



Authority Board Meeting **MINUTES**

MEETING DATE: April 17, 2013

MEMBERS PRESENT: Janet Abelson, Candace Andersen, Newell Arnerich, Tom Butt, Dave Hudson, Ron Leone, Mike Metcalf, Karen Mitchoff, Julie Pierce, Kevin Romick, Robert Taylor

Ex-Officio Representatives: Myrna de Vera, Joel Keller, Amy Worth

STAFF PRESENT: Randell Iwasaki, Arielle Bourgart, Brad Beck, Randall Carlton, Ross Chittenden, Peter Engel, Martin Engelmann, Jack Hall, Matt Kelly, Susan Miller, Hisham Noeimi, Ivan Ramirez, Mala Subramanian (Authority Counsel), Danice Rosenbohm (Executive Secretary)

MINUTES PREPARED BY: Danice Rosenbohm

A. CONVENE MEETING: *Chair Abelson* convened the meeting at 6:06 p.m.

B. PLEDGE OF ALLEGIANCE

C. PUBLIC COMMENT: Mr. Vince Maiorana, City of Orinda resident and Korean War disabled veteran, stated that he was interested in information about the housing element. He also said that on a previous visit to the Authority to obtain a publication he learned that the Authority does not validate parking for the public as it does for Board members. Mr. Maiorana encouraged Board members and staff to utilize public transportation in the interest of reducing greenhouse gas emissions.

Commissioner Pierce explained that housing elements were required by the Housing and Community Development Department of the State of California, and that they were responsible for approving them. She also thanked Mr. Maiorana for his service.

Commissioner Mitchoff added that all businesses in the area were required to comply with a transportation plan to reduce the number of car trips.

D. COMMENDATION TO ARIELLE E.L. BOURGART: *Chair Abelson* will make a presentation to Arielle Bourgart. Resolution 13-12-A.

Chair Abelson presented Arielle Bourgart the Authority's Resolution 13-12-A, commending her for over 22 years of dedicated service to the Authority and the citizens of Contra Costa in her role as the Director of Government and Community Relations.

Commissioner Pierce thanked Ms. Bourgart for her service and said that her insightful analyses and political sensitivity had been invaluable, and that Ms. Bourgart had been an integral part of the Authority's policy making over the years and would be missed.

Representative Worth said that Contra Costa's residents were the beneficiaries of Ms. Bourgart's enthusiasm and wisdom, and that her contributions through the Measure J reauthorization process were immense. She thanked Ms. Bourgart for all of her work and said that she looked forward to a continued friendship.

1.0 APPROVAL OF MINUTES:

1.1 Authority Meeting Minutes of March 20, 2013.

ACTION: Commissioner Romick moved to approve the Authority Meeting Minutes of March 20, 2013, seconded by *Commissioner Pierce*. The motion passed 9-0-2, with *Alternate Andersen and Alternate Leone* abstaining.

1.2 Executive Committee Meeting Minutes of April 3, 2013

ACTION: Commissioner Romick moved to approve the Executive Committee Meeting Minutes of April 3, 2013, seconded by *Commissioner Taylor*. The motion passed unanimously by the Executive Committee 3-0 (by *Commissioners Abelson, Romick and Taylor*; *Commissioner Durant* was not present).

2.0 CONSENT CALENDAR: Consent Items recommended by the following committees:

Commissioner Romick requested that Agenda Item 2.A.1 be removed from the Consent Calendar for discussion.

ACTION: Commissioner Arnerich moved to approve the Consent Calendar excluding Agenda Item 2.A.1, seconded by *Commissioner Pierce*. The motion passed unanimously, 11-0.

2.A Administration & Projects Committee:

2.A.1. *Removed from the Consent Calendar for discussion*

2.A.2 Monthly Accounts Payable Invoice Report for February 2013. This report also includes the summary of payroll and benefits costs by organizational unit. Staff Contact: Randall Carlton

