

C/CAG

CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY

*Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park
Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside*

BOARD MEETING NOTICE

Meeting No. 188

DATE: Thursday, April 12, 2007

TIME: 6:00 P.M. Board Meeting

NOTE: *Revised Starting Time & Change of Location*

PLACE: Sofitel
Veranda Room
223 Twin Dolphin Drive
Redwood City, CA 94063

PARKING: Sofitel's Parking Garage

PUBLIC TRANSIT: CalTrain
SamTrans Bus: 130, 261, 281, 295, 296, 297, 390, 391, 397, PX, KX.
511 Transit Trip Planner: 511 on the phone, or 511.org on the web

1.0 CALL TO ORDER/ ROLL CALL

2.0 PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA
Note: Public comment is limited to two minutes per speaker.

3.0 ANNOUNCEMENTS/ PRESENTATIONS

4.0 CONSENT AGENDA

Consent Agenda items are considered to be routine and will be enacted by one motion. There will be no separate discussion on these items unless members of the Board, staff or public request specific items to be removed for separate action.

4.1 Review and approval of the Minutes of Regular Business Meeting No. 187 dated March 8, 2007.
ACTION p. 1

4.2 Review and approval of Resolution 07-09 authorizing the adoption of the 2007-08 Expenditure Program for the Transportation Fund for Clean Air (TFCA) for San Mateo County. ACTION p. 7

- 4.3 Review and approval of Resolution 07-10 adopting the San Mateo County Transportation Development Act (TDA) Article 3 Program for Fiscal Year 2007/08 (FY 2007/08) for \$1,696,592
ACTION p. 13
- 4.4 Review and approval of Resolution 07-11 recognizing the Honorable James M. Vreeland, Jr., Council Member Pacifica, for his service as C/CAG Chair from April 2005 to March 2007. ACTION p. 19
- 4.5 Supplemental information regarding phase 1 ramp metering implementation. INFORMATION p. 23
- 4.6 Review and approval of support letter for Dumbarton Rail Corridor project. ACTION p. 25
- 4.7 Review and approval of authorization for C/CAG staff to negotiate with the State of California, San Mateo County Transit District, and the San Mateo County Transportation Authority for a Hydrogen Internal Combustion Engine (HICE) Shuttle Vehicle up to \$250,000. ACTION p. 29
- 4.8 Review and Approval of Payment Authorizations for the Abandoned Vehicle Abatement Program Ending December 31, 2006. ACTION p. 31

NOTE: All items on the Consent Agenda are approved/accepted by a majority vote. A request must be made at the beginning of the meeting to move any item from the Consent Agenda to the Regular Agenda.

- 5.1 Review and approval of C/CAG Legislative positions and Legislative update.
(A position may be taken on any legislation, including legislation not previously identified.)
- 5.1.1 Review of C/CAG Legislative Position on SB 279 (Yee) ACTION p. 37

6.0 COMMITTEE REPORTS

- 6.1 Committee Reports (oral reports).
- 6.2 Chairperson's Report.

7.0 EXECUTIVE DIRECTOR'S REPORT

8.0 COMMUNICATIONS - Information Only

Copies of communications are included for C/CAG Board Members and Alternates only. To request a copy of the communications, contact Nancy Blair at 650 5991406 or nblair@co.sanmateo.ca.us or download a copy from C/CAG's website – www.ccag.ca.gov.

- 8.1 Letter from Richard Napier, Executive Director C/CAG, to Lee Taubeneck, District Deputy Director, Caltrans District 4, dated 3/13/07. Re: Project Study Report (PSR) Needs for San Mateo County.
p. 43
- 8.2 Letter from Richard Napier, Executive Director C/CAG, to Therese McMillan, Deputy Executive Director, Policy, MTC. Re: 2020 Peninsula Gateway Corridor Study - Phase 2. p. 45

8.3 Letter from Richard Napier, Executive Director C/CAG, to Henry Gardner, Executive Director, ABAG, dated 3/27/07. Re: Final Methodology for Determining Housing Needs Shares for the San Mateo County Sub-region. p. 61

9.0 MEMBER COMMUNICATIONS

10.0 ADJOURN

Next scheduled meeting: May 8, 2007 Regular Board Meeting

PUBLIC NOTICING: All notices of C/CAG Board and Committee meetings will be posted at San Mateo County Transit District Office, 1250 San Carlos Ave., San Carlos, CA.

NOTE: Persons with disabilities who require auxiliary aids or services in attending and participating in this meeting should contact Nancy Blair at 650 599-1406, five working days prior to the meeting date.

If you have any questions about the C/CAG Board Agenda, please contact C/CAG Staff:

Executive Director: Richard Napier 650 599-1420 Administrative Assistant: Nancy Blair 650 599-1406

FUTURE MEETINGS

April 4, 2007	2020 Peninsula Gateway Corridor Study TAC - 2:00 p.m. - canceled.
April 12, 2007	Legislative Committee - SamTrans 2 nd Floor Auditorium - canceled.
April 12, 2007	C/CAG Board - Meeting and Retreat - Sofitel, Redwood City - 6:00 p.m.
April 11, 2007	2020 Peninsula Gateway Corridor Study PAC - 4:00 p.m. - canceled.
April 17, 2007	NPDES Technical Advisory Committee - Millbrae - 10:00 a.m.
April 19, 2007	CMP Technical Advisory Committee - SamTrans 2 nd Floor Auditorium - canceled.
April 19, 2007	Utilities Working Group - 155 Bovet Rd., San Mateo - 2:45 p.m.
April 26, 2007	Bikeways and Pedestrian Advisory Committee - San Mateo City Hall - Conference Room C - 7:30 p.m.
April 26, 2007	Airport Land Use Commission - Burlingame City Hall - Council Chambers - 4:00 p.m.
April 30, 2007	CMEQ Committee - San Mateo City Hall - Conference Room C - 3:00 p.m.
April 30, 2007	Administrators' Advisory Committee - 555 County Center, 5 th Floor, Redwood City - Noon

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Meeting No. 187

March 8, 2007

1.0 CALL TO ORDER/ROLL CALL

Chair Vreeland called the meeting to order at 7:00 p.m. Roll call was taken.

James Janz - Atherton
Phil Mathewson - Belmont
Sepi Richardson - Brisbane
Rosalie O'Mahony - Burlingame
Larry Formalejo - Colma
Sal Torres - Daly City
Patricia Foster - East Palo Alto
Linda Koelling - Foster City
Naomi Patridge - Half Moon Bay
Tom Kasten - Hillsborough
Kelly Fergusson - Menlo Park
Gina Papan - Millbrae
Jim Vreeland - Pacifica
Diane Howard - Redwood City
Irene O'Connell - San Bruno
Bob Grassilli - San Carlos
Carole Groom - San Mateo
Rose Jacobs-Gibson - County of San Mateo
Karyl Matsumoto - South San Francisco
Deborah Gordon - Woodside

Absent:

Portola Valley

Others:

Richard Napier, Executive Director - C/CAG
Nancy Blair, Administrative Assistant - C/CAG
Sandy Wong, C/CAG Staff
Tom Madalena, C/CAG Staff
John Hoang, C/CAG Staff
Diana Shu, C/CAG Staff
Dave Carbone, C/CAG Staff
Brian Lee, San Mateo County - Public Works
Tom Passanisi, City of Redwood City

ITEM 4.1

Brandt Grotte, City of San Mateo
Jim Bigelow, Redwood City/San Mateo County Chamber, Menlo Park Chamber
Ray Razavi, South San Francisco - City Engineer
Carol Eldridge, Peninsula Interfaith Action
Keith Stamps, Office of Rose Jacobs Gibson, County of San Mateo
Walter Kiesser, Economic & Planning Systems
Chris Mohr, Housing Leadership Council and Executive Director, Heart
Lee Thompson, C/CAG - Legal Counsel
Duane Bay, Director, San Mateo Department of Housing

4.0 CONSENT AGENDA

Board Member Gordon MOVED approval of Consent Items 4.1, 4.2, 4.4, and 4.5. Board Member Kasten SECONDED. **MOTION CARRIED** 20-0.

