



# CITIZEN OVERSIGHT COMMITTEE

## Measure C Citizen Oversight Committee Executive Minutes

Date: Thursday, November 12, 2009

Time: 5:30 p.m.

Place: Council of Fresno County Governments  
2035 Tulare Street, Suite 201, Fresno, CA

### Members Present:

Yong Mouanoutoua, Public at Large  
John P. Clements, Public School District-Transportation  
Mary Savala, League of Women Voters  
Nicholas Don Paladino, Fresno Cycling Club  
Shawn Carlson, Public at Large – FCMA  
Michael Sigala, Public at Large – FCMA  
Tony Canales, Public at Large – FCMA  
Thomas Lang, Aquarius Aquarium Institute  
Harold Price, City – FCMA  
Toni Pacini, Public at Large – city outside FCMA

### Others Attending:

Dennis Manning, FARRC  
Diana Sedigh-Darband, Fresno County Transportation Authority  
Tony Boren, Fresno COG  
Brenda Lauchner, Fresno COG  
Les Beshears, Fresno COG  
Suzanne Martinez, Fresno COG

The meeting was called to order.

### I. Presentations

#### A. Public Presentations

This portion of the meeting is reserved for persons wishing to address the Committee on items within its jurisdiction but not on this agenda. **Note: Prior to action by the Committee on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.**

There were no public presentations.

### II. Minutes of June 11, 2009 Citizen Oversight Committee Meeting

Mary Savala expressed concerns that there were certain items indicated in the minutes that needed action or further follow-up and it was not clear as to whether or not the follow-up had occurred. Ms. Savala asked that staff send out a memo that addressed her concerns regarding when the items are completed (or followed up on)

A motion was made by Nicholas Don Paladino and seconded by Thomas Lang to approve the minutes of June 11, 2009. A vote was called for and the motion carried.

### **III. Oversight Committee Business**

#### **A. Introductions**

Meeting attendees introduced themselves. Tom Lang asked that the Institute be added to the Aquarius Aquarium name on the name placards. (Should read Aquarius Aquarium Institute). Mary Savala represents the League of Women Voters. Staff will make corrections to the placards.

#### **B. Committee responsibilities**

Brenda Lauchner (Fresno COG) reviewed the committee responsibilities. A handout was distributed.

#### **C. Selection of Chair and Vice Chair**

Brenda Lauchner stated that a Chair and Vice Chair need to be appointed. Ms. Lauchner opened the floor for nominations.

A motion was made by Nicholas Don Paladino and seconded by Tom Lang nominating Shawn David Carlson for Chairman. A vote was called for and the motion carried unanimously.

A motion was made by Nicholas Don Paladino and seconded by Michael Sigala nominating Mary Savala for Vice Chair. A vote was called for and the motion carried unanimously.

#### **D. Current attendance requirements**

Brenda Lauchner reviewed the attendance requirements for the Measure C Citizen Oversight Committee and asked if the committee wished to revisit the requirements. A brief discussion followed. [What was decision?]

#### **E. Meeting schedule**

Brenda Lauchner confirmed that the Committee is required to have a meeting at least once per year. A schedule has not been set, but the Committee can decide the frequency needed for each meeting. The standing date is the second Thursday of each month. Committee members agreed to set the time for 5:00 p.m. rather than 5:30 p.m.

#### **F. Annual Statement of Financial Disclosure**

Brenda Lauchner stated that Sherri Martin (FCTA) was in charge of this item and would be getting the form to the new members shortly.

Tony Boren gave an overview of what the Fresno COG and FCTA do.

#### **IV. Measure C Citizen Oversight Committee Local Agency Planned Expenditure Reporting Forms for Fiscal Year 2009-2010**

Brenda Lauchner gave an overview on what the Expenditure Reporting Forms are. Included in the meeting packet were the Measure C Extension Local Transportation Pass-Through Projects and Programs Annual Reporting Requirements for Fiscal Year 2008-2009 expenditures. Ten of these reports were approved at the Authority Board meeting held on October 21, 2009. The other six have not yet been approved by the Authority Board because they were not submitted before the Authority's meeting packet deadline. Ms. Lauchner reported that two agencies still have not completed their forms. Ms. Lauchner explained what the Committee's role is in reviewing the forms to assure that local agencies have correctly expended Measure C funds in approved areas. Since there were agencies that still seemed to be confused on how to report the expenditures, Ms. Lauchner suggested that this item be carried over to the next meeting. Ms. Lauchner agreed to provide Committee members with a listing of acronym meanings for Transportation and Measure C.

Mr. Paladino brought attention to a project submitted by the City of Clovis. Mr. Paladino expressed concern that their project to repaint bicycle lanes was not a project that involved creating new bicycle lanes as required by the Measure.

Mr. Paladino also addressed a project by the City of Coalinga that was vague and also might not conform to the requirements of Measure C. A brief discussion ensued regarding the drop-down menus that were made available to the agencies to choose from that did not require further explanation. It was suggested that further explanation be required on future forms.

Ms. Lauchner asked that any further discrepancies be emailed to her so that she can address the issues.

