

CONGESTION MANAGEMENT PROGRAM & PLANNING COMMITTEE

Friday, August 19, 2011

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 Page in VTA Conference Room B-104, 3331 North First Street, San Jose, California.

1. ROLL CALL

Attendee Name	Title	Status
Rose Herrera	Member	Present
Chris Moylan	Vice Chairperson	Present
Chuck Page	Chairperson	Present
Ken Yeager	Member	Absent
Marshall Anstandig	Alternate Member	N/A
Nancy Pyle	Alternate Member	N/A
Jamie Matthews	Alternate Member	N/A
George Shirakawa	Alternate Member	Absent

* Alternates do not serve unless participating as a Member.

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

Staff noted that **Agenda Items #2.** Recess to Closed Session and **#3.** Closed Session Report were removed from the Agenda.

2. (Removed from the Agenda.)

RECESS TO CLOSED SESSION

Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:

Joseph Smith, Chief Financial Officer
Bill Lopez, Chief Administrative Officer
Robert L. Escobar, Human Resources Manager

Employee Organizations:

American Federation of State, County and Municipal Employees (AFSCME), Local 101
Service Employees International Union (SEIU), Local 521
Transportation Authority Engineers and Architects Association (TAEA), IFPTE, Local 21

3. **(Removed from the Agenda.)**

CLOSED SESSION REPORT

Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:

Joseph Smith, Chief Financial Officer
Bill Lopez, Chief Administrative Officer
Robert L. Escobar, Human Resources Manager

Employee Organizations:

American Federation of State, County and Municipal Employees (AFSCME), Local 101
Service Employees International Union (SEIU), Local 521
Transportation Authority Engineers and Architects Association (TAEA), IFPTE, Local 21

4. **PUBLIC PRESENTATIONS**

There were no Public Presentations.

5. **ORDERS OF THE DAY**

There were no Orders of the Day.

The Agenda was taken out of order.

REGULAR AGENDA

13. **OneBay Area Grant Proposal**

Marcella Rensi, Transportation Planning Manager, and John Ristow, Chief CMA Officer and Staff Liaison, provided the staff report.

Member Herrera took her seat at 12:17 p.m. and a quorum was declared.

Staff referenced the Advisory Committees' comments at their August 2011 meetings and noted a letter containing VTA and local jurisdictions' comments would be submitted to the Metropolitan Transportation Commission (MTC) regarding their proposal.

Vice Chairperson Moylan provided the following comments: 1) expressed the City of Sunnyvale's opposition to the following MTC proposed requirement: "A minimum of 70 percent of the funds in each county must be programmed in Planned Development Areas (PDAs)," and noted that this takes away local control; and 2) expressed support for MTC's proposal to adopt parking/pricing policies.

Chairperson Page provided the following comments: 1) City of Saratoga placed a moratorium on its parking requirements in its Village area, which spurred development in its downtown area; and 2) expressed concern regarding MTC's proposal to adopt complete streets policies in general plans and questioned who determines if it is complete.

On order of Chairperson Page and there being no objection, the Committee discussed Metropolitan Transportation Commission's "One Bay Area" Grant proposal in the context of the VTA Board's adopted Regional Transportation Plan/Sustainable Communities Strategies (RTP/SCS) principles.

CONSENT AGENDA

6. Minutes of May 20, 2011

M/S/C (**Herrera/Moylan**) to approve the Regular Meeting Minutes of May 20, 2011.

7. Programmed Project Monitoring – Quarterly Report

M/S/C (**Herrera/Moylan**) to approve submitting a recommendation to the Board of Directors to receive the Programmed Projects Quarterly Monitoring Report for April - June 2011.

8. Proactive CMP Quarterly Report for April – June 2011

M/S/C (**Herrera/Moylan**) to approve submitting a recommendation to the Board of Directors to receive the Proactive CMP Quarterly Report for April through June 2011.

9. VTP Highway Program Semi-Annual Report

M/S/C (**Herrera/Moylan**) to approve submitting a recommendation to the Board of Directors to receive the VTP Highway Program Semi-Annual Report.

Member Herrera left her seat at 12:39 p.m., the quorum was lost, and a Committee of the Whole was declared.

REGULAR AGENDA (continued)

10. Silicon Valley Berryessa Extension Project Labor Agreement

Dennis Ratcliffe, SVRT Deputy Project Manager, provided an overview of the presentation entitled, "BART Silicon Valley Berryessa Extension, Contract C700 - Line, Track, Stations, and Systems Project Labor Agreement (PLA)," highlighting: 1) Recommended Board Action; 2) PLA Background; 3) Recommended PLA; and 4) PLA Benefits.

Vice Chairperson Moylan commented that staff should rigorously look at future projects where design-build contracting can be done as well as labor agreements.

Upon query of Chairperson Page, staff reported on the procedures conducted if a union was in violation of the PLA. Neil Struthers, Chief Executive Officer, Santa Clara & San Benito Counties Building & Construction Trades Council, indicated that approximately \$6 billion of construction projects have been completed in the County of Santa Clara in the last five (5) years with a PLA in place and noted there have not been any labor disruptions.

Member Herrera took her seat at 12:52 p.m. and a quorum was declared.

