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Regional Transportation Planning Agency - Local Transportation Commission  
Monterey County Service Authority for Freeways and Expressways  
Monterey County Regional Development Impact Fee Joint Powers Agency  
Email: [info@tamcmonterey.org](mailto:info@tamcmonterey.org)

**Executive Committee**

*Members are: Michael LeBarre, Chair; Chris Lopez, 1st Vice Chair; Dave Potter, 2nd Vice Chair; Mary Adams, Past Chair; Wendy Askew, County Representative; Chaps Poduri, City Representative*

**Wednesday, August 2, 2023**

**\*\*8:30 AM\*\***

**MEETING LOCATION**

Voting members must attend a physical meeting location to count towards quorum

*55B Plaza Circle, Salinas, California 93901  
Transportation Agency Conference Room*

**Alternate Locations with Zoom Connection Open to the Public**

*2616 1st Avenue, Marina, California 93933  
Supervisor Askew's Office*

*599 El Camino Real, Greenfield, California 93927  
Supervisor Lopez's Office*

**Members of the public & non-voting members may join meeting online at:**

<https://us02web.zoom.us/j/775161178?pwd=STY4UzZZblpOK0VLdEs3RGZUS3kyUT09>

**OR**

**Via teleconference at +1 669 900 6833**

**Meeting ID: 775 161 178**

**Password: 536047**

*Please note: If all board members are present in person, public participation by Zoom is for convenience only and is not required by law. If the Zoom feed is lost for any reason, the meeting may be paused while a fix is attempted but the meeting may continue at the discretion of the Chairperson.*

*Please see all the special meeting instructions at the end of this agenda*

Complete agenda packets are on display at the Transportation Agency for Monterey County office and at these public libraries: Carmel, Monterey, Salinas Steinbeck Branch, Seaside, Prunedale, and King City. Any person who has a question concerning an item on this agenda may call the Agency Secretary to make an inquiry concerning the nature of the item described on the agenda. Please recycle this agenda.

**1. QUORUM CHECK – CALL TO ORDER**

***Call to order and self-introductions. If you are unable to attend, please contact Elouise Rodriguez, Senior Administrative Assistant. Your courtesy to the other members to assure a quorum is appreciated.***

## **2. PUBLIC COMMENTS**

Any member of the public may address the Committee on any item not on the agenda but within the jurisdiction of the Committee. Under this item, each member of the public is allowed three minutes to address concerns. Comments in items on this agenda may be given when that agenda item is discussed. Persons who wish to address the Committee for public comment or on an item on the agenda are encouraged to submit comments in writing to Maria at [maria@tamcmonterey.org](mailto:maria@tamcmonterey.org) by 5:00 pm the Monday before the meeting, and such comments will be distributed to the Committee before the meeting.

Alternative Agenda Format and Auxiliary Aids: If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals requesting a disability-related modification or accommodation, including auxiliary aids or services, may contact Transportation Agency staff at 831-775-0903. Auxiliary aids or services include wheelchair accessible facilities, sign language interpreters, Spanish language interpreters, and printed materials in large print, Braille or on disk. These requests may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting and should be made at least 72 hours before the meeting. All reasonable efforts will be made to accommodate the request.

## **3. CONSENT AGENDA**

Approve the staff recommendations for items listed below by majority vote with one motion. Any member may pull an item off the Consent Agenda to be moved to the end of the **CONSENT AGENDA** for discussion and action.

**3.1. APPROVE** Executive Committee draft minutes of June 7, 2023.

**- Elouise Rodriguez**

## **4. Legislative Update:**

1. **RECEIVE** update on state and federal legislative issues; and
2. **RECOMMEND** the Board of Directors adopt positions on proposed legislation.

**- Christina Watson**

***Staff and consultants will present updates on state and federal legislative activities and present proposed positions on draft legislation.***

**5. RECEIVE** update on Measure X revenues.

**- Michael Zeller**

***Prior to Monterey County voters adopting Measure X in November 2016, revenues were conservatively estimated to be \$20 million per year. Actual revenues have been significantly higher, with the fiscal year 2021/22 revenues totaling \$38.13 million. The Measure X Citizens Oversight Committee requested information on how excess revenues could be used and staff will provide this discussion to the Executive Committee in advance of the Oversight Committee.***

6. **RECOMMEND** that the Board of Directors approve the evaluation form, procedure, and timeline for completing the annual evaluation for Executive Director and Counsel.

- Jefferson Kise

***The Agency Bylaws require an annual evaluation of the Executive Director and Counsel.***

7. **Announcements and/or comments from Transportation Agency members on matters that they wish to put on future Transportation Agency agendas.**
8. **ADJOURN**

#### **ANNOUNCEMENTS**

Next Executive Committee meeting:

**Wednesday, September 6, 2023, at 8:30 a.m.**

**Transportation Agency for Monterey County**

**Conference Room**

**55-B Plaza Circle, Salinas CA 93901**

A quorum of voting members is required to be present to hold this meeting.

There will be a zoom link for hybrid participation by members of the public.

