



**APPROVED MINUTES OF THE REGULAR MEETING OF THE
SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS
Airport Land Use Commission
Service Authority for Freeway Emergencies,
Local Transportation Authority.**

**Board of Supervisors Hearing Room
105 E. Anapamu Street
Santa Barbara, CA**

**Thursday, January 17, 2019
10:00 AM**

1. CALL TO ORDER AND ROLL CALL

Chair Patino called the meeting to order at 10:00 a.m.

Members Present: Directors Williams; Hart; Hartmann; Adam (via teleconference from Santa Maria); Lavagnino; Perotte; Mosby; Clark; Murillo; Waite (via teleconference from Santa Maria); Julian (via teleconference from Santa Maria); Sierra (via teleconference from Santa Maria); and Chair Patino (via teleconference from Santa Maria)

2. CALL TO ORDER AND ROLL CALL

3. PLEDGE OF ALLEGIANCE

3. PUBLIC COMMENT

Marc Chytilo addressed the board on the importance of SBCAG's work to the community in both transportation and non-transportation issues.

CONSENT CALENDAR

4. APPROVAL OF CONSENT CALENDAR

A. APPROVAL OF MINUTES

Approve the minutes from the November 15, 2018 board of directors meeting.

B. HIGHWAY 166/BLACK ROAD INTERSECTION IMPROVEMENTS

1. *Approve and authorize the Chair to execute an Agreement (Attachment A) with MNS Engineer for construction management services related to the Highway 166/Black Road Project at a cost not to exceed \$300,000 with a period of performance ending no later than December 31, 2020, and;*
2. *Approve and authorize the Executive Director, to extend the period of performance for up to one additional year in accordance with Section 4 and to execute Task*

Orders to the Agreement with MNS Engineers pursuant to Exhibit A Scope of Services, and;

3. *Adopt Resolution 19-10 (Attachment B) authorizing the Chair to execute the cooperative agreement with the California Department of Transportation (Caltrans) and acknowledging appropriated funds for the construction phase of the Highway 166/Black Road Project, and;*
4. *Approve and authorize the Chair to execute Cooperative Agreement (05-0344) (Attachment C) with Caltrans for the oversight and source inspection of materials during the construction phase of the Highway 166/Black Road Project. The total amount of the Agreement is \$1,268,000 in Measure A funds with an estimated \$25,000 to be paid to Caltrans for source inspection and the remaining funds to pay for SBCAG's construction costs. The Board must approve additional contributions of Measure A funds for this project, if required.*

C. FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM AMENDMENT

Adopt Resolution 19-01 amending the 2019 Federal Transportation Improvement Program through Formal Amendment No. 2 to program grouped projects for the local highway bridge program, grouped projects for collision reduction under the State Highway Operations and Protection Program, and individually listed projects for the Highway 101 HOV lane widening and for pavement rehabilitation.

D. FEDERAL LEGISLATIVE ADVOCATE CONTRACT

Approve and authorize the Chair to execute a three-year agreement with Thomas Walters & Associates, Inc. for federal legislative advocacy services for the term July 1, 2019 to June 30, 2022 at a cost not to exceed \$187,517.

E. STATE LEGISLATIVE ADVOCATE CONTRACT

Approve and authorize the Chair to execute a three-year agreement with Khouri Consulting for state legislative advocacy services for the term July 1, 2019 to June 30, 2022, at a cost not to exceed \$186,300.

F. HIGHWAY CALL BOX MAINTENANCE CONTRACT

Acting as the Santa Barbara County Service Authority for Freeway Emergencies, approve, ratify, and authorize the Chair to execute an Agreement for Maintenance of Highway Call Box Systems with CASE Emergency Systems with a period of performance from July 1, 2018 through June 30, 2019 in an amount not to exceed \$170,000.

G. REGIONAL GROWTH FORECAST

Approve the Regional Growth Forecast 2050 update for use in SBCAG's long-range planning.

