

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, September 8, 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. [FLAG PRESENTATION](#) / 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 – [JULY 14, 2010](#)**

6. **PRESENTATION – POSITIVE TRAIN CONTROL**

Overview

This item is for the Commission to receive an oral presentation by John Fenton, SCRRA's Chief Executive Officer, on positive train control.

7. **[PUBLIC HEARING – RESOLUTIONS OF NECESSITY FOR THE ACQUISITION OF FEE AND/OR EASEMENT AND/OR AND TEMPORARY CONSTRUCTION EASEMENT INTERESTS IN CERTAIN REAL PROPERTIES, 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](#)**

Overview

This item is for the Commission to:

- 1) Conduct hearings 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 Resolution of Necessity Nos. 10-031, 10-032, 10-033, 10-034, and 10-035, *“Resolutions of Necessity for the Acquisition of Fee and/or Easement and/or Temporary Construction Easement Interests in Certain Real Property, Located in Riverside County, California, by Eminent Domain, More Particularly Described as Assessor Parcel No. 219-340-018 (Caltrans Parcel No. 21609-1); Assessor Parcel No. 229-070-009 (Caltrans Parcel Nos. 20781-1 and 20781-2); Assessor Parcel No. 219-340-019 (Caltrans Parcel No. 21610-1); Assessor Parcel No. 225-350-028 (Caltrans Parcel No. 21112-1); and Assessor Parcel No. 219-340-020 (Caltrans Parcel No. 21611-1), 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.”*

- 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. QUARTERLY INVESTMENT REPORT

Overview

This item is for the Commission to receive and file the Quarterly Investment Report for the quarter ended June 30, 2010.

9B. QUARTERLY SALES TAX ANALYSIS

Overview

This item is for the Commission to receive and file the sales tax analysis for Quarter 1 (Q1) 2010.

9C. SINGLE SIGNATURE AUTHORITY REPORT

Overview

This item is for the Commission to receive and file the Single Signature Authority Report for the fourth quarter ended June 30, 2010.

**9D. CITY OF TEMECULA REQUEST FOR FUNDS FOR INTERSTATE 15/
FRENCH VALLEY PARKWAY PHASE 1 AND INTERSTATE 15/
STATE ROUTE 79 SOUTH INTERCHANGE IMPROVEMENT PROJECTS**

Overview

This item is for the Commission to:

- 1) Approve up to \$20 million of Transportation Uniform Mitigation Fee (TUMF) Community and Environmental Transportation Accountability Program (CETAP) funds in place of TUMF Regional Arterial funds currently programmed for the Interstate 15/French Valley Parkway Phase 1 interchange improvement project;
- 2) Approve up to \$5.4 million of TUMF CETAP funds in place of TUMF Regional Arterial funds currently programmed for the 15/79 South interchange improvement project;
- 3) Remove the I-15/French Valley Parkway and 15/79 South interchange improvements from the TUMF Regional Arterial program as they will be funded under the CETAP Winchester to Temecula Corridor; and
- 4) Authorize the Chair, pursuant to legal counsel review, to execute agreements on behalf of the Commission with the city of Temecula to reflect above funding commitments.

**9E. FUNDING FOR SOUTH INTERSTATE 215 WIDENING PROJECT FROM
MURRIETA HOT SPRINGS ROAD TO SCOTT ROAD**

Overview

This item is for the Commission to:

- 1) Approve the use of \$9 million in Measure A Western County Community and Environmental Transportation Acceptability Program (CETAP) funds for the South Interstate 215 widening project until reimbursement of state funds are authorized and allocated by the California Transportation Commission (CTC);
- 2) Approve a letter of no prejudice (LONP) for Corridor Mobility Improvement Account (CMIA) funds; and
- 3) Approve a SB 184 request for State Transportation Improvement Program (STIP) funds.

9F. AMENDMENT TO AGREEMENT WITH JACOBS CIVIL INC. FOR THE COMPLETION OF THE RECIRCULATED DRAFT ENVIRONMENTAL IMPACT REPORT/SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT AND PROJECT REPORT FOR THE MID COUNTY PARKWAY PROJECT

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 04-31-018-05, Amendment No. 5 to Agreement No. 04-31-018, with Jacobs Civil Inc. (Jacobs) to perform additional studies and design support for the completion of the recirculated draft environmental impact report/supplemental draft environmental impact statement (RDEIR/SDEIS) and project report for the Mid County Parkway (MCP) project in the amount of \$6,375,515, plus a contingency amount of \$658,077, for a total amendment amount of \$7,033,592;
- 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 as may be required for the project; and
- 4) Authorize the Executive Director, pursuant to legal counsel review, to execute non-funding related agreements for the environmental clearance and design of the project.

9G. AGREEMENT FOR UTILITY RELOCATION FOR THE STATE ROUTE 60/ INTERSTATE 215 EAST JUNCTION HIGH OCCUPANCY VEHICLE LANES CONNECTOR

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 11-31-018-00 with Santa Fe Pacific Pipeline, LP (SFPP), for utility protection and inspection for the State Route 60/Interstate 215 East Junction high occupancy vehicle (HOV) lanes connector project; and
- 2) Authorize the Executive Director, pursuant to legal counsel review, to execute the agreement on behalf of the Commission.