If you have any items for the next agenda, please submit them to:  
Elouise Rodriguez, Clerk of the Board & Senior Administrative Assistant

[Elouise@tamcmonterey.org](mailto:Elouise@tamcmonterey.org)

#### Important Meeting Information

Agenda Packet and Documents: Any person who has a question concerning an item on this agenda may call or email the Agency office to make inquiry concerning the nature of the item described on the agenda. Complete agenda packets are on display online at the Transportation Agency for Monterey County website. Documents relating to an item on the open session that are distributed to the Committee less than 72 hours prior to the meeting shall be available for public review at the Agency website. Agency contact information is as follows:

Transportation Agency for Monterey County

[www.tamcmonterey.org](http://www.tamcmonterey.org)

55B Plaza Circle, Salinas, CA 93901

TEL: 831-775-0903

EMAIL: [info@tamcmonterey.org](mailto:info@tamcmonterey.org)

Agenda Items: The agenda will be prepared by Agency staff and will close at noon nine (9) working days before the regular meeting. Any member of the Board may request in writing an item to appear on the agenda. The request shall be made by the agenda deadline and any support papers must be furnished by that time or be readily available.

## Memorandum

**To:** Executive Committee  
**From:** Elouise Rodriguez  
**Meeting Date:** August 2, 2023  
**Subject:** Executive Committee draft minutes of June 7, 2023

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### **RECOMMENDED ACTION:**

**APPROVE** Executive Committee draft minutes of June 7, 2023.

### **SUMMARY:**

### **FINANCIAL IMPACT:**

### **DISCUSSION:**

### **ATTACHMENTS:**

1. Exec draft minutes June\_7\_2023

### **WEB ATTACHMENTS:**

**DRAFT MINUTES**

**TRANSPORTATION AGENCY FOR MONTEREY COUNTY**  
 SERVICE AUTHORITY FOR FREEWAYS EMERGENCIES AND MONTEREY COUNTY  
 REGIONAL DEVELOPMENT IMPACT FEE JOINT POWERS AGENCY

**EXECUTIVE COMMITTEE MEETING**

*Members: Michael LeBarre (Chair), Chris Lopez (1<sup>st</sup> Vice Chair),  
 Dave Potter (2<sup>nd</sup> Vice Chair), Mary Adams (Past Chair),  
 Wendy Root Askew (County representative), Chaps Poduri (City representative)*

**Wednesday, June 7, 2023**

\*\*\* 8:30 a.m. \*\*\*

Transportation Agency Conference Room, 55-B Plaza Circle, Salinas California

Alternate locations:

*2616 1st Avenue, Marina, California 93933, Supervisor Askew's Office*

*599 El Camino Real, Greenfield, California 93927, Supervisor Lopez's Office*

*505 N. Michigan Avenue, Illinois 60611, Committee Member Poduri*

<b>EXECUTIVE COMMITTEE</b>	<b>AUG 22</b>	<b>SEP 22</b>	<b>OCT 22</b>	<b>NOV 22</b>	<b>JAN 23</b>	<b>FEB 23</b>	<b>MAR 23</b>	<b>APR 23</b>	<b>MAY 23</b>	<b>JUN 23</b>
Michael LeBarre, <b>Chair</b> King City (C. DeLeon)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P	P	P	P (VC)
Mary Adams, <b>Past Chair</b> Supr. Dist. 5 (C. Courtney)	P(A) (VC)	P (VC)	P (VC)	P (VC)	P (TC)	P (VC)	P	P	P(A) (VC)	P
Chris Lopez, <b>1<sup>st</sup> Vice Chair</b> Supr. Dist. 3 (P. Barba)	P(A) (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)
Dave Potter, <b>2<sup>nd</sup> Vice Chair</b> Carmel-By-The-Sea (J. Baron)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)	A	P*	P	P	P
Wendy Root Askew, <b>County Representative</b> Supr. Dist. 4 (Y. Anderson, E. Mora)	P (VC)	P (VC)	P (VC)	P(A) (VC)	P(A) (VC)	P (VC)	P (VC)	P (VC)	P (VC)	P (VC)
Chaps Poduri, <b>City Representative</b> (Joe Amelio)	P (VC)	P (VC)	P (VC)	P (VC)	E	P* (VC)	P	P	P	P (VC)

*TC: via teleconference; VC: via video conference*

P = Present

A = Absent

P(A) = alternate present

E = Excused

P(VC) Video Conference

P\*= New Representative

## **1. CALL TO ORDER**

Chair LeBarre called the meeting to order at 8:31 a.m. Roll call was taken, and a quorum was confirmed.

Staff present: Kise, Muck, Rodriguez, Watson, and Zeller.

Others present (PV): Robert Brayer, County Counsel; Paul Schlesinger and Jim Davenport, Thorn Run Partners; and Gus Khouri, Khouri Consulting.

## **2. PUBLIC COMMENTS**

No public comment

## **3. CONSENT AGENDA**

On a motion by Committee Member Lopez, seconded by Committee Member Adams, the Committee voted 6-0 to approve the minutes from the Executive Committee meeting of May 3, 2023, and the updated Agency weighted vote table.

## **4. LEGISLATIVE UPDATE**

On a motion by Committee Member Potter, seconded by Committee Member Lopez, the Committee voted 6-0 to receive an update on state and federal legislative issues; and recommended the Board of Directors adopt positions on proposed legislation, as follows:

- Oppose AB 825 (Bryan): "Vehicles: bicycles on sidewalks"
- Oppose unless amended AB 7 (Friedman): "Transportation: planning: project selection processes"

Gus Khouri, Agency state legislative analyst, presented the draft state bill list and an update on state legislative activities. Christina Watson, Director of Planning, noted that going forward, bills that are dead, 2-year bills, or no longer related to TAMC would be deleted from the bill list.

