

AGENDA

General Policy Committee Meeting

September 10, 2014

9:00 AM

Location

SANBAG

Super Chief Conference Room

1170 W. 3rd Street, 2nd Floor, San Bernardino, CA 92410

General Policy Committee Membership

Chair – SANBAG Vice President

Mayor Pro Tem Ryan McEachron
City of Victorville, *MDC Chair*

SANBAG President

Mayor L. Dennis Michael
City of Rancho Cucamonga

SANBAG Past President

Council Member Bill Jahn
City of Big Bear Lake

Mt./Desert Representatives

Council Member Jim Harris
City of Twentynine Palms
Supervisor Robert Lovingood
County of San Bernardino

East Valley Representatives

Council Member Dick Riddell
City of Yucaipa

Mayor Pro Tem Larry McCallon
City of Highland

Mayor Rhodes (Dusty) Rigsby
City of Loma Linda

Supervisor James Ramos
County of San Bernardino

West Valley Representatives

Mayor Paul Eaton
City of Montclair, *Chair CRTC*

Council Member Michael Tahan
City of Fontana, *MVSS Chair*

Supervisor Janice Rutherford
County of San Bernardino

Ray Wolfe

Executive Director

Eileen MonaghanTeichert
SANBAG Counsel

San Bernardino Associated Governments (SANBAG) is a council of governments formed in 1973 by joint powers agreement of the cities and the County of San Bernardino. SANBAG is governed by a Board of Directors consisting of a mayor or designated council member from each of the twenty-four cities in San Bernardino County and the five members of the San Bernardino County Board of Supervisors.

In addition to SANBAG, the composition of the SANBAG Board of Directors also serves as the governing board for several separate legal entities listed below:

The San Bernardino County Transportation Commission, which is responsible for short and long range transportation planning within San Bernardino County, including coordination and approval of all public mass transit service, approval of all capital development projects for public transit and highway projects, and determination of staging and scheduling of construction relative to all transportation improvement projects in the Transportation Improvement Program.

The San Bernardino County Transportation Authority, which is responsible for administration of the voter-approved half-cent transportation transactions and use tax levied in the County of San Bernardino.

The Service Authority for Freeway Emergencies, which is responsible for the administration and operation of a motorist aid system of call boxes on State freeways and highways within San Bernardino County.

The Congestion Management Agency, which analyzes the performance level of the regional transportation system in a manner which ensures consideration of the impacts from new development and promotes air quality through implementation of strategies in the adopted air quality plans.

As a Subregional Planning Agency, SANBAG represents the San Bernardino County subregion and assists the Southern California Association of Governments in carrying out its functions as the metropolitan planning organization. SANBAG performs studies and develops consensus relative to regional growth forecasts, regional transportation plans, and mobile source components of the air quality plans.

Items which appear on the monthly Board of Directors agenda are subjects of one or more of the listed legal authorities. For ease of understanding and timeliness, the agenda items for all of these entities are consolidated on one agenda. Documents contained in the agenda package are clearly marked with the appropriate legal entity.

**San Bernardino Associated Governments
County Transportation Commission
County Transportation Authority
County Congestion Management Agency
Service Authority for Freeway Emergencies**

AGENDA

General Policy Committee Meeting

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Location

**SANBAG Super Chief Conference Room
1170 W. 3rd Street, 2nd Floor, San Bernardino, CA 92410**

CALL TO ORDER

(Meeting Chaired by Ryan McEachron)

- i. Pledge of Allegiance
- ii. Attendance
- iii. Announcements
- iv. Agenda Notices/Modifications – Diane Greve

Possible Conflict of Interest Issues for the General Policy Committee Meeting of September 10, 2014

Note agenda item contractors, subcontractors and agents which may require member abstentions due to conflict of interest and financial interests. Board Member abstentions shall be stated under this item for recordation on the appropriate item.

1. Information Relative to Possible Conflict of Interest

Note agenda items and contractors/subcontractors, which may require member abstentions due to possible conflicts of interest. **Duane Baker**

This item is prepared monthly for review by SANBAG Board and Committee members.

CONSENT CALENDAR

Items listed on the Consent Calendar are expected to be routine and non-controversial. The Consent Calendar will be acted upon as a single motion. Items on the Consent Calendar may be removed for discussion by Board Member Request.

Administrative Matters

2. July/August 2014 Procurement Report

Receive the July/August 2014 Procurement Report. **Hilda Flores**

This item is not scheduled for review by any other policy committee or technical advisory committee.

DISCUSSION ITEMS

Administrative Matters

3. Fiscal Year 2013/2014 Work Goals and Objectives – Fourth Quarter Update

Receive Fiscal Year 2013/2014 Fourth Quarter Work Goals and Objectives update.

Ray Wolfe

This item is not scheduled for review by any other policy committee or technical advisory committee.

4. Release of RFP 15-1001051 for Third Party Administrator and Incident Management Services

That the General Policy Committee recommend the Board authorize and approve release of Request for Proposal 15-1001051 for qualified firms to provide Third Party Administrator and Incident Management Services for San Bernardino Associated Governments. **Jeffery Hill**

This item is not scheduled for review by any other policy committee or technical advisory committee. The RFP Scope of Work has been reviewed by General Counsel.

5. Assistant General Counsel Contract Second Amendment (C13036-02)

That the Committee recommend the Board:

Approve the second amendment to legal services agreement C13036 with Robert D. Herrick to provide Assistant General Counsel legal services increasing the agreement amount by \$630,000 for a new not-to-exceed total of \$1,050,000 and extending the term to December 31, 2017, and authorize General Counsel to execute the agreement amendment on behalf of San Bernardino Associated Governments. **Eileen Teichert**

This item is not scheduled for review by any other policy committee or technical advisory committee. SANBAG General Counsel and Contract Administrator have reviewed this item and the draft Amendment.

Council of Governments

6. Participation as a Beacon Award Champion with the Institute for Local Government

That the General Policy Committee recommend the Board approve SANBAG's participation as a Beacon Award Champion with the Institute for Local Government (ILG). **Duane Baker**

This item is not scheduled for review by any other policy committee or technical advisory committee.

7. State Legislative Update

Receive and file the State Update. **Wendy Strack**

This item is not scheduled for review by any other policy committee or technical advisory committee.

8. State Advocacy Services Contract

That the Committee recommend the Board:

Approve Contract No. C14174 with Gonzalez, Quintana & Hunter, LLC to provide State Advocacy Services from October 1, 2014 through November 30, 2016 for a not-to-exceed amount of \$135,000. **Wendy Strack**

This item is not scheduled for review by any other policy committee or technical advisory committee. This item has not been reviewed by General Counsel.

Transportation Fund Administration

9. Measure I Local Pass-Through Compliance Audits for Fiscal Years 2011/2012 and 2012/2013

That the General Policy Committee recommend the Board review and receive the following:

A. The Measure I Summary Audit Reports of Local Pass-Through Funds for the year ended June 30, 2012.

B. The Measure I Summary Audit Reports of Local Pass-Through Funds for the year ended June 30, 2013. **Ellen Pollema**

This item is not scheduled for review by any other policy committee or technical advisory committee.

Transit/Rail

10. Railroad Right-Of-Way Fee's

A. That the General Policy Committee provide direction to the Board for approval on whether or not to charge administration fees (\$1,200 per annum per location) and use fees (cost varies) for new agreements with local jurisdictions within San Bernardino County and third parties working on local jurisdiction projects.

B. That the General Policy Committee provide direction to the Board for approval on whether or not to charge administration fees (\$1,200 per annum per location) and use fees (cost varies) for existing agreements that are being updated, with local jurisdictions within San Bernardino County and third parties working on local jurisdiction projects upon cancellation and reissuance under the newly approved templates and fee schedule.

Monica Morales

This item is not scheduled for review by any other policy committee or technical advisory committee.

Air Quality/Traveler Services

11. Freeway Service Patrol RFP 14010 Beat 4 Contract Award

That the General Policy Committee recommend the Board, acting in its capacity as the San Bernardino County Transportation Commission:

Award Contract No. C14094 to Navarro's Towing for Freeway Service Patrol Beat No. 4 for a five-year term, for an amount not-to-exceed \$973,072 as outlined in the Financial Impact Section. **Jenny Herrera**

This item is not scheduled for review by any other policy committee or technical advisory committee. This item and draft of the contract have not been reviewed by General Counsel.

Regional/Subregional Planning

12. Active Transportation Program (ATP) - Approval of the Regional ATP Project Ranking and List

That the General Policy Committee recommend the Board, acting in its capacity as the San Bernardino County Transportation Commission, adopt the attached final Active Transportation Program (ATP) project ranking and list for San Bernardino County. **Josh Lee**

This item is not scheduled for review by any other policy committee or technical advisory committee. The list of ATP projects and rankings has been provided to the Transportation Technical Advisory Committee on September 8, 2014.

Comments from Committee Members

Brief comments from Committee Members

Public Comment

Brief Comments from the General Public

ADJOURNMENT

Additional Information

Attendance Roster

Acronym List

Mission Statement

Meeting Procedures and Rules of Conduct

Meeting Procedures

The Ralph M. Brown Act is the state law which guarantees the public's right to attend and participate in meetings of local legislative bodies. These rules have been adopted by the Board of Directors in accordance with the Brown Act, Government Code 54950 et seq., and shall apply at all meetings of the Board of Directors and Policy Committees.

Accessibility

The SANBAG meeting facility is accessible to persons with disabilities. If assistive listening devices or other auxiliary aids or services are needed in order to participate in the public meeting, requests should be made through the Clerk of the Board at least three (3) business days prior to the Board meeting. The Clerk's telephone number is (909) 884-8276 and office is located at 1170 W. 3rd Street, 2nd Floor, San Bernardino, CA.

Agendas – All agendas are posted at 1170 W. 3rd Street, 2nd Floor, San Bernardino at least 72 hours in advance of the meeting. Complete packages of this agenda are available for public review at the SANBAG offices and our website: www.sanbag.ca.gov. Staff reports for items may be made available upon request. For additional information call (909) 884-8276.

Agenda Actions – Items listed on both the “Consent Calendar” and “Items for Discussion” contain suggested actions. The Board of Directors will generally consider items in the order listed on the agenda. However, items may be considered in any order. New agenda items can be added and action taken by two-thirds vote of the Board of Directors.

Closed Session Agenda Items – Consideration of closed session items *excludes* members of the public. These items include issues related to personnel, pending litigation, labor negotiations and real estate negotiations. Prior to each closed session, the Chair will announce the subject matter of the closed session. If action is taken in closed session, the Chair may report the action to the public at the conclusion of the closed session.

Public Testimony on an Item – Members of the public are afforded an opportunity to speak on any listed item. Individuals wishing to address the Board of Directors or Policy Committee Members should complete a “Request to Speak” form, provided at the rear of the meeting room, and present it to the SANBAG Clerk prior to the Board's consideration of the item. A "Request to Speak" form must be completed for *each* item when an individual wishes to speak on. When recognized by the Chair, speakers should be prepared to step forward and announce their name and address for the record. In the interest of facilitating the business of the Board, speakers are limited to three (3) minutes on each item. Additionally, a twelve (12) minute limitation is established for the total amount of time any one individual may address the Board at any one meeting. The Chair or a majority of the Board may establish a different time limit as appropriate, and parties to agenda items shall not be subject to the time limitations.

The Consent Calendar is considered a single item, thus the three (3) minute rule applies. Consent Calendar items can be pulled at Board member request and will be brought up individually at the specified time in the agenda allowing further public comment on those items.

Agenda Times – The Board is concerned that discussion take place in a timely and efficient manner. Agendas may be prepared with estimated times for categorical areas and certain topics to be discussed. These times may vary according to the length of presentation and amount of resulting discussion on agenda items.

Public Comment – At the end of the agenda, an opportunity is also provided for members of the public to speak on any subject within the Board's authority. *Matters raised under “Public Comment” may not be acted upon at that meeting. The time limits established in “Public Testimony on any Item” still apply.*

Disruptive Conduct – If any meeting of the Board is willfully disrupted by a person or by a group of persons so as to render the orderly conduct of the meeting impossible, the Chair may recess the meeting or order the person, group or groups of person willfully disrupting the meeting to leave the meeting or to be removed from the meeting. Disruptive conduct includes addressing the Board without first being recognized, not addressing the subject before the Board, repetitiously addressing the same subject, failing to relinquish the podium when requested to do so, or otherwise preventing the Board from conducting its meeting in an orderly manner. *Please be aware that a NO SMOKING policy has been established for meetings. Your cooperation is appreciated!*

SANBAG General Practices for Conducting Meetings of Board of Directors and Policy Committees

Attendance.

- The Chair of the Board or a Policy Committee (Chair) has the option of taking attendance by Roll Call or Self-Introductions. If attendance is taken by Roll Call, the Clerk of the Board will call out by jurisdiction or supervisorial district. The Member or Alternate will respond by stating his/her name. If attendance is by Self-Introduction, the Member or Alternate will state his/her name and jurisdiction or supervisorial district.
- A Member/Alternate, who arrives after attendance is taken, shall announce his/her name prior to voting on any item.
- A Member/Alternate, who wishes to leave the meeting after attendance is taken but before remaining items are voted on, shall announce his/her name and that he/she is leaving the meeting.

Basic Agenda Item Discussion.

- The Chair announces the agenda item number and states the subject.
- The Chair calls upon the appropriate staff member or Board Member to report on the item.
- The Chair asks members of the Board/Committee if they have any questions or comments on the item. General discussion ensues.
- The Chair calls for public comment based on “Request to Speak” forms which may be submitted.
- Following public comment, the Chair announces that public comment is closed and asks if there is any further discussion by members of the Board/Committee.
- The Chair calls for a motion from members of the Board/Committee.
- Upon a motion, the Chair announces the name of the member who makes the motion. Motions require a second by a member of the Board/Committee. Upon a second, the Chair announces the name of the Member who made the second, and the vote is taken.
- The “aye” votes in favor of the motion shall be made collectively. Any Member who wishes to oppose or abstain from voting on the motion, shall individually and orally state the Member’s “nay” vote or abstention. Members present who do not individually and orally state their “nay” vote or abstention shall be deemed, and reported to the public, to have voted “aye” on the motion.

The Vote as specified in the SANBAG Bylaws.

- Each Member of the Board of Directors shall have one vote. In the absence of the official representative, the alternate shall be entitled to vote. (Board of Directors only.)
- Voting may be either by voice or roll call vote. A roll call vote shall be conducted upon the demand of five official representatives present, or at the discretion of the presiding officer.

Amendment or Substitute Motion.

- Occasionally a Board Member offers a substitute motion before the vote on a previous motion. In instances where there is a motion and a second, the maker of the original motion is asked if he/she would like to amend the motion to include the substitution or withdraw the motion on the floor. If the maker of the original motion does not want to amend or withdraw, the substitute motion is not addressed until after a vote on the first motion.
- Occasionally, a motion dies for lack of a second.