- 4.1 Review and approval of the Minutes of Regular Business Meeting No. 186 dated February 8, 2007. APPROVED
- 4.2 Update on "Daly City BART Station Improvement" candidate project for the 2006 STIP Augmentation. INFORMATION
- 4.4 Review and approval of Resolution 07-06 authorizing the C/CAG Chair to execute an agreement between C/CAG and Kimley-Horn for an amount not to exceed \$217,000 for the Incident Management-Alternative Route Plan Project. APPROVED
- 4.5 Review and approval of the FY 06-07 AB 1546 Transportation/ Environmental Program (Local Cities and County). APPROVED

Items 4.3, 4.6, and 4.7 were removed from the Consent Calendar.

- 4.3 Consideration/Approval of a Recommendation from the C/CAG Airport Land Use Committee (ALUC), Re: Comprehensive Airport Land Use Plan (CLUP) Consistency Review of a Referral From the City of Redwood City, Re: Proposed Redwood City Downtown Precise Plan for an Area Near San Carlos Airport. APPROVED

The Downtown Precise Plan sets forth specific land use parameters, development standards, and urban design criteria to guide future development of the Redwood City downtown core area over the next 10 to 20 years. The Plan only comes into effect as new buildings are constructed and when existing buildings are modified.

As a result of discussions with the City of Redwood City some issues were identified that merited analysis and consideration. C/CAG staff reviewed the issues raised and felt the recommendation should be modified in order for it to be consistent with the established San Carlos Airport Influence Area Boundary requirements and similar to how the issues were dealt with Countywide. Therefore, a revised Staff recommendation was provided.

Board Member Kasten MOVED to approve Item 4.3 with staff recommendations. Board Member O'Mahony SECONDED. **MOTIONED CARRIED** 20-0.

- 4.6 Review and approval of Progress Report and Recommended Actions on a San Mateo County Energy Strategy and approval of Resolution 07-07 requesting that the Cities and the County adopt resolutions supporting the development of the strategy. APPROVED

The Utilities and Sustainability Task Force (USTF) was formed to develop an Energy Strategy for San Mateo County. USTF's focus is on what are the realistic actions that can be implemented and what resources are available. The resulting actions will be focused on cost savings through energy conservation and education of the programs available. As the Task Force develops the Energy Strategy it is critical that all the Cities and the County participate such that a realistic and useful plan results. It is requested that all the Cities and the County adopt resolutions of support to develop the San Mateo County Energy Strategy.

Board Member Jantz MOVED to approve Item 4.6. Board Member Kasten SECONDED.
MOTIONED CARRIED 20-0.

- 4.7 Review and approval of Resolution 07-02 authorizing the C/CAG Chair to execute the agreement between C/CAG and the City of San Carlos to provide financial services to C/CAG for a total of \$52,000 for FY 06-07 and \$68,000 for FY 07-08. APPROVED

Due to questions, and a request for additional information, this item was brought back from the February C/CAG Board meeting. Staff discussed the questions with the San Carlos Staff and made a change to the agreement as a result of these discussions. Staff answered the Board's questions. Based on the additional information and change to the original agreement, staff recommends the Board approve the agreement.

The Board gives the Executive Director the authority to sign a contract requiring that there is a satisfactory conclusion with respect to both termination clause and a performance measurement/penalty clause for lack of performance.

Board Member Kasten MOVED to approve Item 4.7. Board Member Richardson SECONDED.
MOTIONED CARRIED 20-0.

5.0 REGULAR AGENDA

- 5.1 Review and approval of C/CAG Legislative positions and Legislative update. APPROVED
(A position may be taken on any legislation, including legislation not previously identified.)

The Legislative Committee recommended positions for the following bills:

- AB 468 will require a revision of current Abandoned Vehicle Abatement (AVA) language to meet the intent of both the California Highway Patrol and the municipalities of the state in addressing the various issues associated with abandoned vehicle abatement program.
- SB 613 (Simitian) is a reauthorization of AB 1546 sponsored by C/CAG in 2004. The reauthorization will extend the current sunset date from January 1, 2009 to January 1, 2019.

Board Member Gordon MOVED to approve Item 5.1. Board Member Jacobs-Gibson SECONDED.
MOTIONED CARRIED 20-0.

5.1.1 Housing Legislation Presentation

Chris Mohr, Housing Leadership Council and Executive Director, Heart, would like C/CAG to monitor legislative proposals regarding dedicated revenue and funding for local housing trusts and consider endorsing them. Mr. Mohr provided a presentation and answered questions.

Board Member O'Connell MOVED conceptually to support this idea and to further investigate leveraging any kind of money to produce green buildings for low-income housing. Board Member Richardson SECONDED. **MOTIONED CARRIED 20-0.**

5.2 Update and status report on the Corridor Mobility Infrastructure Account (CMIA) Proposition 1B projects recommended for funding. INFORMATION

On 2/20/07, the CTC released a draft staff recommendation, which did not include any projects for San Mateo County. A hearing was held on 2/21/07. C/CAG and SMCTA staff worked diligently with MTC to remedy the situation by advocating for funding the US 101 Auxiliary Lane project. Assembly Member Mullin testified on San Mateo County's behalf, letters of support were sent from San Mateo County's Delegation in the Legislature, City of Redwood City, Chambers of Commerce of Redwood City and Menlo Park, Silicon Valley Leadership Group, and SAMCEDA.

On 2/28/07, the CTC included San Mateo County's top project, the US 101 Auxiliary Lane from Marsh Road to Santa Clara County Line, for \$60 million.

Staff thanked everyone for their support, including Jim Bigelow who provided support from the business community.

5.3 Review and approval of Resolution 07-08 requesting the reauthorization of the City/ County Association of Governments of San Mateo County (C/CAG) including approval of the Joint Powers Agreement and transmittal to the Cities and County. APPROVED

At the 2/08/07 C/CAG meeting, the Board authorized the Finance/ Review Committee to perform an evaluation and make a recommendation on the reauthorization of C/CAG and the associated Joint Powers Agreement. The Finance/ Review Committee met on 3/08/07 before the C/CAG Board meeting to review C/CAG and discuss the continuation of C/CAG. After review and discussion of C/CAG, they recommended the continuation of C/CAG and the approval of the Joint Powers Agreement with three changes. The changes are:

- Dates changed to reflect reauthorization. Date extends C/CAG from 7/01/07 to 12/01/11.
- Language change to Section 17, Fixed self-insured retention limit.
- Section 24, language added to reflect a new legislated program.

Board Member O'Mahony MOVED approval of the reauthorization of C/CAG including the Joint Powers Agreement. Board Member Torres SECONDED. **MOTIONED CARRIED 20-0.**

5.4 Status report on the Activation of Highway 101 Ramp Metering. INFORMATION

Staff provided a status report on the southbound on-ramp metering lights on highway 101 between Hillsdale Blvd and University Avenue. The amount of time saving greatly exceeded what was estimated from the study prior to the turn-on. In terms of waiting time at the on-ramps, average has been less than 2 minutes, except for during the morning peak hour at three locations. Caltrans staff have been out in the field monitoring and making modifications as needed. With the exception of some glitches during the first couple of days, it has been a great success overall. Based on feedback and observation, Caltrans is considering some improvements.

The northbound lights were turned on 2/27/07. There is no status report at this time, however, a preliminary report shows there were less complaints than when the southbound lights were turned on.

- 5.5 Presentation on the San Mateo County Housing Needs Study. INFORMATION

C/CAG contracted with Economic and Planning Systems (EPS) to prepare a Housing Needs Study for San Mateo County. The full draft report was provided to the Board at the 2/8/07 meeting. The draft report of the Housing Needs Study is in the process of being distributed for comments. Possible changes to address the comments will be incorporated into the final report. The revised Housing Needs Study will be brought back to the Board as a final report for Board approval.