Agency federal legislative analysts Paul Schlesinger and Jim Davenport presented an update on federal legislative activities.

Committee Member Askew noted for the record that she personally does not oppose AB 825, but that she appreciated the reasons that the Bicycle and Pedestrian Committee recommended an "oppose" position and that she supported the motion.

**5. TAMC BOARD DRAFT AGENDA**

Executive Director Todd Muck reviewed the draft regular and consent agenda for the TAMC Board meeting of June 28, 2023. After Executive Committee discussion, directions were provided to staff to place the following items for consideration on the regular agenda:

- State and Federal Legislation update
- Safe Streets for All Grant Program Application
- Measure X Senior & Disabled Transportation Cycle 3 Award Recommendations

**6. ANNOUNCEMENTS**

None this month.

**7. ADJOURNMENT**

Chair LeBarre adjourned the meeting at 9:22 a.m.



## Memorandum

**To:** Executive Committee  
**From:** Christina Watson, Director of Planning  
**Meeting Date:** August 2, 2023  
**Subject:** Legislative Update

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### RECOMMENDED ACTION:

#### Legislative Update:

1. **RECEIVE** update on state and federal legislative issues; and
2. **RECOMMEND** the Board of Directors adopt positions on proposed legislation.

### SUMMARY:

Staff and consultants will present updates on state and federal legislative activities and present proposed positions on draft legislation.

### FINANCIAL IMPACT:

The legislative proposals may have a financial impact on TAMC if they are enacted.

### DISCUSSION:

Agency legislative analyst Gus Khouri will present an update on state legislative activities and Agency legislative analysts Paul Schlesinger and Jim Davenport will present an update on federal legislative activities.

On the federal front, Senator Alex Padilla secured a \$1,811,000 earmark for the G12 Pajaro-Prunedale corridor project in the Senate Transportation, Housing and Urban Development (THUD) Appropriations bill. If approved by Congress and signed by the President, this appropriation would fully fund the construction of Segment 6, the northern segment of G12 that acts as the main street of Pajaro and runs adjacent to the future Pajaro/Watsonville Multimodal Train Station. This project will address the safety needs for travel along the G12 corridor, specifically enhancing connections for pedestrians, bicycles, and transit users, improving operations for motorists, and providing a safe environment for all users.

**Attachment 1** is a state legislative update summarizing state legislative activities. **Attachment 2** is the updated draft state bill list. Changes to the bill list adopted by the TAMC Board on June 28 are indicated by cross-out and underline. The adopted 2023 legislative program is online as a **web attachment**. Staff and Mr. Khouri will review the list at the meeting.

Staff and consultants will present verbal updates at the meeting.

### ATTACHMENTS:

1. State leg update
2. State bill list - Aug Exec

**WEB ATTACHMENTS:**

- [TAMC 2023 Legislative Program](#)



July 12, 2023

TO: Board Members, Transportation Agency for Monterey County  
FROM: Gus Khouri, President, Khouri Consulting LLC  
RE: **STATE LEGISLATIVE UPDATE – JULY**

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### **GENERAL UPDATE**

On June 27, Governor Newsom signed SB 101 (Skinner), Chapter 12, Statutes of 2023, which serves as the main vehicle for the FY 2023-24 State Budget. The legislation includes \$223.6 billion in General Fund spending (\$306 billion with special funds) and addresses a deficit of \$31.5 billion by utilizing the \$37.2 billion Rainy Fund.

### **Transit Funding**

On July 10, Governor Newsom signed SB 125 (Skinner), Chapter 54, Statutes of 2023, to provide public transportation with \$5.1 billion in flexible funding for either capital or operations purposes. Of that amount, \$4 billion will be distributed over FY 23-24 and FY 25-26 (\$2 billion each fiscal year) through the Transit and Intercity Rail Capital Program (TIRCP) using the State Transit Assistance formula to supplement transit capital and operational needs. The remaining \$1.1 billion will continue previously appropriated funding for zero-emission vehicle infrastructure through the newly created Zero-Emission Transit Capital Program. This funding source can also be used to fund operations. Monterey County's share of the \$4 billion TIRCP allocation is roughly \$44.2 million. Of the \$1.1 billion for Zero-Emission Transit, Monterey County will receive roughly \$12.1 million.

The California State Transportation Agency is developing draft guidelines for the administration of funding for the entirety of the \$5.1 billion, with more of a focus on cataloging expenditures. There is an expectation that funds can be used to fund existing or new projects and those in development.

### **Indirect Coast Rate Proposal**

Caltrans charges an indirect cost rate to self-help counties for work on the state highway system partly or wholly funded by local sales tax funds. The Caltrans overhead cost had been capped at 10 percent through January 1, 2023. TAMC worked with Self-Help Counties Coalition to include language in SB 125 (Skinner) to permanently reinstate the cap to avoid escalating costs associated with project delivery on priority projects on the state highway system.

### **District Funding**

Assemblymember Dawn Addis and Senator John Laird secured \$1 million in AB 102 (Ting) to provide resources for commencing a project initiation document for Highway 1 through Elkhorn Slough. TAMC will coordinate with Caltrans to begin preconstruction activities.

### **New Assembly Speaker**

On June 30, Speaker-Designate Robert Rivas (D-Salinas) was sworn in as the 71st Speaker of the California State Assembly. Speaker Rivas succeeds Speaker Anthony Rendon (D-Lynwood), the third-longest serving Assembly Speaker in California history. This could impact California Air Resources Board and California Transportation Commission appointments.