- 2.A.3 Monthly Cash and Investment Report for February 2013.** The Authority's Investment Policy calls for this report on investment activity for each month. Staff Contact: Randall Carlton
- 2.A.4 Listing of Contract Change Orders (CCOs) Greater than \$25k for Construction Contracts Less than \$15M, and Greater than \$50k for Construction Contracts Larger than \$15M.** CCOs are used during a project's construction phase to adjust the construction price to reflect agreed-upon changes in the plans, schedule, or in the working conditions that the contract was originally based upon. Authority policy requires that this list be submitted to the APC for information. Staff Contact: Ivan Ramirez
- 2.A.5 Quarterly Project Funding Plans – Major State Highway Projects.** The quarterly report on the status of ongoing consultant project-related contracts as well as on key project funding issues is attached. Staff Contact: Susan Miller
- 2.A.6 State Route 242 Clayton Road Ramps Projects (Project 6002/6004) – Rescission of Prior Approval and Authorization to Execute Revised Amendment No. 1 to Cooperative Agreement No. 90.11.17 with Caltrans for Project Initiation Document Oversight Reimbursement.** Staff seeks rescission of prior approval and revised approval of Amendment No.1 to Cooperative Agreement No. 90.11.17. Amendment No. 1 to the Cooperative Agreement was never executed by Caltrans and on January 25, 2013 the Caltrans Director distributed a letter to local project sponsors requiring direct costs for oversight on Project Initiation Documents be reimbursed by local agencies. Staff Contact: Susan Miller
- 2.A.7 City of Martinez - Martinez Intermodal Station, Phase 3 (Project 4002/27001) - 65% Design Peer Review.** A peer review committee completed a 65% design review of the plans and specifications on January 28, 2013. Staff recommends approval of the peer review recommendations. Staff Contact: Amin AbuAmara
- 2.A.8 Bay Area Rapid Transit District (BART) – Transit Oriented Development (TOD) and Access Improvements at El Cerrito Plaza and del Norte BART Stations (Project 10002-01) – Request for Appropriation.** Staff seeks authorization for the Chair to execute Resolution 13-09-P to fund BART's request of \$125,000 in Measure J funds to develop Station Modernization concept plans for the El Cerrito stations. **Resolution 13-09-P.** Staff Contact: Jack Hall
- 2.A.11 I-680/SR 4 Interchange Improvements (Project 1117/6001). Authorization to Begin Negotiations and to Issue a Notice to Proceed to WMH Corporation for Environmental and Final Design Services.** Staff recommends authorization to begin negotiations on Contract 372 with WMH Corporation on scope and fee for

the I-680/SR4 Interchange Improvements project, Phase 3 (Project 1117/6001) and following satisfactory conclusion of those negotiations, to issue a Notice to Proceed, in the amount not-to-exceed \$150,000. Staff Contact: Susan Miller

2.A.13 State Route 4 – SR 4/SR 160 Connector Ramps (Project 5001).

2.A.13.1 State Route 4 – SR 4/SR 160 Connector Ramps (Project 5001).

Confirmation for the Authority to Advertise, Award, and Administer (AAA) Construction Contract. Staff seeks confirmation for the Authority to AAA the construction contract for the SR 4/SR 160 Connector Ramps. Staff Contact: Jack Hall

2.A.13.2 State Route 4 – SR 4/SR 160 Connector Ramps (Project 5001) – Request for Proposals (RFP/RFQ 11-8) – Selection of AECOM for Contract Administration and Construction Management Services for State Route 4/State Route 160 Connector Ramps Project. Staff recommends authorization to begin negotiations on Contract No. 373 with AECOM on scope and fee for construction management services for the SR 4/SR 160 connector ramps project (5001) and following satisfactory conclusion of those negotiations, enter into the contract and issue a Notice to Proceed in an amount not-to-exceed \$100,000. Staff Contact: Ivan Ramirez

2.B Planning Committee:

2.B.3 Circulation of Draft Fiscal Year (FY) 2013-14 Congestion Management Agency (CMA) Budget. Staff has prepared a draft Fiscal Year 2013-14 CMA budget for review by the Public Managers' Association (PMA) in April 2013. The Contra Costa Congestion Management Agency (CMA) was established through a Joint Powers Agreement between CCTA and the 20 local jurisdictions. The CMA performs certain Authority planning functions, namely: the Measure C/J Growth Management Program (GMP), and the Congestion Management Program (CMP). The final CMA budget will be adopted in June 2013 as part of the full Authority budget. Staff Contact: Martin Engelmann

2.B.4 TriLink SR-239 Update. Staff will provide an update on the development of a feasibility study for a multi-modal transportation connection between Brentwood and Tracy. Staff Contact: Martin Engelmann

2.B.5 Tassajara Parks Agency Comment Request. Authority staff has received two *Agency Comment Requests* from Contra Costa County Department of

Conservation and Development pertaining to Tassajara Parks (formerly “New Farm”). Comments are due by April 4, 2013. Staff Contact: Martin Engelmann

2.B.6 SB 375/SCS Implementation Update. Staff Contact: Martin Engelmann

End of Consent Calendar

2.A.1. Monthly Project Status Report. Staff Contact: Ross Chittenden

ACTION: Commissioner Arnerich moved to accept Agenda Item 2.A.1, seconded by Commissioner Romick. The motion passed unanimously, 11-0.

