

RIVERSIDE COUNTY TRANSPORTATION COMMISSION

www.rctc.org

AGENDA*

***Actions may be taken on any item listed on the agenda**

9:30 a.m.

Wednesday, May 14, 2008

BOARD ROOM

**County of Riverside Administrative Center
4080 Lemon Street, First Floor, Riverside**

In compliance with the Americans with Disabilities Act and Government Code Section 54954.2, if special assistance is needed to participate in a Commission meeting, please contact the Clerk of the Board at (951) 787-7141. Notification of at least 48 hours prior to meeting time will assist staff in assuring that reasonable arrangements can be made to provide accessibility at the meeting.

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. PUBLIC COMMENTS** – *Each individual speaker is limited to speak three (3) continuous minutes or less. The Commission may, either at the direction of the Chair or by majority vote of the Commission, waive this three minute time limitation. Depending on the number of items on the Agenda and the number of speakers, the Chair may, at his/her discretion, reduce the time of each speaker to two (2) continuous minutes. In addition, the maximum time for public comment for any individual item or topic is thirty (30) minutes. Also, the Commission may terminate public comments if such comments become repetitious. Speakers may not yield their time to others without the consent of the Chair. Any written documents to be distributed or presented to the Commission shall be submitted to the Clerk of the Board. This policy applies to Public Comments and comments on Agenda Items.*

Under the Brown Act, the Board should not take action on or discuss matters raised during public comment portion of the agenda which are not listed on the agenda. Board members may refer such matters to staff for factual information or to be placed on the subsequent agenda for consideration.

- 5. APPROVAL OF MINUTES – [APRIL 9, 2008](#)**

6. PUBLIC HEARING – PROPOSED BUDGET FISCAL YEAR 2008/09

Overview

This item is for the Commission to:

- 1) Discuss, review and provide guidance on the proposed Budget for FY 2008/09; and
- 2) Open the public hearing in order to receive input and comments on the proposed FY 2008/09 Budget on May 14, 2008, and on June 11, 2008, and close the public hearing.

7. ADDITIONS/REVISIONS – *The Commission may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the Commission subsequent to the posting of the agenda. An action adding an item to the agenda requires 2/3 vote of the Commission. If there are less than 2/3 of the Commission members present, adding an item to the agenda requires a unanimous vote. Added items will be placed for discussion at the end of the agenda.*

8. CONSENT CALENDAR – *All matters on the Consent Calendar will be approved in a single motion unless a Commissioner(s) requests separate action on specific item(s). Items pulled from the Consent Calendar will be placed for discussion at the end of the agenda.*

8A. QUARTERLY INVESTMENT REPORT

Overview

This item is for the Commission to receive and file the Quarterly Investment Report for the quarter ended March 31, 2008.

8B. INTERFUND LOAN ACTIVITY REPORT

Overview

This item is for the Commission to receive and file the Interfund Loan Activity Report.

8C. NEED FOR ADDITIONAL FUNDING FOR THE STATE ROUTE 91 HIGH OCCUPANCY VEHICLE LANE PROJECT

Overview

This item is for the Commission to:

- 1) Approve funding up to \$51 million for the SR-91 high occupancy vehicle (HOV) right-of-way phase to be funded by a combination of federal funds and a Traffic Congestion Relief Program (TCRP) letter of no prejudice (LONP) reimbursement by Caltrans;
- 2) Approve up to \$3.8 million of 1989 Measure A Highway funds as a loan to match the federal funds for cash flow purposes until the TCRP LONP funds are available to pay back any Measure A funds used; and
- 3) Authorize the Executive Director, pursuant to legal counsel review, to execute the Cooperative Agreement Amendment No. 08-31-002-01 and Corridor Mobility Improvement Account (CMIA) baseline certification amendment on behalf of the Commission.

8D. ALAMEDA CORRIDOR EAST SAFE, ACCOUNTABLE, FLEXIBLE, EFFICIENT TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS EARMARK UPDATE

Overview

This item is for the Commission to:

- 1) Allocate \$4.05 million of the Commission's Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) Alameda Corridor East (ACE) earmark funds to the city of Riverside for the Iowa Avenue grade separation;
- 2) Deobligate \$4.05 million of Surface Transportation Program (STP) funds that were previously allocated to the city of Riverside for the Iowa Avenue grade separation;
- 3) Approve the reprogramming of \$600,000 in SAFETEA-LU funds from the McKinley Street grade separation to Auto Center Drive grade separation; and
- 4) Approve the Riverside County ACE corridor updated financial plan for submission to the Federal Highway Administration (FHWA).

