

## MINUTES

### SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS

Thursday, June 17, 2004

Board of Supervisors Hearing Room  
105 East Anapamu Street, 4<sup>th</sup> Floor  
Santa Barbara, CA

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1. **Call to Order and Roll Call:**

**Members Present:** Naomi Schwartz (SBCAG Chair), Supervisor, First District; Susan Rose, Supervisor, Second District; Gail Marshall, Supervisor, Third District; Joni Gray, Supervisor, Fourth District; Bill Traylor, Mayor, City of Buellton; Richard Weinberg, Mayor, City of Carpinteria; Jack Hawxhurst, Councilmember, City of Goleta; Sam Arca, Mayor, City of Guadalupe; Dick DeWees (SBCAG Vice-Chair), Mayor, City of Lompoc; Dan Secord, Councilmember, City of Santa Barbara; Marty Mariscal, Councilmember, City of Santa Maria; David Smyser, Mayor, City of Solvang, Gregg Albright, Caltrans District 5 Representative.

**Members Absent:** Joe Centeno, Supervisor, Fifth District.

**Staff Members Present:** Jim Kemp, Executive Director; Michael Powers, Deputy Director of Planning; Robert Perkins, Administrative Services Officer; Kim Gillian, Accounting Officer; John Asuncion, Transportation Planner, Cathy Muneio, Board Clerk/Executive Secretary; Kevin E. Ready, Sr., Senior Deputy County Counsel.

2. **Pledge of Allegiance**

Chair Schwartz called for the pledge of allegiance.

3. **Recess to Closed Session:**

The Board adjourned to closed session at 8:35 a.m.

4. **Convene in Open Session**

When the Board reconvened to open session at 9:00 a.m., County Counsel, Kevin Ready said that there was nothing to report relative to the Pierce vs. SBCAG case. He reported that the Board approved a settlement agreement in the amount of \$1.5 million, with Caltrans to reimburse \$285,000 for the Sully Miller vs. Caltrans case.

5. **Approval of Minutes: May 20, 2004 and May 25, 2004 Minutes**

Councilmember Mariscal requested several minor corrections to the May 20, 2004 minutes.

Mayor Smyser moved to adopt the May 20, 2004 minutes as amended and the May 25, 2004 minutes. The motion was seconded by Supervisor Marshall and carried with Mayor Arca abstaining.

6. **Public Comment**

None.

7. **Approval of Consent Calendar:**

Mayor Hawxhurst requested that Item 7E be pulled from the consent calendar and Mr. Kemp requested that Item 7F be pulled from the consent calendar.

Supervisor Gray moved to accept the Consent Calendar with the exception of Items E and F. The motion was seconded by Mayor Arca and carried unanimously.

E. **Measure D Allocations**

Mr. Kemp said the Board was being asked to adopt a resolution allocating \$28,069,419 of the Measure D revenue funds to local jurisdictions and SBCAG under the Measure D Ordinance No. and to authorize the Executive Director to execute a contract with Easy Lift for the expenditure of \$64,575 in Measure D Regional Paratransit funds for the 2004-2005 fiscal year.

Councilmember Hawxhurst expressed concern that the population figures the local allocations were based on were not the most current figures and recommended this process be corrected. He noted the adjustments could be made after the initial allocation was made, once the latest figures were received.

Supervisor Schwartz suggested this process be examined for the future.

Mayor DeWees asked if the same concern would be expressed under Item 9.

Councilmember Secord said that fairness was the goal and that perhaps when the proper data was received an adjustment could be made.

Mayor DeWees asked if the current figures had been received.

Mr. Kemp responded that they had and that he had prepared a chart that would be provided to the Board at the next meeting that shows the January estimates along with the May figures released for January 2004.

Councilmember Mariscal said that he did not see in the Measure D ordinance a requirement that the jurisdictions need to restate their projects if the allocation of funds change.

Mr. Kemp said that each year the board approves an apportionment of Measure D funds in February using the most recent Department of Finance population estimates and the local agencies adopt a Program of Projects based on the approved amounts. If the allocations are changed then some entities will over-program projects and some will be under-programmed, in which case the local agencies will need to revise their Program of Projects. SBCAG is not permitted to allocate Measure D funds for projects that are not consistent with the Program of Projects.