DISCUSSION: Commissioner Romick asked about the scheduled completion dates for the State Route 4 projects, and said that he was concerned that the Loveridge segment completion date (early 2014) and the Somersville segment completion date (August 2013) were so far apart. Randy Iwasaki responded that staff was working with OC Jones and Sons to resolve an issue associated with a claim for the handling of dirt. He explained that the contractor has presented a proposal for a global change order including an acceleration, and that staff had requested the cost for acceleration be separated so the Authority could consider the option for completion of the two segments on the same schedule.

3.0 MAJOR DISCUSSION ITEMS:

3.1 Update on Draft *Plan Bay Area* (the 2013 Regional Transportation Plan (RTP)).

The Draft *Plan Bay Area* document was released by MTC on Friday, March 22, 2013, and may be downloaded from MTC’s website. MTC staff will attend the April 17th Authority Board meeting to present the Plan. Comments are due on May 16th. Staff Contact: Martin Engelmann

DISCUSSION: Martin Engelmann, Deputy Executive Director for Planning, stated that MTC and ABAG had released the Draft Plan Bay Area, the Bay Area’s Draft Regional Transportation Plan (RTP) and first Sustainable Communities Strategy (SCS). Mr. Engelmann said that the Plan achieves the goal of reducing CO2 emissions per capita, meeting the 15 percent goal by achieving an 18 percent reduction.

Mr. Engelmann said that staff was in the process of evaluating the Draft Plan and would be developing comments that would be brought to the Authority for review at its meeting in May, in advance of the comment submittal deadline of May 16th.

Mr. Engelmann introduced Miriam Chion, Planning and Research Director from ABAG, and Steve Heminger, Executive Director from MTC, who gave a PowerPoint presentation on the Draft Plan Bay Area.

Ms. Chion reviewed the concepts driving the regional task, and said that the process included an assessment of the different dimensions of the Bay Area's economy, environment, and equity issues in the region. She reviewed the Plan Bay Area development process steps and timeline, and explained that input received last year on the Jobs-Housing Connection Strategy had not yet been incorporated in the Draft Plan. She noted that a total of three public workshops conducted to date had been extremely productive.

Ms. Chion highlighted Bay Area growth plans, including employment, population, and housing trends. She highlighted the differences in the proportion of single family housing as compared to multi-family housing between the years 2000 and 2010, and noted that there had been an increase in demand for multi-family housing. Ms. Chion stated that the Draft Plan growth strategy included priority development areas (PDAs) as well as priority conservation areas. She reviewed maps depicting urbanized, non-urbanized, and priority development areas, and explained that the Bay Area's PDAs included less than 5 percent of the region's land, and would accommodate approximately 80 percent of new housing and over 60 percent of new jobs. She also reviewed a Contra Costa County map showing PDAs by place type, and charts depicting county housing and job growth trends.

Ms. Chion noted that there appeared to be a convergence of jobs toward the urban centers, which has not been seen in the past. She also noted increases in the Latino and Asian populations, and said that in the next 30 years two-thirds of the Bay Area's population growth will be in the senior population.

Steve Heminger reviewed the financial side of the Draft Plan Bay Area – the investments. He outlined the revenue forecast to 2040 and committed and discretionary revenues and investments. Mr. Heminger noted that two-thirds of the revenue in the Plan was generated in the Bay Area – with 53 percent local money and 15 percent regional money consisting primarily of bridge tolls. Mr. Heminger explained that a vast majority of the \$232 billion of committed funding would be spent on operations and maintenance of existing transportation systems, as much of the Bay Area's infrastructure was aging. Additionally, from the 20 percent discretionary revenue of approximately \$57 million, he said that another \$15 billion (or 26 percent) would be budgeted toward the maintenance of existing transportation systems. Mr. Heminger stated that other discretionary

investments included 25 percent for the One Bay Area Grant Program, 29 percent for County investment priorities, 9 percent to build next generation transit, and 7 percent to boost freeway and transit efficiency. Mr. Heminger said that to him the Plan represented an infill housing plan to go along with the Bay Area's infill transportation plan.

Mr. Heminger discussed the Plan's performance results. He explained that both MTC and the ABAG Boards set out a series of ambitious performance objectives, and in most cases met or exceeded them, or made significant progress. He commented that in a few cases, not only were results not achieved, but performance was in the opposite direction of the desired targets for the measures.

