTA's budget. Mr. Ristow stated the motion would not impact the VTA transit budget. Mr. Ristow stated Scenario 2D eliminates the Proactive Development Review Program. He noted this program is a major element of the Congestion Management Program statute.

Mr. Ristow stated the Committee might wanted to accept staff's recommendation of Scenario 1D, to delay the County Wide Deficiency Plan, to see what fees may be coming from the regional programs without impacting all of the other CMP efforts. Mr. Ristow noted the current motion would eliminate land-use activities.

Member Moylan noted the impact would be on the Proactive Program wherein VTA tells the cities how to change their projects, which is why Sunnyvale staff does not want the program. Mr. Ristow stated the Proactive Program is the land-use side of all of the transportation investments. He noted it has been even more effective over the past year since it has been improved upon.

Mr. Ristow stated the Metropolitan Transportation Commission (MTC) has asked the CMAs to become countywide liaisons on Senate Bill 375. A new working group of the TAC has been formed to deal directly with the MTC-directed issues.

Chairperson Pyle confirmed with Mr. Ristow that by making this motion the Committee is going against staff recommendation. Mr. Ristow stated the staff recommendation was to keep the fees flat and keep the work program. He noted both the TAC and the PAC agreed with staff's recommendation, with one dissenting vote at each committee.

Member Herrera questioned whether Member Moylan and Chairperson Pyle would accept Scenario 1D as a friendly amendment. Member Moylan and Chairperson Pyle noted their acceptance of the amendment to the motion. Member Moylan amended his previous motion to adopt Scenario 1D, as listed on the handout entitled "CMP Work Program."

Mr. Ristow provided a handout entitled "Update of Project Readiness Initiatives (PRI) Grants." He noted this was prepared for a project readiness initiative. Because the cities are struggling, this program was developed to give money back to the cities for capital project development to compete for regional grants. The handout lists the cities that have accepted these grants.

**M/S/C (Moylan/Pyle)** to withdraw the previous motion and recommend the Board of Directors approve the Fiscal Year 2011 Congestion Management Work Program with the amendment to delay staff development work on the County Wide Development Impact Fee until at least January 2011 and to reduce the overall Member Agency fees associated with that work scope reduction from the current FY 2010 level by 3.5 percent or approximately \$85,000.

## **OTHER**

### **15. Items of Concern and Referral to Administration**

There were no items of Concern and Referral to Administration.

### **16. Committee Work Plan**

There is no CMPP meeting proposed in June.

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

### **17. Committee Staff Report**

John Ristow, Chief CMA Officer and Staff Liaison, provided his staff report as a handout to the Committee. He highlighted the following local events: 1) Sunnyvale will hold a ribbon cutting ceremony for their Murphy Avenue Streetscape project in Downtown Sunnyvale on June 4, 2010. This project was funded through VTA's Community Design and Transportation Program; 2) The Mary Avenue Bridge in Cupertino/Sunnyvale won the Bicycle Project of the Year award given by the California Transportation Foundation on May 19, 2010. VTA provided funding support through its Bicycle Expenditure Program; and 3) Gary Richards won the Person of the Year Award given by the California Transportation Foundation on May 19, 2010.

**On order of Chairperson Pyle** and there being no objection, the Committee received the Committee Staff Report

### **18. Chairperson's Report**

There was no Chairperson's report.

### **19. Consent Agenda for June 3, 2010, Board of Directors Meeting**

#### **CONSENT:**

**Agenda Item #5.** Adopt a resolution authorizing the filing and execution of grants under the Proposition 84 Urban Greening for Sustainable Communities Planning funding through the State of California's Strategic Growth Council.

**Agenda Item #6.** Adopt a resolution authorizing the General Manager to execute a fund transfer agreement with the State of California Department of Transportation (Caltrans) for five fiscal years from 2010 to 2014 for the State Transportation Improvement Program Planning, Programming and Monitoring Program.

**Agenda Item #7.** Recommend the Board of Directors adopt a resolution approving the project priorities for the FY2010/11 Countywide Transportation Development Act Article 3 Program.

**Agenda Item #8.** Receive the Programmed Projects Quarterly Monitoring Report for January 2010 - March 2010.

**Agenda Item #10.** Authorize the General Manager to execute the Electronic Toll Systems Integration contract for the SR 237/I-880 Express Connectors project. This is a negotiated procurement resulting in an itemized contract. A combination of federal stimulus funds and VTA local funds will be used to fund this contract.

**Agenda Item #11.** Accept the Bike Sharing Study Final Report.

**Agenda Item #12.** Authorize General Manager to execute a funding agreement for up to \$2 million with the Metropolitan Transportation Commission (MTC) that specifies the roles and responsibilities to implement Traffic Operations Systems (TOS) improvements including ramp metering in Santa Clara County.

**Agenda Item #14.** Receive a presentation on the Proactive CMP Quarterly Report for January through March 2010.

**REGULAR:**

**Agenda Item #9.** Recommend the Board of Directors take the following actions: 1) Adopt a resolution to place a ballot measure before the voters of Santa Clara County in November 2010 to authorize a \$10 increase in the fees of motor vehicle registration for transportation-related projects and programs, containing a finding of fact that the projects and programs to be funded by the fee increase have a relationship or benefit to the persons who will be paying the fee and the projects or programs are consistent with the Regional Transportation Plan; and 2) Adopt an expenditure plan allocating the revenue to transportation-related programs and projects that have a relationship or benefit to the persons who pay the fee; and 3) Allocate \$1,000,000 of Measure B Local Program Reserve funds to be used for the costs associated with placing the measure on the ballot. 4) Increase expenditure appropriation in the amount of \$1,000,000 in the FY 2011 Congestion Management Program Fund Operating Budget.

**Agenda Item #13.** Recommend the Board of Directors approve the Fiscal Year 2011 Congestion Management Work Program with the amendment to eliminate the Proactive Development Review Program and to reduce the overall Member Agency fees associated with that work scope reduction from the current FY 2010 level by 10 percent or approximately \$250,000.

**20. ANNOUNCEMENTS**

There were no Announcements.

**21. ADJOURNMENT**

**On order of Chairperson Pyle** and there being no objection, the meeting was adjourned at 1:38 p.m.

Respectfully submitted,

Susan E. Garcia, Board Assistant  
Office of the Board Secretary