

# **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, April 14, 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](http://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 28-29, AND MARCH 10, 2010**
  
6. **PUBLIC HEARING – RESOLUTIONS OF NECESSITY FOR THE ACQUISITION OF FEE AND EASEMENT INTERESTS IN CERTAIN REAL PROPERTY, LOCATED IN RIVERSIDE COUNTY, CALIFORNIA, BY EMINENT DOMAIN, FOR THE CONSTRUCTION AND MAINTENANCE OF IMPROVEMENTS RELATED TO THE STATE ROUTE 91 HIGH OCCUPANCY VEHICLE LANES FROM ADAMS STREET TO THE 60/91/215 INTERCHANGE, IN RIVERSIDE COUNTY, CALIFORNIA**

***Overview***

This item is for the Commission to:

- 1) Conduct a hearing to consider the adoption of Resolutions of Necessity, including providing all parties interested in the affected properties and their attorneys, or their representatives, an opportunity to be heard on the issues relevant to the Resolutions of Necessity;
- 2) Make the following findings as hereinafter described in this report:
  - a) The public interest and necessity require the proposed project;
  - b) The project is planned or located in a manner that will be most compatible with the greatest public good and the least private injury;
  - c) The real property to be acquired is necessary for the project; and
  - d) The offer of just compensation has been made to the property owner.
- 3) Adopt Resolutions of Necessity Nos. 10-007 and 10-009, *“Resolutions of Necessity for the Acquisition of Fee and Easement Interests in Certain Real Property, Located in Riverside County, California, by Eminent Domain, More Particularly Described as Assessor Parcel Numbers 229-062-012 (CPNs 20402-1 and 20402-2) and 225-340-016 (CPNs 20412-1, 20412-2 and 20412-3), for the Construction and Maintenance of Improvements Related to the State Route 91 High Occupancy Vehicle Lanes, from Adams Street to the 60/91/215 Interchange, in Riverside County, California.”*

7. **PUBLIC HEARING – PERRIS VALLEY LINE ENVIRONMENTAL IMPACT REPORT**

***Overview***

This item is for the Commission to hold a public hearing to receive public comments on the Perris Valley Line (PVL) draft environmental impact report (EIR).

- 8. 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.*
- 9. 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.*

**9A. APPOINTMENT OF TOLL FINANCING UNDERWRITING TEAM**

***Overview***

This item is for the Commission to receive and file a report on the appointment of a toll financing underwriting team.

**9B. QUARTERLY FINANCIAL STATEMENTS**

***Overview***

This item is for the Commission to receive and file the Quarterly Financial Statements for the six-month period ended December 31, 2009.

**9C. AGREEMENT FOR ENVIRONMENTAL DOCUMENT PREPARATION, PRELIMINARY AND FINAL ENGINEERING DESIGN, AND CONSTRUCTION SUPPORT SERVICES FOR THE RIVERSIDE DOWNTOWN METROLINK LAYOVER FACILITY PROJECT**

***Overview***

This item is for the Commission to:

- 1) Approve the consultant selection process and award Agreement No. 10-33-031-00 to HDR Engineering Inc. (HDR) to provide environmental document preparation, preliminary engineering, final engineering design, and construction support services for the Riverside Downtown Metrolink layover facility project in the amount of \$2,140,325 plus a contingency amount of \$259,675 to cover potential changes for a total not to exceed amount of \$2.4 million;
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission;
- 3) Authorize the Executive Director to approve contingency work up to the total not to exceed amount as requested for the project; and
- 4) Authorize the Executive Director, pursuant to legal counsel review, to execute non-funding related agreements necessary for the design and construction of the project.

**9D. AMENDMENT TO AGREEMENT WITH OWEN DESIGN GROUP, INC. TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES FOR THE NORTH MAIN CORONA PARKING STRUCTURE AND THE PERRIS MULTIMODAL FACILITY**

***Overview***

This item is for the Commission to:

- 1) Approve Agreement No. 08-33-011-02, Amendment No. 2 to Agreement No. 08-33-011-00, with Owen Design Group, Inc. (Owen Group) for construction management services for the North Main Corona (NMC) parking structure and the Perris Multimodal (PMM) facility in a not to exceed amount of \$490,000;
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission; and
- 3) Approve an expenditure transfer of \$490,000 from the Riverside Downtown layover facility right of way acquisition to the PMM facility construction management.

**9E. AMENDMENT TO AGREEMENT WITH LA ENGINEERING TO INCREASE THE CONTRACT EXPENDITURE AUTHORIZATION FOR THE PERRIS MULTIMODAL FACILITY**

***Overview***

This item is for the Commission to:

- 1) Approve Agreement No. 09-33-046-01, Amendment No. 1 to Agreement No. 09-33-046-00, with LA Engineering to increase the expenditure authorization for the Perris Multimodal (PMM) facility by \$262,000, increasing the total not to exceed contract amount to \$5.662 million;
- 2) Approve the addition of four external extra work requests: two by the city of Perris, one by Southern California Regional Rail Authority (SCRRA), and one by Riverside Transit Agency (RTA);
- 3) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission;
- 4) Authorize Executive Director to execute necessary contract change orders to implement these requests; and
- 5) Approve an increase to budgeted revenues of \$140,000 and an expenditure transfer of \$262,000 from the Riverside Downtown layover facility right of way acquisition to PMM facility construction.

**9F. AGREEMENT WITH SUNESYS LLC FOR THE NO COST PROVISION OF FIBER OPTIC SERVICES IN EXCHANGE FOR A NO COST LICENSE AGREEMENT**

***Overview***

This item is for the Commission to:

- 1) Approve Agreement No. 10-25-086-00 with Sunesys LLC for the provision of no cost fiber optic services in exchange for a no cost license agreement; and
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission.

**9G. AGREEMENT WITH EPIC LAND SOLUTIONS, INC. TO PROVIDE PROPERTY MANAGEMENT SUPPORT SERVICES**

***Overview***

This item is for the Commission to:

- 1) Approve Agreement No. 10-51-074-00 with Epic Land Solutions, Inc. (Epic), for property management support services for Commission-owned parcels for two years in an not to exceed amount of \$970,000, and one option year for an additional \$485,000; and
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement, including the option year, on behalf of the Commission.

**10. LATE BREAKING ITEM – COLTON CROSSING UPDATE**

***Overview***

This item is for the Commission to:

- 1) Receive and file an update on the status of Colton Crossing; and
- 2) Provide policy direction to staff for remaining negotiations regarding inclusion in the Trade Corridor Improvement Fund (TCIF).

**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 – INITIATION OF LITIGATION**

Pursuant to Government Code Section 54956.9(c)

Potential Number of Case(s): One

#### **14. ADJOURNMENT**

The next Commission meeting is scheduled to be held at **9:30 a.m., Wednesday, May 12, 2010**, Board Room, County of Riverside Administrative Center, 4080 Lemon Street, First Floor, Riverside, California.