Mr. Heminger reminded the Authority that the Plan was a work in progress, and that the exercise would be repeated in 2017. He outlined the platform for advocacy consisting of land use and transportation components. He noted that with the loss of redevelopment funds, a replacement or collection of replacements for the approximately \$1 billion per year in the Bay Area was needed to make the PDAs a reality. Mr. Heminger said that the current Draft Plan Bay Area was a mitigation strategy for existing greenhouse gas emissions, and that the next Plan would address threats to transportation investments from possible future environmental occurrences such as sea level rise and storm surge.

Mr. Heminger highlighted the remaining plan milestones leading to adoption of the Plan Bay Area scheduled for July 2013. He thanked the Authority and staff for all the work that had been done, which he said would hopefully lead to a better plan.

Commissioner Mitchoff stated that the presentation graphs and pie charts would be very helpful to her constituents, and asked that they be made available. She also commented that the Contra Costa map showing the PDAs did not appear to show Pleasant Hill BART as a PDA. Ms. Chion responded that there were five PDAs in Contra Costa, which she said included the Pleasant Hill BART as a specific "place type."

Mr. Heminger added that there was some confusion that the 80 percent of committed funding was tied to PDAs, which he said was incorrect. He explained that much of the money flows by formula from sources other than MTC, and clarified that 70 percent of the OBAG funding was for investment in PDAs.

Representative Keller asked if a new PDA were to emerge in the next year or two, whether it would fit into the current plan or into the next one. *Ms. Chion* responded that MTC and ABAG would open the window for the revision or creation of PDAs by the end of 2013, with a window of 18-24 months to designate or alter the existing PDAs for consideration in the next Plan to be developed over the next three years.

Commissioner Arnerich stated that he appreciated having the conversation, and while there had been some “bumps” and misinformation, the Draft Plan was a good first effort. He said that there were some concerns that the PDA concept really did not apply to Contra Costa, and that the future would probably look the same with most of the growth in single family housing. *Commissioner Arnerich* also commented that the statistics used in the Plan were old, but that the 2017 Plan should give a better, more realistic picture. He also noted that the Authority’s primary concern was to carry out its commitments to Contra Costa’s voters.

Representative de Vera stated that she had read the Plan and believed that it was good. She noted, however, that her experience was that Asian populations appreciate their personal automobiles and seek single family homes in which multi-generations can cohabit.

Representative de Vera said that Hercules had two PDAs, and due to the abolishment of redevelopment agencies was forced to sell land planned for mixed-use and transit. She said that Hercules had difficulty finding developers willing to support its plans, and was hearing that the City’s plans were economically infeasible and unrealistic. *Ms. Chion* responded that planned discussion at MTC/ABAG’s general assembly on April 18th might be helpful.

Commissioner Hudson said that he would be interested in thought process for trying to get the PCI index to the 75 level. He also asked about the hierarchy of PDAs, community risk reduction plan, and said that it would be helpful if the maps included the care areas.

Mr. Heminger responded that while the PDA funding did come with some requirements, determining where it is invested would be up to the Authority.

Ms. Chion added that ABAG and the Air District had been working closely on how to address some of the air quality challenges and how they could be addressed within the planning process.

Commissioner Metcalf asked if MTC was anticipating the public's reaction to the reality that HOT Lanes were about generating revenue. He suggested that MTC clearly explain the public purpose of HOT Lanes through the Plan Bay Area and HOT Lanes outreach efforts.

Mr. Heminger commented that he viewed HOT lanes as a way to manage the system more efficiently, and that they could increase carpool use and benefit express bus service on the corridors.

Chair Abelson said that her city embraces the idea of density, and was working with a developer on a project near El Cerrito's BART station.

Representative Worth thanked Ms. Chion and Mr. Heminger for their helpful presentation, partnership, and diligent work on both the Draft Plan Bay Area and the One Bay Area Grant program.

4.0 REGULAR AGENDA ITEMS:

4.A Administration & Projects Committee:

4.A.9 Legislation: The Authority may take action on any item presented in this report or listed below or any other state or federal legislation pertaining to the Authority's legislative program. Staff Contact: Arielle Bourgart

4.A.9.1 Legislative History. This item comprises an overview of proposed state legislation of interest or potential interest to the Authority. The attached matrix summarizes the content of specific bills, tracks their progress through the legislative process, and indicates the Authority's position on the bills, if taken, as well as the support or opposition of other agencies/entities. Updates in legislative activity are reflected in the attached matrix. The Authority may take action to support, oppose or watch any bill listed on the Legislative History, or any state or federal legislation pertaining to the Authority's legislative program.

4.A.9.2 State Legislation/Policy—Items for Discussion and/or Action. Staff will provide updated information as available on developments in state policy, legislation and finance that have occurred subsequent to the last Authority meeting.