Councilmember Mariscal questioned why it would be necessary to bring this back to the individual jurisdictions.

Supervisor Schwartz said the question before the Board was whether the Board wanted to continue with more discussion from staff and find out what the implications would be to the jurisdictions from this change, or would they rather approve it as it stands currently and reexamine this process in the future.

Mr. Kemp stated that not approving the allocations this month might result in a slight delay in passing revenues on to the individual jurisdictions if the allocations were to change.

Mayor Weinberg suggested that staff review this and report back to the board. He suggested making any changes at the beginning of the next fiscal year.

Mayor Arca said that due to the size of his jurisdiction this was a significant program for road maintenance, and they could not afford a delay. He requested that the equity issues be explored but adjusted in the future.

Mayor DeWees asked why the current numbers could not be used and be brought back to the Board in a month with suggested changes.

Mr. Ready said this change would take longer than one month because the ordinance requires the Board of Supervisors and the city councils to change their Program of Projects. He explained that the Program of Projects were not prepared by SBCAG but by the individual jurisdictions, and they need to be approved by them as well.

Councilmember Mariscal moved to adopt a resolution allocating an estimated \$28,069,419 in Measure D revenues for the 2004-2005 fiscal year and to authorize the Executive Director to execute a contract with Easy Lift for the expenditure of \$64,575 in Measure D Regional Paratransit funds for the 2004-2005 fiscal year, and for staff to bring back to the Board the actual numbers based on the May 2004 figures, and that the Board accept those numbers as funding under the Measure D allocations for this fiscal year.

Supervisor Schwartz requested that the motion include direction to staff to agendaize this for a future meeting.

Councilmember Hawxhurst said he would like to know the implications of changing the system. He suggested that each jurisdiction in the next month confirm that it wouldn't change the Program of Projects.

Councilmember Mariscal's motion died due to lack of a second.

Mayor Arca moved to approve staff's recommendation and for staff to return back to the Board next month with some recommendations. Councilmember Secord seconded the motion.

Mayor DeWees asked if this was going to prevent distribution of funds over the next couple of months.

Mr. Kemp responded that it would not prevent the allocation of funds.

Supervisor Schwartz said she did not hear any objection to reviewing the process and looking for potential inequities. She said any changes would have to go back to all of the local jurisdictions.

The motion carried with Mayor Weinberg opposed.

Mayor Arca said he was leery of doing that since these were the only funds that Guadalupe receives for transportation and would cause a burden on the city.

Councilmember Mariscal moved that the allocations be revised in July to reflect the May 2004 population figures. Mayor DeWees seconded the motion. The motion failed with Supervisor Gray abstaining and Supervisors Rose, Marshall, Schwartz, Mayors Arca, Traylor, Weinberg, Smyser, Councilmembers Hawxhurst and Secord opposed.

Mayor Weinberg asked what would this do to the allocations if they were moved to the May date and how might this be accomplished.

Councilmember Secord requested additional data be provided at the next Board meeting prior to making a decision.

Councilmember Mariscal said that his motion meant that allocation would be revised through the year after the data was presented to the Board.

Councilmember Secord asked if that would require all of the councils to redo their Program of Projects.

Mayor Smyser said he would be willing to wait and see what the actual numbers were to see if there were any inequities before approving the change, and said he was concerned about the effects this might have on the small cities.

Mayor DeWees said he did not know of any jurisdiction that didn't make budget adjustments throughout the year.

F. **Transportation Development Act Allocations**

Mr. Kemp requested that \$50,000 be added to the TDA allocations for legal expenses, and requested that the wording on the resolution be changed to read: "two percent (2%) or \$265,342 plus \$50,000 for litigation expenses (\$315,342 total)."

Mayor Arca moved to adopt the amended resolution allocating \$13,587,838 in Local Transportation Funds to eligible claimants for FY 2004-2005. The motion was seconded by Councilmember Secord and carried with Supervisor Gray, Centeno and Mayor Smyser absent.

8. **CalTrans District Director's Report:**

Gregg Albright said that Tony Harris, the acting Caltrans Director, had resigned, and that there was not a replacement at this time. Mr. Albright said he was becoming more encouraged by the state budget figures.

