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BOARD OF DIRECTORS AGENDA

**Friday, March 22, 2013
9 a.m. to 12 noon
SANDAG Board Room
401 B Street, 7th Floor
San Diego**

AGENDA HIGHLIGHTS

- **2013 DIAMOND AWARDS: RECOGNIZING LOCAL LEADERS IN TRANSPORTATION DEMAND MANAGEMENT PROGRAMS**
- **DRAFT FY 2014 PROGRAM BUDGET**
- **MID-COAST CORRIDOR TRANSIT PROJECT: PROPOSED CONSTRUCTION CONTRACTING METHOD AND PUBLIC HEARING: DESIGNATION OF PROJECT AS SUBSTANTIALLY COMPLEX**

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MESSAGE FROM THE CLERK

In compliance with Government Code §54952.3, the Clerk hereby announces that the compensation for legislative body members attending the following simultaneous or serial meetings is: Executive Committee (EC) \$100, Board of Directors (BOD) \$150, and Regional Transportation Commission (RTC) \$100. Compensation rates for the EC and BOD are set pursuant to the SANDAG Bylaws and the compensation rate for the RTC is set pursuant to state law.

MISSION STATEMENT

The 18 cities and county government are SANDAG serving as the forum for regional decision-making. SANDAG builds consensus, makes strategic plans, obtains and allocates resources, plans, engineers, and builds public transit, and provides information on a broad range of topics pertinent to the region's quality of life.

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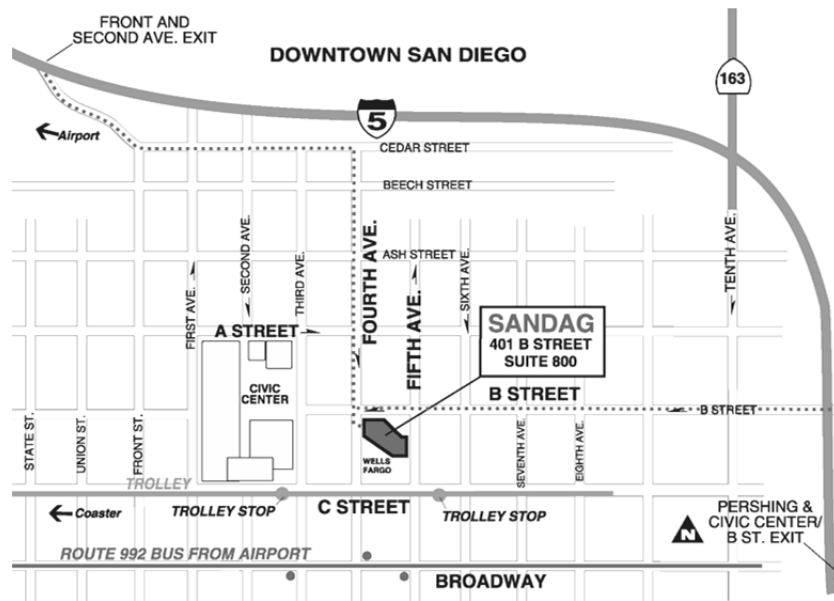
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BOARD OF DIRECTORS AGENDA

Friday, March 22, 2013

ITEM #		RECOMMENDATION
+1.	APPROVAL OF FEBRUARY 22, 2013, MEETING MINUTES	APPROVE
2.	PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS	
	<p>Public comments under this agenda item will be limited to five public speakers. Members of the public shall have the opportunity to address the Board on any issue within the jurisdiction of SANDAG that is not on this agenda. Other public comments will be heard during the items under the heading "Reports." Anyone desiring to speak shall reserve time by completing a "Request to Speak" form and giving it to the Clerk of the Board prior to speaking. Public speakers should notify the Clerk of the Board if they have a handout for distribution to Board members. Public speakers are limited to three minutes or less per person. Board members also may provide information and announcements under this agenda item.</p>	
+3.	ACTIONS FROM POLICY ADVISORY COMMITTEES	APPROVE
	<p>This item summarizes the actions taken by the Borders Committee on February 22, the Transportation and Regional Planning Committees on March 1, the Executive Committee on March 8, and the Transportation and Public Safety Committees on March 15, 2013.</p>	
CONSENT (4 through 11)		
+4.	FEDERAL TRANSIT ADMINISTRATION SECTION 5311 PROGRAM OF PROJECTS (Sookyung Kim)	APPROVE
	<p>The Federal Transit Administration (FTA) provides funding for capital and operating assistance to agencies providing transportation services in the rural areas through the Section 5311 Non-Urbanized Area Formula Program. The Transportation Committee recommends that the Board of Directors approve the apportionment of FTA Section 5311 funds for Federal Fiscal Year 2013 to the Metropolitan Transit System and North County Transit District.</p>	
+5.	FY 2014 REGIONAL TRANSIT CAPITAL IMPROVEMENT PROGRAM (Kim York)*	APPROVE
	<p>The Metropolitan Transit System (MTS) and the North County Transit District (NCTD) have developed their transit Capital Improvement Programs (CIPs) for FY 2014, which are the basis for the various Federal Transit Administration (FTA) formula funding grants, and the Regional Transportation Improvement Program (RTIP) amendment for the related projects. The Transportation Committee recommends that the Board of Directors: (1) approve the FY 2014 transit CIPs for the San Diego region (MTS and NCTD); (2) approve the submittal of FTA Sections 5307, 5337,</p>	