ACTION on SB 731: *Commissioner Hudson* moved to take a "Watch" position on SB 731, seconded by *Commissioner Romick*. The motion passed unanimously, 11-0.

ACTION on SB 792: Commissioner Arnerich moved to take an “Oppose Unless Amended” position on SB 792, seconded by Commissioner Metcalf. The motion passed 10-0-1, with Commissioner Butt abstaining.

DISCUSSION: Arielle Bourgart, Director for Government and Community Relations, introduced Mark Watts, the Authority’s Sacramento Lobbyist, who would be providing additional assistance with the tracking of legislation following her retirement at the end of the month.

Ms. Bourgart stated that an updated legislative matrix, including AB 935, which the Executive Committee took action on at its meeting of April 3, 2013, had been distributed as a meeting handout.

SB 731 (Steinberg)

Ms. Bourgart stated that the APC had discussed SB 731 (Steinberg), which currently represents the author’s intent to accomplish a specific category of CEQA revisions to better enable local agencies to achieve consistency with their SB 375 objectives. Ms. Bourgart explained that when the Authority placed CEQA reform on its legislative platform, the intent was to enable fulfillment of the Authority’s measure projects. She said that the APC recommended a “watch” position on the bill.

Commissioner Pierce said that the subject had been discussed extensively at both ABAG and MTC and were also “watching” the bill. She said that there was interest in legislation that would help streamline the process and not undermine the core purpose of CEQA, and make frivolous lawsuits less likely.

Commissioner Butt said that there was significant discussion regarding SB 731 at a recent League of California Cities and Environmental Quality Committee meeting, at which a “watch” position was adopted. He said that the consensus was that, while there had been a lot of action in the legislature on the bill, there had been very few specifics and more work needed to be done to clearly define the problem.

SB 792 (DeSaulnier)

Ms. Bourgart stated that SB 792 concerned the consolidation of Bay Area regional agencies, providing for the existing joint policy committee of the Bay Area’s regional agencies to prepare a regional organizational plan for the agencies including the consolidation of their common

functions. The joint policy committee would also review all the plans, policies, regulations of the agencies to ensure coordination and consistency, and consistency with the requirements of SB 375. Ms. Bourgart noted that the bill was a new edition of similar legislation introduced by Senator DeSaulnier last year which failed.

Ms. Bourgart stated that the APC discussed concerns about the incorporation of agencies that are not transportation-related into a body that would oversee transportation agencies and whether the new body would be effective, and recommended a “watch” position on SB 792.

Commissioner Pierce reported that she recently attended a joint MTC/ABAG Planning Committee meeting at which SB 792 was discussed, and that the MTC Legislative Committee had taken an “oppose” position to the bill due in part to amendments that were recently introduced but not yet vetted by local officials. She explained that the bill was also discussed at the Joint Policy Committee (JPC) Executive Committee (which she said was formed to ensure coordination among the four regional agencies and has been effective) on Friday, April 12th, and determined that some of the new amendments were unacceptable. Therefore, *Commissioner Pierce* said that the JPC Executive Committee requested that a sub-committee of representatives of the agencies work with Senator DeSaulnier to create a completely new bill that would bring the agencies together in a working relationship, to better facilitate collaboration for the next Plan Bay Area.

Commissioner Pierce said that the bill in fact had moved to Committee on April 16th, but that Senator DeSaulnier had committed to removing the objectionable amendments recently introduced – and commit on the record to do so – and to talk with the representatives of the agencies to reshape the bill into something that all could live with.

Commissioner Pierce noted that SB 792 was a two year bill, and because of activities related to Plan Bay Area, continued discussions on SB 792 would likely not occur until September. *Commissioner Pierce* said that she concurred with the APC’s recommendation to take a “watch” position on SB 792 and honor the Senator’s commitment to work together on a new version of the bill.

Commissioner Arnerich said that in light of *Commissioner Pierce's* report, he recommended the Authority take an "oppose unless amended" position.

Mark Watts requested Authority support for his plan to meet with Senator DeSaulnier before providing correspondence regarding the Authority's position on SB 792. By consensus, it was agreed that Mr. Watts would meet with Senator DeSaulnier and reinforce the Authority's position on the bill.

Representative Worth commented that the goals of the legislation and the JPC Executive Committee were the same, and that the Authority's support was important.

Mr. Watts also provided an update on AB 210, AB 935 (to which he said significant amendments were in process), and shared the disappointing news that President Pro Tem Steinberg announced that the Senate would not be adopting any voter threshold legislation in 2013. Mr. Watts also reported that the Air Resources Board had completed its initial first draft revenue distribution plan that was called for in legislation passed last year, and that a public hearing was scheduled for April 25th. Lastly, Mr. Watts reported AB 574 (B. Lowenthal), the Cap and Trade Coalition's bill, made it into print on April 16th.