Mr. Albright said that construction to repair damage was beginning in the Gaviota fire area. He said that there was severe congestion during the fires due to the lack of changeable message signs communicating freeway updates to the public. He said that there would need to be better communication to the public in the future. Mr. Albright said that a 511 number could also provide a helpful communication tool for the public to call for traffic updates.

Mr. Albright reported that it had been a very collaborative month working out the details for the Ortega Hill project with the County of Santa Barbara. He said the earliest they would start the project would be in November. He thanked the County and staff for bringing together loose ends.

Supervisor Marshall said that communication on the Gaviota fire was very frustrating for the public since they had no idea what was going on and what they could expect. She requested better communication in the future.

Supervisor Schwartz said Mr. Albright had voiced optimism that all of the STIP projects would receive funding. Mr. Albright clarified that all of the STIP projects would be resourced from staff, but that no resources were set up for the STIP projects themselves.

Supervisor Schwartz said she had received an e-mail regarding the Summerland project and had discussed agendaizing it for this meeting but Mr. Kemp said it did not need to be placed on the agenda.

Mr. Kemp explained that the Board had a proposal in front of them last month to fund the Summerland circulation project using Measure D funds to allow this project to move forward so that it could be completed concurrently with the Ortega Hill project to be less disruptive to the public. Staff was recommending that due to the delay in starting the Ortega Hill project it was not necessary to make the funding switch at this time. Mr. Kemp said that reports coming out of Sacramento regarding STIP funding seemed more positive and that the governor's May budget revise was improved. The Summerland project was included in the 2004/05 year and if the governor's budget was adopted there should be sufficient funds available for that project without using Measure D funds.

Supervisor Schwartz asked Mr. Kemp if he would be working with the CTC staff to continue to advocate SBCAG projects. Mr. Kemp responded that staff would be advocating for all SBCAG projects programmed in FY 04-05 to help ensure that they receive a funding allocation.

Councilmember Secord said he had an ongoing interest in Intelligent Transportation Systems and requested a briefing on the ITS methodology.

Mayor Smyser asked about the discussion at the May meeting regarding the drainage problem on Hwy 246 in Solvang. He said the Department of Transportation had conducted a field review and that it would have helped Caltrans if the businesses that were suffering had been pointed out. He suggested further discussion on this. Mr. Albright said he would commit to a meeting to discuss this problem.

9. **MEASURE D PROGRAM OF PROJECTS**

Councilmember Secord moved to adopt a resolution approving the recommended Measure D Program of Projects for the fiscal years 2004-2005 through 2008-2009. Mayor Weinberg seconded the motion and the motion carried unanimously.

10. **JOBS/HOUSING INTERREGIONAL PARTNERSHIP PROGRAM**

Supervisor Rose provided some background on this effort to address a challenging subject.

Mr. Powers presented the staff report and introduced Mr. Jostes with Interactive Planning and Management.

Mr. Jostes said the report was being fine tuned to meet the deadline of June 30<sup>th</sup>. He said he intended to provide this report to SBCAG the first week in July. He said that the report showed the jobs/housing balance was not getting any better and that these regional issues would require regional solutions in which the cities could not continue to act individually. Mr. Jostes said the risk of doing nothing would cause an escalation of housing prices and the loss of higher paying jobs that would be replaced by lower paying jobs.

Mr. Jostes recognized Supervisor Rose, DeWayne Holmdahl and Tom Urbanske for their contributions to this program as members of the Policy Steering Group.

Supervisor Schwartz asked for public comment.

Jackie Bacharach, Executive Director of the Ventura County Council of Governments, said that VCOG had created a subcommittee of their Board and she suggested that SBCAG may want to do the same thing in order to move forward with the program.

Jim Youngson stated his part was to coordinate the community outreach effort and that due to time limitations it was a very focused outreach that engaged public, private, and non-profit concerns.

Mr. Jostes said that they were in the process of finalizing policy recommendations and that it was time to engage for results.

Supervisor Rose thanked Mr. Jostes for bringing this together and for doing such a fine job. She pointed to Page 5 in the report that discussed what could happen if nothing was done. She said she was happy to see that this was not just Santa Barbara focused but concerned Ventura as well.