### **New California Transportation Commission Executive Director**

On June 29, the California Transportation Commission (CTC) announced that it had appointed Tanisha Taylor as the Commission's Executive Director. She had previously served as the Deputy Executive Director for the CTC. She will oversee the implementation of all policies and actions adopted by the Commission, including the programming and allocation of several billion dollars annually for the construction of highway, passenger rail, transit, and active transportation improvements throughout California.

### **Infrastructure Package**

On July 10, Governor Newsom signed a package of bills designed to expedite project delivery by accelerating environmental clearance to assist the state's response to climate change. Items of interest include the following:

**SB 146 (Gonzalez)** authorizes using the progressive design-build project delivery method for Caltrans for eight projects estimated to exceed \$25 million in total cost. The bill also expands and extends the existing authorization for the California Secretary of Transportation (CalSTA) to assume the responsibilities under the National Environmental Protection Act (NEPA) for transportation projects.

**SB 147 (Ashby)** requires the Department of Fish and Wildlife to update the endangered species list and add or remove species based on their status.

**SB 149 (Caballero and Becker)** shortens the administrative and judicial review process for projects under the California Environmental Quality Act (CEQA). The bill would require an action or proceeding challenging the certification of an environmental impact report for those projects or the granting of any project approvals, including any potential appeals to the court of appeal or the Supreme Court, to be resolved, to the extent feasible, within 270 days of the filing of the record of proceedings with the court.

### **Bills of Interest**

Policy committees must complete their business by July 14 (start of Summer Recess, back on August 14), fiscal committees by September 1, and all business by the floor of each house by September 14, to be considered for signature by the Governor by October 14. See the attached bill matrix for a summary of bills of interest to TAMC.

TAMC Bill Matrix – July 2023

Measure	Status	Bill Summary	Recommended Position
<p><b>AB 7 (Friedman)</b>  <b>Transportation:</b>  <b>project selection processes</b></p>	<p>7/12/23                      Senate Appropriations</p>	<p>As amended on June 28, this bill would require the California State Transportation Agency (CalSTA), the Department of Transportation (Caltrans), and the California Transportation Commission (CTC) to incorporate principles outlined in the Climate Action Plan for Transportation Infrastructure (CAPTI), the federal Infrastructure Investment and Jobs Act of 2021 (IIJA), and the federal Justice40 initiative into their <del>processes for project development, selection, and implementation</del> <u>existing program funding guidelines and processes</u>. TAMC staff has concerns related to provision <del>(e)</del> (g), “Promoting projects that do not significantly increase passenger vehicle travel, particularly in congested urbanized settings where other mobility options can be provided and where projects are shown to induce significant auto travel. These projects should generally aim to reduce vehicle miles traveled (VMT) and not induce significant VMT growth. When addressing congestion, consider alternatives to highway capacity expansion, such as providing multimodal options in the corridor, employing pricing strategies, and using technology to optimize operations.”</p>	<p><b>OPPOSE UNLESS AMENDED</b>  <b>Priority 1S</b></p>
<p><b>AB 251 (Ward)</b>  <b>California Transportation Commission: vehicle weight safety study</b></p>	<p>6/26/23                      Senate Appropriations suspense file</p>	<p>This bill would require the CTC to convene a task force to study the relationship between vehicle weight and injuries to vulnerable road users, such as pedestrians and cyclists, and degradation to roads, and to study the costs and benefits of imposing a passenger vehicle weight fee. fee, or restructuring an existing fee to include consideration of vehicle weight.</p>	<p><b>Watch</b>  <b>Priority 9S</b></p>
<p><b>AB 295 (Fong)</b>  <b>Caltrans: maintenance projects</b></p>	<p>7/11/23                      Senate Transportation                      Two-year bill</p>	<p>As amended on May 18, this bill would require Caltrans to expedite roadside maintenance and the removal and clearing of material. The bill would authorize local governmental entities to notify Caltrans of those projects related to roadside maintenance and the removal and clearing of material that have not been completed in an efficient and timely manner if the continued failure to complete these projects poses a clear and imminent danger.</p>	<p><b>Watch</b>  <b>Priority N/A</b></p>

**TAMC Bill Matrix – July 2023**

<b>Measure</b>	<b>Status</b>	<b>Bill Summary</b>	<b>Recommended Position</b>
<b>AB 557 (Hart)</b> <b>Open Meetings: local agencies: teleconferences</b>	7/12/23 Senate Floor	This bill would remove the January 1, 2024, sunset on the Brown Act exemptions for boards to meet virtually during a declared state of emergency declaration provided under AB 361 (Rivas), Chapter 165, Statutes of 2021.	<b>SUPPORT</b> <b>Priority 15S</b> <b>Letter sent 6/28</b>
<b>AB 610 (Holden)</b> <b>Youth Transit Pass Pilot Program: free youth transit passes</b>	7/12/23 Senate Appropriations	Upon the appropriation of moneys by the Legislature, this bill would create the Youth Transit Pass Pilot Program, administered by Caltrans for purposes of awarding grants to transit agencies for the costs of creating, designing, developing, advertising, distributing, and implementing free youth transit passes to persons attending certain educational institutions, providing free transit service to holders of those passes, and administering and participating in the program. Riders under the age of 18 would be authorized to use a system for free. This bill is like AB 1919 (Holden) from 2022, which TAMC supported.	<b>Watch</b> <b>Priority 2S</b>
<b>AB 645 (Friedman)</b> <b>Vehicles: speed safety system pilot program</b>	7/12/23 Senate Appropriations	This bill would authorize the Cities of Los Angeles, San Jose, Oakland, Glendale, and Long Beach, and the City and County of San Francisco, to establish a Speed Safety System Pilot Program. The bill would require a participating jurisdiction to adopt a Speed Safety System Use Policy and a Speed Safety System Impact Report before implementing the program, and would require the participating city or city and county to engage in a public information campaign at least 30 days before implementation of the program, including information relating to when the systems would begin detecting violations and where the systems would be utilized.	<b>Watch</b> <b>Priority 9S</b>