H. OWP AND BUDGET AMENDMENT #4

1. *Adopt resolution 19-06 (Attachment A) amending the FY 2018-19 Overall Work Program (OWP) and Budget to reflect additional formula grant funding received under the Road Maintenance and Rehabilitation Account (Senate Bill 1) – Sustainable Community Formula Grant and to add additional state grant revenues.*
2. *Approve and authorize the Executive Director, Marjie Kirn, to execute these amendments to the OWP and Budget.*

I. RINCON MULTI-USE TRAIL AMENDMENT NO. 1 & OWP AND BUDGET AMENDMENT #5

1. *Adopt Resolution 19-09 (Attachment A1) amending the FY 2018-19 Overall Work Program (OWP) (Amendment A2) and Budget (Amendment A3) to reflect the usage of Regional Surface Transportation Program (RSTP) Highway 101 reserve funds for the Rincon Multi-Use Trail Project;*
2. *Approve and authorize the Executive Director, Marjie Kirn, to execute these amendments to the OWP and Budget; and*
3. *After adoption of Resolution 19-09, approve and authorize the Chair to execute Amendment No. 1 (Attachment B) to the Memorandum of Understanding (MOU) with the City of Carpinteria to add \$250,000 in RSTP funds for the environmental, detailed design, right of way, utility and railroad coordination phases of the Rincon Multi-Use Trail project and to extend the period of performance for two years for a revised period of performance of April 1, 2016 through December 31, 2020.*

J. NEGOTIATE LEASE TERMINATION FOR AEGIS BUILDING

Authorize the Executive Director, Marjie Kirn, to negotiate the lease termination for the Aegis building with the County of Santa Barbara located at 217 North San Antonio Road, Santa Barbara.

K. CONGESTION MANAGEMENT PROGRAM

Approve Resolution 19-08 finding that the thresholds required by Government Code Section 65088.3 have been satisfied by the region's city councils and Board of Supervisors, collectively representing in excess of 50 percent of the region's jurisdictions and 50 percent of the region's population, thereby electing to exempt the Santa Barbara County Association of Governments from the state's Congestion Management Program statutes.

L. NEW RULE 3.5 OF CALIFORNIA'S RULES OF PROFESSIONAL CONDUCT FOR LAWYERS

1. *Adopt Resolution No. 19-07 that adopts the local rules set forth below, in order to implement new Rule 3.5 Of California's Rules of Professional Conduct for lawyers (effective November 1, 2018); and regulate gifts beyond the limits of the California Political Reform Act. The local rules are:*
 - a. *The Board's Legal Counsel, as the advisor to the Board, may continue to provide confidential attorney-client legal advice on the merits of adjudicative matters to members of the Board.*
 - b. *All lawyers may continue to communicate with members of the Board on the merits of adjudicative matters and those communications will be subject to ex parte disclosure by the member.*
 - c. *Any gifts from lawyers to members of the Board or SBCAG employees shall be regulated by the Political Reform Act, Government Code section 81000 et seq.*
2. *Determine that the proposed actions are not a "project" under California Environmental Quality Act Guidelines section 15378(b)(5) in that they are organizational or administrative activities of the government that will not result in direct or indirect physical changes to the environment.*

Director Williams recused himself from Consent Item 4M.

M. HIGHWAY 101 HOV (SEGMENT 4A): COOPERATIVE AGREEMENT WITH CALTRANS

1. *Adopt Resolution 19-02 (Attachment A) approving a Cooperative Agreement (05-0343) with Caltrans for the Highway 101 Northbound Ramps/Santa Monica/Via Real in the City of Carpinteria and acknowledge appropriation of Measure A funds; and*
2. *Approve and authorize the Chair to execute a Cooperative Agreement (05-0343) (Attachment B) with the California Department of Transportation (Caltrans) for the project approval and environmental document (PA&ED), plans, specifications and estimate (PS&E) and right of way (ROW) phases for intersection improvements at the Highway 101 Northbound Ramps/Santa Monica/Via Real in the City of Carpinteria for up to \$1,204,000 in SB1 Local Partnership Program (LPP) funds and another \$1,504,000 in Measure A funds for PA&ED, PS&E and ROW costs for a total amount of \$2,708,000. The Board must approve additional contributions of Measure A or LPP funds for this project, if required.*

Motion made to approve staff recommendation.

Motion: Hartmann

Second: Julian

Motion carried: 12-0

Yes: Hart, Hartmann, Adam, Lavagnino, Mosby, Waite, Murillo, Clark, Perotte, Julian, Sierra and Chair Patino
No: None
Abstention: None
Absent: Williams

Consent items 4N3-4N8 were continued to February's SBCAG board meeting.