- 5.6 Update on the Sub-regional Housing Needs Allocation Process (RHNA) within San Mateo County. INFORMATION

On 9/18/06, the City Managers, Planning/ Housing Directors, and Redevelopment Agency Directors participated in an organizational workshop and defined the process the Sub-Region will follow. Members of the RHNA Technical Advisory Committee and the RHNA Policy Advisory Committee have been designated. Five RHNA Technical Advisory Committee Meetings and two RHNA Policy Advisory Committee meetings have been held, including one formal public hearing on 2/22/07. The attendance of the RHNA TAC has been outstanding. The RHNA PAC has had marginal attendance. A greater commitment needs to be made to get more significant participation by the elected officials.

- 5.7 Election of a Chairperson and two C/CAG Vice Chairpersons. APPROVED

At the 2/08/07 Board meeting, Deborah Gordon was nominated for Chair. Irene O'Connell and Tom Kasten were nominated for the two Vice Chair positions.

Board Member Richardson MOVED to go with the officers as nominated. Board Member Koelling SECONDED. **MOTION CARRIED** unanimously 20-0.

6.0 COMMITTEE REPORTS

- 6.1 None

- 6.2 Chairperson's Report.

Chair Vreeland expressed his thanks to the Board for their support during his term as Chair.

7.0 EXECUTIVE DIRECTOR'S REPORT

The contract for the 3rd to Millbrae project was awarded on February 23, 2007. A booklet of the Governor's Budget was distributed.

8.0 COMMUNICATIONS - Information Only

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- 8.1 Letter from David Carbone, ALUC Staff, to Elena Lee, Sr. Planner, City of Foster City, dated 2/06/07. Re: C/CAG Airport Land Use Committee (ALUC) Staff Comments on a Notice of Preparation (NOP) of a Draft Environmental Impact Report (DEIR) for the Pilgrim - Triton Commercial/Industrial Residential Master Plan Adjacent to State Highway 92 at the Intersection of Pilgrim Drive and Triton Drive.
- 8.2 Letter from Richard Napier, Executive Director C/CAG, and Joseph Hurley, Program Director, SMCTA to Marian Bergeson, Chair, California Transportation Commission, dated: 2/07/07. Re: CTC Approval of \$21,237,000 in Supplemental Funds for US 101 Third Avenue to Millbrae Avenue (04-SM-101) to award Construction. Resolution FA-06-12.
- 8.3 Letter from Richard Napier, Executive Director C/CAG, and Joseph Hurley, Program Director, SMCTA to Will Kempton, Director, Caltrans, dated: 2/07/07. Re: Bijan Sartipi and Ross Chittendon Support for US 101 Third Avenue to Millbrae Avenue (04-SM-101) Auxiliary Lane Project.
- 8.4 Letter from Bijan Sartipi, District Director, Department of Transportation, to Joseph M. Tanner, City Manager, City of Pacifica, dated 2/08/07. Re: Route 1 - Westport Drive to Fassler Avenue "Calera Parkway" Project.
- 8.5 Letter from Michael J. Scanlon, San Mateo County Transportation Authority, to Richard Napier, Executive Director C/CAG, dated 2/15/07. Re: Letter of praise and appreciation for success achieved in lobbying the California Transportation Commission to support Highway 101 Auxiliary Lanes Project.
- 8.6 Letter from Nina Rannells, Grant Manager, Water Transit Authority to Joe Hurley, San Mateo County Transportation Authority, dated 2/15/07. Re: Update on Oyster Point Ferry Service Funding and Schedule.

9.0 MEMBER COMMUNICATIONS

Members of the Board expressed their thanks to Chair Vreeland for his leadership, dedication and devotion to the C/CAG Board during his term.

10.0 ADJOURN

The meeting was adjourned at 9:30 p.m.

C/CAG AGENDA REPORT

Date: April 12, 2007

To: C/CAG Board of Directors

From: Congestion Management and Environmental Quality (CMEQ) Committee

Subject: Review and approval of Resolution 07-09 authorizing the adoption of the 2007-08 Expenditure Program for the Transportation Fund for Clean Air (TFCA) for San Mateo County.

(For further information or questions contact Tom Madalena at 599-1460)

RECOMMENDATION

That the C/CAG Board approve Resolution 07-09 authorizing the adoption of the expenditure program for the Fiscal Year 2007/2008 Transportation Fund for Clean Air (TFCA) Program for San Mateo County.

FISCAL IMPACT

The allocation of TFCA funds for FY 2007/2008 is expected to be approximately \$1,078,099 of which \$49,099 (approx. 5%) will be allocated to administration. It is recommended that the remaining funds (\$1,029,000) be distributed based on the policies adopted in past years by C/CAG with modifications detailed in the discussion section. The following table shows how the funds would be distributed based on these policies. The funding provided in these categories for the past three years is also shown.

<i>CATEGORY</i>		<i>2004-05</i>	<i>2005-06</i>	<i>2006-07</i>	<i>2007-08</i>
Employer Based Shuttle Projects	SamTrans	\$495,000	\$605,000	\$638,000	\$576,000
	Menlo Park	\$35,000	\$40,000	\$45,000	\$41,000
Countywide TSM Program (Peninsula Traffic Congestion Relief Alliance)		\$350,000	\$430,000	\$450,000	\$412,000
Administration		\$50,000	\$50,000	\$51,397	\$49,099
Totals		\$930,000	\$1,125,000	\$1,184,397	\$1,078,099

ITEM 4.2

SOURCE OF FUNDS

The Bay Area Air Quality Management District (Air District) is authorized under Health and Safety code Section 44223 and 44225 to levy a fee on motor vehicles. Funds generated by the fee are referred to as the Transportation Fund for Clean Air (TFCA) funds and are used to implement projects to reduce air pollution from motor vehicles. Health and Safety Code Section 44241(d) stipulates that forty percent (40%) of funds generated within a county where the fee is in effect shall be allocated by the Air District to one or more public agencies designated to receive the funds, and for San Mateo County, C/CAG has been designated as the overall Program Manager to receive the funds.

BACKGROUND/DISCUSSION

As the Program Manager for the TFCA funds, C/CAG has allocated these funds to fund projects in San Mateo County operated by SamTrans, The City of Menlo Park, and the Peninsula Traffic Congestion Relief Alliance (Alliance). For the last nine years the C/CAG Board has allocated the funds for the SamTrans and City of Menlo Park Shuttle Bus Programs and the Alliance Countywide Voluntary Trip Reduction Program. It is recommended that the same methodology be used for the FY 2007/2008 TFCA Program allocation.

- It is recommended that the SamTrans Shuttle Program receive an allocation of \$576,000 for its current shuttle program and maintain the existing cost sharing formula with SamTrans contributing approximately 25% of the cost of these shuttles and the remaining 25% through employer contributions. This funding recommendation shall be contingent upon SamTrans submitting an acceptable work plan for use of the monies.
- It is recommended that the City of Menlo Park receive an allocation of \$41,000 for its local shuttle program.
- It is recommended that Peninsula Traffic Congestion Relief Alliance receive an allocation of \$412,000 in TFCA funds and receive \$550,000 from the Congestion Relief Plan for a total allocation of \$962,000 for its Countywide Voluntary Trip Reduction Program.
- It is recommended that Peninsula Traffic Congestion Relief Alliance also continue to receive an allocation of \$70,000 in Regional Rideshare funds that are provided to C/CAG from MTC in order to satisfy the requirements for San Mateo County to be a part of the comprehensive Bay Area wide regional program that assists employers in providing commute alternatives for its workers.

The following are the C/CAG Board policies that will continue to be in effect for the 2007-08 Program.

