

**Fresno County Regional Transportation  
Mitigation Fee Agency**

**Date: Thursday, October 25, 2018**

**Time: 5:30 PM**

**Place: COG Sequoia Conference Room  
2035 Tulare St., Suite 201, Fresno, CA  
FOLLOWING THE FRESNO COG POLICY  
BOARD MEETING - ALL POLICY BOARD  
MEMBERS**

**Americans with Disabilities Act (ADA) Accommodations**

The Fresno COG offices and restrooms are ADA accessible. Representatives or individuals with disabilities should contact Fresno COG at (559) 233-4148, at least 3 days in advance, to request auxiliary aids and/or translation services necessary to participate in the public meeting / public hearing. If Fresno COG is unable to accommodate an auxiliary aid or translation request for a public hearing, after receiving proper notice, the hearing will be continued on a specified date when accommodations are available.

**PLEASE TURN ON MICROPHONE BEFORE SPEAKING**  
**THINK GREEN - KEEP FRESNO COUNTY CLEAN!**

**Regional Transportation Mitigation Fee Agency Agenda in pdf format**

**FRESNO COUNTY RTMF AGENCY AGENDA**

**I. Election of New Chair and Vice Chair**

Current:

Mayor Amarpreet Dhaliwal (San Joaquin) Chair

Mayor David Cardenas (Fowler) Vice Chair

**II. Executive Minutes for April 27, 2017 [APPROVE]**

**Exhibits:**

Minutes

**III. Regional Transportation Mitigation Fee (RTMF) Program Five Year Update (Les Beshears)  
[APPROVE]**

**Summary:** The ballot measure that extended Measure C in 2007 mandated Fresno COG, the Fresno County Transportation Authority and all local jurisdictions to develop a Regional Transportation Mitigation Fee (RTMF) program as a funding component to the Regional Transportation Program. The Fresno County Regional Transportation Mitigation Fee Agency was formed in 2010, administered by Fresno COG pursuant to an agreement with the Transportation Authority, to collect the fees and remit them to the Authority. Section 66001(d) requires the RTMF nexus to be updated every five years. The last update was 2015; therefore, the nexus update must be completed by January 2020 to continue collecting the fees.

Fresno COG used WSP (formerly Parsons Brinckerhoff) to develop the original nexus and provide the 2014 update. Fresno COG also maintains an on-call contract with WSP to provide technical expertise

on collection issues. WSP has bid \$105,000 for the 2020 update. The Transportation Authority will pay for the update with proceeds from the fees collected. A budget appropriation was approved at the Authority's October 10 board meeting.

**Action:** Staff, the TTC and PAC recommend authorizing the Executive Director to enter into a contract with WSP for \$105,000 to update the Regional Transportation Mitigation Fee Nexus.

IV. **OTHER BUSINESS**

A. Items from Staff

B. Items from Members

V. **PRESENTATIONS**

**A. Public Presentations**

This portion of the meeting is reserved for persons wishing to address the Board on items within its jurisdiction but not on this agenda. **Note: Prior to action by the Agency on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.**

**\*Items listed as information still leave the option for guidance/direction actions by the Committee.**

**\*\*All enclosures are available on our website at [www.fresnocog.org](http://www.fresnocog.org)**



**Fresno County Regional Transportation Mitigation Fee Board  
 Minutes**

Date: Thursday, April 17, 2017

Time: 5:30 PM

Place: COG Sequoia Conference Room

2035 Tulare St., Suite 201, Fresno, CA

Members Attending:

Councilmember Lynne Ashbeck, City of Clovis

Mayor Nathan Vosburg, City of Coalinga

Mayor Brady Jenkins, City of Firebaugh

Mayor David Cardenas, City of Fowler

Mayor Rey Leon, City of Huron

Mayor Rhonda Armstrong, City of Kerman

Mayor Pro Tem Bruce Blayney, City of Kingsburg

Councilmember Robert Silva, City of Mendota

Mayor Victor Lopez, City of Orange Cove

Councilmember Robert Beck, City of Reedley

Mayor Frank Gonzalez, City of Sanger

Mayor Pro Tem Amarpreet Dhaliwal, City of San Joaquin

Mayor Mike Derr, City of Selma

Supervisor Sal Quintero, County of Fresno

David Padilla, Caltrans

Arthur Wille, Legal Counsel

Tony Boren, Executive Director

**QUORUM:** At the start of the meeting there were 14 members present representing 45.57% of the population and there was a quorum to conduct business. (Clovis, Coalinga, Firebaugh, Fowler, Huron, Kerman, Kingsburg, Mendota, Orange Cove, Reedley, Sanger, San Joaquin, Selma and Fresno County)

Mayor Pro Tem Dhaliwal (San Joaquin) Chair, called the meeting to order at 7:38 p.m.

**I. Election of New Chair and Vice Chair**

Councilmember Ashbeck (Clovis) made a motion, seconded by Mayor Lopez (Orange Cove) to nominate Mayor Dhaliwal (San Joaquin) for Chair, Mayor David Cardenas (Fowler) for Vice Chair. The motion passed.

**II. Executive Minutes for September 24, 2015 [APPROVE]**

Mayor Cardenas (Fowler) made a motion, seconded by Mayor Vosburg (Coalinga) to approve the executive minutes of September 24, 2015. The motion passed

**III. Conflict of Interest Code Amendment (Les Beshears) [APPROVE]**

Mr. Beshears reported that Board members are required by the Political Reform Act Section (Government Code Section 81000, et seq.) to file annual Form 700 Conflict of Interest filings with the Fair Political Practices Commission (FPPC). Our Joint Powers Agreement (JPA) provides no formal process for appointing alternates so seating alternates has always been informal. However the FPPC recommends that anyone who takes part in the Board's deliberative process should have a Form 700 filing on record. The FPPC has the ability to monitor political process's and levy fines for noncompliance. County Counsel has prepared an amendment to our Conflict of

Interest Code which will, among other things, add board alternates as a designated filing position. Rather than request every elected Councilmember and Board of Supervisor in Fresno County, who are all potential alternates, to file a Form 700, staff recommends that one alternate be designated for each agency. If something extraordinary occurs where neither the active Board member or Alternate can attend, staff will advise the member who does sit they should consider filing a Form 700 in case the FPPC happens to monitor our process.

At PAC the question arose, who selects the alternate, the Mayor or the City Council? The JPA provides, "The Council shall be composed of one member of the County Board of Supervisors, or in his absence such Supervisor as may be present, and the Mayors of the member cities, or in the Mayor's absence such Councilman as may be present." It is therefore incumbent upon the Council of each agency to determine if they wish to appoint an alternate or defer to the Mayor for the selection.

Mayor Pro Tem Belayney (Kingsburg) made a motion, seconded by Mayor Armstrong (Kerman) to adopt RTMF Resolution 2017-1 amending the Fresno County Regional Transportation Mitigation Fee Agency Conflict of Interest Code.

#### **IV. OTHER BUSINESS**

##### **A. Items from Staff**

There were no items from staff.

##### **B. Items from Members**

There were no items from staff.

#### **V. PRESENTATIONS**

##### **A. Public Presentations**

There were no presentations.

Adjourned to FCRTA meeting at 7:41 p.m.