9H. AGREEMENT WITH CALTRANS FOR THE STATE ROUTE 91 HIGH OCCUPANCY VEHICLE PROJECT FROM ADAMS STREET TO STATE ROUTE 60/INTERSTATE 215 INTERCHANGE

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 11-31-016-00 with Caltrans for the construction of the State Route 91 high occupancy vehicle (HOV) project from Adams Street to State Route 60/Interstate 215 interchange; and
- 2) Authorize the Executive Director, pursuant to legal counsel review, to execute the cooperative agreement and future non-funding related amendments to this agreement.

9I. METROLINK POSITIVE TRAIN CONTROL AND BUDGET UPDATE

Overview

This item is for the Commission to:

- 1) Authorize the Executive Director to take all actions necessary to support a letter of no prejudice (LONP) from the Southern California Regional Rail Authority (SCRRA) under the High Speed Passenger Train Bond Act, known as Proposition 1A (Prop 1A), for the Positive Train Control (PTC) project;
- 2) Amend the FY 2010/11 Commuter Rail Short Range Transit Plan (SRTP) to reflect the allocation and use of \$10,369,021 in 1989 Measure A rail capital funds in advance of SCRRA's receipt of Prop 1A funds;
- 3) Approve an increase to the FY 2010/11 budget for interfund transfers and expenditures for \$10,369,021;
- 4) Authorize the Executive Director to negotiate and execute a Memorandum of Understanding or other agreements as needed with SCRRA and other entities to allow for the programming and allocation of funds as requested along with appropriate measures to ensure the reimbursement of Measure A funds;
- 5) Amend the FY 2010/11 Commuter Rail SRTP to reflect the allocation and use of \$9,975,000 in Measure A funds for the remaining balance of the SCRRA Metrolink rail car option #3 purchase of seven cars;
- 6) Approve an increase to the FY 2010/11 budget for interfund transfers and expenditures for \$9,975,000; and
- 7) Receive an update on current Metrolink Budget initiatives and capital projects and explore their implications.

9J. AGREEMENT WITH ALCORN FENCE COMPANY AND CROWN FENCE COMPANY TO FURNISH AND INSTALL FENCING AT THE PEDLEY AND NORTH MAIN CORONA COMMUTER RAIL STATIONS

Overview

This item is for the Commission to:

- 1) Approve Agreement No. 10-24-112-00 with Alcorn Fence Company to furnish and install perimeter fencing at the Pedley Metrolink station for an amount of \$38,773, plus a 10% contingency of \$3,877, for a total not to exceed amount of \$42,650;
- 2) Approve Agreement No. 11-24-017-00 with Crown Fence Company to furnish and install perimeter fencing and barrier gates at the North Main Corona Metrolink station for an amount of \$48,200, plus a 10% contingency of \$4,820, for a total not to exceed amount of \$53,020;
- 3) Authorize the Chair, pursuant to legal counsel review, to execute the agreement on behalf of the Commission; and
- 4) Approve budget adjustments to increase interfund transfers for the matching Local Transportation Fund (LTF) contribution of \$20,000, to decrease maintenance expenditures by \$45,670, and to increase property improvements expenditures by \$45,670.

9K. PROPOSITION 1B FISCAL YEAR 2009/10 CALIFORNIA TRANSIT SECURITY GRANT PROGRAM – CALIFORNIA TRANSIT ASSISTANCE FUND AND SUPPORTING RESOLUTIONS

Overview

This item is for the Commission to:

- 1) Approve discretionary allocations from the California Transit Security Grant Program – California Transit Assistance Fund (CTSGP-CTAF) population funds in the amount of \$1,553,821 to the Riverside County transit operators;
- 2) Adopt Resolution No. 10-028, *“Resolution of the Riverside County Transportation Commission Approving the Allocation of FY 2009/10 Proposition 1B-6261-0002 California Transit Security Grant Program – California Transit Assistance Fund (CTSGP-CTAF)-Population Funds”*; and
- 3) Adopt Resolution No. 10-029, *“Resolution of the Riverside County Transportation Commission Appointing Individuals to Act on Behalf of the Commission for the Purpose of Applying and/or Accepting Grants Awarded to the Commission’s Rail Program”*.

9L. AGREEMENT WITH SMITH, WATTS & COMPANY, LLC FOR STATE LEGISLATIVE ADVOCACY SERVICES

Overview

This item is for the Commission to:

- 1) Award Agreement No. 10-14-105-00 to Smith, Watts & Company, LLC for the provision of state legislative advocacy services for a two-year term, and two, two-year options to extend the agreement in an amount not to exceed \$408,000; and
- 2) Authorize the Chair, pursuant to legal counsel review, to execute the agreement, including option years, on behalf of the Commission.

9M. STATE AND FEDERAL LEGISLATIVE UPDATE

Overview

This item is for the Commission to receive and file an update on state and federal legislation.

10. PROPOSED DEBT ISSUANCE

Overview

This item is for the Commission to direct staff to continue efforts to develop a plan to refinance the outstanding commercial paper.

11. RESOLUTION IN MEMORY OF DICK KELLY

Overview

This item is for the Commission to adopt a resolution in memory of Dick Kelly.

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: EXISTING LITIGATION

Pursuant to Government Code Section 54956.9 (a)

Case No. RIC 500888

Case No. RIC 10014447

15. ADJOURNMENT

The next Commission meeting is scheduled to be held at **9:30 a.m., Wednesday, October 13, 2010**, Board Room, County of Riverside Administrative Center, 4080 Lemon Street, First Floor, Riverside, California.