Dwayne Holmdahl said that he was pleased to be on the committee and that eighteen months ago when the project began there were very diverse opinions, and now the minority was now the majority. He said he was pleased that there was now a process to complete.

Mr. Holmdahl read the comments of Arlene Pelster, City of Lompoc planning staff, which stated that the city planning staff agreed with the report on the jobs/housing program, and supported the policies and recommendations stated in the program. Mr. Holmdahl said that decisions were made by public officials, not planning departments, and that implementation of this process would need to be supported by those public officials. He said he was happy to see that the Chambers of Commerce were involved and said that there was a need for better communication.

Supervisor Gray said that this was an outstanding report. She said the names of the people involved in this report were some of those people against growth and she needed reassurance that there was a change in the direction that was being taken.

Roger Horton said he agreed with Supervisor Rose when she spoke of the risks of not doing anything. He said it was much too important to the future of the children and grandchildren that some steps be taken. He said that this was a regional matter that would make it necessary to work with other counties and that the organizational structure and right combination from positions of authority were extremely important.

Jennifer McGovern said this was an unprecedented effort and she had doubts in the beginning whether the committee would be able to come to a consensus, but they did. She said identifying the issues was the basic groundwork and moving forward from there was paramount. She echoed Mr. Horton's comments about the future of the children and said if there wasn't an effort made to solve the quality of life issue then it would be lost. She said that the most important aspect was the ability to represent the future and requested that the politicians put their political wills behind them. She said the solutions were not easy but the basic parameters had been identified and she made a request that the board move this forward. She said there were some allies at the state level and said she had met the new Business, Transportation and Housing Director, Sunne McPeak.

Andy Caldwell, with COLAB, said he was pleased with the report but he didn't have faith that the political will would change. He said that several board members had spoken publicly on not wanting to add additional jobs to the community since it would create additional traffic. He said that many of the solutions were internal to Santa Barbara County. Mr. Caldwell said it was of concern to COLAB that the south coast communities don't want to grow or change. He requested a resolution that could be implemented that would balance the community, accommodate growth, and reduce bureaucracy. He said the high tech jobs did not work for the north county since this area seemed to have more blue-collar workers.

Ed Moses, Santa Barbara County Housing & Community Development Director, commended the staff and steering committee members for looking at the issues realistically. He recommended that the board approve this and move forward.

Kristen Amyx said this was a great project and that she was in support of it, the creation of a subcommittee, and starting Phase 2. She said the draft was presented at the Goleta Chamber of Commerce and Regional Legislative Alliance, which was a group of chambers from the Ventura and Santa Barbara Counties. She said it might take some time for all of the agencies

to review and endorse the program, and said she hoped this project would be brought before more groups. She said there were specific and clear recommendations listed in the report and she hoped that all of the agencies would support them.

Peggy Nueda said she wanted to discuss working on disconnect between available jobs and the workforce and recommended that the connection to San Luis Obispo County also be developed. She also mentioned the workforce resource centers available through the community colleges.

Mayor Arca said he had previously used the word pseudo-gentrification by means of land use designation and planning zoning tools. He said he was glad to see gentrification used in the report because it was a fact. He said the discussion of transportation for work forces leaves the potential to create a workforce community and resembles some classic social categorizations. Mayor Arca said that you need to recognize that in different types of development there are different steps; one being dependent, one being independent and that you strive for interdependence. He said he recalled reading about interregional communications and that he has pushed for the use of technology and communication outside this arena. He said that he hadn't heard how involved this was in regards to economically distressed communities and how important the environmental justice issues were in this report. He said there is a need for parity.

Councilmember Mariscal said this was a good report. He said San Luis Obispo County should be invited to participate and that other ideas should be explored to solve land use issues.

Supervisor Marshall said she supported the report and looked forward to hearing creative ideas.

Supervisor Schwartz indicated that Tom Frutchey be recognized for his part in preparing this report.

Councilmember Hawxhurst said he hoped that the City of Santa Barbara would play a leadership role in this process since Goleta was such a young city. He said he hoped the report would facilitate job development in the north county and said job training was a key element.

Mr. Kemp said the South Coast Subregional Planning Committee will be the body to carry forward as the subcommittee. He said that the final report would be returning to the Board in July for adoption and would be forwarded to the HCD.