Call for the Question.

- At times, a Member of the Board/Committee may “Call for the Question.”
- Upon a “Call for the Question,” the Chair may order that the debate stop or may allow for limited further comment to provide clarity on the proceedings.
- Alternatively and at the Chair’s discretion, the Chair may call for a vote of the Board/Committee to determine whether or not debate is stopped.
- The Chair re-states the motion before the Board/Committee and calls for the vote on the item.

The Chair.

- At all times, meetings are conducted in accordance with the Chair’s direction.
- These general practices provide guidelines for orderly conduct.
- From time-to-time circumstances require deviation from general practice.
- Deviation from general practice is at the discretion of the Chair.

Courtesy and Decorum.

- These general practices provide for business of the Board/Committee to be conducted efficiently, fairly and with full participation.
- It is the responsibility of the Chair and Members to maintain common courtesy and decorum.

*Adopted By SANBAG Board of Directors January 2008
Revised March 2014*

- San Bernardino County Transportation Commission •San Bernardino County Transportation Authority
- San Bernardino County Congestion Management Agency •Service Authority for Freeway Emergencies

Minute Action

AGENDA ITEM: 1

Date: September 10, 2014

Subject:

Information Relative to Possible Conflict of Interest

Recommendation:

Note agenda items and contractors/subcontractors, which may require member abstentions due to possible conflicts of interest.

Background:

In accordance with California Government Code 84308, members of the SANBAG Board may not participate in any action concerning a contract where they have received a campaign contribution of more than \$250 in the prior twelve months from an entity or individual, except for the initial award of a competitively bid public works contract. This agenda contains recommendations for action relative to the following contractors:

Item No.	Contract No.	Principals & Agents	Subcontractors
5	C13036-02	Robert D. Herrick	N/A
8	C14174	Gonzales, Quintana and Hunter LLC Delaney Hunter	N/A
11	C14094	Navarro's Towing Robert Navarro	N/A

Financial Impact:

This item has no direct impact on the SANBAG budget.

Reviewed By:

This item is prepared monthly for review by SANBAG Board and Committee members.

Responsible Staff:

Duane Baker, Director of Management Services

Minute Action

AGENDA ITEM: 2

Date: September 10, 2014

Subject:

July/August 2014 Procurement Report

Recommendation:

Receive the July/August 2014 Procurement Report.

Background:

The Board of Directors adopted the Contracting and Procurement Policy (Policy No. 11000) on January 3, 1997, and approved the last revision on March 12, 2014. On February 6, 2013, the Board of Directors authorized the Executive Director, or designee, to approve: a) contracts and purchase orders up to \$100,000 and for purchase orders originally \$100,00 or more, increasing the purchase order amount up to 10% of the original purchase order value, not to exceed \$25,000; b) amendments with a zero dollar value; c) amendments to exercise the option term if the option term was approved by the Board of Directors in the original contract; and d) amendments that cumulatively do not exceed 50% of the original contract value or \$100,000, whichever is less and to release Request for Proposal (RFP), Request for Quote (RFQ) and Invitation for Bid (IFB) for proposed contracts from which funding has been approved in San Bernardino Associated Governments (SANBAG's) Annual Budget, and which are estimated not-to-exceed \$1,000,000. SANBAG staff has compiled this report that summarizes all contract actions approved by the Executive Director, or designee.

On July 11, 2012, the Board of Directors authorized SANBAG's General Counsel to award and execute legal services contracts up to \$50,000 with outside counsel as needed on behalf of SANBAG and its authorities organized under the umbrella of the Council of Governments. Also, periodically notify the Board after exercising such authority.

A list of all Contracts and Purchase Orders that were executed by the Executive Director and/or General Counsel during the month of July and August is presented herein as Attachment A, and all RFPs and IFBs are presented in Attachment B.

Financial Impact:

This item imposes no impact on the Fiscal Year 2014/2015 budget. Presentation of the monthly procurement report demonstrates compliance with the Contracting and Procurement Policy (Policy No. 11000).

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Hilda Flores, Chief of Accounting and Procurement

Entity: CMA, COG, CTA, CTC, SAFE

Attachment A

July/August Contract Actions

New Contracts Executed:

Contract No.	Description of Specific Services	Vendor Name	Dollar Amount	Description of Overall Program
C14165	Renting Conference room space for the 2 nd Annual "How to Do Business with SANBAG" workshop.	Inland Regional Center	\$325.00	SANBAG is reaching out to businesses to gain new businesses and help small and DBE businesses obtain work with SANBAG.

Attachment A

July/August Contract Amendment Actions

Contract Amendments Executed:

Contract No. & Amendment No.	Reason for Amendment (include a description of the amendment)	Vendor Name	Previous Amendments & Dollar Values	Dollar Amount of Amendment	Amended Contract Total
C14177 Amendment 2	Extra work is required in the Cajon Pass during the 55 hour weekend closures. Project: FSP Services for Cajon Pass Rehabilitation Project and Devore	Steve's Towing	Original: \$60,476.00 Amend. 1: \$212,568.00	\$90,000.00	\$363,044.00
C14043 Amendment 1	During the demolition of the Bekins Building the contractor encountered buried CIDH piles which was unanticipated work, and required an increase to the contract total. Project: Downtown San Bernardino Passenger Rail Project	Unlimited Environmental	Original: \$246,450.00	\$49,020.40	\$295,470.40
C11114 Amendment 1	Provide expenditure authority increase to cover current estimated railroad costs through the project completion. SANBAG is required to pay actual costs for all railroad flagging and inspection. Project: Hunts Lane Grade Separation Construction	Union Pacific Railroad Company	Original: \$474,767.00	\$99,996.00	\$574,763.00

Attachment: GPC1408a1-wws [Revision 1] (1252 : Procurement Report)

Attachment A

July/August Contract Task Order Actions

Contract Task Order (CTO) Executed:

Contract No. & CTO No.	Description of CTO	Vendor Name	Contract Amount	Previously Issued CTOs	Dollar Amount of CTO
C14003 CTO 17	Transit and Specialized Transportation Planning Services	Hatch Mott MacDonald	\$20,000,000 shared with Parsons Brinkerhoff C14086	CTO 8 \$491,993.00 CTO 10 \$114,162.00 CTO 11 \$489,822.00 CTO 15 \$498,609.00 CTO 19 \$498,324.00 CTO 20 \$299,386.00	\$125,539.00
C14003 CTO 12A	Redlands Passenger Rail Operations/Maintenance & Vehicle Selection	Hatch Mott MacDonald	\$20,000,000 shared with Parsons Brinkerhoff C14086	CTO 8 \$491,993.00 CTO 10 \$114,162.00 CTO 11 \$489,822.00 CTO 15 \$498,609.00 CTO 19 \$498,324.00 CTO 20 \$299,386.00	\$238,918.00
C14003 CTO 23	City of San Bernardino Land Use Entitlement Research project	Hatch Mott MacDonald	\$20,000,000 shared with Parsons Brinkerhoff C14086	CTO 8 \$491,993.00 CTO 10 \$114,162.00 CTO 11 \$489,822.00 CTO 15 \$498,609.00 CTO 19 \$498,324.00 CTO 20 \$299,386.00	\$25,925.00

Attachment: GPC1408a1-wws [Revision 1] (1252 : Procurement Report)

Contract No. & CTO No.	Description of CTO	Vendor Name	Contract Amount	Previously Issued CTOs	Dollar Amount of CTO
C14003 CTO 22	Upland Metrolink Land Use and Constraints Analysis	Hatch Mott MacDonald	\$20,000,000 shared with Parsons Brinkerhoff C14086	CTO 8 \$491,993.00 CTO 10 \$114,162.00 CTO 11 \$489,822.00 CTO 15 \$498,609.00 CTO 19 \$498,324.00 CTO 20 \$299,386.00	\$249,729.00
C14086 CTO 21	Vernon signal Modifications Signal Design for DSBPRP	Parsons Brinkerhoff	\$20,000,000 shared with Hatch Mott MacDonald C14003	CTO 1 \$42,500.00 CTO 2 \$520,105.00 CTO 3 \$20,000.00 CTO 5 \$366,138.00 CTO 6 \$124,911.00 CTO 9 \$29,917.00	\$3,014.7
C14086 CTO 12B	Redlands Passenger Rail Operations/Maintenance & Vehicle Selection	Parsons Brinkerhoff	\$20,000,000 shared with Hatch Mott MacDonald C14003	CTO 1 \$42,500.00 CTO 2 \$520,105.00 CTO 3 \$20,000.00 CTO 5 \$366,138.00 CTO 6 \$124,911.00 CTO 9 \$29,917.00	\$247,445.00

Attachment: GPC1408a1-wws [Revision 1] (1252 : Procurement Report)

Attachment A

July/August Purchase Order Actions

Purchase Orders:

PO No.	PO Issue Date	Vendor Name	Description of Services	PO Dollar Amount
4001164	07/08/2014	Southern California Association of Governments (SCAG)	Cash match to SCAG toward funding for the Complete Streets/Safe Routes to School Plan Project.	\$45,000.00
4001171	07/22/2014	Southern California Association of Governments (SCAG)	Membership dues for Fiscal Year 2014/2015.	\$25,000.00
4001172	07/25/2014	Richard D. Saretsky	Services from Mr. Saretsky will be on as needed basis, based on his 35 years of experience as a Right of Way Agent for California Department of Transportation, to be an independent panel member for the SANBAG Relocation Assistance Board.	\$5,000.00
4001173	07/30/2014	County of San Bernardino Information Services Department	County of San Bernardino's Information Services Department provides SANBAG with street centerline data. The data is only available from the County. Aerial imagery is provided at a significant savings with this partnership.	\$18,000.00
4001200	08/11/2014	Xerox	SANBAG has arranged to piggyback from San Bernardino County's pre-approved vendor list. Rental of copier for 16 months commencing on 7/1/14.	\$27,657.92
4001202	08/11/2014	Xerox	SANBAG has arranged to piggyback from San Bernardino County's pre-approved vendor list. Rental of copier for 16 months commencing on 7/1/14.	\$19,085.76

Attachment: GPC1408a1-wws [Revision 1] (1252 : Procurement Report)

PO No.	PO Issue Date	Vendor Name	Description of Services	PO Dollar Amount
4001203	08/12/2014	Simon Wong Engineering	Simon Wong Engineering will be providing public relation services for SANBAG's vendor fair.	\$18,500.00
4001204	08/13/2014	CBS Radio Inc.	CBS radio offers the demographic and geographic reach necessary for traffic diversion needed for the I-215 Bi-County project.	\$7,500.00
4001099	08/13/2014	Southern California Association of Governments (SCAG)	SCRRA will provide design and support services for the Downtown San Bernardino Passenger Rail Project.	\$66,123.41
Total				\$231,867.09

Attachment: GPC1408a1-wws [Revision 1] (1252 : Procurement Report)

Attachment A

July/August Purchase Order Amendment Actions

Purchase Order Amendments Executed:

Purchase Order No. & Amendment No.	Description of Services and Reason for Amendment	Vendor Name	Previous Amendments & Dollar Values	Dollar Amount of Amendment	Amended PO Total
None					

Attachment: GPC1408a1-wws [Revision 1] (1252 : Procurement Report)

Attachment B

July/August RFPs and IFBs

Release of RFP's and IFB's

Release Date	RFP/IFB No.	Description of Services	Anticipated Dollar Amount	Anticipated Award Date	Description of Overall Program and Program Budget
7/10/14	IFB14151	Establish Existing Planting	\$215,000.00	October 2014	I-10 Riverside Avenue I/C four year Establish Existing Planting Project
				Total	\$215,000.00



San Bernardino Associated Governments

1170 W. 3rd Street, 2nd Fl, San Bernardino, CA 92410
 Phone: (909) 884-8276 Fax: (909) 885-4407
 Web: www.sanbag.ca.gov



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- San Bernardino County Transportation Commission •San Bernardino County Transportation Authority
 - San Bernardino County Congestion Management Agency •Service Authority for Freeway Emergencies
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Minute Action

AGENDA ITEM: 3

Date: September 10, 2014

Subject:

Fiscal Year 2013/2014 Work Goals and Objectives – Fourth Quarter Update

Recommendation:

Receive Fiscal Year 2013/2014 Fourth Quarter Work Goals and Objectives update.

Background:

The SANBAG Fiscal Year 2013/2014 Work Goals and Objectives establish the Board of Directors priorities for the year. The Executive Director uses this as a tool with the Executive Management Team to evaluate SANBAG's progress in achieving the Board's priorities. This report is a quarterly update on those work goals and objectives.