and 5339 grant applications for the San Diego region (SANDAG, MTS, and NCTD); and (3) adopt Resolution No. 2013-14 in substantially the same form as attached to the report, approving Amendment No. 3 to the 2012 RTIP.

+6. FY 2012 REQUESTS FOR EXCEPTION TO *TransNet* EXTENSION ORDINANCE REQUIREMENTS (Lisa Kondrat-Dauphin)* **APPROVE**

The North County Transit District (NCTD) and Metropolitan Transit System (MTS) did not meet certain eligibility requirements as noted in their draft FY 2012 *TransNet* compliance audits. In an effort to gain compliance, both transit operators are requesting an adjustment to the eligibility calculations as permitted by the *TransNet* Extension Ordinance. The Transportation Committee recommends that the Board of Directors, acting as the San Diego County Regional Transportation Commission, approve the requests of (1) MTS to calculate the bus services and rail services requirements as an average over the previous three fiscal years; and (2) NCTD to calculate the rail services requirement as an average over the previous three fiscal years, both as permitted under Section 4(C)5 of the *TransNet* Extension Ordinance.

+7. BIKE TO WORK MONTH 2013 (Goldin Doles) **APPROVE**

This May, SANDAG will sponsor the Bike to Work Month 2013 campaign. This is a regionwide event that occurs annually and includes a bicycle commuting event, Bike to Work Day on Friday, May 17, 2013. The Board of Directors is asked to adopt Resolution No. 2013-15 in support of May as Bike to Work Month 2013, and to encourage member agencies to approve similar proclamations.

+8. SAN DIEGO SERVICE AUTHORITY FOR FREEWAY EMERGENCIES: DISTRIBUTION OF EXCESS RESERVES (Samuel Johnson) **INFORMATION**

This informational report summarizes the distribution of excess reserves from the San Diego Service Authority for Freeway Emergencies program to the 19 local jurisdictions as required by Assembly Bill 1572 (Fletcher, 2012).

+9. FY 2012 AUDITED COMPREHENSIVE ANNUAL FINANCIAL REPORT (André Douzdjian)* **INFORMATION**

In accordance with SANDAG Bylaws, the FY 2012 Comprehensive Annual Financial Report audit has been completed and is presented for informational purposes. Additionally, in compliance with the Statements of Auditing Standards 114 and 115, this report includes communication of certain matters from the independent auditor to the governing body. The Executive Committee reviewed this item at its March 8, 2013, meeting.

- +10. **REPORT SUMMARIZING DELEGATED ACTIONS TAKEN BY EXECUTIVE DIRECTOR (André Douzdjian)*** INFORMATION

In accordance with various SANDAG Board Policies, this report summarizes certain delegated actions taken by the Executive Director since the last Board of Directors meeting.

- +11. **REPORT ON MEETINGS AND EVENTS ATTENDED ON BEHALF OF SANDAG (Kim Kawada)** INFORMATION

Board members will provide brief reports orally or in writing on external meetings and events attended on behalf of SANDAG since the last Board of Directors meeting.

CHAIR'S REPORT (12)

- +12. **2013 DIAMOND AWARDS: RECOGNIZING LOCAL LEADERS IN TRANSPORTATION DEMAND MANAGEMENT PROGRAMS (Deborah Jones)** INFORMATION

The SANDAG Transportation Demand Management (TDM) program iCommute manages the region's more than 700 vanpools, coordinates with more than 300 businesses to offer transportation benefits programs, and implements a variety of other ridesharing efforts. SANDAG biannually recognizes local employers for their exemplary TDM efforts. The Board of Directors will recognize selected local businesses as Diamond Award recipients.