Supervisor Schwartz thanked everyone for their collaborative efforts.

Mr. Jostes said he had put a lot of effort into informal efforts as well as formal efforts. He said it was important to think about being nimble and opportunistic to help build foundations to make a difference.

Supervisor Secord moved to appoint the South Coast Subregional Planning Committee to review implementation strategies recommended by the Interregional Partnership Steering Committee. The motion was seconded by Supervisor Rose and carried unanimously.

11. **FREEWAY SERVICE PATROL**

John Asuncion presented the staff report and introduced Captain Cliff Williams, Santa Barbara Area Commander for the California Highway Patrol.

Captain Williams said he was in charge of the Freeway Service Patrol (FSP) from 1993-1996 in Los Angeles County. He said that he was at Gaviota during the entire duration of the fire for operational briefings and said if the Board had any questions regarding the transportation issues during that period he was available.

Councilmember Secord asked why the tow trucks would be on the freeway moving as opposed to parked somewhere. He said it seemed as congestion would be increased and asked if this would start a new business or would they be using existing businesses.

Mr. Asuncion said that they would put out bids to existing tow truck companies to operate the FSP.

Captain Williams said that this program was very effective and said it was helpful in alleviating the freeway "looky-loos" who increase the chance of accidents. He said that one of the controversial aspects about the FSP was that tow truck companies might have concerns about losing business and might oppose it. He said these concerns could be mitigated, however, since the FSP removes vehicles from the roadway only, and does not perform regular towing service.

Councilmember Secord asked why tow trucks need to be on patrol. Captain Williams responded that by moving on the freeway they will frequently encounter vehicles in need of service usually prior to the CHP arriving.

Mayor DeWees asked if there was a charge to the motorist. Mr. Asuncion said there was not.

Mayor Arca asked about the liability of the tow truck drivers. Captain Williams stated that the tow truck drivers have to follow specific protocol and that the California Highway Patrol makes sure they are in compliance with safety procedures.

Mayor DeWees asked if this was a 24/7 operation. Mr. Asuncion said they would be operating as the Freeway Service Patrol during morning and afternoon rush hours.

Mayor DeWees asked what area of the freeway would be covered. Mr. Asuncion responded that they would be covering the 101 in the south county.

Captain Williams said that accidents between January 1 and May 31 were reviewed between the hours of 6:00 a.m. and 9:00 a.m. and 3:00 p.m. to 6:00 p.m. from the Ventura County line to Las Positas, and that found that there was an average of 20 accidents per month in these time periods.

Supervisor Schwartz asked if he could extrapolate the number of accidents from north of Las Positas to Winchester Canyon Road. Captain Williams said he could do that.

Councilmember Mariscal said it sounded like a good program but that \$250,000 seemed expensive for two tow trucks and asked if this was cost effective. Gregg Albright said that he had found that there was a cost benefit to this program because people could get to work quicker when there was an accident.

Supervisor Schwartz said that if a pilot program were instituted it would need to be monitored and have performance measures.

Councilmember Secord inquired where the funding would come from. Mr. Kemp said the local match funding would come from the \$1 vehicle fee revenues received for the SAFE call box program. He said the funds were currently used solely for the highway call box system, but that they were generating a surplus of \$70,000 per year. He said these funds were limited solely to motorist assistance.

Councilmember Secord asked if there was a possibility that AB 2498 funding could be suspended and that SBCAG might end up with a program that would have to be paid for by SBCAG.

Mr. Kemp stated that there were funding programs that were available for this type of program and that AB 2498 funds were subject to an annual budgetary process. If funding were lost he said that an alternate funding resource would need to be found or the program could be discontinued.

Mayor DeWees said it appeared it would cost \$1,800 per tow.

Mr. Kemp explained that the primary benefit of the FSP was for congestion relief and not for the individual motorists requiring towing services. He said that studies show that up to half of the congestion in urban areas was related to nonrecurring incidents. The FSP can reduce congestion caused by such incidents by reducing response times.

Captain Williams said that congestion was caused by vehicles broken down on the road, debris, etc. and that this program did not take the place of the CHP.