Financial Impact:

This item is consistent with the adopted Fiscal Year 2013/2014 budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Ray Wolfe, Executive Director

SAN BERNARDINO ASSOCIATED GOVERNMENTS

FISCAL YEAR 2013/2014 INITIATIVES AND ACTION PLAN – 4TH QUARTER

Initiative #1: Focus on creating and strengthening collaborative partnerships with governmental and business entities

1A	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division(s)	Status
	<p>Create Vision in Action Awards to recognize “Business Friendly”, “Cradle to Career”, and regional collaboration. Make the awards part of the General Assembly.</p>	<p>Work with Vision Element Groups to identify exemplary programs for this year’s awards. Develop full program of criteria and nomination process for next year. Business Friendly award can be similar to Orange County Business Council “Red Tape to Red Carpet” awards.</p>	<p>Identify award recipients in concert with Vision element groups.</p>	<p><i>IEEP has scheduled the awards program “Red Tape to Red Carpet Awards” on February 19. We are working with them on the program in partnership with WRCOG and CVAG.</i></p> <p><i>Staff is working with the County Vision steering group and has developed criteria for annual visioning awards for the business friendly category and is working with the visioning steering committee on the cradle to career award criteria. These awards are planned to be presented at the GA in June.</i></p> <p><i>It has been decided to continue to work with IEEP on Business Friendly awards and to work through General Assembly awards for all others so as not to duplicate efforts. Staff is working with IEEP on their second annual Red Tape to Red Carpet Awards.</i></p>	<p>COG</p>		<p>C</p>

- 1 Green shading equates to good progress
- Yellow shading means the work is behind schedule
- Red shading signifies urgent and significant challenges in completing the task
- Grey shading refer to the asterisks (**) for details

			<p>Develop nomination submittal and vetting process in concert with Vision element groups for next year.</p>	<p><i>Preparing to send call for nominations out in January 2014.</i></p> <p><i>In preparation for the General Assembly, WTS has proposed a program recognizing local accomplishments in each of the 24 cities/towns and the five supervisorial districts comprising the County. This was unveiled at the November 6 Board meeting. Applications are due March 15, 2014.</i></p> <p><i>Nomination deadline extended. Applications are being submitted and will be evaluated for awards to be presented at General Assembly. Awards presented at the 2014 General Assembly.</i></p>	COG	C
Notes						

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1B	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division(s)	Status
	Evolve General Assembly into a regional “must attend” destination event	Work closely with incoming Board President to set focus, and then secure support to deliver as appropriate	Outline plans including speaker by mid-January 2014	<i>We have already identified the date, the speaker and the venue. Save the Date cards will be sent out in October, so we are well on the way to a great event.</i>	COG	Legislative and Public Affairs	C
			Coordinate external team by mid-January 2014	<i>WTS is managing the effort this year.</i>	COG	Legislative and Public Affairs	C
			Secure facilities and speaker by early February	<i>The event will be held on June 12, 2014 at the Citizen’s Business Bank Arena in Ontario. Ben Stein will provide the keynote address.</i>	COG	Legislative and Public Affairs	C
Notes							
Successful event held on June 12, 2014 at the Citizen’s Business Bank Arena with Ben Stein as the Keynote speaker. A high level of attendance, new program and venue, along with community awards and a new focus, the event is most certainly one to be replicated and built upon for 2015.							
1C	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division(s)	Status
	Create regional forums to discuss issues of regional concern throughout the County	Actively seek issues of regional concern, coordinate meetings with key stakeholders including legislators	Conduct West Valley regional forum in Q1	<i>A June 4th event was held in the West Valley regarding the proposed San Gabriel Mountains National Recreation Area and featured presenters from the National Parks Service and the Santa Monica Mountains National Recreation Area.</i>	COG	Legislative and Public Affairs	C
			Conduct East Valley regional forum by Q3	<i>**Working with East Valley city managers to identify important issues for possible forum topics.</i>	COG	Legislative and Public Affairs	**

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1D				<i>If an appropriate topic can be identified we anticipate a forum after the General Assembly in the summer. Will not have a forum just to have a forum, need to identify meaningful topic.</i>			
			Conduct Mountain/Desert regional forum by Q4	<i>A forum was conducted October 3 at Copper Mountain College. San Bernardino County Superior Courts Presiding Judge Marsha Slough spoke along with San Bernardino County Sheriff McMahon and Caltrans District 8 Director Basem Muallem.</i>	COG	Legislative and Public Affairs	C
	Notes						
<i>Also planning a veterans hiring forum to occur in FY 2014-15, along with a forum on transportation issues impacting the San Gabriel and West Valley in the fall. **East Valley Forum was not held as an appropriate topic was not identified. Supervisor Ramos' Redlands Rail Working Group somewhat filled the need at this time.</i>							
	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division(s)	Status
	Enhance COG role	Coordinate role in implementing Countywide Vision	Conduct meeting with school districts and other stakeholders to discuss the primary goal of "cradle to career"	<i>Steering committee has been formed to develop a cradle to career education forum to be hosted by SANBAG to bring together education community, business leaders and local elected officials.</i>	COG	Legislative and Public Affairs	**

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				<p><i>Plan is to have a forum in the spring of 2014. Spring plans have been placed on hold as School groups continue to work on collective impact model and as elections draw for new Superintendent of Schools.</i></p> <p><i>**Will work with new Superintendent to plan event for sometime in FY 14/15.</i></p> <p><i>Status unchanged</i></p>			
			Participate in Vision Element Groups and integrate SANBAG as appropriate	<p><i>Have scheduled vision related presentations for all SANBAG Board meetings. SANBAG staff has taken lead roles in the Jobs/Economy and the Environment element groups. Staff also participates with County CAO staff on Visioning steering committee. Work continues with steering committee and SANBAG is involved in planning activities. Status unchanged.</i></p>	COG	TBD	C

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			Develop “Business Friendly Best Practices” inventory	<p><i>The business friendly best practices document is complete and has been reviewed by the steering committee and city managers. the members of the Housing Vision Element are now reviewing and providing feedback because much of the focus is on development processing. Expect all feedback and review to be complete by February 17, 2014 With presentation to Board to follow.</i></p> <p><i>Feedback received from Building Industry Association at a March 19th workshop. This feedback is being integrated into the final report which is scheduled to be presented to the Board May 7th. Best Practices inventory is complete. Has been presented to Board, City/County Manager’s TAC and Planning Development TAC. Also was distributed at a regional BIA event. Have scheduled follow-up meeting in October 2014 between residential and commercial developers and City Managers to discuss broader adoption of best practices.</i></p>	COG	Legislative and Public Affairs	C
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- 6 Green shading equates to good progress
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Notes							
<i>Meet monthly with Countywide Vision steering group in County CEO's office.</i>							
1E	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Provide leadership and assistance to our members in implementing clean energy and energy conservation projects to reduce utility bills and greenhouse gas emissions.	Continue to work on providing information and regional programs to all SANBAG members that reduce utility bills and greenhouse gas through energy efficiency and clean energy.	Conduct a joint Solar Power Procurement with cities that are interested in solar power for their facilities.	<i>Phase I of joint solar procurement program is complete with consultant reviewing city utility bills and completing preliminary financial analysis of proposed solar sites. Cities have received the phase I report and will be presented with cost and financing options in January with which to make a decision about proceeding with Phase II which is the actual solar procurement and installation. Cities have a May 9th deadline to decide whether to proceed with Phase II or not. After deadline, will coordinate work to bid and install solar. Anticipate completion by Q1 2015. Not enough agencies elected to continue to Phase II. Project ended. Have helped individual cities and smaller groups connect with consultant to carry-on with their individual projects. Phase I work will be useful for agencies contemplating future efforts.</i>	COG		C

- 7 Green shading equates to good progress
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			<p>Initiate a Property Assessed Clean Energy program for all of San Bernardino County so property owners can access capital to install energy conservation and clean energy projects.</p>	<p><i>The HERO Program commenced in October 2013. It has been a huge success thus far, with 2,554 applications approved through the end of 2013 for up to \$102.3 million of improvements. Of those approved applications, 1,423 so far have selected a contractor and are moving forward with energy efficiency or solar power projects totaling \$27.6 million. These property owners will annually save \$417,000 annually on their utility bills and reduce greenhouse gas emissions by 1,180 tons. Program operating well have funded 1,717 projects valued at \$31.4 million since October 2013. Anticipate 7,000 projects valued at \$119 million during FY 14/15. Planning to give update report to Board in December 2014 on the first full year of HERO activity.</i></p> <p><i>Have also started work on an Energy Leader program in partnership with SCE.</i></p>	COG	C
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				<p><i>SANBAG staff has developed a program abstract and has submitted to SCE for approval.</i></p> <p><i>If approved at the level requested, staff will work with cities in early 2014 to get them to sign up to implement energy saving programs and receive utility rebates and credits. Progress delayed as we work with SCE to fine tune proposal. Second draft of proposal submitted to SCE and are awaiting word on approval before proceeding.</i></p> <p><i>If approval is received, anticipate beginning work in FY 14/15. The Gas Company has now joined and is being integrated into the effort. Combined proposal is being completed and will be submitted to CPUC by December 2014.</i></p>		
Notes						

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Initiative #2: Accelerate delivery of capital projects

2A	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Effectively advocate to maintain historic funding levels provided by state and federal governments	Work with regional and statewide entities to ensure that MAP-21 is implemented consistent with SANBAG's goals and policy priorities	Q2 - Primary Freight Network designations expected to be released	<i>On Monday November 19th, the U.S. Department of Transportation released the draft Primary Freight Network (PFN), as required by the Moving Ahead for Progress in the 21st Century Act (MAP-21). San Bernardino County fared well in the overall analysis, with the entire length of I-10, I-15, I-40 and SR-60 included (approximately 406 miles). There is some question of whether portions of SR-210 and SR-30 are accurately included, but this will be an item we hope will be clarified in the final map, yet to be released.</i>	Legislative and Public Affairs		C
			Q2 – Passage of any state legislation in 2013, taking effect in 2014	<i>Worked with regional stakeholders and Caltrans on the implementation of MAP-21 on bills related to the Active Transportation program and the Congestion Mitigation and Air Quality program. Some ongoing efforts continue with Caltrans regarding additional</i>	Legislative and Public Affairs		C

10

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				<i>implementation efforts that do not require legislative action and on coordination of comments to federal rulemakings for MAP-21 streamlining provisions.</i>			
Notes							
2B	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Deliver all highway/interchange commitments listed in FY 2013/2014 budget	Commence construction of Lenwood Grade Separation	CTC allocation August 2013	<i>Complete; Allocation deferred by CTC due to reluctance by SCE to sign a Buy America compliant Utility Agreement (UA). UA was needed to receive allocation.</i>	Major Projects		C
			Contract bid October 2013	<i>Project delayed due to Buy America clause in utility agreement, which has been resolved.</i>	Major Projects		C
			Contract award December 2013	<i>See above</i>	Major Projects		C
		Commence construction of Palm Avenue Grade Separation	CTC allocation March 2013	<i>Complete</i>	Major Projects		C
			Contract bid July 2013	<i>Complete</i>	Major Projects		C
			Contract award Sept. 2013	<i>Complete</i>	Major Projects		C

- 11** Green shading equates to good progress
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Attachment: Fiscal Year 2013 work goals_Q4 report (1307 : FY 2013/2014 Work Goals - Fourth Quarter

	Commence construction of Baseline Avenue Interchange Improvement	CTC allocation June 2013	<i>Complete</i>	Major Projects		C
		Contract bid February 2014 March 2014	<i>Delayed due to federal fund recipient issue. Working with the City, Caltrans and FHWA to amend the FTIP to reflect the City as the sole recipient of SLPP and IMD funds.</i>	Major Projects		C
		Contract award May 2014 June 2014	<i>Re-bidding due to bid discrepancy</i>	Major Projects		C
	Commence construction of I-10 Tippecanoe, Phase II	Federal Allocation October 2013 March 2014 July 2014 August 2014	<i>Project delayed due to Resolution of Necessity process with property owner to be heard at the CTC. Also, TCIF savings were identified for use on this project, which triggered the need to update the FTIP prior to the required allocation by the CTC and subsequent federal obligation request. (with Headquarters)</i>	Major Projects		
		Contract bid November 2013 June 2014 August 2014 November 2014	<i>See above</i>	Major Projects		
		Contract Award January 2014 August 2014 September 2014 December 2014	<i>See above</i>	Major Projects		
	Commence construction of Laurel	CTC allocation June 2013	<i>Complete</i>	Major Projects		C

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		Street Grade Separation	Contract bid July 2013	<i>Complete</i>	Major Projects		C
			Contract award Sept. 2013	<i>Complete</i>	Major Projects		C
		Complete construction of La Mesa/Nisquali Interchange	Construction completion (open to traffic) July 2013	<i>Complete</i>	Major Projects		C
		Complete I-215 Segments 1 & 2 construction	Construction completion (open to traffic) January 2014	<i>Expect completion in late January</i>	Major Projects		C
		Complete Northbound Milliken Grade Separation construction	Construction completed (open to traffic) July 2013	<i>Complete</i>	Major Projects		C
		Complete alternatives analysis of I-10/I-15 Corridor improvements	Board decision on including Express Lanes as an alternative October 2013	<i>Board agreed to proceed with Express Lanes alternative through completion of PAED for both I-10 and I-15 at December 4 meeting.</i>	Major Projects		C
		Notes					
2C	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Deliver all transit and rail project commitments listed in the FY 2013/2014 budget	Commence construction on Downtown San Bernardino Passenger Rail and Transit Center Projects	Complete construction August 2016	<i>Contract awarded in December 2013. Work progressing.</i>	Transit and Rail		C
		Complete Redlands Rail PA&ED	Record of Decision to be issued by FY15 – Q4	<i>Behind schedule. Draft EIR/EIS to be submitted for public comment FY15 – Q1.</i>	Transit and Rail		

13

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				<i>Final EIR/EIS to be submitted in FY15 – Q3. FTA to issue Record of Decision in FY15 – Q4. Delayed due to FTA.</i>			
		Study alternatives to provide Metrolink service into Ontario Airport	Final report to CR&T Committee in September 2014	<i>Consultant contract awarded in FY14 - Q1. Completion of final report is anticipated in FY15 – Q1.</i>	Transit and Rail		
		On-Call RFP for Transit and Rail Services (Studies, Capital Projects and Operations)	Develop and award RFP by end of Q1	<i>Contract awarded at December 4 Board meeting.</i>	Transit and Rail		C
		FTA Grantees	Work with SANBAG departments to comply with FTA guidelines to submit to FTA by end of Q3	<i>Initiated work within SANBAG, however assistance will be needed from on-call contact which was awarded on Dec 4th. Anticipated submittal into Q3 in FY15.</i> <i>See Notes Section</i>	Transit and Rail	Fund Admin. and Programming, Planning, Procurement, Legal, Legislative and Public Affairs	
Notes							
<p><i>A complete list has been created with all documents needed for FTA submittal. There are 6 outstanding documents out of 12 needed, which require the assistance of the On-Call Consultant services contract. These include SANBAG SRTP, Title VI Program, Grants Procedure/Manual, EEO Plan, DBE Program and Procurement Manual. The delay in completing in part has been attributed to other higher priority projects within the department of Transit and Rail. The On-Call Consultants have been retained and work on this project has begun. The submission to FTA will be completed by the end of FY15.</i></p>							

14

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2D	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Deliver the highest quality and most cost effective rail & transit projects and service possible in San Bernardino County	Explore consolidation of various regional transit agencies Victor Valley Transit Agency, Barstow Area Transit, Needles Area Transit to provide greater efficiencies and more coordinated service and project delivery	Study consolidation of Victor Valley Transit Agency (VVTA), Barstow Area Transit, Needles Area Transit to a single transit provider	<i>Study is complete. Implementation underway with presentations to city/town council meetings.</i>	Transit and Rail	Fund Admin. and Programming, Legislative and Public Affairs	C
			Study the efficiency of all seven transit operators	<i>On-call consultant contract awarded in FY14 Q2, which will be the vehicle used to deliver this work. Scope developed and task order expected to be to be completed by end of FY15.</i>	Transit and Rail	Fund Admin. and Programming, Legislative and Public Affairs	C
Notes							
2E	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Manage TDA funds in accordance with SANBAG Board priorities	Develop long-term plan to ensure cost projections do not exceed revenues for Valley Apportionment (this requires a review of Omnitrans as well as Metrolink expenditures)	Complete by September 2014	<i>On-call consultant will prepare SRTP which is expected to address this issue. Scope of work has been prepared, on-call consultant was not awarded until Q2 (Dec). Project timeline is 9 months from issuance of CTO.</i>	Transit and Rail	Fund Admin. /Programming	C