Overall Policies:

- Cost Effectiveness, as defined by the Bay Area Air Quality Management District (BAAQMD), will be used as initial screening criteria for all projects. Projects must show a cost effectiveness of less than \$90,000 per ton of reduced emissions based upon the TFCA funds allocated in order to be considered.

- The funds allocated for the Alliance is subject to the submission of an acceptable work plan for use of the funds.

Shuttle Projects:

- Shuttle projects are defined as the provision of local feeder bus or shuttle service to rail and ferry stations and airports.
- All shuttles must be timed to meet the rail or ferry lines being served.
- C/CAG encourages the use of electric and other clean fuel vehicles for shuttles.
- Beginning with the 2003-04 TFCA funding cycle, all vehicles used in any shuttle/feeder bus service must meet the applicable California Air Resources Board (CARB) particulate matter standards for public transit fleets. This requirement has been made by the BAAQMD and is applicable to the projects funded by the Congestion Management Agencies.

If the recommendations are accepted, the following is a summary of the C/CAG TFCA program for 2007-08:

Project	Recommendations
Administration	\$49,099
SamTrans	\$576,000
Menlo Park TSM Program	\$41,000
Peninsula Congestion Relief Alliance	\$412,000
Total funds obligated	\$1,078,099
Total funds anticipated	\$1,078,099
Balance	\$0

ATTACHMENTS

- Resolution 07-09

RESOLUTION 07-09

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO
COUNTY AUTHORIZING THE ADOPTION OF THE 2007-08 EXPENDITURE
PROGRAM FOR THE TRANSPORTATION FUND FOR CLEAN AIR (TFCA)
FOR SAN MATEO COUNTY**

WHEREAS, the City/County Association of Governments has been designated the Transportation Fund for Clean Air (TFCA) Program Manager for San Mateo County; and,

WHEREAS, the Board of Directors of the City/County Association of Governments has approved certain projects and programs for funding through San Mateo County's 40 percent local share of Transportation Fund for Clean Air (TFCA) revenues; and,

WHEREAS, the City/County Association of Governments will act as the Program Manager for approximately \$1,029,000, of TFCA funded projects; and,

WHEREAS, the approximate \$1,029,000 funding is to be adjusted to the actual amount when it becomes available, and to be incorporated into individual contracts; and,

WHEREAS, the projects included in this expenditure program are the most appropriate and cost-effective strategies currently available within the County for reducing motor vehicle emissions. All proposed expenditures will be consistent with the *Clean Air Plan* and Section 44241(b) of the California Health and Safety Code; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the City/County Association of Governments of San Mateo County that the C/CAG Staff is authorized to submit the 2007-08 Expenditure Program for the San Mateo County TFCA Program to the Bay Area Air Quality Management District.

PASSED, APPROVED, AND ADOPTED THIS 12th DAY OF APRIL 2007.

Deborah C. Gordon, C/CAG Chair

C/CAG AGENDA REPORT

Date: April 12, 2007
To: City/County Association of Governments Board of Directors
From: Bicycle and Pedestrian Advisory Committee (BPAC)
Subject: Review and approval of Resolution 07-10 adopting the San Mateo County Transportation Development Act (TDA) Article 3 Program for Fiscal Year 2007/08 (FY 2007/08) for \$1,696,592

(For further information or questions contact John Hoang at 363-4105)

RECOMMENDATION

That the C/CAG Board review and approve Resolution 07-10 adopting the San Mateo County Transportation Development Act (TDA) Article 3 Program for Fiscal Year 2007/08 (FY 2007/08) for \$1,696,592, in accordance with staff recommendations.

FISCAL IMPACT

The TDA Article 3 projects funding cycle is available through the Metropolitan Transportation Commission (MTC) for regional pedestrian and bicycle programs. The FY 2007/08 allocation of funds is \$1,698,689 of which, \$1,696,592 will be distributed. The remaining \$2,097 will be rolled over to the next cycle.

SOURCE OF FUNDS

TDA Article 3 funds are derived from the following sources:

- Local Transportation Funds (LTF), which is derived from a ¼ cent of the general sales tax collected statewide
- State Transit Assistance fund (STA), which is derived from the statewide sales tax on gasoline and diesel fuel.

BACKGROUND/DISCUSSION

A call for project was issued on November 10, 2006, requesting local jurisdictions to submit applications for bicycle and pedestrian related projects to be funded under the TDA Article 3 FY 2007/08 Program. A workshop was held on November 30, 2006, in which 22 representatives from local agencies attended. The Bicycle and Pedestrian Advisory Committee (BPAC) received a total of 20 applications from 10 different jurisdictions. The BPAC project evaluation process included a field visits to 10 different candidate project sites on Saturday meeting on February 10, 2007.

ITEM 4.3

On March 1, 2007, all project sponsors were invited to provide a formal presentation of their project(s) to the BPAC. At the March 22, 2007, the Committee convened to perform the final project evaluation, scoring and recommendations. Criteria considered during the evaluation and scoring process included the project's state of readiness, project support from the community, the percent of local match jurisdiction plans to provide, that the project meets the program objectives, and also that proposed improvements adequately address safety concerns.

The final project evaluation, scoring and ranking were established and the top eleven (11) projects were selected for funding based on the available budget. The final project recommendation list is as follow:

Rank	Average Score	Jurisdiction	Project Description	TDA and Awarded
1	90.07	Burlingame	California Drive: Shared-Lane Bike Route (Class III)	\$ 25,387
2	84.93	Brisbane	Bayshore Corridor North-South Bikeway Project (Class II)	\$ 550,000
3	83.00	Half Moon Bay	Highway 1 Bicycle Trail Project - Class I	\$ 500,000
4	80.00	South San Francisco	Bikeway Connections and Kiosk	\$ 25,738
5	76.79	Menlo Park	Install Video Detection Systems for Bicycles at Intersections	\$ 110,000
6	76.50	Burlingame	In-Pavement Illuminated Crosswalk System at Broadway & Paloma	\$ 40,000
7	75.57	Daly City	Soutgate Avenue Bike Lanes (Class II & III)	\$ 100,000
8	74.36	Daly City	Traffic Accessibility Modifications (Audible and Countdown)	\$ 40,000
9	74.29	Daly City	John Daly Blvd Pestrain/Bicycle Path Lighting Improvements	\$ 150,000
10	74.00	Burlingame	Howard Avenue Bike Lane (Class II)	\$ 50,467
11	71.43	San Mateo County Parks	Crystal Springs Regional Trail Design/Construction Documents	\$ 105,000

All selected projects were fully funded with the exception of the Brisbane - Bayshore Corridor North/South Bikeway project where the awarded amount was reduced to \$550,000 from the original \$1,000,000 requested. The total funding amount for all projects is \$1,696,592 with the remaining \$2,097 to be rolled over to a future cycle. Twenty-seven percent (27%) of the funds will apply towards projects addressing pedestrian issues. For your reference, the complete list of project applicants including description, amount of funds requested, final ranking and scores is attached.

ATTACHMENTS

- Resolution 07-10
- San Mateo County - TDA Article 3 FY 2007/08 Final Project Ranking

RESOLUTION 07-10

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY ADOPTING THE SAN MATEO COUNTY TRANSPORTATION DEVELOPMENT ACT (TDA) ARTICLE 3 PROGRAM FOR FISCAL YEAR 2007/08 FOR \$1,696,592.

RESOLVED, by the Board of Directors of the City/County Association of Governments of San Mateo County (C/CAG), that

WHEREAS, C/CAG is the designated Congestion Management Agency responsible for the development and implementation of the Transportation Development Act (TDA) Article 3 Program for San Mateo County; and

WHEREAS, C/CAG has developed a TDA Article 3 Program for Fiscal Year (FY) 2007/08 based on recommendation by the Bicycle and Pedestrian Committee (BPAC); and

WHEREAS, C/CAG has undertaken a process that complies with the Metropolitan Transportation Commission (MTC) Resolution No. 875 (Revised); and

WHEREAS, C/CAG has accepted and approved scoring and ranking process conducted by the BPAC; and

WHEREAS, C/CAG has considered the final recommendation of said BPAC; and

WHEREAS, C/CAG has voted to adopt the TDA Article 3 Program for FY 2007/08.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the City/County Association of Governments of San Mateo County to adopt the TDA Article 3 Program for FY 2007/08.

