

SAN JOAQUIN COUNCIL OF GOVERNMENTS
MANAGEMENT AND FINANCE

Meeting held at
Commercial Exchange Club
2305 Washington Street, Stockton

Wednesday, September 17, 2008

MINUTES

1. The meeting was called to order by Leon Churchill.

Attendance and Self Introductions:

Leon Churchill, Tracy City Manager; Greg Greeson, Escalon City Manager; Blair King, Lodi City Manager; Manuel Lopez, San Joaquin County Administrator; Gordon Palmer, Stockton City Manager; Steve Pinkerton, Manteca City Manager; Stacey Mortensen, SJRRC Executive Director; Yvonne Quiring, Lathorp City Manager; Donna Kelsay, SJRTD General Manager; Steve Dial, SJCOG Deputy Executive Director /CFO; Dianne Barth, SJCOG Public Communications Manager; Mike Swearingen, SJCOG Senior Regional Planner; Steve Mayo, SJCOG Senior Regional Planner; Wil Ridder, SJCOG Senior Regional Planner ; Tanisha Taylor, SJCOG Associate Regional Planner; Rosie Vargas, SJCOG Support Services Supervisor.

2. Public Comment: None

3. Approve Minutes of July 16, 2008

It was moved/seconded (Lopez/Palmer) to approve the minutes with a correction for item 5, second paragraph to *sufficient* instead of efficient. Motion passed with a voice vote.

4. Measure K Loan Requests

Steve Dial presented this item and stated staff's recommendation is to recommend to the Board to direct staff to conduct due diligence on Measure K Loan Requests. There were two requests from City of Stockton, one from County of San Joaquin and the Port of Stockton. Mr. Lopez asked by extending the loan will they be receiving more money. Mr. Blair asked if this loan would affect the other cities LSR funds. Mr. Dial said no.

It was moved/seconded (Palmer/Kelsay) to recommend to the Board to direct staff to conduct due diligence on Measure K Loan Requests. Motion passed with a voice vote.

5. 2009 SJMCP Development Fees

Steve Mayo gave a brief update on the fees for the habitat plan. Mr. Mayo stated each category has a specific mechanism that is used to update and index which is why the Board has to approve annually. Mr. Mayo stated each jurisdiction has to adopt these fees every year in order for it to be effective by January 1st of the subsequent

year. Mr. Mayo stated staff's recommendation is for SJCOG, Inc. to approve the 2009 SJMSCP development fees as adjusted pursuant to land sale comparables and CPI. Mr. Mayo said this item went to the HTAC and Executive Committee with unanimous passing. Mr. Dial noted that the reason why the fees are going up when residential is not is because the formula that was approved to determine the fees uses comparables two years in arrears and agriculture land is not decreasing in value. Mr. King asked what is being done in terms of cost control with COGs administration cost. Mr. Dial stated when the financial analysis was done we analyzed what the cost of the program would cost and we only increase by CPI.

It was moved/seconded (Lopez/Mortensen) to recommend to SJCOG, Inc. to approve the 2009 SJMSCP development fees as adjusted pursuant to land sale comparables and consumer price index. Motion passed with a voice vote.

6. Analysis of AB 32 and SB 375

Tanisha Taylor gave a brief background on this item and stated this report represents staff's initial analysis of the effects of AB 32 and SB 375. Ms. Taylor stated this includes the near term action necessary in the next fiscal year to begin preparing the 2011 RTP update and EIR. Ms. Mortensen asked if new major projects would be exempt. Ms. Taylor said yes. Mr. King said if there is not going to be any funding with SB 375 will there be a SB 3090 state reimbursement process. Ms. Taylor said there are certain programs that can be applied for reimbursement. Ms. Taylor said although SB 375 does not have funding they assume that it was not a State funded mandate because it's not a requirement of the local jurisdictions and there providing funding to the regional council through SB 732. Ms. Taylor stated the fiscal impact of these new requirements will be substantial.

This item was for discussion only no action was taken.

7. Measure K Smart Growth Incentive Program Planning Grant Recommendations

Mike Swearingen presented this item stating on June 12 the first calls for MK-projects were announced and applications were due on August 18, 2008. Staff received six planning applications and seven infrastructure improvement applications. Mr. Swearingen stated this program is being funded by the early action plan for Measure K in the amount of \$750,000 for Planning and \$750,000 for Infrastructure Improvement projects. Mr. Swearingen stated staff recommendations are for M&F Committee to adopt the scoring committee recommendations for the four planning projects in the amount of \$315,000. A discussion among Committee members followed regarding the RTD project that was not eligible, and the remaining amount of \$435,000.

It was moved/seconded (King/Greesson) to recommend to the Board (1) Adopt the Scoring Committee recommendations for 2008 MK-SGIP Planning Grants and award the Grants for a total of \$315,000; (2) Direct staff to receive formal Governing Board Resolutions from the grant recipients agreeing to commit the 50% matching funds within 45 days of SJCOG Board approval and enter into MK-cooperative agreements

within 90 days of the SJCOG Board approval as a condition of grant approval; and (3) Authorize the Executive Director to enter into the MK-cooperative agreements of planning funds with the Project Sponsors, and (4) recommend the remaining amount of \$435,000 to be rolled over into transportation infrastructure improvements. Motion passed unanimously with voice vote.

8. Existing Measure K Strategic Plan Update

Wil Ridder gave a brief update on this item and stated staff has been working with local agencies to update the existing Measure K Strategic Plan. The MK program has been experiencing declining sales tax receipts consistent with the decline in the economy. To date with the initial work we are \$60 million short of what staff had anticipated. Mr. Ridder said staff is holding off on a formal revenue adoption until the end of September for actual sales tax receipts from the BOE.

Mr. Ridder stated staff will bring this item back to M&F Committee in October with a revenue estimate to review the overall impact to the MK program. Staff will also discuss policy issues between shifting funds among categories and discuss what are the higher priorities. Mr. Ridder stated staff will continue working with the local agencies on the most up to date information and on the status of their projects.

This item was for discussion only no action was taken.

9. Regional Transportation Impact Fee (RTIF) Program FY 2007/08 Semiannual Report

Mike Swearingen said attached is the RTIF program fees collected by the participating agencies semiannual report from January 1, 2008 through June 30, 2008. Mr. Swearingen stated staff will continue to collaborate with staff from each participating agency on reported RTIF activity. Mr. King asked if there were mistakes on the interest column. Mr. Swearingen said there were agencies that did not have all their interest broken out, so staff reported what was collected. Mr. Swearingen stated staff will work with participating agencies to work on correcting the interest column and what has been collected. Committee members expressed concerns regarding the interest amounts. Mr. Swearingen said the RTIF annual report will be completed by November or December.

It was moved/seconded (Pinkerton/Greenson) to accept RTIF semiannual report for the period of January 1, 2008 through June 30, 2008. Motion passed unanimously with voice vote.

10. Other Matters of Business: None

11. Executive Directors Report: None

12. Adjournment:

There being no further business to discuss, the meeting was adjourned to Wednesday, October 15, 2008.