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Notes							
This project continues to make good progress. The consultants have completed chapters 1-4 of the SRTP and we will be holding public outreach in the early part of FY15. Please note that the FTA Grantee submission will be contingent on the SRTP completion. As this is one of the primary documents needed for submission. Additionally this is the first Short Range Transit Plan created for the transit and rail program and staff is mindful of the accuracy needed for this project.							
Initiative #3: Maximize funding opportunities							
3A	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Use strategic programming to ensure that no funds are lost	Manage projects closely with Caltrans to ensure adequate review resources available when projects ready	May 1 is Caltrans' deadline for guaranteed access to federal OA June 30 is CTC deadline for project allocation or extension requests	<i>Exceeded OA target by 100%</i> <i>All funds available from the CTC were allocated by CTC deadlines.</i>	Fund Admin. and Programming Fund Admin. and Programming	Major Projects, Transit and Rail Major Projects, Transit and Rail	C C
Notes							
3B	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Protect San Bernardino County's equitable share of available state and federal funds	Develop funding strategies that result in opportunities to seize additional state and federal funds	Use more than 100% federal OA each fiscal year to be candidate for additional OA through August redistribution – Q4	<i>All funds allocated by the CTC were allocated for FY12/13. Secured 200% federal program delivery for federal FY12/13. Planned obligations for FY13/14 will exceed the OA targets for FY13/14. Staff will continue to monitor project schedules and project closeouts to ensure we can exceed target by October 2014.</i>	Fund Admin. and Programming	Major Projects, Transit and Rail	C

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	Promote policies to garner more state and federal funding	Ongoing as issues arise	<p><i>Successfully advocated for significant amounts of Cap and Trade funds to be allocated to transportation projects, per the Board adopted Legislative Platform. Funds are expected to flow in FY 2014-2015.</i></p> <p><i>Congress extended MAP-21 through May 2015 to avoid significant cuts in federal funding. Will continue to work to ensure that funding levels and favorable policies are protected and preserved in any extension or reauthorization.</i></p>	Fund Admin. and Programming	Legislative and Public Affairs	C
	Advocate legislation that protects and grows state and federal funds	Evaluate results of prior year advocacy efforts – Q2	<p><i>End of Year report provided at the December 6 Board meeting highlighting legislation signed by the Governor in 2013 that impacts SANBAG.</i></p>	Legislative and Public Affairs	Fund Admin. and Programming	C
		Develop platform for next fiscal year – Q2	<p><i>Legislative platform update approved by the Board of Directors in December 2013.</i></p>	Legislative and Public Affairs	Fund Admin. and Programming	C
Notes						

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3C	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Develop long-term bonding needs to help leverage other funds and deliver projects	Name financial advisor, bond and disclosure counsel, and investment bankers	Completed by September 2013	<p><i>Financial Advisor RFP's were received and reviewed by a panel in May. Final candidates were interviewed, following the initial review and the finalist for Financial Advisor was recommended at the June General Policy Committee and September Board meetings. Montague DeRose & Associates, LLC was awarded the contract.</i></p> <p><i>General Counsel is responsible for the bond and disclosure counsel. RFP's were received and reviewed by a panel in July. Final candidates were interviewed following the initial review and finalists for bond and disclosure counsel were recommended at the August General Policy Committee and September Board meetings. Orrick, Herrington & Sutcliffe LLP and Fulbright & Jaworski LLP were awarded the contracts for Bond Counsel and Disclosure Counsel respectively.</i></p>	Finance		C

18

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				<p><i>Twenty-three RFP's were received for investment banking services. The RFP's were reviewed by a panel and nine firms were interviewed in August. Finalists were recommended and approved at the September General Policy Committee and October Board meeting. The firms are Bank of America Merrill Lynch, Barclays, Citigroup Global Markets Inc., Goldman Sachs, and RBC Capital Markets.</i></p>			
	Establish 2014 sales tax revenue bond program	Update Ten-Year Delivery Plan – Q2	<p><i>Measure I sales tax forecast update for fiscal years 2014-2040 was completed in January 2014.</i></p> <p><i>2014 Update to the 10-Yr Delivery Plan was approved by the Board in March 2014.</i></p>	Fund Admin. and Programming	Finance, Planning, Major Projects, Transit and Rail	C	
Notes							
Finance team will be instrumental in developing bonding needs and in the sale of bonds (October 2013–March 2014).							

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3D	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Complete analysis of Valley freeway interchange phasing program	Identify opportunities to meet current project goals with reduced project scoping	Devise phasing concepts by Q3	<i>Analysis has been completed of existing conditions at selected interchanges. Initial phasing opportunities were presented to the Transportation Technical Advisory Committee on Dec. 2. Phasing/re-scoping options memo prepared in March and reviewed by City Manager Ad Hoc. Included options for addressing interchange priorities in 2015 review.</i>	Planning	Major Projects	C
			Revise financial plan for interchange program by Q4	<i>Conducted program-by-program financial assessment for CTP time frame (thru 2040), including interchange program. Phasing analysis will be completed in FY 13-14</i>	Planning	Fund Admin. and Programming	C
Notes							

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Initiative #4: Transparent and accountable allocation strategies

4A	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Manage geographic equity in fund distribution across the County	Define equity, create tracking database, run through committee and Board, and post on external (Board) website	Develop policies to define geographic areas to be tracked and “equity” by fund source – Q1	<i>Board approved the framework for development of an equity policy in December 2013. Staff held two workshops in July to discuss the proposed policy and presented the information to TTAC and CMTAC in August 2014. CMTAC requested that it be brought back in October.</i>	Fund Admin. and Programming	Planning (database development)	
Compile data that will allow for funds to be tracked per policy – Q2			<i>Staff has developed a spreadsheet that calculates distribution of STP, CMAQ, STIP, and SLPP funds since 2009. Staff has verified that all data is accurate and will adjust formulas as necessary for the final policy as approved by the Board.</i>	Fund Admin. and Programming	Planning (database development)		
Present findings to Committees/Board and provide link to real-time “dashboard” on external Board website – Q3			<i>Staff has developed an automated method of tracking funds that will provide the Board access to a real-time “dashboard” of fund distribution status after the Board approves the Policy direction. Formulas will be updated as necessary to reflect final policy.</i>	Fund Admin. and Programming	Planning (database development)		

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Notes							
4B	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Monitor SANBAG cash accounts	Reconcile various bank accounts with general ledger on a monthly basis	Q4 with annual audit report	<i>Finance developed a monthly cash bank account to general ledger reconciliation report along with a monthly list of procedures and month-end closing entries report. Report on the status of financial statement findings was provided to the August General Policy Committee and September Board meetings. Fiscal year 2012-2013 audit was completed and submitted to the Audit Subcommittee in December 2013 and the Board in January 2014. Audit indicated prior year findings were corrected and there were no new findinsg in fiscal year 2012-2013.</i>	Finance		C
Notes							

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Attachment: Fiscal Year 2013 work goals_Q4 report (1307 : FY 2013/2014 Work Goals - Fourth Quarter

4C	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Monitor SANBAG fixed assets	Record fixed assets transactions and depreciation quarterly	Q4 with annual audit report	<i>Fixed asset information is reviewed and updated on an assets quarterly basis including year-end reconciliation. The fiscal year 2012-2013 audit was completed and submitted to the Audit Subcommittee in December 2013 and the Board in January 2014. Audit indicated prior year findings were corrected and there were no new findings in fiscal year 2012-2013.</i>	Finance		C
		Develop Right-of-Way (ROW) asset management program		<i>**This is still a work-in-progress. Assets need to be identified as SANBAG or other agency ownership. An initial property listing has been created with aggregate information. Finance staff is working with Epic Land Solutions on obtaining more detail information. The goal is to complete the inventory of ROW assets before the conclusion of the fiscal year audit.</i>	Finance	Transit and Rail	**
Notes							

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Initiative #5: Develop marketing strategies to highlight system use and Measure I successes

5A	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Broadcast Measure I project successes	Identify key local and regional projects	Ongoing	<i>Measure I informational piece currently being designed and strategy for distribution is currently being evaluated for cost and communication value.</i>	Legislative and Public Affairs	COG	
		Create media to display at the Depot, train and bus platforms, and in other media across the County		<i>Kiosk installed in Santa Fe Depot lobby with information included on current projects. Additionally considering feasible and cost-effective options to broadcast information at other rail stations and bus stops.</i>	Legislative and Public Affairs	COG	C
		Highlight projects and benefits of each in local and regional publications	Ongoing	<i>As projects begin and are completed, staff has worked with the media to enhance communication about Measure I's role in project funding and highlight SANBAG's accomplishments. Additionally, articles have appeared in regional and nationwide newsletters on SANBAG projects and programs. This is an ongoing effort.</i>	Legislative and Public Affairs	COG	C
		Leverage other social media resources to broadcast the message	Ongoing	<i>Increased use of social media, including twitter has been beneficial for project updates. Continuing to evaluate additional social media tools for SANBAG use.</i>	Legislative and Public Affairs	COG	C

24

Green shading equates to good progress

Yellow shading means the effort is lagging the committed time schedule

Red shading signifies serious impediments to progress that could translate to failure in completing the task

Grey shading refer to the asterisks (**) for details

Notes							
5B	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Highlight transit options to key events across San Bernardino County	Identify events such as NASCAR at the Speedway, 66er's and Quakes games, Ontario Reign games, as well as events at the Orange Show and elsewhere across the County	As needed in advance of key events Consider participation in the MSRC's Major Event Transportation Program to large events throughout San Bernardino County	<i>Routes and events are being identified, to be implemented as seasonally applicable.</i>	Legislative and Public Affairs	COG	C
		Determine transit options to these events (work with Metrolink and local transit providers)	Ongoing	<i>Routes and events are being identified, to be implemented as seasonally applicable.</i>	Legislative and Public Affairs	COG	C
		Create media to educate the public on alternative transportation options to attend events as well as promoting events themselves (work directly with event sponsors)	Ongoing	<i>Routes and events are being identified, to be implemented as seasonally applicable.</i>	Legislative and Public Affairs	COG	C

25

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Notes							
Initiative #6: Engender public trust							
6A	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Continue working with Independent Taxpayer Oversight Committee (ITOC) to secure finding of compliance for Measure I	Provide ITOC with information and convene annual meetings with report out to the Board on findings	Annual	<i>ITOC meets every April. Their last report did not identify any concerns. ITOC meeting will be delayed until May pending receipt of Measure I local pass-through audits of local agencies. ITOC met in June 2014 identified more information that they needed related to local pass through audits as well as information related to Maintenance of Effort in Measure I. Information is being gathered and anticipate another ITOC meeting in September 2014.</i>	Administration		
Notes							

- 26** Green shading equates to good progress
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6B	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Promote use of public transit by large employers and educational facilities	Identify large employers and educational facilities to participate in rail & transit pass programs	Work with Metrolink, Omnitrans and the other transit providers to explore options for developing an employer/educational rail & transit pass program	<i>Omnitrans and Metrolink currently coordinate connectivity issues. Upon completion of DSBPRP a kiosk at depot SBTC containing all providers connectivity information. This will need to be further looked out to determine the best approach.</i>	Transit and Rail	Legislative and Public Affairs	
Notes							
6C	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Provide safe public transit facilities	Evaluate security at Metrolink stations and for future DSBPRP/ RPRP. Educate SANBAG staff regarding safety around Santa Fe Depot	Through the on-call RFP, study possible consolidation of security for the existing seven Metrolink stations as well as for the San Bernardino Transit Center	<i>Will be assigned to on-call consultant. A Statement of Work will be issued by FY15 Q1.</i>	Transit and Rail		

27

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			Conduct training sessions at staff meetings and through other communications regarding safety around the Depot during construction of the DSBPRP and post construction.	<i>This is dependent on the contractor's proposed construction phasing. Safety/access requirements included in the contract documents. Contract award will occur before the end of the Q3.</i>	Transit and Rail		
Notes							
6D	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Secure an unqualified opinion of annual financial statements		Due Q4 annually	<i>Initial meeting with Audit Subcommittee and independent auditor in June. Preliminary audit work completed in July. Audit field work finished in December. CAFR, Single Audit and other reports were submitted to Audit Subcommittee in December and to the Board in January 2014. SANBAG received an unmodified opinion (replaces "unqualified") and the Certificate of Achievement for Excellence in Financial Reporting from the GFOA.</i>	Finance		C

28

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Attachment: Fiscal Year 2013 work goals_Q4 report (1307 : FY 2013/2014 Work Goals - Fourth Quarter

Notes							
6E	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Complete timely audits of all TDA recipients	Manage audit consultant to ensure completion of all seven audits	Meet with Operators and Auditors to develop a time table and action plan for milestones	<i>Met auditor in July to discuss a timetable for each transit operator. Schedules were developed for each operator in August to ensure timely completion of the FY 2012-2013 audit.</i>	Transit and Rail	Finance	C
		Educate transit operators on expectations for audits	Work closely with Operators and Auditors to ensure work begins quickly after the end of fiscal year	<i>MARTA, MBTA, Vtrans and VVTA completed financial audits by 12/31/13 deadline. BAT, NAT, Omni are still in progress and should be completed by January 2014. Single Audits for those applicable are not due until 3/31/14, excluding MBTA who's is already completed. Only audit to be completed is Needles Area Transit which has minimal staffing and scheduling has not been successful.</i>	Transit and Rail	Finance	
		Provide update of audits to Board and local Transit Boards	Provide assistance and direction quickly on critical issues Due end of Q2 annually	<i>Ongoing.</i>	Transit and Rail	Finance	C

29

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Notes							
6F	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Update SANBAG budget document	Evaluate current and future changes to budget document working in concert with ad hoc (need direction from ad hoc for changes by October Board meeting to implement in following FY budget)	Review current budget document with to-date changes	<i>The subcommittee met July 9. The current budget process and document with to-date changes were reviewed. Direction was given to staff to conduct a survey of the entire Board. The survey asked Board members what possible changes they would like to see in the process and document. Subcommittee met again on August 29 to review results of the survey and identified short and long-term. SANBAG will conduct pre-budget overviews at the February Valley Study Session and Mountain/Desert Committee meetings.</i>	Finance		C
			Identify short-term improvements and changes to current budget document	<i>1. Provide pictures of functions on budget cover. 2. Establish goals and priorities prior to budget. 3. Simplify budget format and eliminate redundancy. 4. Conduct pre-budget workshops in subareas.</i>	Finance		C

30

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Attachment: Fiscal Year 2013 work goals_Q4 report (1307 : FY 2013/2014 Work Goals - Fourth Quarter