PASSED, APPROVED, AND ADOPTED THIS 12TH DAY OF APRIL 2007.

Deborah C. Gordon, Chair

**San Mateo County - TDA Article 3 FY 2007/08
FINAL PROJECT RANKING**

Rank	Score	Jurisdiction	Project Description	TDA Fund Requested	TDA Fund Awarded
1	90.07	Burlingame	California Drive: Shared-Lane Bike Route (Class III)	\$ 25,387	\$ 25,387
2	84.93	Brisbane*	Bayshore Corridor North-South Bikeway Project (Class II)	\$ 1,000,000	\$ 550,000
3	83.00	Half Moon Bay*	Highway 1 Bicycle Trail Project - Class I	\$ 500,000	\$ 500,000
4	80.00	South San Francisco*	Bikeway Connections and Kiosk	\$ 25,738	\$ 25,738
5	76.79	Menlo Park	Install Video Detection Systems for Bicycles at Intersections	\$ 110,000	\$ 110,000
6	76.50	Burlingame*	In-Pavement Illuminated Crosswalk System at Broadway & Paloma	\$ 40,000	\$ 40,000
7	75.57	Daly City*	Soutgate Avenue Bike Lanes (Class II & III)	\$ 100,000	\$ 100,000
8	74.36	Daly City	Traffic Accessibility Modifications (Audible and Countdown)	\$ 40,000	\$ 40,000
9	74.29	Daly City*	John Daly Blvd Pedestrian/Bicycle Path Lighting Improvements	\$ 150,000	\$ 150,000
10	74.00	Burlingame*	Howard Avenue Bike Lane (Class II)	\$ 50,467	\$ 50,467
11	71.43	San Mateo County Parks*	Crystal Springs Regional Trail Design/Construction Documents	\$ 105,000	\$ 105,000
12	70.14	South San Francisco*	Bay Trail Reconstruct and Widening of Multi-use Pathway	\$ 125,000	Not funded
13	68.85	San Mateo	Pedestrian Countdown Signal Heads (PCSH)	\$ 96,000	Not funded
14	68.00	San Mateo County PW*	Bicycle Improvements on Westborough Blvd (slurry seal)	\$ 72,000	Not funded
15	67.43	San Mateo	Downtown Bicycle Racks and Parking Signage	\$ 25,000	Not funded
16	66.43	Menlo Park	Citywide Bikeway Wayfinding Signage & Class III Bike Lanes installation	\$ 25,000	Not funded
17	65.36	East Palo Alto	Comprehensive Bicycle and Pedestrian Master Plan	\$ 150,000	Not funded
18	63.43	South San Francisco	Bicycle Route Signage	\$ 40,000	Not funded
19	55.79	Belmont	Install ADA Compliant Curb Ramps	\$ 79,000	Not funded
20	55.46	Brisbane	City of Brisbane Bicycle and Pedestrian Master Plan	\$ 75,000	Not funded
			TOTAL AMOUNT REQUESTED	\$ 2,833,592	
			TOTAL AMOUNT AVAILABLE		\$ 1,698,689
			TOTAL AMOUNT FUNDED		\$ 1,696,592
			BALANCE TO BE ROLLED OVER		\$ 2,097

* Selected for Site Visits

C/CAG AGENDA REPORT

Date: April 12, 2007
To: City/County Association of Governments Board of Directors
From: Richard Napier
Subject: Review and approval of Resolution 07-11, recognizing the Honorable James M. Vreeland, Jr., Council Member Pacifica, for his service as C/CAG Chair from April 2005 to March 2007

(For further information or questions contact Richard Napier 599-1420)

RECOMMENDATION

That the C/CAG Board adopt Resolution 07-11 recognizing the honorable James M. Vreeland, Jr., Council Member of the City of Pacifica for his service as C/CAG Chair from April 2005 through March 2007.

FISCAL IMPACT

Not applicable.

SOURCE OF FUNDS

Not applicable.

BACKGROUND/DISCUSSION

Jim Vreeland served as C/CAG Chair from April 2005 to March 2007.

ATTACHMENTS

Resolution 07-11.

C/CAG

CITY/COUNTY ASSOCIATION OF GOVERNMENTS
OF SAN MATEO COUNTY

*Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park
Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside*

RESOLUTION 07-11

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY (C/CAG)

RECOGNIZING THE

HONORABLE JAMES M. VREELAND, JR.

FOR HIS DEDICATED SERVICE AS CHAIR TO THE C/CAG BOARD OF DIRECTORS

APRIL 2005 THROUGH MARCH 2007

Resolved, by the Board of Directors of the City/County Association of Governments of San Mateo County (C/CAG), that,

Whereas, James M. Vreeland, Jr. has served on the C/CAG Board of Directors, representing the City of Pacifica, as Member, Alternate Member, and Vice Chair between 2001 and 2005; and

Whereas, James M. Vreeland, Jr. has dedicated his services to the people of San Mateo County as Chair to the C/CAG Board of Directors April 2005 to March 2007.

Now, therefore, the Board of Directors of C/CAG hereby resolves that C/CAG expresses its appreciation to James M. Vreeland, Jr. for his years of dedicated public service, and wishes him happiness and success in the future.

PASSED, APPROVED, AND ADOPTED THIS 12th DAY OF April 2007.

Deborah C. Gordon, Chair

C/CAG AGENDA REPORT

Date: April 12, 2007
To: C/CAG Board of Directors
From: Richard Napier, Executive Director
Subject: Supplemental information regarding phase 1 ramp metering implementation
(For further information or questions contact Sandy Wong at 599-1409)

RECOMMENDATION

That the C/CAG Board receive the supplemental information regarding phase 1 ramp meter implementation.

FISCAL IMPACT

None.

SOURCE OF FUNDS

N/A.

BACKGROUND/DISCUSSION

At the March 8, 2007 meeting, the C/CAG Board requested for the following additional information regarding phase 1 ramp metering implementation:

1. Timeline for Caltrans to provide minor improvements
2. Comparison of time saving on the freeway versus waiting time at the on-ramps

Below are the information obtained:

Hillsdale:

Southbound loop on-ramp has been fixed, both lanes now meter at the same rate. Electrical problem at Northbound Diagonal on-ramp has been fixed, and the meter is now operating normally.

Holly:

Southbound on-ramp has one existing advance warning sign on right barrier. Caltrans will order its own Electrical Maintenance crew to install a flashing beacon or to install a ped-head type sign flashing "Meter On". This work order is expected to take a couple of months to fill.

ITEM 4.5

Brittan:

Southbound on-ramp, there are "Meter-On" signs for both NB and SB movements from Industrial to Brittan, and one "Meter-on" on the Brittan on-ramp after the last drive-way before entering the ramp. On-ramp has a high right barrier but barrier has a chain-link fence on top that permits vehicles to see queued vehicles and the signal heads.

Whipple & University:

In order to install additional "Meter-On" signs, it will require a new project since there is no existing electrical infrastructure nor foundation work in place. Typically, a new project will take up to two years since it must go through funding allocation and environmental certification as well as a design process.

Comparison of waiting time at on-ramps versus travel time saved on freeway:

For southbound 101 between Hillsdale and University, the maximum travel time saving resulting from ramp metering occur during the peak morning hour between 7:30 and 8:30 AM. Based on observation during the week before and week after meters were turn-on for the southbound direction during the morning peak hour, the maximum total delay time of all on-ramps combine is approximately 45,000 minutes. The maximum total travel time saving on the freeway mainline is approximately 88,000 minutes.