**TAMC Bill Matrix – July 2023**

Measure	Status	Bill Summary	Recommended Position
<b>AB 744 (Carillo)</b> <b>California Transportation Commission: data, modeling, and analytic software tools procurement</b>	7/12/23 Senate Appropriations	<p>Upon the appropriation of funds by the Legislature, this bill would require the CTC to acquire public domain or procure commercially available or open-source licensed solutions for data, modeling, and analytic software tools to support the state’s sustainable transportation, congestion management, affordable housing, efficient land use, air quality, and climate change strategies and goals. <del>The bill would require the CTC to provide access to the data, modeling, and analytic software tools to state and local agencies.</del> This bill would authorize the CTC to establish best practices for use of data in transportation planning and to identify data elements that should be made available to state and local agencies for transportation planning.</p>	<b>Watch</b> <b>Priority 2S</b>
<b>AB 761 (Friedman)</b> <b>Transit Transformation Task Force</b>	6/7/23 Senate Transportation Two-year bill	<p>This bill would require the Secretary of the California State Transportation Agency to establish and convene the Transit Transformation Task Force to include representatives from Caltrans, the Controller’s office, various local agencies, academic institutions, nongovernmental organizations, and other stakeholders. The task force would be required to develop a process for early engagement to develop policies to grow transit ridership and improve the transit experience for all users of those services.</p>	<b>Watch</b> <b>Priority 3S</b>
<b>AB 825 (Bryan)</b> <b>Vehicles: bicycles on sidewalks</b>	7/11/23 Senate Appropriations	<p>This bill would prohibit a local authority from prohibiting the operation of a bicycle on a sidewalk adjacent to a highway or corridor that does not include a Class I, Class II, or Class IV bikeway. The bill would require a person riding a bicycle upon a sidewalk to yield the right-of-way to pedestrians and to adhere to a 10-miles-per-hour speed limit.</p>	<b>OPPOSE</b> <b>Priority 9S</b>



**TAMC Bill Matrix – July 2023**

Measure	Status	Bill Summary	Recommended Position
<p><b>AB 1335 (Zbur)</b> <b>Local government: transportation planning and land use: sustainable communities strategy</b></p>	<p>7/12/23 Senate Appropriations</p>	<p>This bill would require each transportation planning agency to follow certain population projection procedures when updating the regional transportation plan. The bill would require the sustainable communities strategy to be based on population projections produced by the Department of Finance and regional population forecasts used in determining applicable city and county regional housing needs. The bill would impose similar reconciliation procedures when there are differences in the population forecast provided by the council of governments and the Department of Finance.</p>	<p><b>OPPOSE</b> <b>Priority 1S</b> <b>Letters sent 6/7</b></p>
<p><b>SB 304 (Laird)</b> <b>Monterey-Salinas Transit District: public contracting</b></p>	<p>7/7/23 Enrolled</p>	<p>This bill would increase, from \$100,000 to \$150,000, the monetary threshold for the Monterey-Salinas Transit District (MST) to award contracts for the purchase of supplies, materials, and equipment, to the lowest responsible bidder, or to the responsible bidder that provides the best value. The bill would require MST to obtain a minimum of 3 quotes that permit prices and terms to be compared whenever the expected expenditure required for the purchase exceeds \$10,000 but does not exceed \$150,000. The bill would apply those rules concerning monetary thresholds for contracts to contracts for the purchase of services, excluding services related to certain public construction projects and architectural, landscape architectural, engineering, environmental, land surveying, or construction project management services.</p>	<p><b>SUPPORT</b> <b>Priority 16S</b> <b>Letters sent 3/24 &amp; 7/6</b></p>

**TAMC Bill Matrix – July 2023**

Measure	Status	Bill Summary	Recommended Position
<p><b>SB 537 (Becker)</b>  <b>Open meetings: multijurisdictional, cross-county agencies: teleconferences</b></p>	<p>6/15/23                      Assembly Floor</p>	<p>As amended on April 24, this bill authorizes multi-jurisdictional, cross-county legislative bodies to use alternate teleconferencing provisions if the authorizing agency has adopted a resolution. The bill would require a legislative body to provide a record of attendance on its internet website within 7 days after a teleconference meeting. The bill requires a quorum of members of the legislative body to participate from within the boundaries of the agency jurisdiction. The bill requires the legislative body to identify in the agenda each member who plans to participate remotely and to include the address of the publicly accessible building from each member will participate via teleconference. The bill would prohibit a member from participating remotely pursuant to these provisions unless the remote location is the member’s office or another location in a publicly accessible building and is more than 40 miles from the location of the in-person meeting.</p>	<p><b>SUPPORT</b>  <b>Priority 15S</b>  <b>Letter sent 6/27</b></p>
<p><b>SB 617 (Newman)</b>  <b>Public contracts: progressive design-build: local and regional agencies: transit</b></p>	<p>6/28/23                      Assembly Appropriations</p>	<p>As amended on June 28, this bill authorizes a transit district, municipal operator, consolidated agency, joint powers authority, regional transportation agency, or local or regional agency, to use the progressive design-build process <u>for up to 10 public works projects in excess of \$5,000,000 for each project</u>. The bill would specify that this authority to use the progressive design-build process does not include inspection services for projects on, or interfacing with, the state highway system. Progressive design-build procurement is defined as a project delivery process in which both the design and construction of a project are procured from a single entity that is selected through a qualifications-based selection at the earliest feasible stage of the project. Possibly superseded by Governor’s budget package.</p>	<p><b>SUPPORT</b>  <b>Priority 8S</b>  <b>Letter sent 3/24</b></p>