N. HIGHWAY 101 HOV (SEGMENTS 4B-4E): COOPERATIVE AGREEMENTS WITH CALTRANS

1. *Adopt Resolution 19-03 approving a Cooperative Agreement (05-0340) with Caltrans for the Highway 101: Carpinteria to Santa Barbara Project – Segment 4B and acknowledge appropriation of Measure A funds; and*
2. *Approve and authorize the Chair of the SBCAG Board to execute a Cooperative Agreement (05-0340) with the California Department of Transportation (Caltrans) for the plans, specifications and estimate (PS&E) and right of way (ROW) phases of the Highway 101: Carpinteria to Santa Barbara Project - Segment 4B. The total Agreement amount is \$11,210,000, including SBCAG's contribution of \$5,877,000 in Measure A funds. The Board must approve additional contributions of Measure A funds for this Segment, if required.*
3. *Adopt Resolution 19-04 approving Cooperative Agreement (05-0341) with Caltrans for the Highway 101: Carpinteria to Santa Barbara Project – Segment 4C and acknowledge appropriation of Measure A funds; and*
4. *Approve and authorize the Chair to execute Cooperative Agreement (05-0341) with Caltrans for the PS&E and ROW phases of the Highway 101: Carpinteria to Santa Barbara Project - Segment 4C. The total Agreement amount is \$7,522,000, including SBCAG's contribution of \$7,002,000 in Measure A funds. The Board*

must approve additional contributions of Measure A funds for this Segment, if required.

5. *Adopt Resolution 19-11 approving Cooperative Agreement (05-0345) Caltrans for the Highway 101: Carpinteria to Santa Barbara Project – Segment 4C Rehabilitation including State Highway Operation Protection Program (SHOPP) funding and acknowledge appropriation of Measure A funds; and*
6. *Approve and authorize the Chair to execute Cooperative Agreement (05-0345) Caltrans for the PS&E and ROW phases of the Highway 101: Carpinteria to Santa Barbara Project - Segment 4C Rehabilitation with SHOPP funding. The total Agreement amount is \$5,395,000, including SBCAG's contribution of \$4,185,000 in Measure A funds. The Board must approve additional contributions of Measure A funds for this Segment, if required.*
7. *Adopt Resolution 19-05 approving Cooperative Agreement (05-0347) with Caltrans for the Highway 101: Carpinteria to Santa Barbara Project – Segments 4D and 4E and acknowledge appropriation of Measure A funds; and*
8. *Approve and authorize the Chair to execute a Cooperative Agreement (05-0347) with Caltrans to provide oversight of the PS&E phase of the Highway 101: Carpinteria to Santa Barbara Project - Segments 4D and 4E. The total Agreement amount is \$26,490,000, including \$23,983,000 in Measure A funds. The Board must approve additional contributions of Measure A funds for this Segment, if required.*

O. ACTIVE TRANSPORTATION PROGRAM CYCLE 4

Receive summary of California Transportation Commission staff recommendations for Cycle 4 of the state Active Transportation Program (ATP).

P. MEASURE A MAINTENANCE OF EFFORT AND ALTERNATIVE TRANSPORTATION REQUIREMENTS

Approve Measure A Maintenance of Effort expenditure requirements FY 2018-19.

Motion made to approve Consent item 4A-4L, 4N1-2, and 4O-4P.

Motion: Williams

Second: Lavagnino

Motion carried: 13-0

Yes: Williams, Hart, Hartmann, Adam, Lavagnino, Mosby, Waite, Murillo, Clark, Perotte, Julian, Sierra and Chair Patino

No: None

Abstention: None

Absent: None

REVIEW/DISCUSSION/ACTION ACTIONS

5. COMMITTEE APPOINTMENTS FOR 2019

A. *Appoint one delegate and one alternate to the California Association of Councils of Governments (CALCOG).*

Board appointed Director Sierra as CALCOG member and Director Mosby as alternate.

B. *Appoint one delegate and one alternate to the Los Angeles-San Diego-San Luis Obispo Rail Corridor Agency (LOSSAN/Pacific Surfliner).*

Board appointed Director Hart as LOSSAN member and Director Murillo as alternate.