A motion was made by Vong Mouanoutoua to table until the next meeting. The motion was seconded by John Clements. A vote was called for and the motion carried.

#### **V. Measure C Extension Local Transportation Pass Through Projects and Programs and Annual Reporting Requirements For fiscal year 2008-2009**

Ms. Lauchner presented the report that was compiled by Sherri Martin of the Fresno County Transportation Authority. Ms. Lauchner stated she would forward any questions comments to Ms. Martin for review/consideration.

Mr. Paladino discussed questions he had about the content on the reports submitted by the various agencies.

After discussion, a motion was made by Harold Price to table this item until the next meeting. Mr. Mouanoutoua seconded the motion. The motion was amended by Mr. Price to allow Mr. Paladino to sit down with Ms. Martin in order to address his concerns with the Reports. A vote was called for and the motion carried.

## **VI. Local Transportation Pass-Through Projects and Programs Certifications and Claims for Measure C Extension Funds for FY09-10**

All of the agencies who receive Measure C Local Agency Pass-Through Funding submitted completed Measure C Extension Planned Expenditure Report Forms for Fiscal Year 2009-2010 expenditures. On these forms each agency indicates how they are going to spend their 2009-2010 Local Pass Through dollars. It is the duty of the Citizen Oversight Committee to review the completed forms and comment on whether or not the planned expenditures are consistent with the Measure C Expenditure Plan and Implementation documents.

A motion was made by Mary Savala and seconded by Vong Mouanoutoua to stop receiving these claims in the futures because they are not necessary. A vote was called for and the motion carried.

## **VII. Citizen Oversight Committee Annual Report**

Brenda Lauchner reported that a one-page photocopy of the Fiscal Year 2007-2008 Measure C Citizen Oversight Committee Annual Report was included in the meeting package. This Annual Report was distributed to over 210,000 homes throughout Fresno County as an insert into the Fresno County Transportation Authority's Annual Report. Authority staff also distributed 15,000 through the Road Show efforts and direct mail. It is time to put together the Citizen Oversight Committee's 2008-2009 Annual Report. Ms. Lauchner presented suggestions to the Committee for development and distribution.

Mr. Paladino suggested a subcommittee be formed to review the minutes of last year and to discuss content for the report. A motion was made and seconded by Mr. Mouanoutoua. A vote was called for and the motion carried.

Volunteers for Subcommittee:  
Mary Savala  
Tom Lang  
Nick Paladino

Staff will set a meeting.

## **VIII. Regional Transportation Mitigation Fee Update**

Tony Boren (Fresno COG) gave an overview of the Regional Transportation Mitigation Fee program. He presented the fee schedule for the Mitigation Fee. Mr. Boren explained the formation of a Joint Powers Authority (JPA) and the enactment of the fee is underway. It will take effect on January 1, 2010.

## **IX. Amendment #1 to the Measure C Regional Transportation Plan - Short-Range Program**

Les presented the item. We are trying to develop major projects that our shelf ready in case any grants are handed down similar to the ARRA funds that were allocated last fiscal year. We identified 82 million in unidentified projects that can be designed and ??? in order to make them shelf ready in the event that another pot of state or federal funds becomes available.

## **X. Possible Amendment to the Measure C Expenditure Plan to provide funding to develop and incentivize the High-Speed Rail Maintenance Facility and Downtown Intermodal Center**

Tony Boren presented the item. He explained the background regarding the push to acquire the High Speed Rail Maintenance Facility. Mr. Boren explained the two Measure C funding sources that could be used to incentivize the Fresno site.

A discussion ensued regarding the ability to amend the expenditure plan to allocate as many funds as possible the HSR facility. There were concerns that the County was not prepared to present a united and organized front to bid for the facility, where Mr. Boren confirmed that there are steps being taken to provide a well organized bid for a maintenance station.

Ms. Savala asked that if an amendment process is imminent, the publicity on the proposed amendment and the hearing be far reaching so that the community will know what they would be giving up in order to make way for the HSR Maintenance Facility.

Mr. Mouanoutoua asked for a presentation on the pros and cons of the HSR Maintenance Facility. Tony stated that there might not be enough time.

After discussion, a motion was made by Michael Sigala and seconded by Tom Lang to recommend that the Policy Board move forward with Amendment to Measure C Expenditure Plan to provide funding for the High Speed Rail Maintenance Yard. The Committee also stressed that the process has to be transparent and that there must be significant public input. A vote was called for and was unanimously approved.

The Committee will be meeting again on December 10 to discuss the process and will be instrumental in the public outreach process.

## **XI. Other Business**

### **A. Items from Staff**

Next meeting needs to be scheduled. Mr. Carlson, Chair, stated that if the items can be pulled together by the December meeting time (December 10, 2009) then the meeting would be held. If not, then the next meeting would not be until January. Staff will work to put together a meeting package for the December 10, 2009 date.

Tony Boren reminded the Committee of the ribbon cutting for SR 180 on December 3<sup>rd</sup> at 10 am.

### **B. Items from Members**

None.

There being no further business, the meeting was adjourned at 8:09 pm.

Respectfully submitted,

Tony Boren, Executive Director  
Council of Fresno County Governments

\smm\md