

RIVERSIDE COUNTY TRANSPORTATION COMMISSION

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AGENDA*

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

9:30 a.m.

Wednesday, February 10, 2010

BOARD ROOM

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

In compliance with the Brown Act and Government Code Section 54957.5, agenda materials distributed 72 hours prior to the meeting, which are public records relating to open session agenda items, will be available for inspection by members of the public prior to the meeting at the Commission office, 4080 Lemon Street, Third Floor, Riverside, CA, and on the Commission's website, www.rctc.org.

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 – [JANUARY 13, 2010](#)

6. 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.*

7. 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.*

7A. [PROPOSED COMMITTEE RESTRUCTURING](#)

Overview

This item is for the Commission to:

- 1) Approve the restructuring of the Budget and Implementation Committee;
- 2) Approve disbanding the Plans and Programs Committee;
- 3) Approve the formation of the Eastern Riverside County Programs and Projects Committee and the Western Riverside County Programs and Projects Committee; and
- 4) Adopt Ordinance No. 10-001, *“An Ordinance of the Riverside County Transportation Commission Amending the Commission’s Administrative Code”*, to reflect the changes to the committee structure.

7B. [FISCAL YEAR 2008/09 COMMISSION AUDIT RESULTS](#)

Overview

This item is for the Commission to receive and file the FY 2008/09:

- 1) Comprehensive Annual Financial Report (CAFR);
- 2) Local Transportation Fund (LTF) Audited Financial Statements;
- 3) State Transit Assistance Fund (STA) Audited Financial Statements;
- 4) Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) Audited Financial Statements;
- 5) Compliance Report;
- 6) Commercial Paper Compliance Report;
- 7) Auditor Required Communications Report;

- 8) Agreed-Upon Procedures Report related to the Appropriation Limit Calculation;
- 9) Agreed-Upon Procedures Report related to the Commuter Assistance Program incentives; and
- 10) Management certifications.

7C. QUARTERLY SALES TAX ANALYSIS

Overview

This item is for the Commission to receive and file the sales tax analysis for Quarter 3 (Q3) 2009.

7D. ANNUAL LOCAL TRANSPORTATION FUND PLANNING ALLOCATION TO COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS FOR FISCAL YEAR 2009/10

Overview

This item is for the Commission to approve an allocation of Local Transportation Fund (LTF) planning funds totaling \$260,015 to the Coachella Valley Association of Governments (CVAG) to support transportation planning programs and functions as identified in the attached work program.

7E. AMENDMENT TO CALIBER PAVING AGREEMENT FOR ADDITIONAL COSTS

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 09-24-063-01, Amendment No. 1 to Agreement No. 09-24-063-00, with Caliber Paving, Inc. for the unanticipated increase in costs for the rehabilitation of the various Metrolink commuter rail station parking lots in the amount of \$218,408, and an additional contingency of \$40,000, for a total not to exceed amount of \$1,049,293;
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission.

7F. RESOLUTION NO. 10-005, CONSIDERING AN ENVIRONMENTAL IMPACT REPORT, MAKING RESPONSIBLE AGENCY FINDINGS, AND ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS, MITIGATION MONITORING AND REPORTING PROGRAM, AND AN ADDENDUM TO THE ENVIRONMENTAL IMPACT REPORT FOR THE FOOTHILL PARKWAY WESTERLY EXTENSION, AND APPROVING THE FOOTHILL PARKWAY WESTERLY EXTENSION PROJECT

Overview

This item is for the Commission to Adopt Resolution No. 10-005, *“A Resolution of the Riverside County Transportation Commission Considering an Environmental Impact Report, Making Responsible Agency Findings, and Adopting a Statement of Overriding Considerations, Mitigation Monitoring and Reporting Program, and an Addendum to the Environmental Impact Report for the Foothill Parkway Westerly Extension, and Approving the Foothill Parkway Westerly Extension Project.”*