C. *Appoint one delegate and one alternate to the Coast Rail Coordinating Council.*

Board appointed Director Murillo as CRCC member and Director Williams as alternate.

D. *Appoint three members and one alternate to serve as SBCAG representatives on the Coastal Express Policy Committee.*

Board appointed Directors Williams, Murillo and Perotte as Coastal Express Policy Committee members and Director Clark as alternate.

E. *Appoint one member and one alternate to the CalVans board of directors.*

Board appointed Director Julian as CalVans member and Chair Hartmann as alternate.

F. *Appoint members to the SBCAG executive committee.*

Board appointed Chair Patino, Directors Hart, Hartmann, Murillo and Perotte to the SBCAG executive committee.

Motion made to approve all appointments.

Motion: Hart

Second: Adam

Motion carried: 13-0

Yes: Williams, Hart, Hartmann, Adam, Lavagnino, Mosby, Waite, Murillo, Clark, Perotte, Julian, Sierra and Chair Patino

No: None

Abstention: None

Absent: None

6. STATE LEGISLATIVE PLATFORM

A. *Receive report from SBCAG's state lobbyist Gus Khouri of Khouri Consulting and approve state legislative platform for 2019.*

B. *Appoint an SBCAG Board delegate to attend Central Coast Coalition Sacramento Lobby Day event.*

PUBLIC COMMENT

Marc Chytilo, Transportation Futures Committee, addressed the board on the importance of the passenger rail program and accessing UPR right of way.

Motion made to approve 2019 state legislative platform as amended and appoint Director Sierra as the SBCAG Board delegate to attend the Central Coast Coalition Lobby Day.

Motion: Lavagnino

Second: Waite

Motion carried: 12-0-1

Yes: Williams, Hart, Hartmann, Lavagnino, Mosby, Waite, Murillo, Clark, Perotte, Julian, Sierra and Chair Patino

No: None

Abstention: Adam

Absent: None

7. FEDERAL LEGISLATIVE AGENDA

A. *Receive a report from SBCAG's federal lobbyist, Don Gilcrest, on federal transportation issues and approve SBCAG's federal legislative agenda for 2019.*

B. *Authorize the SBCAG Chair, Vice Chair and immediate past Chair to travel with staff to Washington DC.*

Motion made to receive report and authorize, Chair Patino, Vice-Chair Hart and Director Hartmann to travel with staff to Washington DC.

Motion: Lavagnino

Second: Sierra

Motion carried: 13-0

Yes: Williams, Hart, Hartmann, Adam, Lavagnino, Mosby, Waite, Murillo, Clark, Perotte, Julian, Sierra and Chair Patino

No: None

Abstention: None

Absent: None

8. EMERGING TECHNOLOGIES IN TRANSPORTATION

Receive a presentation on shared mobility devices and vehicles.

Information only therefore no action was taken.

9. ONE MINUTE REPORTS

Board Members and Alternates are invited to provide updates on the activities in their districts/cities.

10. EXECUTIVE DIRECTOR'S REPORT

Margie Kirn reported on activities and achievements of SBCAG staff, SBCAG job openings, upcoming events of interest to the Board of Directors and the public, and general status of SBCAG major projects.

11. CALTRANS DISTRICT DIRECTOR'S REPORT

Tim Gubbins reported on Caltrans projects and repairs throughout the state, including Caltrans staff, projects and repairs in Santa Barbara County such as state highways, intersections and bridges, and provided any available updates on Highway 101 and Highway 192 due to the Thomas Fire mudslides.

12. COMMITTEE MEETINGS

Margie Kirn reported on the November 28, 2018 LOSSAN Board Meeting.

Director Murillo reported on the December 13, 2018 CRCC (Coast Rail Coordination Council Board Meeting).

13. COMMUNICATIONS

A. Board Advance Calendar

B. Technical Transportation Advisory Committee Draft/Technical Planning Advisory Committee Meeting Minutes

14. ADJOURN

Chair Patino adjourned the meeting at 12:01

The next Board meeting will be on Thursday, February 21, 2019 beginning at 10:00 a.m. in Santa Maria.