ATTACHMENTS

None.

C/CAG AGENDA REPORT

Date: April 12, 2007
To: C/CAG Board of Directors
From: Congestion Management and Environmental Quality (CMEQ) Committee
Subject: Review and approval of support letter for Dumbarton Rail Corridor project
(For further information or questions contact Richard Napier at 599-1420)

RECOMMENDATION

That the C/CAG Board review and approve a support letter for the Dumbarton Rail Corridor project.

FISCAL IMPACT

None.

SOURCE OF FUNDS

N/A.

BACKGROUND/DISCUSSION

At the March 26, 2007 meeting, the Congestion Management and Environmental Quality (CMEQ) Committee approved a motion recommending the C/CAG Board to approve a support letter from the C/CAG Board to the Dumbarton Rail Corridor (DRC) Policy Committee. The Dumbarton Rail Corridor project will use existing rail infrastructure to provide an east-west rail connection in the southern portion of the San Francisco Bay, connecting communities of the East Bay and West Bay, and to address the transportation issues and deficiencies related to highway congestion, transit, population and employment, and air quality in the corridor.

The next Dumbarton Rail Corridor Policy Committee meeting is scheduled for:

April 24, 2007 at 2:00 PM
Union City Council Chamber
34009 Alvarado-Niles Road
Union City, California 94587

ATTACHMENTS

Support Letter.

ITEM 4.6

C/CAG

CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY

Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park • Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside

April 12, 2007

The Honorable Mark Green, Chairman
Dumbarton Rail Corridor Policy Committee
1250 San Carlos Avenue
San Carlos, CA 94070

Subject: Support for the Dumbarton Rail project

Dear Chairman Green,

The City/County Association of Governments (C/CAG) of San Mateo County is the Congestion Management Agency for San Mateo County. We are in support of the Dumbarton Rail Corridor (DRC) project that will provide passenger rail service between Redwood City and Union City by reconstructing an existing rail corridor next to the Dumbarton Bridge.

The proposed project will use existing rail infrastructure to provide an east-west rail connection in the southern portion of the San Francisco Bay, connecting communities of the East Bay and West Bay, and to address the transportation issues and deficiencies related to highway congestion, transit, population and employment, and air quality in the corridor.

As the Congestion Management Agency, C/CAG has requested that the Metropolitan Transportation Commission (MTC) to recommend \$75 million for the Dumbarton Rail project as part of the Goods Movement category of the Transportation Infrastructure Bond.

We sincerely request the Dumbarton Rail Corridor (DCR) Policy Committee to continue the development of this project and move it towards completion. Please feel free to contact Richard Napier, Executive Director of C/CAG at (650) 599-1420 if you have any questions or need further information.

Sincerely,

Deborah C. Gordon, Chair
C/CAG of San Mateo County

C/CAG AGENDA REPORT

Date: April 12, 2007

To: City/County Association of Governments Board of Directors

From: Richard Napier, C/CAG Executive Director

Subject: Review and approval of authorization for C/CAG staff to negotiate with the State of California, San Mateo County Transit District, and the San Mateo County Transportation Authority for a Hydrogen Internal Combustion Engine (HICE) Shuttle Vehicle up to \$250,000.

(For further information contact Richard Napier at 599-1420)

RECOMMENDATION

That the Board review and approve authorization for C/CAG staff to negotiate with the State of California, San Mateo County Transit District, (SamTrans), and the San Mateo County Transportation Authority (SMCTA) for a Hydrogen Internal Combustion Engine (HICE) Shuttle Vehicle up to \$250,000 in accordance with staff recommendations.

FISCAL IMPACT

\$250,000 has been budgeted for the Alternative Fuel Program in the 2006/07 C/CAG budget.

SOURCE OF FUNDS

AB 1546 Countywide Congestion Management Program Funds

BACKGROUND

Sequence of events relative to the development of an alternative fuel shuttle:

- May 12, 2005, C/CAG Board authorized the C/CAG Chair to execute an amendment to the agreement between C/CAG and Clark Aganon. A portion of this agreement allowed C/CAG staff to apply for various grants related hydrogen shuttles and stations for the hydrogen highway.
- June 2006, Pacific Gas and Electric (PG&E) and C/CAG cosponsors, received a grant from California Air Resources Board (CARB) for a hydrogen fueling station in San Carlos at the PG&E facility. CARB anticipates finalizing agreements with PG&E by end of April 2007. PG&E expects to have the fueling station completed by end of 2007.
- January 31, 2007, C/CAG through ETS, Clark Aganon and help from SamTrans, applied for an HICE shuttle bus from CARB in order to meet our commitment on AB 1546 to provide shuttles using clean air vehicles.

ITEM 4.7

- March 30, 2007, C/CAG received a call from CARB wanting to award an HICE shuttle to C/CAG on a two-year lease agreement with Ford Motor Company provided that the San Carlos Station or a temporary tube trailer would be ready to supply fuel by July 1, 2007. The HICE is one of two shuttles available. CARB would like to award one shuttle to Chula Vista in Southern California and the other to C/CAG in Northern California.
- April 2, 2007, C/CAG staff discussed with SamTrans and SMCTA the possibility of using the HICE shuttle on one of their routes. Both SamTrans and SMCTA expressed interest in pursuing this shuttle provided that C/CAG funds a portion of the costs of operating and maintaining this vehicle.
- April 2, 2007, C/CAG staff investigated the possibility of bringing on a tube trailer to provide fuel to the HICE shuttle until the San Carlos Station is completed. Estimated costs and delivery time are still to be determined.
- CARB staff would like to know if C/CAG is interested in the HICE shuttle otherwise, they will award this shuttle to another agency in Southern California.

DISCUSSION

This is an opportunity for C/CAG to access for two years, a Hydrogen Internal Combustion Engine (HICE) fifteen (15) passenger shuttle vehicle. It is unlikely that the planned PG&E station in San Carlos will be available in time to provide fuel for this shuttle which is scheduled to be delivered in July 2007.

CARB would like assurances that the fuel will be available such that the vehicle can be immediately placed into service. If C/CAG can provide that assurance, the shuttle will be awarded to C/CAG.

Therefore, it is requested that C/CAG staff be authorized to negotiate with the State of California, SamTrans, and the SMCTA, with the following parameters:

1. Work with SMCTA to share the costs of the shuttle for a two-year period. Costs to C/CAG should not exceed \$250,000.
2. Work with SamTrans to use the shuttle on an appropriate shuttle route.
3. C/CAG staff to develop a temporary (up to two years) fueling station utilizing a tube trailer for storage and distribution at suitable site.
4. C/CAG staff to transmit to the State of California the parameters of the proposal that is negotiated.

ALTERNATIVES:

1. Allow staff to negotiate with CARB, SamTrans, and SMCTA to fund a temporary (up to two years) hydrogen tube trailer to supply fuel for the shuttle.
2. Decline CARB's offer to accept an HICE shuttle until the San Carlos station is complete.

Staff recommends the first alternative.

C/CAG AGENDA REPORT

Date: April 12, 2007
To: City/County Association of Governments Board of Directors
From: Richard Napier, C/CAG Executive Director
Subject: Review and Approval of Payment Authorizations for the Abandoned Vehicle Abatement Program Ending December 31, 2006.

(For further information contact Richard Napier at 599-1420)

RECOMMENDATION

Review and Approval of Payment Authorizations for the Abandoned Vehicle Abatement Program Ending December 31, 2006 in accordance with staff recommendations.

FISCAL IMPACT

None. Potential impact to Cities and County participating in the program.

SOURCE OF FUNDS

Department of Motor Vehicle Fees that are provided to the County for Abandoned Vehicle Abatement (AVA).