			Identify long-term structural improvements and changes to budget document	<ol style="list-style-type: none"> 1. Provide additional summaries and graphs by fund. 2. Provide project cycle information for capital projects. 3. Provide revenue detail and graphs. 	Finance		C
Notes							
Initiative #7: Develop information for 2015 re-evaluation of Measure I Expenditure Plan and to feed 2016 SCAG RTP/SCS							
7A	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Develop Countywide Transportation Plan (CTP)	Work with SCAG and local jurisdictions on 2040 growth forecasts.	Tentative city-level growth forecast by Q2.	Produced initial city-level growth forecasts for population, households, and employment in collaboration with SCAG in November. Produced draft Tier 3 TAZ-level data for local review in December.	Planning	All	C
			Tentative TAZ-level and adjusted city-level forecast by Q3	Initiated one-on-one meetings with jurisdictions in December. Initial local review of TAZ-level and city-level growth forecasts continued through March 2014.	Planning	All	C
		Identify transportation and land use scenarios for evaluation.	Develop base network by Q2	Draft base network completed. Waiting for further SCAG updates to 2012 and 2040 networks.	Planning	All	C

- 31** Green shading equates to good progress
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			Develop scenarios for analysis by Q3	<i>Alternatives have been identified and projects associated with each alternative.</i>	Planning	All	C
Notes							
<p><i>Scope of work for CTP was developed and existing conditions are being documented in FY 2012-2013. The Measure I 2010-2040 Ordinance states: "Beginning in 2015 and at least every ten years thereafter, the Authority shall review and, where necessary, propose revision to the Expenditure Plan." The purpose of this strategy is to lay the foundation for the re-evaluation of the Expenditure Plan required in 2015.</i></p>							
7B	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Identify issues and develop data for consideration in 2015 re-evaluation of the Measure I Expenditure Plan	Hold discussions with Board members and TACs regarding issues that should be addressed in re-evaluation.	Develop "Issues Paper" by Q2 and review with Board and TACs.	<i>Developed Measure I working paper in December for City/County Manager Ad Hoc committee review. Paper is being discussed by Ad Hoc committee and will be reviewed by full City/County Manager TAC on January 30. Presentations made to policy committees in February. Board made recommendation to defer Expenditure Plan amendments to FY 17/18 timeframe, but public input being sought, per Measure I ordinance requirement.</i>	Planning	All	C
		Provide analysis of issues and options for further review by Board.	Develop "Options Paper" by Q4	<i>Board approved deferral of possible amendments to the MI Expenditure Plan to 2017-2018. In the meantime SANBAG staff has been working with city manager Ad Hoc to evaluate possible MI policy modifications.</i>	Planning	All	C

32

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Notes							
7C	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Develop draft freight strategy for County	Collaborate with public agency partners and stakeholders from industry to identify freight mobility goals, strategies, and projects.	Conduct interviews with local government and industry stakeholders in Q1	<i>All interviews complete.</i>	Planning	Major Projects, Fund Admin. and Programming, Legislative and Public Affairs	C
			Prepare "white paper" of current freight issues in Q2	<i>First Draft of "SANBAG Freight Strategy" white paper completed. Circulated for internal SANBAG staff review and discussed at TTAC, City/County Manager TAC, and policy committees in Q3.</i>	Planning		C
			Prepare draft freight strategy in Q3	<i>White paper includes initial discussion of a freight strategy. Obtaining input from cross-section of stakeholders.</i>	Planning		C
			Finalize freight strategy in Q4	<i>Freight strategy approved by Board on July 2.</i>	Planning		C
Notes							

33

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7D	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Define a realistic strategy for sustainability in land use and development for the County, in the context of the SCAG RTP/SCS	Develop sustainability alternatives for consideration by jurisdictions and the Board	Document existing sustainability initiatives in Q1	<i>Provided list of sustainability initiatives to the CEOs sustainability committee in July. Draft SANBAG/SCAG sustainability MOU (similar to Metro's) prepared in September.</i>	Planning	Transit and Rail	C
			Identify sustainability options by Q3	<i>SANBAG/SCAG sustainability MOU (similar to SCAG agreement with Metro) was approved by SANBAG Board on December 4. Adopted by SCAG Regional Council in February 2014. Implementation ongoing. Draft Sustainability Working Paper completed in March for internal circulation. Sustainability MOU adequately documents SANBAG initiatives at this juncture.</i>	Planning	Transit and Rail	C
Notes							
<i>SCAG, County Transportation Commissions, and local governments are responsible for implementing the 2012 RTP/SCS. SCAG has a working group to facilitate implementation regionally. This activity reflects SANBAG's role to facilitate and coordinate implementation at the county level, as appropriate.</i>							

34

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7E	Division Strategy	Action Plan	Milestones	Milestone Status	Primary Division	Support Division	Status
	Define San Bernardino County strategy for Active Transportation (AT)	Develop alternatives and determine funding options	Define AT initiatives for FY 13-14 by Q1	<i>Non-Motorized Plan "gap closure analysis" approved by the Board at its November 6 meeting. Initiated creation of matrix of potential funding opportunities.</i>	Planning	Transit/Rail, Major Projects, Fund Admin./ Programming	C
			Identify funding options by Q2	<i>Matrix of Active Transportation funding opportunities completed by staff and reviewed by TTAC on December 2. Will become the basis for identification of state/federal/regional AT grant/funding opportunities going forward.</i>	Planning	Transit/Rail, Major Projects, Fund Admin./ Programming	C
			Define implementation strategy and update NMTP accordingly in Q3	<i>Multiple amendments have been adopted into the NMTP. Workshop held with TTAC and other stakeholders on March 31 to position SB County agencies for State and Regional Active Transportation Program grants. Initial project lists developed.</i>	Planning	Transit/Rail, Major Projects, Fund Admin./ Programming	C
Notes							
SANBAG previously developed and approved the Countywide Non-Motorized Transportation Plan (NMTP). This activity seeks to coordinate implementation of the NMTP and related active transportation strategies with local governments and other stakeholders.							

35

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Minute Action

AGENDA ITEM: 4

Date: September 10, 2014

Subject:

Release of RFP 15-1001051 for Third Party Administrator and Incident Management Services

Recommendation:

That the General Policy Committee recommend the Board authorize and approve release of Request for Proposal 15-1001051 for qualified firms to provide Third Party Administrator and Incident Management Services for San Bernardino Associated Governments.

Background:

San Bernardino Associated Governments (SANBAG) will utilize the Third Party Administrator (TPA) and Incident Management (IM) services to provide management of claims and respond to incidents to minimize SANBAG's risk. As SANBAG has become involved with more projects, SANBAG's risk has increased. The need has arisen to have a dedicated consultant to manage and track all third party claims. After the recent bridge fire the necessity to have an IM firm handle critical incidents in real time has become very important.

The TPA will be responsible for the following:

- Receive and review SANBAG's "incident reports" detailing property and liability or potential liability "incidents".
- Maintain a file on each potential or actual claim, lawsuit or incident reported to the TPA and estimate appropriate financial reserves for such incidents.
- Maintain a file on each property, indemnity or subrogation claim reported to Consultant and estimate appropriate financial reserves for such incident.
- Conduct investigations as directed by SANBAG staff.
- Assess liability, negotiate to settle claims with third parties or their designated agents, and submit written settlement recommendations to SANBAG.
- Obtain signed releases from third parties and execute settlements through a trust account.
- Periodically review and adjust the estimated financial reserves for all property and liability incident files.
- Assist in the assessment of First Party property damage and investigate auto accidents as requested. Investigation may include but not be limited to: obtaining scene photographs, law enforcement reports, taking drivers' and witness statements, pulling DMV reports.
- Notify SANBAG's excess liability insurer and broker of claims and coordinate investigation and settlement with excess insurance carrier.
- Produce and format report for actuarial analysis as requested.

The IM will be responsible for the following:

Entity: CMA, COG, CTA, CTC, SAFE

- Establish emergency 800 number for SANBAG to contact IM person, 24/7
- Duties – responding to Critical Incident call from SANBAG, show up at site representing best interest of SANBAG may include the following:
 - Site assessment
 - Photograph site
 - Witness canvass
 - Take recorded statements from witnesses/potential claimants
 - Photograph any alleged 3rd party damage
 - Settle nuisance claims (subject to insuring agreement parameters)
 - Apologize to anyone inconvenienced on behalf of SANBAG
 - Provide written report on situation/activities/results

The contract, if awarded, will secure services for a five (5) year initial term with two (2) one-year option terms.

Pursuant to policy direction, SANBAG is required to award these types of contracts on the basis of demonstrated competence and on the professional qualifications necessary for the satisfactory performance of the services at a fair and reasonable price to SANBAG. Such selection shall take into consideration prior experience of the firm and/or representatives, understanding of work to be completed, knowledge of the working environment, and particular skills and expertise of the firm and/or representatives proposed for the function.

Financial Impact:

This item is not consistent with Fiscal Year 2014/2015 budget and a budget amendment will be required prior to contract execution.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee. The RFP Scope of Work has been reviewed by General Counsel.

Responsible Staff:

Jeffery Hill, Contracts Administrator

ATTACHMENT A – “SCOPE OF WORK”

THIRD PARTY ADMINISTRATOR

Consultant shall provide the following services:

1. Receive and review SANBAG's "incident reports" detailing property and liability or potential liability "incidents" as directed by SANBAG.
2. Maintain a file on each potential or, actual claim, lawsuit or incident reported to Consultant and estimate appropriate financial reserves for such incidents. Conduct investigations as directed by SANBAG staff.
3. Maintain a file on each property, indemnity or subrogation claim reported to Consultant and estimate appropriate financial reserves for such incident. Conduct investigations as directed by SANBAG staff.
4. Assess liability, negotiate to settle claims with third parties or their designated agents, and submit written settlement recommendations to SANBAG. Obtain signed releases from third parties and execute settlements through trust account.
5. Periodically (and as requested) review and adjust the estimated financial reserves for all property and liability incident files. Review and update financial reserves on all files assigned to Consultant handled by SANBAG's Legal Department on a minimum of a quarterly basis.
6. Assist in the assessment of First Party property damage and investigate auto accidents as requested. Investigation may include but not be limited to: obtaining scene photographs, law enforcement reports, taking drivers' and witness statements. pulling DMV reports.
7. Notify SANBAG's excess liability insurer and broker of claims pursuant to policy and SANBAG specifics and coordinate investigation and settlement with excess insurance carrier.
8. Produce and format report (electronic copy, hard copy only if requested) for actuarial analysis as requested.

Reports and Risk Management Information System (RMIS)

1. Consultant shall provide SANBAG with (electronic or hard copy) tabulated monthly claims loss run reports for all reported incidents. Loss run reports shall include, but not be limited to, the following: 1) SANBAG incident report number and consultant claim number; 2) the status of each open incident assigned to Consultant; 3) summary of each incident; 4) outstanding financial reserves; 5) details of all claims and expense payments made during each month listed by claimant; and 6) details of cause codes including

California Institute for Public Risk Assessment (CPRA) categories. Loss run reports shall be delivered to SANBAG within 20 (twenty) calendar days of the close of the month. Consultant shall submit the following reports, or have available to SANBAG on-line:

- a. Breakdown of liability and property losses by cause of loss for each year; historical comparison of claims and total reserve for all years; Reserve Triangulation Report; number of incidents by type or claims for each year by SANBAG location code.
2. Consultant shall submit periodic statistical and fiscal summaries to assist in the evaluation of SANBAG's program.
3. Consultant shall complete an annual review of all open cases and case reserves for appropriateness, reconcile or correct any data base/coding entries, and provide SANBAG with a report of findings by April of each year.
4. Consultant shall provide a quarterly download of all claim data in a format compatible with SANBAG's Incident Reporting System.
5. Consultant shall submit samples of its regular monthly, quarterly, semi-annual and annual computer runs and reports, and provide an index of all available computer reports.
6. Consultant shall submit claim reports formatted pursuant to SANBAG's request for actuarial reports, claim audits, and surveys.
7. Consultant shall provide monthly report of vehicle accidents for each fiscal/insurance year reflecting SANBAG property loss, and liability incurred for each incident.

Investigative Service

1. Consultant shall arrange and/or conduct investigations, as necessary, for each incident report and claim. The third party investigation process shall include, where appropriate, but not be limited to, obtaining statements from third parties and involved SANBAG employees, non-commercial photographs, official reports, and, when needed, reconstructed physical evidence to determine the circumstances leading up to each incident and the probable degree of responsibility of each involved party. The investigative process shall also include obtaining evidence concerning the claimant or third party's comparative negligence, medical reports, accident (index) and employment history (where appropriate) for proof of pre-existing damage or injury. Third party investigations shall be coordinated with first party investigations, which, when appropriate, will be conducted by SANBAG.

- a. SANBAG will pay the cost of extraordinary investigative services (via the trust account) where expert and professional assistance is required. These services include, but are not limited to, property damage evaluation including real property, vehicles, or other property, professional photography, delivery services, independent medical examinations, laboratory services, prior preparation, and professional engineering services, including but not limited to map preparation, accident reconstruction, material analysis, and evaluation of premises.
 - b. SANBAG will not be obligated to pay for any such allocated expenses and extraordinary investigative costs unless Consultant has received prior approval from SANBAG's Chief Financial Officer to incur such costs.
2. Consultant shall investigate all incidents, prepare notice of claim letters to third parties, and forward SANBAG invoices for damages to third parties for subrogation. Consultant shall send copies of all correspondence with third parties to SANBAG. Consultant shall notify SANBAG on outstanding claims items, and advise SANBAG on all claims in order to comply with the government tort claims act.
 3. Following the investigation of each incident, Consultant shall determine the extent of liability by SANBAG and third parties. Consultant shall negotiate settlements for liability and subrogation claims with concurrence from the SANBAG General Counsel. Consultant without prior approval will have authority to settle claims up to \$1,000 per person and \$20,000 aggregate per incident. Settlements by Consultant exceeding \$1,000 and up to \$5,000 shall require written authorization by SANBAG's Chief Financial Officer or designee. Settlements over \$5,000 but up to \$100,000 require prior approval by SANBAG's Executive Director with concurrence by SANBAG's General Counsel. Settlements exceeding \$1,000 require Consultant to submit settlement request documents. Settlements over \$100,000 require prior approval of SANBAG's Board of Directors. Consultant shall process and execute all settlements through SANBAG's trust account.
 4. Consultant shall obtain an executed release of liability from all third parties settling claims prior to payment.

Assistance with Legal Services and Litigation

SANBAG's General Counsel will handle litigation of claims. Once litigation has commenced, Consultant shall negotiate no further with a third party claimant or designated representative, except upon request from SANBAG's General Counsel. Upon request from SANBAG, Consultant shall provide investigative services or hire special experts for extraordinary services as described previously for a litigated case. Consultant shall prepare, and submit small claims court documentation and assist with these cases as requested by SANBAG.