Bruce Nybo, Chairman for TTAC, noted that TTAC recommended that the Board adopt this as a pilot program that would be monitored to determine its effectiveness. He said that there are ten counties currently receiving funding for this program and the success of the programs in other areas suggests that it may help to reduce congestion on Hwy. 101. He noted that we would be tapping into state grant funds that are available for this purpose rather than local funds.

Mayor Arca asked if this wasn't a 101 in Motion potential project since it was a traffic calming measure.

Mr. Kemp said the 101 in Motion project is a SBCAG project and that there have been numerous projects identified. He said that a FSP program has been identified as one of the many projects available and that this project could provide immediate congestion relief benefits.

Mayor Arca stated that Ventura County could benefit as well and that this might be a way of beginning a regional partnership. He said it encourages collaboration between the law enforcement agencies and governments.

Councilmember Hawxhurst moved to adopt a position of support for AB 2498 and to approve the submittal of an application for the state Freeway Service Patrol grant program funding. The motion was seconded by Supervisor Gray and carried with Mayors Arca, DeWees and Traylor opposed.

County Counsel, Kevin Ready, requested that he be involved in setting up the structure of this program since he had been involved in this process previously.

12. **SOUTH COAST SUBREGIONAL PLANNING COMMITTEE**

Supervisor Schwartz said it was necessary to appoint a north county board representative to the South Coast Subregional Planning Committee since Mayor Lavagnino, the current appointee, was no longer on the SBCAG board. She said that Councilmember Mariscal had shown some interest in filling this position.

Supervisor Gray moved to appoint Councilmember Mariscal as the north county board representative to the South Coast Subregional Planning Committee. The motion was seconded by Mayor Arca and carried unanimously.

13. **FY 2004-05 SBCAG BUDGET**

Mr. Kemp identified four changes made to the proposed budget after the May board meeting, which were an additional \$3,000 for computer purchases, \$30,000 to cover the increase of cost for fuel for the Clean Air Express, \$17,000 for a Commuter Survey, and \$50,000 to cover the cost of pending litigation.

Mr. Kemp said that he had provided a chart showing staffing levels over the last four years that showed recruiting and retaining staff continued to be difficult.

Councilmember Secord mentioned that SBCAG could possibly purchase fuel through the City of Santa Barbara at a good price. Mr. Kemp responded that SBCAG had an agreement with the County of Santa Barbara to purchase fuel at their price.

Supervisor Schwartz said at the May meeting she had requested the answer to what kind of projects RSTP funds could be used for. She said that she has been hearing that the CTC will fund STIP projects and at the same time SBCAG has been transferring funding sources to the STIP projects perpetuating the assumption that STIP funding won't be there.

Mr. Kemp said because of the severe shortage of state funding there has been a very small STIP funding target and that SBCAG's traditional STIP funding for project monitoring and ridesharing programs is not available. He said funds for those projects were not requested in the STIP funding request to the CTC. He explained that the RSTP funds were apportioned annually through the federal transportation authorization bill and that they were the most flexible source of revenues available to SBCAG. He said that RSTP funds have normally been exchanged for state gas tax dollars with the support of the local jurisdictions. He noted that these exchanged dollars can be used for project planning and monitoring and that it was proposed that they be used to backfill for the loss of STIP funds as they were in the current year. The majority of RSTP funds are used to fund transportation improvement projects selected by the board through a regional competitive process.

Supervisor Schwartz said that the Board should be aware that this uses some of SBCAG's most flexible funds.

Councilmember Mariscal asked which position was currently not filled at SBCAG.

Mr. Kemp said that he was currently recruiting for a transportation planner and that SBCAG would soon be losing a Marketing Coordinator.

Councilmember Mariscal recommended that the use of alternative communication elements for telecommuting be considered to meet staffing challenges.

Councilmember Secord moved to adopt a resolution approving the FY 2004-05 Comprehensive budget for the Santa Barbara County Association of Governments and to approve a resolution approving a salary increase of six salary ranges, representing a cost-of-living adjustment of approximately three percent to be effective June 21, 2004, and approve the revised SBCAG Position Classification Chart. Supervisor Rose seconded the motion and the motion carried unanimously.

Supervisor Schwartz mentioned that the Executive Committee would be meeting soon to discuss the Executive Director's job performance and contract.