**TAMC Bill Matrix – July 2023**

Measure	Status	Bill Summary	Recommended Position
<b>SB 677 (Blakespear)</b> <b>Intercity rail: LOSSAN Rail Corridor</b>	6/27/23 Assembly Appropriations	This bill would require the Los Angeles – San Diego – San Luis Obispo Rail Corridor (LOSSAN Corridor) Agency, as part of the annual business plan submitted to the secretary, to include a description of the effects of climate change on the LOSSAN corridor, to identify projects planned to increase climate resiliency on the corridor, and to discuss possible funding options for those identified projects.	<b>Watch</b> <b>Priority 7S</b>
<b>SB 695 (Gonzalez)</b> <b>Department of Transportation: state highway system: public data portal</b>	7/6/23 Assembly Appropriations	This bill would require Caltrans to annually prepare and make available information and data about activities on the state highway system on a public data portal from the prior fiscal year. The bill would require Caltrans to prepare and make available data and information on a public data portal on planned, pending projects on the state highway system.	<b>Watch</b> <b>Priority 3S</b>
<b>SB 825 (Limón)</b> <b>Local government: public broadband services</b>	6/15/23 Assembly Floor	This bill would add metropolitan planning organizations and regional transportation planning authorities to the list of local government agencies included in the definition of “local agency” eligible to directly apply for local technical assistance grants administered by the California Public Utilities Commission for implementation of broadband.	<b>SUPPORT</b> <b>Priority 6S</b> <b>Letter sent 3/24</b>

**Memorandum**

**To:** Executive Committee  
**From:** Michael Zeller, Director of Programming & Project Delivery  
**Meeting Date:** August 2, 2023  
**Subject:** Measure X Revenues

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**RECOMMENDED ACTION:**

**RECEIVE** update on Measure X revenues.

**SUMMARY:**

Prior to Monterey County voters adopting Measure X in November 2016, revenues were conservatively estimated to be \$20 million per year. Actual revenues have been significantly higher, with the fiscal year 2021/22 revenues totaling \$38.13 million. The Measure X Citizens Oversight Committee requested information on how excess revenues could be used and staff will provide this discussion to the Executive Committee in advance of the Oversight Committee.

**FINANCIAL IMPACT:**

Fiscal year 2018/19 Measure X receipts (the second full year of Measure X) totaled \$30.5 million, dropped to \$28.2 million in 2019/20, rose to \$32.0 million in 20/21, and increased again to \$38.1 million in 2021/22. Revenue forecasts estimate that fiscal year 2022/23 receipts will total \$38.4 million, and drop slightly to \$38.1 million in 2023/24.

**DISCUSSION:**

Measure X sales tax revenues exceeded prior projections this past fiscal year, and are forecast to remain steady in coming years. The result is that in fiscal year 2021/22, revenues rose by 19.1% to \$38.133 million, and fiscal years 2022/23 and 2023/24 are forecast in the region of \$38 million. This remains significantly higher than the original \$20 million estimate for Measure X. Even with the increased revenues, the conservative approach taken by the Agency still provides full-funding for near-term projects as programmed in the 2023 Integrated Funding Plan. Through fiscal year 2021/22, roughly \$157 million of the total \$600 million program has been collected.

The Measure X program's existing fund balance along with new revenues will allow the Measure X program of projects to stay on track to meet programmed local match requirements for the next five years. Since 60% of the Measure X funds are allocated to the cities and County, these increased revenues will primarily accrue for local road and street projects. Priority regional projects that are expected to start construction during the five-year time frame include the Imjin Road Widening project, which uses \$18.1 million of Measure X funds as match to a \$19 million Senate Bill 1 Local Partnership Program grant, the Highway 218 Segment of the Fort Ord Regional Trail and Greenway, which uses \$1.0 million of Measure X funds as a match to a \$10.3 million Active Transportation Program grant, and the State Route 156 / Castroville Boulevard project, which received a \$20 million Senate Bill 1 Trade Corridors grant that is matched with \$10.3 million of Measure X and \$5 million of developer fees.

At the April 2023 Measure X Citizens Oversight Committee meeting, members received a presentation on the fiscal year 2021/22 annual audits. Following the presentation, the Committee requested that TAMC staff provide more information at a future meeting on how excess Measure X revenues could be used, if receipts continue to be higher than what was originally anticipated in the plan. The [Policies and Projects Descriptions for the Transportation Safety and Investment Plan](#) (Measure X) anticipated this issue and provides some guidance for utilizing increased revenues as well as addressing inflation and increased project costs (as was seen recently on the State Route 156 / Castroville Boulevard Interchange Project).