Mr. Watts thanked the Authority for the opportunity to work with Ms. Bourgart over the years.

4.A.10 2013 Update to the Measure J *Strategic Plan* - Overall Approach and Development Schedule. Staff seeks approval of key policy issues that will guide the development of the upcoming update to the *Strategic Plan*, which is targeted to be adopted in December 2013. Staff Contact: Hisham Noeimi

ACTION: Commissioner Arnerich moved to approve staff's overall approach to the 2013 Strategic Plan update including the nine key policy recommendations, seconded by *Commissioner Hudson*. The motion passed unanimously, 11-0

DISCUSSION: Hisham Noeimi, Engineering Manager, explained that the Strategic Plan guided the timing of Measure J project expenditures, and that staff uses assumptions regarding sales tax revenues, debt service costs on proposed bonds, project schedules and expenditures in its development, and later evaluates and adjusts the assumptions based on actual data. Mr. Noeimi noted that the 2013

Strategic Plan, covering the period between FY 2013 and FY 2019, would be the 4th of 12 Strategic Plan prepared over the life of Measure J.

Mr. Noeimi said that due to a number of favorable factors, the Authority needed to decide how to program \$176 million in additional funding capacity in an equitable and cost-effective manner. He said that an improvement in the economy, favorable financing terms on the bonds issued in December 2012 and interest expense savings, and the number of construction contracts issued over the last couple of years which allowed the Authority to capitalize on the favorable bid environment were all contributing factors. He also noted that executive staff had been able to secure over \$107 million in other fund sources, which reduced the demand on Measure J funds.

Mr. Noeimi stated that the Authority expected to collect \$2.7 billion over the life of Measure J – \$1.1 billion or 42 percent for Projects, and \$1.5 billion or 58 percent for Programs – as compared to \$2.45 billion estimated in the last Strategic Plan.

Mr. Noeimi provided a PowerPoint presentation on the 2013 Measure J Strategic Plan approach and development schedule. The presentation included an overview of revenue projections for both projects and programs, including comparisons of the 2011 Strategic Plan to the 2013 Strategic Plan, nine key policy issues and staff recommendations that will guide the development of the Strategic Plan update, and the schedule leading to adoption in December 2013. Mr. Noeimi said that the APC concurred with staff's recommendations on each of the nine key policy issues.

4.A.12 Fiscal Year 2013-14 Authority Salary Ranges and Benefits Resolution No.

13-08-A. The Administrative Code calls for the Executive Director to submit a resolution to the Board establishing the positions, salary ranges and benefits for Authority staff effective with the start of the next fiscal year. Staff Contact: Randall Carlton

4.A.12.1 Approval of Authority Salary Ranges and Benefits for Fiscal Year 2013-

14. Staff recommends that the Authority adjust salary ranges for inflation by the percent change in the Consumer Price Index which was 2.2% effective July 1, 2013. **Resolution 13-08-A.**

4.A.12.2 Discussion of Employee Parking Options and Commute Alternatives.

The Authority's 16 year office lease began with 3 years of no cost employee parking which is ending. Effective July 1, 2013, the onsite garage operator will begin charging employees for parking. The

monthly rate is \$70 a month. Staff is seeking direction on a multitude of options including a parking subsidy and enhancing incentives for Authority employees to use commuter alternatives instead of parking.

ACTION: *Commissioner Pierce* moved to approve the staff and APC recommendation regarding parking as outlined in Resolution 13-08-A, seconded by *Commissioner Hudson*. The motion passed 9-2, with “No” votes by *Commissioner Abelson* and *Commissioner Butt*.

ACTION: *Commissioner Pierce* moved to approve the staff and APC recommendation on Salary and Benefits, seconded by *Commissioner Romick*. The motion passed 7-3-1, with “No” votes by *Commissioner Butt*, *Commissioner Mitchoff*, and *Alternate Andersen*, and *Alternate Leone* abstaining.

ACTION: *Commissioner Pierce* moved to direct staff to complete a Salary and Benefits survey to look at healthcare benefits and return to the APC in a timely manner to allow the APC to make a recommendation that can be acted upon by the Authority and put it in effect before the health benefits open enrollment period begins in October, for implementation on January 1st, seconded by *Commissioner Arnerich*. The motion passed unanimously, 11-0.