Bank Trust Account

1. SANBAG shall maintain a federally insured bank account for which SANBAG will be responsible for maintaining a balance in the account not to exceed \$50,000 to cover payments due to third parties as a result of SANBAG's general liability for third party claims and litigation. SANBAG may at its sole discretion increase the amount in said account above \$50,000. Consultant will have signing authority for this account up to \$1,000.
2. Consultant shall promptly forward to SANBAG a copy of each check drawn upon the trust account with documentation to support the amount paid. All canceled checks drawn upon said account and the bank statement for the account shall be forwarded monthly to SANBAG's Chief Financial Officer.
3. Any interest earned in the trust account shall accrue to SANBAG's benefit.
4. Consultant shall issue 1099, Miscellaneous Income Tax Forms, for all payees paid by SANBAG through the Trust Account.

Management Component

1. Consultant shall provide SANBAG with continuing information on the progress of individual claims and recommend loss prevention actions and other cost control measures on their public liability/property damage program.
2. Consultant shall make observations and recommendations in regards to claims handling; provide input on regulatory or legislative changes or industry trends that effect tort claims.

SANBAG Claims Information (past 3 years)

At present SANBAG's claims handling is not centralized. The following only lists SANBAG's insured liability and property program claims for the past three years based on loss run reports provided by General Liability Carrier, and total number of open claims and incurred for all years:

<u>Year</u>	<u>Number of Claims*</u>	<u>\$ Total Incurred</u>
12/01/2010-11/30/2011	3	\$20,492.78
12/01/2011-11/30/2012	1	\$30,030.00
12/01/2012-11/30/2013	2	\$16,105.00

* This number does not include project delivery-related claims that are forwarded to Contractors based on contractual indemnity obligations in their contracts. However, the Consultant will also track such claims.

INCIDENT MANAGEMENT (IM)

SANBAG is seeking input as to providing a person, in person and available 24/7, to represent the best interests of SANBAG in case of emergency/catastrophic claims events.

Scope:

- Establish emergency 800 number for SANBAG to contact IM person, 24/7
- IM person (10+ years' experience).
 - Conveniently located/close SANBAG proximity
- Duties – responding to Critical Incident call from SANBAG, show up at site representing best interests of SANBAG:
 - Site assessment
 - Photograph site
 - Witness canvass
 - Take recorded statements from witnesses/potential claimants
 - Photograph any alleged 3rd party damage
 - Settle nuisance claims (subject to insuring agreement parameters)
 - Apologize to anyone inconvenienced on behalf of SANBAG
 - Provide written report on situation/activities/results

Minute Action

AGENDA ITEM: 5

Date: September 10, 2014

Subject:

Assistant General Counsel Contract Second Amendment (C13036-02)

Recommendation:

That the Committee recommend the Board:

Approve the second amendment to legal services agreement C13036 with Robert D. Herrick to provide Assistant General Counsel legal services increasing the agreement amount by \$630,000 for a new not-to-exceed total of \$1,050,000 and extending the term to December 31, 2017, and authorize General Counsel to execute the agreement amendment on behalf of San Bernardino Associated Governments.

Background:

On April 4, 2012, San Bernardino Associated Governments (SANBAG) Board of Directors hired SANBAG's first in-house General Counsel, who commenced work May 19, 2012. General Counsel serves the legal needs of the Board for the five SANBAG entities (San Bernardino Associated Governments, San Bernardino County Transportation Authority, San Bernardino County Transportation Commission, San Bernardino County Service Authority for Freeway Emergencies and San Bernardino County Congestion Management Agency).

General Counsel provides direct legal advice and counsel to SANBAG's Board of Directors, the Executive Director, 53 employees and 23 on-site contract staff which serve the council of governments, freeway, transit and rail, planning, interchange, grade separation, fund administration, air quality and traveler services and numerous other programs and projects. The number and value of SANBAG's programs and projects continues to grow as evidenced by SANBAG's Fiscal Year 2014/2015 \$617 million budget and the volume of contracts and staff reports included in the monthly Board and policy committee agendas for which General Counsel must provide timely advice, review and approval. Many legal issues arise during the course of projects and contracts consuming significant amounts of attorney resources and requiring immediate attention.

General Counsel is responsible for representing SANBAG in litigation matters, ensuring that lawsuits filed against SANBAG are tendered to the appropriate insurance carriers or responsible parties for defense and indemnity, and overseeing outside defense and right-of-way counsel. Additionally, General Counsel continues to identify a number of governance and contracting concerns that need to be addressed to further enhance SANBAG's compliance with the law.

Entity: CMA, COG, CTA, CTC, SAFE

General Policy Committee Agenda Item
September 10, 2014
Page 2

General Counsel's staff consists of one-half of one full-time equivalent staff assistant. The volume, nature and complexity of the day-to-day General Counsel services, generally described above, exceed the capacity of one attorney. Accordingly, on October 3, 2012, the Board authorized General Counsel to enter into a one-year legal services agreement (C13036) with Robert D. Herrick, a highly qualified and experienced municipal law attorney to provide Assistant General Counsel services on a contract basis. The Assistant General Counsel agreement was for one year in an amount not-to-exceed \$210,000, compensating Mr. Herrick at an hourly rate of \$135 payable by retainer of \$5,000 per month applied toward the monthly billing for work performed. On October 2, 2013, the Board approved the first amendment to Mr. Herrick's contract extending the term to October 31, 2014, and increasing the contract amount to \$420,000.

Mr. Herrick has provided excellent legal services that have proven highly valuable to SANBAG. General Counsel desires to continue providing prompt, excellent legal services to SANBAG, to mitigate risks to SANBAG, and to avoid delays to SANBAG's delivery of projects. Utilizing Mr. Herrick on a contract basis provides flexibility for General Counsel to match legal services to demand while evaluating future growth needs for General Counsel's Office and is more cost effective to SANBAG than contracting with a law firm for the same level of attorney experience and expertise. Therefore, to address SANBAG's burgeoning day-to-day legal demands that is projected to continue for many years, General Counsel respectfully requests that the Board approve an amendment to Mr. Herrick's agreement extending the term by three years and two months to December 31, 2017, and increasing the contract amount by \$630,000, expended at approximately \$210,000 per year, and modifying the hourly rate to \$145 effective November 1, 2014, and to \$150 effective January 1, 2016. All other terms and conditions of the agreement shall remain unchanged.

Approval of this agreement amendment will continue to provide SANBAG with the presence of another in-house, on-site attorney providing an average of up to approximately 1,450 hours of legal services per year, will assure provision of timely excellent legal services, and will enable SANBAG to have qualified and experienced backup attorney services in the absence of General Counsel, such as vacation or illness.

Financial Impact:

The cost of the legal services to be provided this fiscal year are included in the Fiscal Year 2014/2015 budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee. SANBAG General Counsel and Contract Administrator have reviewed this item and the draft Amendment.

Responsible Staff:

Eileen Teichert, General Counsel



CONTRACT SUMMARY SHEET

Contract No. C 13036 Amendment No. 02

By and Between

San Bernardino Associated Governments and Robert D. Herrick

Contract Description Legal Services – Assistant General Counsel

Board of Director's Meeting Date: October 1, 2014	
Overview of BOD Action: Approve and authorize General Counsel to execute legal services agreement in the amount not to exceed \$1,050,000 for assistant general counsel legal services.	
Is this a Sole-Source procurement? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

CONTRACT OVERVIEW			
Original Contract Amount	\$	210,000	Original Contingency Amount
Revised Contract Amount <i>Inclusive of prior amendments</i>	\$	420,000	Revised Contingency Amount <i>Inclusive of prior amendments</i>
Current Amendment Amount	\$	630,000	Contingency Amendment
TOTAL CONTRACT VALUE	\$	1,050,000	TOTAL CONTINGENCY VALUE
TOTAL BUDGET AUTHORITY (contract value + contingency)			\$ 1,050,000

Contract Start Date 10/03/2014	Current Contract Expiration Date 10/31/2014	Revised Contract Expiration Date 12/31/2017
Has the contract term been amended? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes - please explain. On October 3, 2013, the first amendment extended the term to October 31, 2014. Amendment number 2 is requesting the contract be extended until 12/31/2017.		

FINANCIAL INFORMATION	
<input checked="" type="checkbox"/> Budget authority for this contract currently exists in Task No. <u>0105 & 0120</u> .	
<input type="checkbox"/> A Budget Amendment is required.	
How are we funding current FY? Funding through Indirect and Various Tasks as appropriate.	
<input type="checkbox"/> Federal Funds	<input type="checkbox"/> State Funds
<input type="checkbox"/> Local Funds	<input type="checkbox"/> TDA Funds
<input type="checkbox"/> Measure I Funds	
Provide Brief Overview of the Overall Funding for the duration of the Contract: Funding through Indirect and Various Tasks as appropriate.	
<input checked="" type="checkbox"/> Payable <input type="checkbox"/> Receivable	

CONTRACT MANAGEMENT INFORMATION	
Check all applicable boxes:	
<input type="checkbox"/> Retention? If yes, indicate % _____.	
<input type="checkbox"/> Disadvantaged Business Enterprise (DBE) Goal _____ %	

Eileen Monaghan Teichert		8/20/14
Project Manager	Signature	Date
Duane Baker		8-25-14
Task Manager	Signature	Date
Andrea Zureick		8/26/14
Dir. of Fund Admin. & Programming	Signature	Date
Jeffery Hill		8/20/14
Contract Administrator	Signature	Date
William Stawarski		8/27/14
Task Manager & Chief Financial Officer	Signature	Date

Attachment: CSS for C13036-02 - Signed (1274 : Robert Herrick Amendment C13036-02)

CONTRACT NO. C13036-02**SAN BERNARDINO ASSOCIATED GOVERNMENTS****AND****ROBERT D. HERRICK****(LEGAL SERVICES—ASSISTANT GENERAL COUNSEL)**

This Second Amendment to Agreement No. C13036 (“Amendment”) is made and entered into by and between the San Bernardino Associated Governments, the San Bernardino County Transportation Authority, the San Bernardino County Transportation Commission, the San Bernardino County Service Authority for Freeway Emergencies, and the San Bernardino County Congestion Management Agency (hereafter referred to collectively as “SANBAG”) and Robert D. Herrick (“Attorney”). SANBAG and Attorney are each a “Party” and collectively the “Parties”.

RECITALS

- A. SANBAG hired its first in-house General Counsel in May, 2012; and
- B. Due to the high volume of SANBAG projects, the need to timely provide legal review and advice for such projects so as to avoid project delivery delays, and the necessity to immediately address a number of legal compliance issues, the SANBAG Board approved Agreement No. C13036 (“Agreement”) on October 3, 2012, with Attorney under which Attorney agreed to provide SANBAG with Assistant General Counsel services for a one-year term; and
- C. On October 2, 2013, the parties extended the term of the Agreement by one year and increased the Agreement amount by \$210,000; and
- D. The Parties desire for Attorney to continue providing such services for an additional three-year two month term with an adjustment to the rate of compensation, but otherwise subject to the same terms and conditions in the Agreement.

Now, therefore the parties agree to amend the Agreement as follows:

1. Subsection D of Section 3 (Compensation) is deleted and replaced with the following:

“D. Not-to-exceed amount.

The total amount paid to Attorney as compensation for services and reimbursement of expenses hereunder shall not exceed \$1,050,000.”

- 2. Section 3 A. is deleted and replaced with the following:

“A. Compensation.

Attorney shall be compensated for all office hours, legal services (wherever performed), travel, court, deposition and meeting time: at the rate of \$135 per hour during the period from October 3, 2012, to October 31, 2014, at the rate of \$145 per hour during the period from November 1, 2014, to December 31, 2015, and at the rate of \$150 per hour during the period from January 1, 2016, to December 31, 2017.”

- 3. Section 13 (Term of Agreement) is deleted and replaced with the following:

“The term of this Agreement shall be from the October 3, 2012, to December 31, 2017. This Agreement may be extended, renewed, amended or renegotiated by the mutual written consent of the parties.”

- 4. The Recitals and the Agreement are incorporated into this Amendment.
5. This Amendment is effective on the date executed by SANBAG.
6. Except as specifically amended herein, the Agreement shall remain in full force and effect.

IN WITNESS THEREOF, the parties have executed this Agreement below.

Dated: _____

ATTORNEY:

By: _____
Robert D. Herrick
Attorney-at-Law

Dated: _____

SAN BERNARDINO ASSOCIATED
GOVERNMENTS:

By: _____
Eileen Monaghan Teichert
General Counsel

Minute Action

AGENDA ITEM: 6

Date: September 10, 2014

Subject:

Participation as a Beacon Award Champion with the Institute for Local Government

Recommendation:

That the General Policy Committee recommend the Board approve SANBAG's participation as a Beacon Award Champion with the Institute for Local Government (ILG).

Background:

“The Beacon Award: Local Leadership toward Solving Climate Change” (www.cailg.org/BeaconAward) recognizes cities and counties that save energy, reduce greenhouse gas emissions and adopt policies and programs that promote sustainability. The Beacon Award is a program of the Institute for Local Government and the Statewide Energy Efficiency Collaborative.

Currently participation in the Beacon Award is limited to cities and counties, but ILG understands and appreciates the work that is done by councils of government and energy partnerships. Therefore, they developed the concept of the Beacon Award Champion to provide opportunities to recognize the efforts of other groups, such as councils of government, special districts or foundations, which provide sustained assistance to current and future Beacon Award participants. The Beacon Award Program Champion concept recognizes groups or agencies that wish to support and encourage the activities of cities and counties participating in the Beacon Award program or considering participation.

Beacon Award Champions receive recognition for their participation and activities through the use of the Beacon Award Champion logo on their website and appropriate materials, inclusion of their Champion status on their member agency Beacon participant profile pages on ILG's website, press releases and other outreach efforts to recognize their status, and recognition at meetings or other appropriate Beacon Award related events.

SANBAG has been a leader in promoting and supporting energy efficiency and sustainability activities among its member agencies. Participation as a Beacon Award Champion is a way to support and recognize the leadership of SANBAG's member agencies. Three SANBAG cities currently participate in the Beacon Award program: Apple Valley, Rancho Cucamonga and Redlands.

There is no cost for SANBAG to participate. SANBAG's obligations are, as an example, to provide general communication to our members about the Beacon Awards, assist ILG staff in communicating with our member agencies, and assisting our members with Beacon Award

Entity: COG

General Policy Committee Agenda Item
September 10, 2014
Page 2

submittals. All of these activities are consistent with our role as a council of governments and complement current activities like the HERO Program and our Regional Greenhouse Gas Inventory and Reduction Plan.

Financial Impact:

This item is consistent with the adopted SANBAG budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Duane Baker, Director of Management Services

Minute Action

AGENDA ITEM: 7

Date: September 10, 2014

Subject:

State Legislative Update

Recommendation:

Receive and file the State Update

Background:

Due to legislative deadlines, combined with SANBAG Committee and Board schedules, the Board of Directors approved the SANBAG Legislative Ad Hoc Committee (comprised of the Board President, Board Vice-President/General Policy Committee Chair, and the Immediate Past President) to take positions on bills during the month of August and the Governor's sign/veto period. This ability allows SANBAG to effectively respond to end of session actions. The legislative positions taken by the Ad Hoc Committee were limited to those items included in the Board's policy statements outlined in the 2014 State Legislative Platform.