7G. AMENDMENTS TO AGREEMENTS FOR ON-CALL INTERNAL AUDIT SERVICES INCLUDING THE TRIENNIAL PERFORMANCE AUDITS FOR FISCAL YEARS 2006/07 THROUGH 2008/09

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 08-19-029-01, Amendment No. 1 to Agreement No. 08-19-029-00, with Thompson, Cobb, Bazilio & Associates, P.C. (TCBA), to increase the scope of services to include conducting the state triennial performance audit of the Commission for FY 2006/07 through 2008/09 in the amount of \$30,000, and to increase the contract amount \$100,000 for additional on-call internal audit services; and
- 2) Approve Agreement No. 08-19-030-01, Amendment No. 1 to Agreement No. 08-19-030-00, with Mayer Hoffman McCann, P.C., (MHM) to increase the scope of services to include conducting the state triennial performance audits of the Riverside County transit operators for FY 2006/07 through 2008/09 in the amount of \$61,600, and to increase the contract amount \$100,000 for additional on-call internal audit services.

7H. FISCAL YEAR 2010 APPROPRIATIONS - ALAMEDA CORRIDOR EAST

Overview

This item is for the Commission to approve on a first-come-first-served-basis, the allocation of \$1.349 million in support of Alameda Corridor East (ACE) grade separations located in Riverside County.

8. EXTENSION OF THE COMMERCIAL PAPER PROGRAM STANDBY LETTER OF CREDIT

Overview

This item is for the Commission to:

- 1) Adopt Resolution No. 10-006, *“Resolution of the Riverside County Transportation Commission Authorizing the Execution and Delivery of an Amendment to the Credit Agreement and Related Amendments to Certain Other Documents, a Supplement to the Offering Memorandum and the Taking of All Other Actions Necessary in Connection Therewith”*;
- 2) Approve the draft Amendment No. 1 to the reimbursement agreement dated as of March 1, 2005, by and between the Commission and Bank of America, N.A. (Bank of America), relating to the Commission’s Commercial Paper Notes, Series A and Series B and authorize the Executive Director to approve and execute the final Amendment No. 1;
- 3) Approve an amendment to the commercial paper dealer agreement between the Commission and Barclays Capital Inc. (Barclays) to reduce the authorized amount of Commercial Paper Notes, Series A from \$110 million to \$75 million and authorize the Executive Director to approve and execute the final Amendment No. 2;
- 4) Approve an amendment to the commercial paper dealer agreement between the Commission and Bank of America Merrill Lynch (Merrill Lynch) to reduce the authorized amount of Commercial Paper Notes, Series B from \$75 million to \$45 million and authorize the Executive Director to approve and execute the final Amendment No. 2;
- 5) Approve the draft supplement to the offering memorandum for the issuance of \$120 million in Commercial Paper Notes, Series A and Series B and authorize the Executive Director to approve and execute the printing and distribution of the supplement to the offering memorandum; and
- 6) Approve the estimated costs related to the amendment of the letter of credit and authorize the Executive Director to execute related professional service agreements, as required.

9. FISCAL YEAR 2011 FEDERAL APPROPRIATIONS REQUESTS

Overview

This item is for the Commission to adopt the Commission's FY 2011 Federal Appropriations Requests.

10. 2010 FEDERAL LEGISLATIVE PLATFORM

Overview

This item is for the Commission to adopt the Commission's 2010 Federal Legislative Platform.

11. ITEM(S) PULLED FROM CONSENT CALENDAR AGENDA

12. 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.

13. CLOSED SESSION

13A. CONFERENCE WITH LEGAL COUNSEL

Pursuant to Government Code Section 54956.9 (c)
Possible Initiation of Litigation: One Case

14. ADJOURNMENT

The next Commission meeting is scheduled to be held at **9:30 a.m., Wednesday, March 10, 2010**, Board Room, County of Riverside Administrative Center, 4080 Lemon Street, First Floor, Riverside, California.