BACKGROUND/DISCUSSION

December 14, 2006, staff reported that there was an issue resulting from an inquiry from a city in Orange County and the California Highway Patrol (CHP) regarding the eligibility of vehicles considered as meeting the requirements of the AVA program. CHP interpretation of current statute was that the vehicles had to be destroyed in order to qualify under the current program.

In discussions with various service agencies, it was determined that the current CHP interpretation of the code was too restrictive.

February 8, 2007, board approved recommendations by staff to support AB 468 (Ruskin) to clarify the intent of the AVA program to allow the program to continue under the current formulas.

Board approved guidelines that C/CAG staff obtain approval prior to authorizing payment on the invoices for the AVA program. This enables the board to consider potential impacts to their jurisdictions as this bill is considered by the state legislature.

C/CAG staff believes there is minimal risk that the funds would have to be returned. Therefore, it is recommended that the payment authorizations be paid.

ITEM 4.8

ATTACHMENTS

- City of San Carlos Police Department Request for Payment Authorizations Ending December 31, 2006

ALTERNATIVES:

1. Approve payment authorizations for:
 - a. \$3,900.91 for City of San Carlos Police Department (Administrative fees)
 - b. \$155,259.55 for participating jurisdictions in San Mateo County (AVA fees)
2. Hold payment and inform cities.

C/CAG staff recommends approval of Alternative #1.



POLICE DEPARTMENT
City of San Carlos

GREGORY P. ROTHBAUS

Chief of Police

RECEIVED

FEB 26 2007

DEPARTMENT OF PUBLIC WORKS
COUNTY OF SAN MATEO

February 23, 2006

Mr. Richard Napier
Executive Director
C/CAG
555 County Center (5th Floor)
Redwood City, CA 94063

Dear Mr. Napier:

Please find enclosed a copy of the AVA report for quarter ended 12/31/06, together with the Payment Authorizations which require your signature.

I would appreciate you returning the signed authorizations to our Finance Department for processing.

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Mary Arnold".

Mary Arnold

Enclosures

State Controller's Office
 Division Of Accounting And Reporting
 Allocation Of \$1.00 State Vehicle Registration Collections
 For Abandoned Vehicle Abatement
 2006-2007 Fiscal Year

County	Quarterly Payment		
	1st Qtr	2nd Qtr	Year To Date
	Paid 11-02-2006	Paid 2-08-2007	
Alameda	\$ 315,308.76	\$ 285,349.04	\$ 600,657.80
Amador	12,179.27	11,027.47	23,206.74
Butte	52,019.44	45,313.71	97,333.15
Calaveras	15,997.49	14,268.45	30,265.94
Contra Costa	228,927.20	204,356.76	433,283.96
Del Norte	6,059.00	5,348.03	11,407.03
El Dorado	49,782.40	44,416.94	94,199.34
Fresno	175,949.17	158,267.54	334,216.71
Glenn	7,396.26	7,028.60	14,424.86
Humboldt	33,109.21	30,339.56	63,448.77
Imperial	34,873.18	33,687.64	68,560.82
Kings	24,812.23	22,262.38	47,074.61
Lake	19,406.32	17,301.45	36,707.77
Madera	29,125.81	26,453.86	55,579.67
Marin	60,938.46	55,411.93	116,350.39
Mendocino	24,949.49	23,839.80	48,789.29
Monterey	86,714.73	76,224.55	162,939.28
Napa	33,370.61	29,778.79	63,149.40
Nevada	29,697.82	26,297.11	55,994.93
Orange	656,117.94	591,294.87	1,247,412.81
Riverside	420,712.93	385,101.81	805,814.74
Sacramento	292,218.47	262,402.46	554,620.93
San Benito	13,264.96	11,998.26	25,263.22
San Diego	662,994.40	599,306.18	1,262,300.58
San Francisco	125,555.06	114,883.86	240,438.92
San Joaquin	138,620.94	127,631.15	266,252.09
San Mateo	173,912.73	159,160.46	333,073.19
Santa Clara	380,034.67	342,882.28	722,916.95
Santa Cruz	60,446.91	54,078.66	114,525.57
Shasta	48,819.00	42,900.39	91,719.39
Solano	93,967.59	83,138.44	177,106.03
Sonoma	119,652.84	107,664.69	227,317.53
Stanislaus	110,407.45	99,862.16	210,269.61
Tehama	14,607.69	12,842.45	27,450.14
Trinity	4,397.86	3,853.95	8,251.81
Tulare	81,677.83	74,231.30	155,909.13
Tuolumne	17,081.57	15,460.47	32,542.04
Yuba	15,433.76	13,898.26	29,332.02
Total	\$ 4,670,541.45	\$ 4,219,560.71	\$ 8,890,102.16

SAN MATEO COUNTY ABANDONED VEHICLE ABATEMENT PROGRAM
DETAIL FOR QUARTERLY REPORT ENDING 06/30/06

OFFICE OF THE CHIEF OF POLICE/FINANCE DEPARTMENT
(ADMINISTRATION COSTS)

Personnel Costs - Police/Admin

** 5 hours @ \$103.57/per hour	\$517.85
** 4 hours (@ \$38.40/hr	\$192.00

Personnel Costs - Finance

Finance Dept.** Personnel	\$2,791.06
Finance Dept. Supplies	\$400.00

TOTAL EXPENSES	\$3,900.91
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**All personnel costs include benefits

SAN MATEO COUNTY ABANDONED VEHICLE AUTHORITY														
QUARTER ENDING 12/31/06														
CITIES	POPULATION TOTAL	% POPULATION	50% FUNDS BY POPULATION BASE (P)		TOWED		VOLUNTARY ABATED		TOTAL ABATED	% ABATED	60% FUNDS BY ABATED (A)		TOTAL REIMBURS. THIS QTR (P+A)	AVA FUNDS TO DISBURSE THIS QTR \$155,259.55
			Public	Private	Public	Private	Public	Private			Total	Total		
Belmont	25,648	3.64%	\$ 2,826.98	\$ 2,826.98	14	0	14	0	185	0	185	3.67%	\$ 2,849.72	\$ 5,876.70
Brisbane	3,744	0.53%	\$ 412.67	\$ 412.67	4	0	4	0	40	0	40	0.81%	\$ 630.09	\$ 1,042.76
Burlingame	28,322	4.02%	\$ 3,121.72	\$ 3,121.72	25	0	25	0	272	0	272	5.48%	\$ 4,253.10	\$ 7,374.81
Daly City	104,820	14.88%	\$ 11,563.50	\$ 11,563.50	78	7	85	7	347	10	357	8.15%	\$ 6,329.53	\$ 17,883.03
East Palo Alto	32,083	4.56%	\$ 3,536.26	\$ 3,536.26	169	5	174	9	194	9	203	6.95%	\$ 5,398.71	\$ 8,934.97
Foster City	29,900	4.25%	\$ 3,295.65	\$ 3,295.65	14	0	14	0	237	0	237	4.63%	\$ 3,594.37	\$ 6,890.02
Half Moon Bay	12,739	1.81%	\$ 1,404.12	\$ 1,404.12	1	0	1	0	11	0	11	0.22%	\$ 171.84	\$ 1,575.96
Menlo Park	30,750	4.37%	\$ 3,389.34	\$ 3,389.34	47	0	47	0	32	0	32	1.46%	\$ 1,131.30	\$ 4,520.63
Millbrae	20,735	2.94%	\$ 2,285.46	\$ 2,285.46	40	0	40	0	123	0	123	3.01%	\$ 2,334.19	\$ 4,619.65
Pacifica	38,739	5.50%	\$ 4,289.90	\$ 4,289.90	70	1	71	1	338	15	353	7.82%	\$ 6,071.76	\$ 10,341.66
Portola Valley	4,553	0.65%	\$ 501.84	\$ 501.84	0	0	0	0	0	0	0	0.00%	\$ -	\$ 501.84
Redwood City	76,087	10.80%	\$ 8,386.48	\$ 8,386.48	139	0	139	0	377	0	377	9.52%	\$ 7,389.22	\$ 15,775.70
San Bruno	41,515	5.89%	\$ 4,575.88	\$ 4,575.88	68	0	68	0	417	7	424	9.08%	\$ 7,045.54	\$ 11,621.41
San Carlos	28,265	4.01%	\$ 3,115.43	\$ 3,115.43	2	0	2	0	181	0	181	3.38%	\$ 2,620.60	\$ 5,736.03
San Mateo	94,315	13.39%	\$ 10,395.61	\$ 10,395.61	99	0	99	0	1000	0	1000	20.27%	\$ 15,737.89	\$ 28,133.51
San Mateo County	64,756	9.19%	\$ 7,137.55	\$ 7,137.55	86	0	86	0	104	0	104	3.50%	\$ 2,720.84	\$ 9,868.39
S. San Francisco	61,824	8.78%	\$ 6,814.38	\$ 6,814.38	136	0	136	0	513	2	515	12.01%	\$ 9,322.45	\$ 16,136.83
Woodside	5,507	0.78%	\$ 606.99	\$ 606.99	0	0	0	0	2	0	2	0.04%	\$ 28.64	\$ 635.63
TOTAL	704,302	100%	\$ 77,629.78	\$ 77,629.78	992	13	1005	13	4373	43	4416	100.00%	\$ 77,629.78	\$ 155,259.55