8E. AMENDMENT NO. 2 WITH BRE PROPERTIES FOR TRANSIT ORIENTED DEVELOPMENT AT THE LA SIERRA METROLINK STATION

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 07-67-004-02, Amendment No. 2 to Agreement No. 07-67-004-00, with BRE Properties for transit oriented development (TOD) at the La Sierra Metrolink station; and
- 2) Authorize the Chair, pursuant to legal counsel review to execute the agreement on behalf of the Commission.

8F. PROPERTY EASEMENT AMENDMENTS TO ACCOMMODATE TRANSIT ORIENTED DEVELOPMENT PLANS WITH BRE PROPERTIES ADJACENT TO THE RIVERSIDE DOWNTOWN METROLINK STATION

Overview

This item is for the Commission to:

- 1) Amend property easement nos. 73060 and 313756 to accommodate transit oriented development (TOD) plans with BRE Properties adjacent to the Riverside Downtown Metrolink station; and
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission.

8G. COMMUTER RAIL PROGRAM UPDATE

Overview

This item is for the Commission to receive and file an update on the Commuter Rail Program.

8H. RIVERSIDE TRANSIT AGENCY'S FISCAL YEAR 2007/08 SHORT RANGE TRANSIT PLAN

Overview

This item is for the Commission to approve Amendment No. 4 to Riverside Transit Agency's (RTA) FY 2007/08 Short Range Transit Plan (SRTP) to reflect an additional \$135,000 in Commuter Rail Local Transportation Fund (LTF) funds to provide shuttle services to the leased satellite parking lot during construction of the North Main Corona parking structure.

8I. WESTERN RIVERSIDE MEASURE A SPECIALIZED TRANSIT PROGRAM FUNDS ALLOCATION TO THE INDEPENDENT LIVING PARTNERSHIP

Overview

This item is for the Commission to:

- 1) Allocate \$32,000 in Western Riverside Measure A Specialized Transit funds to Independent Living Partnership to accommodate additional program participation; and
- 2) Approve a budget adjustment for a \$32,000 increase to Measure A Specialized Transit expenditures in FY 2007/08.

8J. AGREEMENTS WITH EPIC LAND SOLUTIONS, INC., REAL ESTATE CONSULTING & SERVICES, INC., AND OVERLAND PACIFIC & CUTLER, INC. TO PROVIDE ON-CALL PROPERTY MANAGEMENT SERVICES

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 07-33-151-01, Amendment No. 1 to Agreement No. 07-33-151-00, with Epic Land Solutions, Inc.;
- 2) Approve Agreement No. 07-33-153-05, Amendment No. 2 to Agreement No. 07-33-153-00, with Real Estate Consulting & Services, Inc.;
- 3) Approve Agreement No. 07-33-152-01, Amendment No. 1 to Agreement No. 07-33-152-00, with Overland Pacific & Cutler, Inc., to provide on-call right-of-way property management services in the amount of \$750,000 each, plus a pool contingency of \$1 million, for a total services amount of \$3.87 million; and
- 4) Authorize the Chair, pursuant to legal counsel review, to execute the agreements on behalf of the Commission.

8K. AGREEMENTS WITH BRYAN A. STIRRAT & ASSOCIATES, LEIGHTON CONSULTING, INC., NINYO & MOORE GEOTECHNICAL, BUREAU VERITAS NA, INC., AND TETRA TECH FOR ON-CALL RIGHT-OF-WAY PHASE I AND PHASE II ENVIRONMENTAL SOIL ASSESSMENT SERVICES