M/S/C (Herrera/Moylan) to approve submitting a recommendation to the Board of Directors to adopt a resolution of findings that use of a Project Labor Agreement for the Line, Track, Stations and Systems Design-Build contract (VTA contract C700) of the Silicon Valley Berryessa Extension Project will ensure the availability and stability of labor resources throughout the duration of the project; and authorize the General Manager to enter into a Project Labor Agreement with the Santa Clara & San Benito Counties Building & Construction Trades Council for the Line, Track, Stations and Systems Design-Build contract of the Silicon Valley Berryessa Extension Project.

11. Supporting the Development of a Regional Network of Express Lanes

Casey Emoto, Deputy Director, Project Development, and Mr. Ristow provided the staff report.

M/S/C (Herrera/Moylan) to approve submitting a recommendation to the Board of Directors to adopt a position to support the Metropolitan Transportation Commission's application to the California Transportation Commission to gain authority to implement express lanes in the Bay Area with the following conditions: (1) The VTA Board of Directors' authority to develop, implement, own and operate express lanes and approve revenue expenditure plans within Santa Clara County is not superseded or diminished by the authority being sought by MTC under AB 1467; and (2) The Regional Transportation Plan, approved by MTC, includes all express lane corridors consistent with the Valley Transportation Plan approved by the VTA Board of Directors.

12. Project Readiness Initiative

Ms. Renzi provided the staff report, noting that "Attachment A: Project Readiness Initiative, Spending by Member Agency," would be updated to reflect the City of Morgan Hill's interest in participating in the Project Readiness Initiative (PRI) Program.

M/S/C (Moylan/Herrera) to approve submitting a recommendation to the Board of Directors to approve extension of the term of the Project Readiness Initiative Program until all of the approved funding is depleted or June 30, 2013, whichever occurs first.

14. I-680 Express Lanes Update

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

Vice Chairperson Moylan expressed concern regarding the amount of monies being paid for enforcement and questioned the potential technology that could be used to improve enforcement.

On order of Chairperson Page and there being no objection, the Committee received an update on I-680 Express Lane project.

15. Valley Transportation Plan, Regional Transportation Plan and Sustainable Communities Strategies Updates

Ying Smith, Transportation Planning Manager, provided the staff report.

Member Herrera referenced the OneBay Area Grant Proposal and expressed the importance of using transportation dollars for transportation projects.

On order of Chairperson Page and there being no objection, the Committee received an update on the Valley Transportation Plan, Regional Transportation Plan and Sustainable Communities Strategy activities.

OTHER ITEMS

16. Items of Concern and Referral to Administration

Chairperson Page inquired about the congestion at I-280/SR-85, north of Homestead Road and stated that since this area affects multiple cities, the Board of Directors should think regionally when prioritizing this project.

17. Committee Work Plan

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

18. Committee Staff Report

Mr. Ristow provided a written report to the Committee containing information on local events, MTC, State and Federal activities, and VTA Congestion Management Agency, highlighting the projects that received funding allocations from the California Transportation Commission (CTC).

Member Herrera questioned the status of the U.S. 101/Capitol Expressway/Yerba Buena Interchange Project.

On order of Chairperson Page and there being no objection, the Committee received the Committee Staff Report.

19. Chairperson's Report

There was no Chairperson's Report.

20. Determine Consent Agenda for the September 1, 2011 Board of Directors Meeting

CONSENT:

Agenda Item #7. Receive the Programmed Projects Quarterly Monitoring Report for April - June 2011.

Agenda Item #8. Receive the Proactive CMP Quarterly Report for April through June 2011.

Agenda Item #9. Receive the VTP Highway Program Semi-Annual Report.

Agenda Item #11. Adopt a position to support the Metropolitan Transportation Commission's application to the California Transportation Commission to gain authority to implement express lanes in the Bay Area with the following conditions: (1) The VTA Board of Directors' authority to develop, implement, own and operate express lanes and approve revenue expenditure plans within Santa Clara County is not superseded or diminished by the authority being sought by MTC under AB 1467; and (2) The Regional Transportation Plan, approved by MTC, includes all express lane corridors consistent

with the Valley Transportation Plan approved by the VTA Board of Directors.

Agenda Item #12. Approve extension of the term of the Project Readiness Initiative Program until all of the approved funding is depleted or June 30, 2013, whichever occurs first.

Agenda Item #14. Receive update on I-680 Express Lane project.

Agenda Item #15. Receive an update on the Valley Transportation Plan, Regional Transportation Plan and Sustainable Communities Strategy activities.

REGULAR:

Agenda Item #10. Adopt a resolution of findings that use of a Project Labor Agreement for the Line, Track, Stations and Systems Design-Build contract (VTA contract C700) of the Silicon Valley Berryessa Extension Project will ensure the availability and stability of labor resources throughout the duration of the project; and authorize the General Manager to enter into a Project Labor Agreement with the Santa Clara & San Benito Counties Building & Construction Trades Council for the Line, Track, Stations and Systems Design-Build contract of the Silicon Valley Berryessa Extension Project.

Agenda Item #13. Discuss Metropolitan Transportation Commission's "One Bay Area" Grant proposal in the context of the VTA Board's adopted Regional Transportation Plan/Sustainable Communities Strategies (RTP/SCS) principles.

21. ANNOUNCEMENTS

There were no Announcements.

22. ADJOURNMENT

On order of Chairperson Page and there being no objection, the meeting was adjourned at 1:34 pm.

Respectfully submitted,

Tracene Y. Crenshaw, Board Assistant
VTA Office of the Board Secretary