As a reminder, September 30, 2014 is the last day for the Governor to sign or veto bills, with the 2014-2015 Legislative Session formally and finally adjourning on November 30, 2014. The 2015-2016 Legislative Session will begin on December 1, 2014.

During the month of August, the Ad Hoc Committee took positions on the following bills:

SB 983 (Hernandez, D - West Covina) High-occupancy toll lanes

Position: Support

SB 983 would eliminate the sunset date for the California Transportation Commission's authority to approve regional transportation agencies' applications to develop and operate high-occupancy toll (HOT) lanes, and expands the authority to include applications submitted by Caltrans.

Despite the wide support for local agency express lane authority; the bill was not able to overcome concerns with the portion granting state authority for express lane projects with the participation of the local agency. Unfortunately, although the bill did not pass out of the Appropriations Committee before the legislative deadline, it is a topic that is expected to continue to be discussed in the 2015-2016 legislative session.

The Ad Hoc Committee adopted a "Support" position. This action was consistent with SANBAG's 2014 adopted State Legislative Platform in the Innovative Project Delivery Section, "SANBAG will advocate that innovative financing opportunities remain available for county

Entity: CMA, COG, CTA, CTC, SAFE

transportation commissions to leverage local dollars, accelerate construction and job creation, and provide mobility options for the traveling public.”

AB 1783 (Jones-Sawyer, D-Los Angeles)

Position: Support

AB 1783 was amended to provide additional time for the courts to consider whether mass transit workers are exempt from the Public Employees’ Pension Reform Act (PEPRA) until January 1, 2016. As has been presented in previous reports, there is currently a lawsuit underway filed by the State in conjunction with Sacramento Regional Transit against the U.S. Department of Labor (DOL) to challenge DOL’s determination that California’s pension reform violates federal mass transit labor protections, referred to as "13c" protections.

Last year, this determination led to the withholding of Federal Transit Agency grants to local transit operators and for transit capital projects in California. The Governor signed AB 1222 to provide a 15 month grace period where mass transit employees would be exempted from PEPRA while the courts determine whether California law violates federal labor protections. This extension is rapidly closing with no clear timeframe for a court ruling on the horizon.

AB 1783 will continue this exemption for another 12 months in order to allow federal transit grants to continue to flow while the courts consider the matter. Without this extension, local transit operating funds, and capital grants for the San Bernardino Transit Center and Rail Extension projects would again be at risk.

The Ad Hoc Committee adopted a “Support” position. This recommendation is consistent with SANBAG’s 2014 adopted State Legislative Platform in Section VII (a) General, “Oppose legislation that could threaten the timely delivery of projects in the Measure I Expenditure Plan or interferes with the authority to administer any Measure I programs and services.”

AB 69 (Perea, D - Fresno) California Global Warming Solutions Act of 2006: market-based compliance mechanisms: exemption.

No Position: Informational Item

The Ad Hoc Committee was also briefed on AB 69, which proposed to delay the expansion of the Cap and Trade program to transportation fuels in 2015. A position was not taken as the bill was not expected to advance through the process.

The FY 2014-2015 state budget contained provisions that proposed to expend the funds from this program. Consistent with the Board’s adopted principles, we advocated that funds from the program’s expansion into transportation fuels be used to support transportation projects. In addition to specific allocations from the FY 2014-2015 budget, the ongoing expenditures are to be allocated to Sustainable Communities projects, affordable housing, intercity rail, transit operations, and High Speed Rail. The transit funds are anticipated to help assist local agencies with meeting their greenhouse gas reduction targets required by AB 32 and SB 375, including funding sources to support our local bus operators, Metrolink, the Gold Line, and Redlands Rail. Absent this, or other newly identified state funding mechanisms, meeting these goals will become increasingly challenging over time.

General Policy Committee Agenda Item
September 10, 2014
Page 3

Staff will provide a verbal update of any additional end of session actions taken at the meeting. A complete report on signed and vetoed bills will come to the General Policy Committee at the November meeting.

Financial Impact:

This item has no financial impact on the Fiscal Year 2014/2015 SANBAG Budget

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Wendy Strack, Director of Legislative and Public Affairs

Attachment A

Bill Matrix

CA AB 39	AUTHOR:	Skinner [D]
	TITLE:	Medi-Cal: Designated Public Hospitals
	FISCAL	yes
	COMMITTEE:	
	URGENCY	yes
	CLAUSE:	
	INTRODUCED:	12/03/2012
	LAST AMEND:	08/20/2014
	DISPOSITION:	Pending
	LOCATION:	Senate Rules Committee
	SUMMARY:	Requires the State Department of Health Care Services to seek federal approval to add Doctors Medical Center, operated by West Contra Costa Healthcare District, to the list of designated public hospitals for purposes of a Medi-Cal Hospital/Uninsured Care Demonstration Project Act. Appropriates funding to the Districts for support of the medical center.
	STATUS:	
	08/21/2014	In SENATE. Read second time. To third reading.
	08/21/2014	Re-referred to SENATE Committee on RULES.
	Priority:	High
CA AB 114	AUTHOR:	Salas [D]
	TITLE:	Proposition 39: Implementation: Workforce Development
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	01/14/2013
	LAST AMEND:	08/27/2013
	DISPOSITION:	Pending
	FILE:	A-31
	LOCATION:	Senate Inactive File
	SUMMARY:	Amends existing law that appropriates funds to the State Workforce Development Board to develop and implement a competitive grant program for eligible community-based and other training workforce organizations prepared disadvantaged youth or veterans for employment. Requires the Board to require a grant recipient to report to the Board specified information, and to review and assess the program in achieving the training and workforce development goals, identify problems and barriers, and provide solutions.
	STATUS:	
	09/12/2013	In SENATE. To Inactive File.
	Priority:	High
CA AB 147	AUTHOR:	Perez V [D]
	TITLE:	Economic Development Projects
	FISCAL	yes
	COMMITTEE:	
	URGENCY	yes
	CLAUSE:	
	INTRODUCED:	01/18/2013
	LAST AMEND:	08/07/2014
	DISPOSITION:	Pending
	LOCATION:	Senate Rules Committee

Attachment A

SUMMARY:

Authorizes the Board of Directors of the State Infrastructure and Economic Development Bank to enter into development and financing agreements for projects within the State-Mexico border region. Authorizes the establishment and participation in a binational financing authority to facilitate and support the economic development of region projects. Authorizes the Bank to issue bonds with the funds from the bonds to be deposited in a specified account created by this bill.

STATUS:

08/07/2014 From SENATE Committee on RULES with author's amendments.
08/07/2014 In SENATE. Read second time and amended. Re-referred to Committee on RULES.

Priority: High

CA AB 229	AUTHOR:	Perez J [D]
	TITLE:	Infrastructure and Revitalization Financing Districts
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/04/2013
	LAST AMEND:	08/12/2013
	DISPOSITION:	Pending
	FILE:	A-3
	LOCATION:	Assembly Inactive File
	SUMMARY:	Authorizes the creation by a city, county, city and county, and joint powers authority, of an infrastructure and revitalization financing district and the issuance of debt with voter approval. Authorizes the creation of a district and the issuance of debt. Authorizes a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases.
	STATUS:	
		09/11/2013 In ASSEMBLY. From Unfinished Business. To Inactive File.
	Priority:	High

CA AB 243	AUTHOR:	Dickinson [D]
	TITLE:	Local Government: Infrastructure Financing Districts
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/06/2013
	LAST AMEND:	08/19/2013
	DISPOSITION:	Pending
	FILE:	A-70
	LOCATION:	Senate Inactive File
	SUMMARY:	Authorizes the creation of an infrastructure and revitalization financing district and the issuance of debt with voter approval. Authorizes a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases if special conditions are met. Authorizes a district to fund various projects, including watershed land used for the collection and treatment of water for urban uses, flood management, open space, habitat restoration and development purposes.
	STATUS:	
		08/07/2014 In ASSEMBLY. From Inactive File. To third reading.

Attachment A

08/07/2014 In ASSEMBLY. Ordered returned to SENATE. *****To SENATE.
Priority: High

CA AB 380 **AUTHOR:** Dickinson [D]
TITLE: Spill Response For Railroads
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/14/2013
LAST AMEND: 08/21/2014
DISPOSITION: Pending
FILE: 24
LOCATION: Assembly Unfinished Business - Concurrence in Senate Amendments
SUMMARY:
 Requires a rail carrier to report specified information regarding the transportation of hazardous materials to the Office of Emergency Services. Requires each rail carrier to maintain a response management communications center. Requires each rail carrier to provide the office with a summary of the rail carrier's hazardous materials emergency response plan. Requires the office to provide a copy of each summary report to each unified program agency. Prohibits divulging the plan to those unauthorized.
STATUS:
 08/25/2014 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for concurrence. (28-4)
Priority: High

CA AB 453 **AUTHOR:** Mullin [D]
TITLE: Sustainable Communities
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/19/2013
LAST AMEND: 07/03/2013
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:
 Amends existing law relating to the award of grants and loans to a council of governments, metropolitan planning organizations, regional transportation planning agencies, and city, county, or joint powers authorities to implement a plan to support sustainable communities development. Makes a local agency formation commission eligible for financial assistance. Requires a certain regional transportation plan to include the effect development may have on meeting greenhouse gas emissions reduction targets.
STATUS:
 08/30/2013 In SENATE Committee on APPROPRIATIONS: Held in committee.
Priority: High

CA AB 1046 **AUTHOR:** Gordon [D]
TITLE: Department of Transportation: Innovative Delivery
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:

Attachment A

INTRODUCED: 02/22/2013
LAST AMEND: 03/21/2013
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee

SUMMARY:

Authorizes the Department of Transportation's District 4 director to direct existing district resources to the Innovative Delivery Team Demonstration Program. Authorizes department staff to perform reimbursed work for projects on and off the state highway system within the boundaries of the County of Santa Clara pursuant to the master agreement and accompanying work programs.

STATUS:

08/19/2013 In SENATE Committee on APPROPRIATIONS: Not heard.

Priority: High

CA AB 1080

AUTHOR: Alejo [D]
TITLE: Community Revitalization & Investment Authorities
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/22/2013
LAST AMEND: 08/20/2013
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Authorizes certain public entities of a community revitalization and investment area to form a community revitalization plan within a community revitalization and investment authority to carry out the Community Redevelopment Law in a specified manner. Requires the authority to adopt a community revitalization plan for a community revitalization and investment area and authorizes the authority to include in that plan a provision for the receipt of tax increment funds.

STATUS:

08/30/2013 In SENATE Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA AB 1081

AUTHOR: Medina [D]
TITLE: Economic Development: Goods-Movement Infrastructure
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/22/2013
LAST AMEND: 08/12/2013
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Amends existing law that requires the Governor to submit to the Legislature a proposed infrastructure plan containing certain information concerning infrastructure needed by specified entities and a proposal for funding the needed infrastructure. Requires the plan to include additional information related to infrastructure identified by state and federal transportation authorities, recommendations for private sector financing, and strategies to address state goods movement needs.

STATUS:

Attachment A

08/30/2013 In SENATE Committee on APPROPRIATIONS: Held in committee.
Priority: High

CA AB 1102 **AUTHOR:** Allen T [R]
TITLE: Beach Fire Rings: Coastal Development Permit
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/22/2013
LAST AMEND: 08/04/2014
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Requires a city or county, including a charter city or charter county, to apply for a coastal development permit to remove or restrict the use of a beach fire ring. Requires the application to include specified information. Provides these provisions would not prohibit the City of Newport Beach from distributing charcoal free of charge for use in a beach fire ring within a specified number of feet from a residence.

STATUS:
08/14/2014 In SENATE Committee on APPROPRIATIONS: Held in committee.
Priority: High

CA AB 1193 **AUTHOR:** Ting [D]
TITLE: Bikeways
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/22/2013
LAST AMEND: 08/21/2014
DISPOSITION: Pending
FILE: 29
LOCATION: Assembly Unfinished Business - Concurrence in Senate Amendments
SUMMARY:

Requires the Department of Transportation to establish and update minimum safety design criteria for each type of bikeway, with consideration for the safety of vulnerable populations. Requires the publishing of the new criteria by a specified date. Authorizes a local agency to utilize other minimum safety criteria if adopted by resolution at a public meeting. Repeals related requirements of the Department to include a report to the Legislature about the steps taken to implement certain requirements.

STATUS:
08/25/2014 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for concurrence. (29-5)
Priority: High

CA AB 1318 **AUTHOR:** Bonilla [D]
TITLE: Student Financial Aid: Cal Grant Program
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:

Attachment A

INTRODUCED: 02/22/2013
LAST AMEND: 06/26/2014
DISPOSITION: Pending
FILE: A-64
LOCATION: Senate Inactive File

SUMMARY:

Adds provisions to the Cal Grant Program to set the maximum award levels for students attending nonpublic postsecondary educational institutions accredited by a specified entity for a specified award year. Requires, as a condition for the funding of Cal Grant maximum awards to its students, that an accredited nonpublic postsecondary educational institution submit specified performance metrics related to its students in a cumulative report to specified entities. Provides the metrics form and content.

STATUS:

08/22/2014 In SENATE. From third reading. To Inactive File.

Priority: High

CA AB 1331	<p>AUTHOR: Rendon [D] TITLE: Clean, Safe, and Reliable Drinking Water Act of 2014 FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/22/2013 LAST AMEND: 06/17/2014 DISPOSITION: Pending LOCATION: Senate Rules Committee SUMMARY: Repeals the provisions that would create the Safe, Clean and Reliable Drinking Water Supply Act of 2012. Enacts the Clean, Safe and Reliable Drinking Water Act of 2014, which, if adopted by the voters, would authorize the issuance of bonds in a specified amount pursuant to the State General Obligation Bond Law to finance a clean and safe drinking water program. STATUS: 06/18/2014 Withdrawn from SENATE Committee on GOVERNANCE AND FINANCE. 06/18/2014 Re-referred to SENATE Committee on RULES. Priority: High</p>
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CA AB 1399	<p>AUTHOR: Medina [D] TITLE: Taxation: Insurance Tax: Credits: New Market Tax Credit FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 03/11/2013 LAST AMEND: 08/22/2014 DISPOSITION: Pending FILE: 161 LOCATION: Senate Third Reading File SUMMARY: Allows a credit under the Personal Income and Corporation Tax Laws, and a credit against the retaliatory tax imposed on an insured, in conformity with a federal New Markets Tax Credit, for investments in low-income communities. Imposes specified duties on the State Competes Tax Credit Committee and GO-Bix with regard to the application for, and</p>
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Attachment A

allocation of, the credit. Requires fees for application to a New Markets Tax Credit Fund that will defray the costs of the program.

