

## Fresno County Regional Transportation Mitigation Fee Agency

### AGENDA

**Date: Thursday, January 29, 2015**

**Time: 5:30 PM**

**Place: COG Sequoia Conference Room  
2035 Tulare St., Suite 201, Fresno, CA**

### **IMMEDIATELY FOLLOWING THE FRESNO COG POLICY BOARD MEETING - ALL POLICY BOARD MEMBERS**

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

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- I. Minutes of November 20, 2014 [APPROVE]**
- II. CLOSED SESSION – Ongoing or Potential Litigation**
- III. OPEN SESSION**
- 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 Board on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.**

#### **FOR YOUR INFORMATION:**

**\*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 Agency

## Executive Minutes

**Date: Thursday, November 20, 2014**

**Time: 5:30 PM**

**Place: COG Sequoia Conference Room  
2035 Tulare St., Suite 201, Fresno, CA**

**Members Attending:**

Mayor Lynne Ashbeck, City of Clovis  
Councilmember Ron Lander, City of Coalinga  
Councilmember Marcia Sablan, City of Firebaugh  
Mayor David Cardenas, City of Fowler  
Mayor Ashley Swearengin, City of Fresno  
Mayor Sylvia Chavez, City of Huron  
Mayor Gary Yep, City of Kerman  
Mayor Chet Reilly, City of Kingsburg  
Mayor Robert Silva, City of Mendota  
Mayor Gabriel Jimenez, City of Orange Cove  
Mayor Armando Lopez, City of Parlier  
Mayor Robert Beck, City of Reedley  
Mayor Amarpreet Dhaliwal, City of San Joaquin  
Councilmember George Rodriguez City of Selma  
Supervisor Judith Case McNairy, County of Fresno

Gail Miller, Caltrans  
Arthur Wille, Legal Counsel  
Tony Boren, Executive Director

**Absent:**

Mayor Joshua Mitchell, City of Sanger

Others Attending (See attachment)

**QUORUM:** At the start of the meeting there were 15 members present representing 97.41% of the population and there was a quorum to conduct business. (Clovis, Coalinga, Firebaugh, Fresno, Fowler, Huron, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, Reedley, San Joaquin, Selma and Fresno County)

At the request of the City of Fresno, this meeting was held prior to the Fresno Council of Governments Policy Board meeting. Mayor Dhaliwal (San Joaquin), Chair, called the meeting to order at 5:30 pm.

### **I. Minutes of October 23 2014 [APPROVE]**

After an expressed opportunity for public comment, a motion was made by Mayor Cardenas (Fowler) and seconded by Councilmember Lander (Coalinga) to approve the Executive Minutes of October 23, 2014 as presented. A vote was called for and the motion carried.

**II. Resolution 2014-02 – Infill Development [Beshears] [APPROVE]**

Les Beshears, Finance Directors presented this item explaining that Resolution 2014-02 was tabled at the October 23, 2014 meeting. Section 66005.1 stipulates certain criteria for qualifying development and requires either adoption of a fee credit based on traffic impact or a finding of no traffic impact. Staff has performed traffic analysis and found there is impact therefore Resolution 2014-02 adopts minimal statutory requirements. The analysis found a 31% reduction in traffic impact. To be eligible for a 31% fee reduction as a residential infill development a project must meet all of the following criteria:

- i. The housing development is located within one-half mile of a transit station and there is direct access between the housing development and the transit station along a barrier-free walkable pathway not exceeding one-half mile in length.
- ii. Convenience retail uses, including a store that sells food, are located within one-half mile of the housing development.
- iii. The housing development provides either the minimum number of parking spaces required by the local ordinance, or no more than one onsite parking space for zero to two bedroom units, and two onsite parking spaces for three or more bedroom units, whichever is less.

Mr. Beshears explained that the proposed policy does not target any specific development or location. In fact, there are no locations in the region that currently meet these criteria, however it is appropriate to adopt the policy in anticipation that future locations may qualify and attempt to develop their own interpretation of Section 66005.1 and force the agency to accept it in the absence of an adopted policy.

Following a brief discussion and expressed opportunity for public comment, a motion was made by Councilmember Lander (Coalinga) and seconded by Mayor Silva (Mendota) to adopt Resolution 2014-02. A vote was called for and the motion carried.

**III. Resolution 2014-03 - RTMF NEXUS Five Year Update [Beshears] [APPROVE]**

Mr. Beshears went on to explain that State statute requires an update to the RTMF Nexus each five years. The Nexus must be updated by January 1, 2015 as required by state law to allow continued collecting of the fee. The update involves reviewing the project cost and incorporating the current SCS Traffic modeling assumptions into the fee calculation. The contract with Parsons Brinckerhoff was expanded to include this task. Subcommittee meetings were held on March 17, 2014 and August 25, 2014. A follow up meeting was held with Caltrans and the City of Fresno on October 6 to address specific request for information. The consultant has incorporated input subsequent to those meetings into the calculation and prepared the Nexus update. The Nexus will also go to the Transportation Authority on December 10, 2014 for action.

Mr. Beshears explained that under the revised Nexus calculation the fee goes down approximately 5% for residential development and an average of 25% for commercial development. A significant part of the fee reduction was a result of COG's success in leveraging significantly more state and federal funds than anticipated in the original Nexus. Also taken into consideration were changes in traffic impact

resulting from local agencies adopting less traffic intensive general plans that incorporate Sustainable Communities strategies.

Don Hubbard, Parsons Brinckerhoff, presented a short powerpoint presentation (also handed out) that explained the revised Nexus.

Mr. Beshears noted that TTC concurred with the staff recommendation to adopt the proposed Nexus. And after considerable discussion over the eligible project list the PAC also concurred with the additional stipulation that they would like to see the Nexus calculation be revisited within the next two years rather than wait the statutory five years.

There was a brief discussion.

Following an expressed opportunity for public comment, a motion was made by Mayor Ashbeck (Clovis) and seconded by Mayor Yep (Kerman) to adopt Resolution 2014-03 updating the Nexus. A vote was called for and the motion carried.

**IV. OTHER BUSINESS**

A. Items from Staff

None

B. Items from Members

None

**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.

There were no public presentations.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Tony Boren, Executive Director

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Others Attending:

Don Hubbard, Parsons Brinckerhoff

Daniel Hartman, AECOM

Art Penson, City of Fresno

Phyllis Baltierra, Firebaugh

Sadie Navarro, Firebaugh

Moses Stites, FCRTA

Fred McNairy, Citizen

Fresno COG Staff:

Mike Bitner

Les Beshears

Brenda Veenendaal

Clark Thompson

Lindsey Chargin

Laural Fawcett

Lauren Dawson

Angela Yang

Marla Day

Jeff Long