C/CAG AGENDA REPORT

Date: April 12, 2007
To: City/County Association of Governments Board of Directors
From: Richard Napier, C/CAG Executive Director
Subject: REVIEW OF C/CAG LEGISLATIVE POSITION ON SB 279 (YEE)

(A position may be taken on any legislation, including legislation not previously identified).

(For further information contact Diana Shu at 599-1414 or Richard Napier at 599-1420)

RECOMMENDATION

That the C/CAG Board approve a motion to support SB 279 as introduced by Senator Yee and supported by the City of Millbrae.

FISCAL IMPACT

Not applicable.

SOURCE OF FUNDS

Not applicable.

BACKGROUND/DISCUSSION

Marc Hershman, City of Millbrae, has requested support for SB 279. This bill would require vehicles located along state highways, such as El Camino, be removed by local law enforcement officers. The California Streets and Highway Code Section 731 allows the California Highway Patrol and any peace officer to enforce this code. However, it is unclear whether this allows all peace officers to require the "department" to enforce the code, or if they themselves may remove vehicles from state highways.

The proposed bill would clarify the intent to allow both the California Highway Patrol Department and local law enforcement officers to enforce the code.

ATTACHMENTS

Fact Sheet from Yee's Office
Bill SB 279 as introduced along with similar bill AB 427
Current statute

ITEM 5.1.1

SB 279 (YEE)

SALE OF VEHICLES ON STATE HIGHWAYS

PROBLEM

The sale of vehicles or other items on state highways is unlawful. However, the law does not clearly state that local peace officers may enforce this law.

This has become a problem in many of my districts cities including Millbrae and San Francisco where vehicles are routinely parked and put up for sale, causing a safety issue and a public nuisance.

EXISTING LAW

This bill clarifies the Streets & Highways code to state that local police offices and sheriffs may enforce the provisions of the existing code.

The law states that any vehicle or structure parked or placed within any state highway for the purpose of selling that vehicle or selling any article or service from that vehicle is a public nuisance and that "the department" may immediately remove the vehicle or structure from within the highway.

The law further states that the California Highway Patrol and all peace officers may enforce the provisions of this code. However, it is unclear whether this allows all peace officers to require the department to enforce the code, or if they themselves may remove vehicles from state highways.

THIS BILL

SB 279 would clarify the Streets and Highways code to make clear that all police officers may remove vehicles from state highways for the reasons described in this code.

SB 279 would add the statement "or the local law enforcement agency" to the first paragraph of Streets and Highways Code, Chapter 3, Article 3, Section 731, so that the full sentence would read "Any vehicle or structure parked or

placed wholly or partly within any state highway, for the purpose of selling the same or of selling there from any article, service or thing, is a public nuisance and the department *or the local law enforcement agency* may immediately remove that vehicle or structure from within any highway."

This legislation will allow localities to address the problems of illegal vehicles sales on state highways that run through their cities.

COMMENTS

Other solutions to this problem have been tried and have failed. They included painting curbs red and ticketing the vehicles parked in this nature. However, none of these efforts have been able to stop the problem.

This code would allow for the removal of these vehicles from the highway and would give local authorities the power they need to keep their streets safe and unobstructed by distractions.

SUPPORT

City of Millbrae
Millbrae Police Department

OPPOSITION

None on file.

VOTES

To be considered March 27, in Senate Transportation and Housing Committee

SB 279 (Yee)

State highways: public nuisance.

From text dated: 02/15/07

Existing law provides that it is a misdemeanor for any person to park a vehicle or place a structure wholly or partly within any highway for the purpose of sale or to sell from the vehicle or structure. Existing law also provides that any vehicle or structure parked or placed wholly or partly within any state highway for the purpose of sale, or to sell from, is a nuisance that may be immediately removed by the Department of Transportation. Existing law authorizes the California Highway Patrol and all peace officers to enforce these provisions. This bill would provide that any vehicle or structure parked or placed wholly or partly within any state highway for the primary purpose of sale, or to sell from, is a nuisance that may be immediately removed by the department or the local law enforcement agency.

Staff recommendation:

Support this bill in concept.

Attached sections of code associated with this bill for reference. It appears that funds to local agencies are subject to the provisions of Article 2 (commencing with Section 22850), Chapter 10, Division 11 of the Vehicle Code.

AB 427 (Hancock)

Transportation: state highway nuisances.

From text dated: 02/16/07

Existing law provides that the Department of Transportation has full possession and control of all state highways. Existing law provides that any vehicle or structure parked or placed wholly or partly within any state highway, for the purpose of selling anything therefrom, is a public nuisance that may be immediately removed by the department. Existing law provides that the person responsible for these nuisances is guilty of a misdemeanor. Existing law establishes various exemptions from these provisions. This bill would provide that these provisions do not prohibit the placement of tables and chairs on state-owned sidewalks for the purpose of selling and serving food and drinks.

Staff recommendation:

AB 427 affects same code as would SB 279 above. Therefore put this on the watch list and support as required.

CURRENT STATUTE

California Streets and Highway Code Section 731.

Any vehicle or structure parked or placed wholly or partly within any state highway, for the purpose of selling the same or of selling therefrom or therein any article, service or thing, is a public nuisance and the department may immediately remove that vehicle or structure from within any highway.

Any person parking any vehicle or placing any structure wholly or partly within any highway for the purpose of selling that vehicle or structure, or of selling therefrom or therein, any article or thing, and any person selling, displaying for sale, or offering for sale any article or thing either in or from that vehicle or structure so parked or placed, and any person storing, servicing, repairing or otherwise working upon any vehicle, other than upon a vehicle which is temporarily disabled, is guilty of a misdemeanor.

The California Highway Patrol and all peace officers may enforce the provisions of this chapter **and shall cooperate with the department to that end.** Whenever any member of the California Highway Patrol or any peace officer removes a vehicle from a highway under the provisions of this section, then all of the provisions of Article 2 (commencing with Section 22850), Chapter 10, Division 11 of the Vehicle Code with reference to the removal of a vehicle from a highway shall be applicable.

This section does not prohibit a seller from taking orders or delivering any commodity from a vehicle on that part of any state highway immediately adjacent to the premises of the purchaser; prohibit an owner or operator of a vehicle, or a mechanic, from servicing, repairing or otherwise working upon any vehicle which is temporarily disabled in a manner and to an extent that it is impossible to avoid stopping that vehicle within the highway; or prohibit coin-operated public telephones and related telephone structures in park and ride lots, vista points, and truck inspection facilities within state highway rights-of-way for use by the general public.

