

AMADOR COUNTY TRANSPORTATION COMMISSION

MINUTES

October 21, 2009 – 6:40 p.m.

The Amador County Transportation Commission (ACTC) met at the County Administration Center, 810 Court Street, Jackson, California on the above date, and the following proceedings were had, to wit:

Present on Roll Call:

Greg Baldwin – Vice Chairman

Louis Boitano – Chairman

Pat Crosby

Theodore Novelli, Alternate

David Plank

Dave Richards

Absent:

Richard Forster

Also Present:

Dan Brewer, Chief, Rural Planning and Administration, Caltrans District 10

Charles Field, ACTC Executive Director

Robyn Sheehan, ACTC Administrator

Neil Peacock, ACTC Planner/Program Manager

Agenda:

Motion: It was moved by Commissioner Plank, seconded by Commissioner Baldwin, and unanimously carried to approve the agenda as presented.

Public Matters Not on the Agenda: Debbie Dunn, Upcountry resident, thanked the ACTC for the new crosswalk in Pine Grove.

ACTC Executive Director Charles Field reported that Ed Arata organized a group of volunteers to help clean up the Sutter Creek gateway site at Highway 49 and Valley View Way. He stated that Bart Weatherly and approximately 25 other volunteers pulled weeds on Saturday and will likely continue to help maintain the project site, which was funded with Transportation Enhancement Funds. Chairman Boitano expressed thanks to the group of volunteers.

CONSENT AGENDA

Tri-County State Transportation Improvement Program (STIP): Mr. Field advised that the Tri-Counties will be holding a conference call with Caltrans on Monday concerning the Tri-Counties' STIP funds. ACTC consultant Scott Maas, Maas & Associates, stated that Alpine, Amador and Calaveras Counties each have important STIP funded projects: Emigrant Trail Rehabilitation, SR 88 Pine Grove Corridor Improvements, and SR 4 Wagon Trail Realignment. The California Transportation Commission's (CTC's) proposed recommendations for fiscal year 09/10 STIP funding does not include any of these projects. He explained that, without these STIP funds, Alpine County will lose \$162,000 in American Reinvestment and Recovery Act

(ARRA) funds and Calaveras County could lose its million dollars worth of Highway Priority Project Earmark funds. The Tri-County Executive Directors will be seeking support for these projects from the District 10 Director and will then submit letters to the CTC Executive Director, CTC Chairman and Caltrans Director emphasizing the importance of funding these projects in the 2009/10 fiscal year.

Chairman Boitano stated that it should be noted in the letter that the Tri-County Agreement has been an important model for the State.

Gold Rush Ranch Project Update: Mr. Field reported that the Sutter Creek Planning Commission and City Council have taken the ACTC's input seriously and they have been crafting conditions that would require the Gold Rush project to address their regional highway traffic impacts. The City Council formed a sub-committee to work with City staff and ACTC. It appears that the City Council and committee would like Gold Rush to build projects instead of paying a fee. Three of these proposed, top priority projects are Bowers Drive/Forest Products Road relocation, improvements to the SR 104/49 intersection (Phase I) at Sutter Hill, and widening of Valley View Way. In addition, there are a significant amount of other conditions and traffic mitigations in the documents. Mr. Field advised that the ACTC is aggressively looking for other funding sources for these projects and if ACTC is able to build the projects with public funds, then Gold Rush will pay into the program the cost of the improvements. The City of Sutter Creek will likely ask the ACTC to sign a letter supporting the Gold Rush Ranch conditions and support the condition that Gold Rush will not pay into any future CMX fee program.

Commissioner Baldwin asked why Walgreens is not paying for the intersection improvements at SR 49/104. Mr. Field responded that Walgreens was not required to construct the right-turn lane because it was documented that the right-turn lane is not needed with Walgreens plus existing traffic. Walgreens has been required to construct a number of other frontage improvements.

Keith Sweet, City of Jackson, asked how this agreement with Gold Rush is different than what might have occurred under CMX. Mr. Field responded that it would depend on whether Plan A or Plan D were adopted as the funding program. The total of all building permits in Gold Rush would have totaled approximately \$9.3 million under Plan A and approximately \$4.5 million under Plan D. The total cost of improvements they will be required to construct is approximately \$4.5 million. The big difference is that we will not be waiting for the building permits to be issued. If CMX were adopted, ACTC would be building the projects and collecting fees at the building permit stage and nothing would happen except at the Gold Rush access roads and along the Gold Rush frontage until enough building permit fees were paid to afford the construction. Under the proposed conditions Gold Rush will actually build or pay the cost for top priority CMX projects early in the Gold Rush construction schedule.

Mr. Sweet asked how this will affect remaining developers for the development of the other projects in the CMX plan and is this setting a precedent for Plan D. Mr. Field stated that he hopes this is not setting a precedent and it is possible other developers may end up paying more.

Commissioner Crosby stated that the Gold Rush project will be built; it is not just on paper. As a result, improvements will be made to both sides of Prospect Drive.

Bart Weatherly, resident of Sutter Creek, asked Commissioner Crosby if the developer accepts all these conditions that the sub-committee placed on the project and that the conditions are subject to a time period rather than a number of houses. Commissioner Crosby responded that, in general, those were parts of the conversation. He stated that a bird in hand is worth two in the bush and these conditions are in accordance with CMX. Mr. Weatherly encouraged the ACTC's support of the conditions. Commissioner Baldwin expressed thanks to Commissioner Crosby and the City for their work on this project.