DISCUSSION: Randy Carlton, Chief Financial Officer, stated that the APC recommended that the Authority approve Resolution 13-08-A, which calls for a 2.2 percent adjustment in staff salary ranges and benefits as outlined in the agenda packet. He said that the APC recommended a 3-year phase-out of the Authority’s subsidy for employee parking. Mr. Carlton explained that the parking discussion was related to a proposed Transportation Demand Management (TDM) program administered by Contra Costa Centre, which would incentivize employees to consider commute alternates as shown in the attachment to Resolution 13-08-A. He said the APC requested that staff return with a discussion on healthcare benefits.

Alternate Andersen said that she hoped the Authority would look closely at the employer-paid employee-share of pension contributions as part of the upcoming discussion on healthcare benefits. Mr. Carlton responded that every three years the Authority completes a Salary and Benefits study/survey, and that pension contributions are one of the factors considered as part of a total compensation study.

Commissioner Mitchoff stated that she would be voting against Resolution 13-08-A due to concerns about the healthcare component. She said that with the advent of the California Public Employees Pension Reform Action of 2012 (PEPRA), the Authority needed to consider total compensation and how it could continue to attract and retain high quality employees. She further explained that she was under a great deal of scrutiny by County employees who would object to her support for benefits not provided to them.

Representative Keller said that he had concerns about what staff was referring to as “incentives” and suggested that they be re-labeled. He added that any incentives for public transportation should be greater than or equal to those provided to employees using their personal automobiles for their daily commute to work. *Representative Keller* noted that he had no objection to the phasing-out of staff parking as proposed by staff, but seriously objected to using the Contra Costa Centre’s incentives which he believed to be inadequate.

Randy Iwasaki clarified that the Authority would be enhancing the benefits provided by the Contra Costa Centre, further incentivizing employees to give up their personal vehicles for their daily commute to work.

Commissioner Mitchoff said that because the proposed Salary and Benefits Resolution would take effect July 1st, she suggested that the APC again discuss the matter to consider addressing *Representative Keller’s* concerns.

Commissioner Arnerich said that the APC did not discuss elements of the local TDM program but recommended that the parking subsidy be phased-out. He said that he agreed with *Commissioner Mitchoff’s* suggestion and that the APC approved the adjustments to the salary ranges, with the caveat that staff return with a discussion of medical benefits.

Mr. Carlton said that staff would return to the APC in May with a schedule for hiring an HR consultant for the Salary and Benefits study, which he said was typically done every three years. He estimated the timeframe for completion of the study at approximately 3 months, which likely would not coincide with the start of the new fiscal year. Mr. Carlton said that it was advisable that the APC and Authority look

at total compensation, and further explained that it was important that staff be allowed to make decisions during the health benefits open enrollment period in October for benefits beginning January 1 with known cost sharing information. Mr. Carlton said that for budget purposes, staff needed the Authority to approve positions and salary ranges and the benefit package so costs could be factored into the budget.

Commissioner Pierce suggested that the Authority approve the recommendation as it stands (including medical continuing past July 1st, with a phase-out parking over the next four years,) and then task staff to return to the APC reasonably soon so that a decision can be made for the next calendar year's election for medical to allow employees to make their open enrollment selections in the fall with known cost-sharing obligations that will be effective January 1st.

Chair Abelson asked for clarification of when staff would begin to pay for a portion of their parking. Mr. Carlton responded that beginning July 1st, staff would pay 20 percent of the cost of parking as shown on the last page of the attachment to the Salary and Benefits Resolution, included in the Authority packet on page 4.A.12.1-11.

Commissioner Butt made a motion which to not pay for employee parking which was not seconded, and therefore *Commissioner Pierce* made a substitute motion (the first of three motions made and passed on this item), and that the Authority adopt the staff and APC recommendation regarding parking as outlined in the Authority packet on page 4.A.12.1-11.

4.B Planning Committee

- 4.B.2 Adopt Initial *PDA Investment and Growth Strategy* and Forward to MTC for Review and Comment.** MTC Resolution 4035 outlines an approach for allocating federal funding through Fiscal Year 2015–16. The resolution created the OneBayArea Grant (OBAG) program, which focused a significant share of funding on projects that encourage the development of priority development areas (PDAs), and required CMAs to prepare a *PDA Investment and Growth Strategy* by May 1, 2013. According to MTC, the purpose of the *PDA Strategy* is to “ensure that CMAs have a transportation project priority-setting process for OBAG funding that supports and encourages development in the region’s PDAs, recognizing that the diversity of PDAs will require different strategies.” Staff,

with consultant support and input from the PDA/OBAG Working Group and TCC, has prepared a proposed *PDA Strategy* for Authority review. Staff recommends forwarding the Draft to MTC for review and circulating for public comment. Staff Contact: Brad Beck

ACTION: Commissioner Mitchoff moved to approve the initial Contra Costa PDA Investment and Growth Strategy for submittal to MTC and ABAG for review and circulation to the RTPCs and local jurisdictions for comment by July 31, 2013, seconded by *Commissioner Hudson*. The motion passed unanimously, 11-0.