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 07-31-146-03, Amendment No. 1 to Agreement No. 07-31-146-00, with Bryan A. Stirrat & Associates;
- 2) Approve Agreement No. 07-31-147-06, Amendment No. 2 to Agreement No. 07-31-147-00, with Leighton Consulting, Inc.;
- 3) Approve Agreement No. 07-31-148-01, Amendment No. 1 to Agreement No. 07-31-148-00, with Ninyo & Moore Geotechnical;
- 4) Approve Agreement No. 07-31-149-02, Amendment No. 1 to Agreement No. 07-31-149-00, with Bureau Veritas NA, Inc.;
- 5) Approve Agreement No. 07-31-150-02, Amendment No. 1 to Agreement No. 07-31-150-00, with Tetra Tech to perform on-call right-of-way phase I and phase II environmental assessment services in the amount of \$350,000 each, plus a pool contingency of \$1 million, for a total services amount of \$3.138 million; and
- 6) Authorize the Chair, pursuant to legal counsel review, to execute the agreements on behalf of the Commission.

8L. AGREEMENT WITH VOLT EDGE SERVICES TO PROVIDE MINOR GENERAL, ELECTRICAL, MAINTENANCE, AND REPAIR SERVICES FOR THE COMMISSION-OWNED METROLINK STATIONS

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 08-24-087-00 with Volt Edge Services to provide minor general, electrical maintenance, and repair services for the five Commission-owned Metrolink stations in the amount of \$150,000; and
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission.

8M. STATE AND FEDERAL LEGISLATIVE UPDATE

Overview

This item is for the Commission to:

- 1) Receive and file an update on state and federal legislation; and
- 2) Approve positions on the following state bills and proposition:
 - a) AB 3021 (Nava) – Support;
 - b) AB 1854 (Duvall) – Work with author;
 - c) Proposition 98 – Oppose.

9. AUTHORIZATION FOR ISSUANCE OF SALES TAX REVENUE BONDS

Overview

This item is for the Commission to:

- 1) Receive and file the overview presentation regarding the issuance of the 2008 Series A Sales Tax Revenue Bonds;
- 2) Adopt Resolution No. 08-010, *"Resolution Authorizing the Issuance and Sale of Not to Exceed \$130,000,000 Aggregate Principal Amount of Riverside County Transportation Commission Sales Tax Revenue Bonds (Limited Tax Bonds), Series 2008, the Execution and Delivery of an Indenture, Supplemental Indenture, Purchase Contract, Official Statement and Continuing Disclosure Agreement and the Taking of All Other Actions Necessary in Connection Therewith"*;
- 3) Approve the draft Preliminary Official Statement for the issuance of \$130,000,000 in 2008 Series A Sales Tax Revenue Bonds and authorize the Executive Director to approve and execute the issuance of the final Official Statement;
- 4) Approve the draft Indenture between the Riverside County Transportation Commission and U.S. Bank National Association, as Trustee, and authorize the Executive Director to approve and execute the final indenture;
- 5) Approve the draft First Supplemental Indenture between the Riverside County Transportation Commission and U.S. Bank National Association, as Trustee, and authorize the Executive Director to approve and execute the final first supplemental indenture; and
- 6) Approve the draft Bond Purchase Agreement between the Riverside County Transportation Commission and Lehman Brothers, as Underwriter Representative acting on behalf of itself and Banc of America Securities LLC, and authorize the Executive Director to approve and execute the final bond purchase agreement.

10. TRADE CORRIDORS IMPROVEMENT FUND PROGRAM OF PROJECTS AND NEXT STEPS REPORT

Overview

This item is for the Commission to receive an update on the Trade Corridors Improvement Fund (TCIF) approved program of projects and Next Steps report.

11. PERRIS VALLEY LINE FREIGHT STUDY

Overview

This item is for the Commission to receive and file a presentation on the findings of the draft Perris Valley Line (PVL) Freight Study.

12. ITEM(S) PULLED FROM CONSENT CALENDAR AGENDA

13. COMMISSIONERS / EXECUTIVE DIRECTOR REPORT

Overview

This item provides the opportunity for the Commissioners and the Executive Director to report on attended meetings/conferences and any other items related to Commission activities.

14. CLOSED SESSION

14A. CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION

Pursuant to Subdivision (b) of Government Code Section 54956.9 (b).
One Case

15. ADJOURNMENT

The next Commission meeting is scheduled to be held at **9:30 a.m., Wednesday, June 11, 2008**, Board Room, County of Riverside Administrative Center, 4080 Lemon Street, First Floor, Riverside.