Mr. Field asked for comments, concerns or objections from the Commission concerning the manner in which ACTC staff has been handling ACTC's input on this project, given that there is no program in place. Chairman Boitano stated that the City has heard the ACTC's concerns and the City is working with the ACTC, which is important. Commissioner Novelli expressed support concerning the last paragraph on page five of the staff report dated October 15, 2009.

Motion: It was moved by Commissioner Baldwin, seconded by Commissioner Richards, and unanimously carried to approve the consent agenda as presented and discussed.

Resolution No. 09-13

Resolution approving the Planning, Programming and Monitoring Fund Transfer Agreement and Activities Plan and authorizing the Chairman to execute the Fund Transfer Agreement

REGULAR AGENDA

Foothill Rideshare Program: ACTC Foothill Rideshare consultant Renee Chapman provided a progress report concerning the Foothill Rideshare Program. She advised that she is working to launch a van pool pilot project through a partnership with VPSI, ARTS, and the Amador Air District. Ms. Chapman explained how Google Transit works and advised that Tuolumne County has implemented Google Transit. In July 2010 it will be time to review the Tri-County memorandum of understanding for the Foothill Rideshare Program.

Commissioner Novelli expressed thanks to Ms. Chapman for her efforts concerning the van pool program.

Sutter Hill Transit Center Project: Project manager Matt Boyer, Dokken Engineering, reported that the contract with Wolin & Sons, Inc. should be closed out in approximately two weeks. He advised that \$49,927 in American Recovery and Reinvestment Act (ARRA) Transportation Enhancement funds are available for potential use with the Sutter Hill Transit Center project. It is proposed that these funds be used to enhance the Sutter Hill Transit Center park site as Phase V of the project. These funds can be combined with the project's Environmental Enhancement and Mitigation grant funds to add supplemental landscaping and enhance the northern side of the transit site.

Commissioner Baldwin asked if the site is completely fenced with a perimeter fence. Mr. Boyer responded that a barbed wire fence separates the transit site from the Bowers property. Additional fencing as well as surveillance and security equipment will be funded by Proposition 1B Transit Security funds.

Motion: It was moved by Commissioner Richards, seconded by Commissioner Plank, and unanimously carried to approve the following:

- Authorize the Chairman to sign the Notice of Acceptance with Wolin & Sons, Inc. for the Sutter Hill Transit Center Phase I project.
- Upon Notice of Acceptance, authorize staff to reduce Bond of Faithful Performance (Bond No. CAC 66128) by \$969,834.96 (90% of original) to \$107,759.44 to guarantee against defective work, labor done or defective materials furnished and release after one year if no claims are made.
- Upon Notice of Acceptance, authorize staff to reduce Bond for Labor and Material (Bond No. CAC 66128) by \$969,834.96 (90% of original) to \$107,759.44 to guarantee payment to persons furnishing labor, materials or equipment and release in six months if no claims are made.
- Upon Notice of Acceptance, authorize staff to pay remaining Progress Payments, and to release all retention from Progress Payments to Wolin & Sons.
- Adopt resolution authorizing staff to submit a grant application to Caltrans in the amount of \$49,927.00 in American Recovery and Reinvestment Act (ARRA) Transportation Enhancement funds for the Sutter Hill Transit Center – Phase V project.

Resolution No. 09-14

Resolution authorizing Chairman or Executive Director to execute all related documents concerning the Sutter Hill Transit Center ARRA Transportation Enhancement Project

Caltrans Reports: Dan Brewer, Chief, Rural Planning and Administration, Caltrans District 10, reported that the Regional Transportation Plan Guidelines Work Group meeting will be held on November 3, 2009, in Sacramento. The meeting is intended to provide an overview of the primary areas within the guidelines proposed for revision. This will be the final draft guidance for adoption by the California Transportation Commission.

The California Transportation Plan 2035 public workshops have been delayed until next year.

The interim Deputy District Director of Maintenance and Operations is currently Laurie Jurgens and Dennis Agar will be returning to assume this position on a permanent basis.

Claims: ACTC Planner/Program Manager Neil Peacock advised that a claim from Staples in the amount of approximately \$1,050.00 was inadvertently omitted from the claim list. This claim is for presentation graphics being prepared by Staples for the SR 88 Pine Grove Corridor Improvement project.

Motion: It was moved by Commissioner Novelli, seconded by Commissioner Richards, and unanimously carried to approve the revised claim list including an additional claim for Staples for approximately \$1,050.00.

Adjournment: Chairman Boitano advised that several ACTC members may be attending the California State Association of Counties (CSAC) meeting on November 18, 2009, and will not be available to attend the regularly scheduled ACTC meeting on this date. Commissioners

agreed that the November and December meeting may be combined and ACTC staff can arrange for a mutually agreeable meeting date.

Motion: It was moved by Commissioner Baldwin, seconded by Commissioner Crosby, and unanimously carried to adjourn the meeting to a date and time to be determined. Said meeting will be held at the Amador County Administration Center, 810 Court Street, Jackson, California.

At 7:40 p.m. Chairman Boitano adjourned the meeting.

Louis Boitano, Chairman
Amador County Transportation Commission

ATTEST:

Recording Secretary

Note: Copies of referenced documents are available at the ACTC office.