DISCUSSION: Martin Engelmann, Deputy Executive Director for Planning, said that staff was seeking Authority approval to submit the draft PDA Investment and Growth Strategy to MTC for review and comment, and to circulate the document to jurisdictions and Regional Transportation Planning Committees, with comments due by July 31st. He said that comments received would be incorporated into the next draft PDA Investment and Growth Strategy which would be circulated at the end of the year for submittal to MTC in April of 2014.

Mr. Engelmann thanked Brad Beck, Senior Transportation Planner, who was instrumental writing the report, and also acknowledged Mr. Walter Kieser from EPS for his assistance with the assembly of data used for the report.

5.0 CORRESPONDENCE AND COMMUNICATIONS:

5.1 Contra Costa Times article by Denis Cuff posted on April 7, 2013 “Will Merging Lanes Ease I-680 Congestion in San Ramon Valley?”

A letter from SWAT dated April 15, 2013 to Authority Chair Abelson RE: SWAT Comments on “Launching the 2014 Countywide Transportation Plan Update” (with corresponding discussion papers) was distributed as a meeting handout.

Additionally, the following articles were distributed as meeting handouts: (1) “Twenty-five Years Later, Relief in Sight for Nasty I-680 Interchange” written by Denis Cuff, which was posted in the Contra Costa Times on April 15, 2013; (2) “New Proposals on Table to Bring Pittsburg Back into Regional Transportation Group” written by Paul Bugarino, which was posted in the Contra Costa Times on April 15, 2013; and (3) “Tassajara Valley Housing Plan Shrinks Again” written by Lisa Vorderbrueggen, which was posted in the Contra Costa Times on April 13, 2013, updated on April 14, 2014.

6.0 ASSOCIATED COMMITTEE REPORTS:

6.1 Central County (**TRANSPAC**): Report of March 14, 2013

6.2 East County (**TRANSPLAN**): *The report of April 11, 2013 was included as a meeting handout.*

6.3 Southwest County (**SWAT**): *The report of April 1, 2013 was included as a meeting handout.*

6.4 West County (**WCCTAC**): Report of March 22, 2013

7.0 COMMISSIONER AND STAFF COMMENTS:

7.1 Chair's Comments and Reports

7.2 Commissioners' Comments and Reports

Commissioner Pierce reported that she represented the Authority at the California Council of Governments (CalCOG) annual conference and business meeting, which was held on April 3rd in Monterey. She said that CalCOG was evaluating how regional agencies throughout the state could work together on issues and legislation that affect all.

Commissioner Pierce explained that “Cap and Trade” had significant impacts, and that CalCOG had joined together with the Transportation Coalition for Livable Communities and was working with the League of California Cities, State Association of Counties, Alliance for Jobs, and a consultant engaged to help organize the coalition in support for getting cap and trade dollars back for transportation with an equitable distribution throughout the state for transportation purposes. *Commissioner Pierce* said that she thought it was a good idea to be a part of the coalition, and that the cost to the Authority would be \$1,000.00 per year.

Commissioner Pierce also stated that CalCOG discussed lobbying for the 55 percent voter threshold, but because Southern California is opposed to the 55 percent voter threshold and CalCOG’s bylaws prohibit it from advocating for causes without unanimous support, it declined to take a position. *Commissioner Pierce* said that she would forward the CalCOG meeting packet and Minutes to other members of the Authority.

7.3 Executive Staff Comments and Reports

Mr. Iwasaki reviewed his Executive Director’s report, and noted that the California Transportation Foundation (CTF) would be holding its Transportation Awards event at the Grand Sheraton Hotel in Sacramento on May 23rd, for which

staff had nominated former Authority Chair/current Alternate *Don Tatzin* for the CTF Elected Official of the Year award. He noted also that a Contra Costa project might be an award finalist, and that Commissioners interested in attending the event should notify Danice Rosenbohm.

Mr. Iwasaki stated that because the regular July APC meeting date falls on the July 4th Holiday, an alternate meeting date would be discussed by the APC at its May meeting.

8.0 CALENDAR:

8.1 Meeting Calendar: May, June, July 2013

8.2 Calendar of Upcoming Events

9.0 ADJOURNMENT to Wednesday, May 15, 2013, at 6:00 p.m.

The meeting was adjourned at 8:57 p.m. to Wednesday, May 15th at 6:00 p.m.

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