First, the regional project policies state that: *The effects of inflation or rising construction costs may impact the total amount of funding needed to complete the projects. As such, the project funding shares in this plan will be revised annually to account for inflation.*

Since Measure X revenues have been consistently higher than expected, and project costs have risen dramatically in recent years, Agency staff is proposing to enact the annual inflation adjustment for regional programs and projects as called for in the Policies and Project Descriptions. Using the same construction cost index from the Engineering News Record that is used to index the Measure X Maintenance of Effort requirement results in the following escalation for the regional program:

		FY 2017/18	FY 2018/19	FY 2019/20	FY 2020/21	FY 2021/22	FY 2022/23	FY 2023/24
<b>Projects</b>			2.60%	1.37%	1.27%	2.05%	7.34%	4.93%
Highway 68 Safety & Traffic Flow	20.8%	\$50	\$51.30	\$52.00	\$52.66	\$53.74	\$57.69	\$60.53
US 101 Safety Improvements - South County	12.5%	\$30	\$30.78	\$31.20	\$31.59	\$32.24	\$34.61	\$36.32
State Route 156 Safety Improvements	12.5%	\$30	\$30.78	\$31.20	\$31.59	\$32.24	\$34.61	\$36.32
Imjin Safety & Traffic Improvements	8.3%	\$20	\$20.52	\$20.80	\$21.06	\$21.50	\$23.07	\$24.21
Highway 1 Rapid Bus Corridor	6.3%	\$15	\$15.39	\$15.60	\$15.80	\$16.12	\$17.31	\$18.16
Holman Highway 68 Safety & Traffic Flow	4.2%	\$10	\$10.26	\$10.40	\$10.53	\$10.75	\$11.54	\$12.11
Habitat Preservation / Advance Mitigation	2.1%	\$5	\$5.13	\$5.20	\$5.27	\$5.37	\$5.77	\$6.05
<b>Programs</b>								
FORTAG	8.3%	\$20	\$20.52	\$20.80	\$21.06	\$21.50	\$23.07	\$24.21
Safe Routes to Schools	8.3%	\$20	\$20.52	\$20.80	\$21.06	\$21.50	\$23.07	\$24.21
Senior & Disabled Transportation	6.3%	\$15	\$15.39	\$15.60	\$15.80	\$16.12	\$17.31	\$18.16
Commuter Bus	10.4%	\$25	\$25.65	\$26.00	\$26.33	\$26.87	\$28.84	\$30.27
<b>Total Regional Program</b>		<b>\$240</b>	<b>\$246</b>	<b>\$250</b>	<b>\$253</b>	<b>\$258</b>	<b>\$277</b>	<b>\$291</b>

After accounting for the inflation adjustment, the Policies and Project Descriptions describes how the Board of Directors can elect to use additional Measure X revenues:

*If a five-year average of revenues exceeds the estimates in this plan, funding may be allocated in this order of priority by the TAMC Board:*

- To cover cost increases or new features of projects on the list;
- To incorporate new technologies into the plan; and,
- To add new projects to the list.

Agency staff will review these options with the Executive Committee and discuss the process for how the Measure X program could be amended in the future to account for additional revenues.

**ATTACHMENTS:**

None

**WEB ATTACHMENTS:**

## Memorandum

**To:** Executive Committee  
**From:** Jefferson Kise, Director of Finance & Administration  
**Meeting Date:** August 2, 2023  
**Subject:** **Evaluation of Executive Director & Counsel**

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### **RECOMMENDED ACTION:**

**RECOMMEND** that the Board of Directors approve the evaluation form, procedure, and timeline for completing the annual evaluation for Executive Director and Counsel.

### **SUMMARY:**

The Agency Bylaws require an annual evaluation of the Executive Director and Counsel.

### **FINANCIAL IMPACT:**

There is no financial impact from this agenda item.

### **DISCUSSION:**

**Attached** with this report are evaluation forms for the Agency's Executive Director Todd A. Muck and Counsel Robert Brayer. The Executive Director's employment agreement requires the Board to evaluate Todd by the December Board Meeting of each year. The attached evaluation forms were revised in 2016 in response to recommendations from Board Members. Forms will be sent out to Board Members via e-mail and regular mail and upon completion, the Board Members are requested to return the evaluation to the chair either via e-mail or regular mail. The proposed procedure and timeline for completing the annual evaluation is:

- August 28, 2023 – Staff e-mails to voting members of the Board of Directors the enclosed evaluation forms for the Executive Director. The Executive Director goals and accomplishments will also be included.
- September 30, 2023 - All voting Board Members complete evaluation forms and e-mail or mail to the Chair for her receipt no later than September 30, 2023.
- October 1-21, 2023 – The Chair reviews completed evaluation forms and prepares summary of results to present to Executive Committee on November 1, 2023.
- November 1, 2023 - Executive Committee meets in Closed Session to review the evaluations, formulate a recommendation to the Board of Directors and confer with the Executive Director regarding the recommendations.
- December 6, 2023 – Board of Directors meets in Closed Session to receive presentation from the Executive Committee, to review the evaluations and recommendations of the Executive Committee and take any appropriate actions.
- Date to be determined by the Chair - The Chair will review the evaluations with the Executive Director.