Supervisor Schwartz also mentioned that a letter from Congresswoman Capps was sent informing SBCAG that a meeting would be scheduled in early August with Ventura County to discuss rail. She said everyone would be informed of this meeting via e-mail once it was scheduled.

14. **101 IN MOTION**

Barry Siegel said he sent the board an e-mail concerning the projects that were deemed fatally flawed before review by the Stakeholders Advisory Committee, which were restriping of the Hwy 101, a by-pass freeway alignment and an overhead people mover. He said when you consider that there is congestion now this would be a reasonable approach and that it should be discussed and it seemed too early to reduce projects.

Supervisor Schwartz asked when the SBCAG Board would see the issue of considering alternatives to be eliminated.

Mr. Kemp said that the long list of projects went through a screening process and at this stage they would be applying a broad brush to eliminate further studying those projects that don't seem to be feasible.

Supervisor Schwartz asked if board members were interested in this issue coming to the full board and if this matter could be discussed at the next Stakeholder's Advisory Committee meeting.

Mr. Kemp said that the first phase, in which they met with the community and identified a broad range of alternatives that could be considered, was nearly completed. He said that they were now in the process of eliminating projects that were deemed fatally flawed and would be coming up with eight to nine mix and match packages and generating more details on those alternatives. He said the Stakeholders Advisory Committee, Steering Committee and Technical Advisory Group would continue to meet monthly and that they would continue with the public outreach efforts through the website, hotline, community meetings, and convene some roundtable meetings with a number of community leaders by invitation over the next several months. At the end of that process they will reduce the number of packages. He said that the overall project was on schedule and on budget with the exception of the public outreach budget. He explained that additional work outside the contract scope was incurred and that he was attempting to mitigate those costs but that it may be necessary to use a portion of the contingency budget. He said community workshops that were not budgeted for in the first stage

were added throughout the south coast because several board members felt they were important. The process involves participation by four committees including the Technical Advisory Group, the Stakeholders Advisory Committee, the Steering Committee and the SBCAG board and this created an extra layer of involvement and the addition of meetings and preparation for those meetings which had added to costs.

Councilmember Hawxhurst said he remembered that the proposal did identify the stakeholders and steering committee and asked why there was an extra layer.

Mr. Kemp said in addition to the committees it was not originally known that both the full SBCAG Board and the Steering Committee would be as involved and that the consultants would need to attend as many SBCAG Board meetings.

Supervisor Schwartz asked who was tracking the 101 in Motion budget.

Mr. Kemp said himself and Michael Powers.

15. **State Legislation**

Mr. Kemp reported that Proposition 42 revenues for transportation purposes were still not available. He said that Prop 42 revenues were being proposed for suspension in the 04-05 Budget. The difference between the May revise and January proposal was that the Governor was proposing a Prop 42 loan rather than elimination. He said the Governor was close to reaching an agreement with some of the tribes on Indian gaming contracts that would provide significant revenues to the state and would be used to pay back Prop 42 funds. Mr. Kemp also reported that \$2 million dollars of AB 2928 local pass through funds that would have been allocated to the cities and county for road rehab and repair work have been lost for the 04/05 fiscal year.

Supervisor Schwartz said that costs would continue to escalate for road projects that remain unfunded.

Mr. Kemp said he had provided a matrix identifying a number of pending legislation proposals relevant to the function of SBCAG and that the goal was to develop a more robust legislative program. And that it was important to track and sometimes take positions on bills. He said that Gregg Hart was hired as the SBCAG Government Affairs Coordinator and that one of his jobs will be to track legislation and bring information to the Board.

**Executive Director's Report**

Mr. Kemp mentioned that he was asked to participate in a June 21 meeting of special districts with the Mission County Formation Review Commission on the implications of a county split.

**Communications**

Mayor Smyser requested that a MTD report be agendaized for the next meeting.

Councilmember Secord said he had been on the interview board for a new MTD director.

Mayor DeWees said it was only \$1,000 per call on the Freeway Service Patrol visits. He also reminded the public of the upcoming Lompoc Flower Festival.

**Committee Reports**

There were no committee reports.

**Adjournment**

The meeting was adjourned at 12:20 p.m.