REPORTS (13 through 16)

- +13. **DRAFT FY 2014 PROGRAM BUDGET (First Vice Chair Jim Janney; André Douzdjian and Tim Watson)*** APPROVE

SANDAG Bylaws require the Board of Directors to approve a preliminary budget by April 1 of each year. The Executive Committee recommends that the Board of Directors approve the Draft FY 2014 Program Budget (including the Overall Work Program), and authorize distribution of the document to member agencies and other interested parties for review.

- +14. **FUNDING RECOMMENDATIONS FOR FEDERAL FISCAL YEAR 2012 JOB ACCESS AND REVERSE COMMUTE AND NEW FREEDOM PROGRAMS AND FY 2014 AND FY 2015 *TransNet* SENIOR MINI-GRANT PROJECTS (San Diego Council President Todd Gloria, Transportation Committee Chair; Danielle Kochman)*** APPROVE

The Transportation Committee recommends that the Board of Directors approve the funding recommendations for the Federal Transit Administration Job Access and Reverse Commute and New Freedom programs and *TransNet* Senior Mini-Grant program as described in the report.

- +15. **MID-COAST CORRIDOR TRANSIT PROJECT: PROPOSED CONSTRUCTION CONTRACTING METHOD AND PUBLIC HEARING: DESIGNATION OF PROJECT AS SUBSTANTIALLY COMPLEX (San Diego Council President Todd Gloria, Transportation Committee Chair; John Haggerty)*** APPROVE

Staff has evaluated the three primary construction contracting methods used in the transit industry for delivery of large projects and presented the analysis to the *TransNet* Independent Taxpayer Oversight Committee and the Transportation Committee. The Transportation Committee recommends that the Board of Directors: (1) adopt Resolution No. 2013-16 authorizing the use of the Construction Manager/General Contractor construction delivery method for the Mid-Coast Corridor Transit Project and be designated as the body to approve the award of the CM/GC contract; (2) receive public testimony regarding the Project's complexity and the need for an increased retention amount; and (3) adopt Resolution No. 2013-17 designating the Mid-Coast Corridor Transit Project as substantially complex, in substantially the same form as attached to the report.

- +16. **LOS ANGELES-SAN DIEGO-SAN LUIS OBISPO RAIL CORRIDOR AGENCY AMENDED JOINT POWERS AGREEMENT (First Vice Chair Jim Janney; Charles "Muggs" Stoll)** APPROVE

The Los Angeles-San Diego-San Luis Obispo (LOSSAN) Rail Corridor Agency seeks to increase ridership, revenue, capacity, reliability, and safety on the coastal rail line from San Diego to Los Angeles to San Luis Obispo. Senate Bill 1225 (Padilla, 2012) allows the LOSSAN Rail Corridor Agency to amend the joint powers agreement to expand the authority of the agency to permit the administration of state-funded Pacific Surfliner intercity passenger rail services and elect to become party to an Interagency Transfer Agreement with the State of California. The Board of Directors is asked to adopt Resolution No. 2013-18 approving the LOSSAN amended Joint Powers Agreement in substantially the same form as attached to the report.

17. CONTINUED PUBLIC COMMENTS

If the five speaker limit for public comments was exceeded at the beginning of this agenda, other public comments will be taken at this time. Subjects of previous agenda items may not again be addressed under public comment.

- +18. **CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(3)(B) - ONE POTENTIAL CASE**

- +19. **CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL IN ANTICIPATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(3)(C) - ONE POTENTIAL CASE**

+20. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION – PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a) – CLEVELAND NATIONAL FOREST FOUNDATION ET AL. V. SANDAG (CASE NO. 37-2011-00101593-CU-TT-CTL), AND CREED-21 ET AL. V. SANDAG (CASE NO. 37-2011-00101660-CU-TT-CTL)

21. UPCOMING MEETINGS

INFORMATION

The next Board Policy meeting is scheduled for Friday, April 12, 2013, at 10 a.m. The next Board Business meeting is scheduled for Friday, April 26, 2013, at 9 a.m.

22. ADJOURNMENT

+ next to an agenda item indicates an attachment

* next to an agenda item indicates a San Diego County Regional Transportation Commission item