**ATTACHMENTS:**

1. Eval\_exec\_dir\_revised form Aug 2023
2. Eval\_counsel-revised form Aug 2023

**WEB ATTACHMENTS:**



TRANSPORTATION AGENCY FOR MONTEREY COUNTY (TAMC)  
 PERFORMANCE EVALUATION OF  
**EXECUTIVE DIRECTOR TODD MUCK**

*In evaluating the performance of the Executive Director, consider the factors below in arriving at your overall rating. Check the box in each category that you think best applies.*

- 1 = Unsatisfactory, performance does not meet job requirements.
- 2 = Improvement needed, performance partially meets requirements of job.
- 3 = Satisfactory, performance adequately meets requirements of job.
- 4 = Good, performance generally meets or exceeds standards or expectations.
- 5 = Exceptional, performance is excellent, exceeding job requirements.

Dimension	1*	2*	3	4	5
Accessible to elected officials, staff and the public.					
Attitude. Is enthusiastic, cooperative, adaptive, energetic, willing to spend whatever time is necessary to do a good job.					
Communication. Keeps Board Members fully informed of issues affecting the Agency.					
Community Relations. Skilled in representing Agency policies to other agencies, the public, and news media.					
Community and professional reputation. Is regarded as a person of high integrity and ability for the agency.					
Decisiveness. Is able to reach timely decisions and initiate action, but is not impulsive.					
Execution of Policy. Understands and complies with the policies and objectives of the organization. Efforts lead to successful accomplishment of goals.					
Expertise and knowledge of transportation issues.					
Imagination. Shows originality in approaching problems. Is able to visualize the implications of various approaches					
Non-political but understands and works effectively in the political arena.					
Leadership. Motivates others to maximum performance.					
Loyalty. Genuine interest in work, job and the agency. Concerned with agency's image and reputation.					
Personnel Development. Appoints and trains effective subordinates; retains excellent staff.					
Presents thoughts in an orderly, understandable manner.					
Responds quickly and effectively to requests from Board Members for information, advice, and service.					
Strategic Thinking. Thinks ahead on how the organization can best approach change.					
Unbiased. Takes a reasonable and rational viewpoint based on facts and qualified opinions.					
Written reports are clear, concise, and accurate.					

**\*NOTE: Please explain any rating of a "1" or a "2" in the comment section below, or use the space to provide any additional comments.**

General Comments:

Please provide specific comment:

(1) Leadership and management skills:

(2) Staff development:

(3) Reputation in the community:

(4) Reputation with Transportation Agency member agencies:

(5) Opportunities for development/ Recommendations for more emphasis or improvement

Overall Rating: (Consider all factors listed on page 1 in arriving at an overall rating.)

- Unsatisfactory, performance does not meet job requirements.
- Improvement needed, performance partially meets requirements of job.
- Satisfactory, performance adequately meets requirements of job.
- Good, performance generally meets or exceeds standards or expectations.
- Exceptional, performance is excellent, exceeding job requirements.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Print Name: \_\_\_\_\_

***Please complete and return evaluation to Chair via e-mail. Thank you.***

TRANSPORTATION AGENCY FOR MONTEREY COUNTY (TAMC)  
 PERFORMANCE EVALUATION OF  
**TAMC Counsel ROBERT BRAYER**

*In evaluating the performance of Counsel, consider the factors below in arriving at your overall rating. Check the box in each category that you think best applies.*

- 1 = Unsatisfactory, performance does not meet job requirements.
- 2 = Improvement needed, performance partially meets requirements of job.
- 3 = Satisfactory, performance adequately meets requirements of job.
- 4 = Good, performance generally meets or exceeds standards or expectations.
- 5 = Exceptional, performance is excellent, exceeding job requirements.

Dimension	1*	2*	3	4	5
Accessible to elected officials, staff and the public.					
Attitude. Is enthusiastic, cooperative, adaptive, energetic, willing to spend whatever time is necessary to do a good job.					
Communication. Keeps Board of Directors fully informed on legal issues affecting the Agency. Advises Board Members so that all actions are in accord with Agency By-laws, state and federal law.					
Conflict of interest. Keeps Board Members informed of any possible conflicts of interest.					
Decisiveness. Is able to reach timely decisions and initiate action, but is not impulsive.					
Execution of Policy. Understands and complies with the policies and objectives of the organization. Efforts lead to successful accomplishment of Board directives.					
Expertise and knowledge of legal issues.					
Imagination. Shows originality in approaching problems. Is able to visualize the implications of various approaches					
Non-political but understands and works effectively in the political arena.					
Loyalty. Genuine interest in work, job and the agency. Concerned with agency's image and reputation.					
Presents thoughts in an orderly, understandable manner.					
Unbiased. Takes a reasonable and rational viewpoint based on facts and qualified opinions.					
Quarterly written reports are clear, concise, and accurate.					

General Comments:

Please provide specific comment:

(1) Leadership and management skills:

(2) Knowledge of legal requirements affecting TAMC:

(3) Reputation in the community:

(4) Reputation with member agencies:

(5) Opportunities for development / Recommendations for more emphasis or improvement:

Overall Rating: (Consider all factors listed on page 1 in arriving at an overall rating.)

- Unsatisfactory, performance does not meet job requirements.
- Improvement needed, performance partially meets requirements of job.
- Satisfactory, performance adequately meets requirements of job.
- Good, performance generally meets or exceeds standards or expectations.
- Exceptional, performance is excellent, exceeding job requirements.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Print Name: \_\_\_\_\_

***Please complete and return evaluation to Chair via e-mail. Thank you.***