STATUS:

08/25/2014 In SENATE. Read second time. To third reading.

Priority: High

CA AB 1445	AUTHOR:	Logue [R]
	TITLE:	Water Infrastructure Act of 2014
	FISCAL	yes
	COMMITTEE:	
	URGENCY	yes
	CLAUSE:	
	INTRODUCED:	01/06/2014
	LAST AMEND:	02/14/2014
	DISPOSITION:	Pending
	LOCATION:	Assembly Water, Parks and Wildlife Committee
	SUMMARY:	Repeals the provisions that would create the Safe, Clean, and Reliable Drinking Water Supply Act of 2012. Enacts the State Water Infrastructure Act of 2014. Authorizes the issuance of bonds in a specified amount to finance a public benefit associated with water storage and water quality improvement projects.
	STATUS:	
	02/14/2014	To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
	02/14/2014	From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.
	02/14/2014	In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
	Priority:	High
CA AB 1447	AUTHOR:	Waldron [R]
	TITLE:	Global Warming Solutions Act of 2006
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	01/06/2014
	LAST AMEND:	07/01/2014
	DISPOSITION:	To Governor
	LOCATION:	Enrolled
	SUMMARY:	Relates to moneys in the Greenhouse Gas Reduction Fund under the Global Warming Solutions Act of 2006. Authorizes moneys in the fund to be allocated for an investment in a traffic signal synchronization component that is part of a sustainable infrastructure component if the project is designed and implemented to achieve cost-effective reductions in greenhouse gas emissions and includes specific emissions-reductions targets and metrics to evaluate the project's effect.
	STATUS:	
	08/22/2014	Enrolled.
	Priority:	High

CA AB 1509	AUTHOR:	Fox [D]
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Attachment A

TITLE: Veterans: Transition Assistance
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 01/14/2014
LAST AMEND: 08/19/2014
DISPOSITION: To Governor
LOCATION: To enrollment
SUMMARY:

Requires the Department of Veterans Affairs to develop a transition assistance program for veterans who have been discharged from the Armed Forces of the United States or the National Guard of any state. Relates to transition to civilian life. Requires the program to include California-specific transition assistance information.

STATUS:
08/25/2014 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments.
To enrollment. (73-2)
Priority: High

CA AB 1521 **AUTHOR:** Fox [D]
TITLE: Local Government Finance: Property Tax: Vehicle Fee
FISCAL yes
COMMITTEE:
URGENCY yes
CLAUSE:
INTRODUCED: 01/16/2014
LAST AMEND: 08/04/2014
DISPOSITION: To Governor
LOCATION: To enrollment
SUMMARY:
Modifies a specified reduction and transfer provision for the 2014-15 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation.
STATUS:
08/22/2014 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments.
To enrollment. (75-0)
Priority: High

CA AB 1527 **AUTHOR:** Perea [D]
TITLE: Public Water Systems: Safe Drinking Water Fund
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 01/17/2014
LAST AMEND: 08/20/2014
DISPOSITION: Pending
FILE: 32
LOCATION: Assembly Unfinished Business - Concurrence in Senate Amendments
SUMMARY:
Amends the Safe Drinking Water State Revolving Fund Law of 1997. Requires the State Water Resources Control Board to provide incentives for the consolidation of public water systems based upon a service review development by a local agency formation commission.
STATUS:

Attachment A

08/25/2014 In SENATE. Read third time. Passed SENATE. *****To
ASSEMBLY for concurrence. (31-0)
Priority: High

CA AB 1537 **AUTHOR:** Levine [D]
TITLE: General Plan Housing Element: Regional Housing Need
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 01/22/2014
LAST AMEND: 08/19/2014
DISPOSITION: To Governor
LOCATION: To enrollment
SUMMARY:
Requires a county in the San Francisco-Oakland-Fremont Metropolitan Statistical Area that has a specified maximum population to be considered suburban for purposes of determining the densities appropriate to accommodate housing for lower income households. Requires using existing housing trust funds for affordable housing. Requires certain cities incorporated within such counties to be considered suburban. Provides for related reporting. Relates to housing density requirements.
STATUS:
08/22/2014 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments.
To enrollment. (69-0)
Priority: High

CA AB 1582 **AUTHOR:** Mullin [D]
TITLE: Redevelopment: Successor Agencies: Loans
FISCAL no
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/03/2014
LAST AMEND: 08/22/2014
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY:
Relates to the Community Redevelopment Law. Relates to participation in loan repayment programs and limited property management activities by successor agencies. Requires the interest rate on the amount of principal calculated from a loan origination date, and any increase thereto that remains unpaid as of the date of oversight board approval of the loan as an enforceable obligation, to be subject to a specified interest rate.
STATUS:
08/25/2014 In SENATE. Read second time. To third reading.
08/25/2014 Re-referred to SENATE Committee on RULES.
Priority: High

CA AB 1586 **AUTHOR:** Holden [D]
TITLE: Public Contracts: Hiring: Priority Consideration
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/03/2014

Attachment A

LAST AMEND: 08/18/2014
DISPOSITION: To Governor
LOCATION: To enrollment
SUMMARY:

Requires a provision of a public contract for services to include priority consideration for qualified job applicants who are receiving or have exhausted entitlement to unemployment insurance benefits, and who are residents of a targeted employment area.

STATUS:
08/22/2014 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments.
To enrollment. (50-25)
Priority: High

CA AB 1624

AUTHOR: Gordon [D]
TITLE: Self-Generation Incentive Program
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/10/2014
LAST AMEND: 06/11/2014
DISPOSITION: Pending
LOCATION: Senate Energy, Utilities and Communications Committee
SUMMARY:

Requires the Public Utilities Commission to require electrical corporations to continue the collection for the self-generation incentive program for distributed energy resources generally established pursuant to existing law through and including a specified date, and to administer the program through a specified date. Limits incentive eligibility under the program to approved technologies. Requires updating greenhouse gas emission avoidance factors. Requires fund recipients to provide certain information.

STATUS:
06/11/2014 From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS with author's amendments.
06/11/2014 In SENATE. Read second time and amended. Re-referred to Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
Priority: High

CA AB 1690

AUTHOR: Gordon [D]
TITLE: Local Planning: Housing Elements
FISCAL: no
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/13/2014
LAST AMEND: 08/18/2014
DISPOSITION: To Governor
LOCATION: To enrollment
SUMMARY:

Authorizes a city or county to accommodate the very low and low-income housing need on sites designated for mixed uses if those sites allow a total residential use and require that residential use occupy a specified percentage of the total floor area of a mixed use project.

STATUS:
08/22/2014 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments.
To enrollment. (74-1)
Priority: High

Attachment A

CA AB 1696	<p>AUTHOR: Wieckowski [D] TITLE: Energy Alternatively Fueled Vehicles: Incentives FISCAL: no COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/13/2014 DISPOSITION: Pending FILE: A-56 LOCATION: Senate Inactive File SUMMARY: Amends existing law that requires the Department of General Services and the Department of Transportation to develop and implement advanced technology vehicle parking incentive programs. Expressly lists parking spaces with charging stations for plug-in hybrid and electric vehicles as an example of the incentives. STATUS: 08/18/2014 In SENATE. From third reading. To Inactive File. Priority: High</p>
CA AB 1705	<p>AUTHOR: Williams [D] TITLE: Public Contracts: Payment FISCAL: no COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/13/2014 LAST AMEND: 08/11/2014 DISPOSITION: To Governor LOCATION: Enrolled SUMMARY: Amends existing law that authorizes the retention proceeds withheld from any payment by an awarding entity from the original contractor, by the original contractor from any subcontractor, and by a subcontractor from any subcontractor, to exceed a specified percentage on projects that are substantially complex. Requires that the bid documents include details explaining the basis for the finding in addition to the actual retention amount. Requires the description of unique project and why it is unique. STATUS: 08/20/2014 Enrolled. Priority: High</p>
CA AB 1707	<p>AUTHOR: Wilk [R] TITLE: Water Quality: Scientific Peer Review FISCAL: yes COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/13/2014 LAST AMEND: 08/06/2014 DISPOSITION: To Governor LOCATION: Enrolled SUMMARY: Amends existing law that requires the State Water Resources Control Board and the regional water quality control boards to prescribe waste discharge requirements in</p>

Attachment A

accordance with the federal national pollutant discharge elimination system permit program. Relates to an external scientific peer review. Requires the Board to post on its Internet Web site a copy of the external scientific peer review for proposes rules of the State Board or a regional board.

STATUS:

08/21/2014 Enrolled.

Priority: High

CA AB 1711	AUTHOR: Cooley [D]
	TITLE: Administrative Procedures Act: Impact Assessment
	FISCAL yes
	COMMITTEE:
	URGENCY no
	CLAUSE:
	INTRODUCED: 02/13/2014
	LAST AMEND: 08/21/2014
	DISPOSITION: Pending
	FILE: 40
	LOCATION: Assembly Unfinished Business - Concurrence in Senate Amendments
	SUMMARY:

Amends existing law that requires every state agency subject to the Administrative Procedure Act to provide an initial statement of reasons for proposing the adoption, amendment, or repeal of a regulation. Requires agencies proposing such action that is not a major regulation or that is a major regulation to prepare an economic impact assessment that makes specified assessments. Requires the assessment to be included in the initial statement of reasons. Requires the adoption of related instructions.

STATUS:

08/25/2014 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for concurrence. (34-0)

Priority: High

CA AB 1720	AUTHOR: Bloom [D]	SANBAG Position: Support
	TITLE: Vehicles: Bus Gross Weight	
	FISCAL no	
	COMMITTEE:	
	URGENCY no	
	CLAUSE:	
	INTRODUCED: 02/13/2014	
	ENACTED: 08/22/2014	
	DISPOSITION: Enacted	
	LOCATION: Chaptered	
	CHAPTER: 263	
	SUMMARY:	

Amends existing law that prohibits a publicly owned or operated transit system from procuring a transit bus whose weight on any single axis exceeds a specified weight. Extends the provision that exempts from this prohibition a transit system that is procuring a new bus that is of the same or lesser weight than the bus it is replacing, or if it is incorporating a new fleet class. Authorizes a transit system to procure a transit bus of a certain weight if it is incorporating a new fleet class expansion.

STATUS:

08/22/2014 Chaptered by Secretary of State. Chapter No. 263

Priority: High

CA AB 1721	AUTHOR: Linder [R]
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Attachment A

TITLE: Vehicles: High-Occupancy Vehicle Lanes
FISCAL: no
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/13/2014
LAST AMEND: 08/06/2014
DISPOSITION: To Governor
LOCATION: To Governor
SUMMARY:

Amends existing law that exempts a vehicle, eligible under these provisions to use high occupancy vehicle lanes, from toll charges imposed on single-occupant vehicles in designated high-occupancy toll lanes unless prohibited by federal law. Grants a vehicle, eligible under these provisions to use HOV lanes, a toll-free or reduced-rate passage in HOT lanes.

STATUS:
08/21/2014 *****To GOVERNOR.
Priority: High

CA AB 1724 **AUTHOR:** Frazier [D]
TITLE: Construction Manager/General Contractor: Transit Agency
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/14/2014
LAST AMEND: 06/10/2014
DISPOSITION: Pending
LOCATION: Senate Transportation and Housing Committee
SUMMARY:
Authorizes regional transportation agencies to use the Construction Manager/General Contractor project delivery method to design and construct certain projects. Requires specified information provided to a regional transportation agency to be verified under oath. Requires a regional transportation agency using the Construction Manager/General Contractor project delivery method to comply with prevailing wage provisions and to reimburse the Department of Industrial Relations for its enforcement costs.
STATUS:
06/10/2014 From SENATE Committee on TRANSPORTATION AND HOUSING with author's amendments.
06/10/2014 In SENATE. Read second time and amended. Re-referred to Committee on TRANSPORTATION AND HOUSING.
Priority: High

CA AB 1731 **AUTHOR:** Perea [D]
TITLE: Integrated Regional Water Management Plans: Funding
FISCAL: no
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/14/2014
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:
Requires, in each integrated regional water management region, that not less than a

Attachment A

specified percentage of any funding for integrated regional water management planning purposes be used to facilitate and support the participation of disadvantaged communities in integrated regional water management planning and for projects that address critical water supply or water quality needs for disadvantaged communities.

STATUS:

06/10/2014 In SENATE Committee on NATURAL RESOURCES AND WATER: Not heard.

Priority: High

CA AB 1739	AUTHOR:	Dickinson [D]	
	TITLE:	Groundwater Management	
	FISCAL	yes	
	COMMITTEE:		
	URGENCY	no	
	CLAUSE:		
	INTRODUCED:	02/14/2014	
	LAST AMEND:	08/22/2014	
	DISPOSITION:	Pending	
	FILE:	150	
	LOCATION:	Senate Third Reading File	
	SUMMARY:	Provides specific authority to a groundwater sustainability agency to impose certain fees. Authorizes the provision of technical assistance to entities that extract or use groundwater to promote water conservation and protect groundwater resources. Requires the publication on a Web site of sustainable management of groundwater best management practices. Authorizes inspections and related warrants. Designates probationary basins. Establishes groundwater reporting requirements.	
	STATUS:		
	08/25/2014	In SENATE. Read second time. To third reading.	
	Priority:	High	
CA AB 1741	AUTHOR:	Frazier [D]	
	TITLE:	Public Works: Prevailing Wage Rates: Assessments	
	FISCAL	yes	
	COMMITTEE:		
	URGENCY	no	
	CLAUSE:		
	INTRODUCED:	02/14/2014	
	LAST AMEND:	04/07/2014	
	DISPOSITION:	Pending	
	LOCATION:	Assembly Appropriations Committee	
	SUMMARY:	Relates to the issuance by the Labor Commissioner of a civil wage and penalty assessment for violating laws regulating public works contracts, including the payment of prevailing wages. Specifies that a contractor, subcontractor, or surety may deposit the full amount of the assessment or notice with the Department of Industrial Relations in the form of cash or a bond issued by a surety company admitted to do business in the State in a form acceptable to the Department.	
	STATUS:		
	05/23/2014	In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.	
	Priority:	High	
CA AB 1783	AUTHOR:	Jones-Sawyer [D]	SANBAG Position: Support

Attachment A

TITLE: Public Employees' Retirement
FISCAL yes
COMMITTEE:
URGENCY yes
CLAUSE:
INTRODUCED: 02/18/2014
LAST AMEND: 08/25/2014
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Amends the California Public Employees' Pension Reform Act of 2013 which exempts from its provisions public employees whose collective bargaining rights are subject to provisions of federal law until a specified federal district court decision on a certification by the United States Secretary of Labor, or a specified date, whichever is sooner. Extend that exemption with respect to the specified date.

STATUS:
08/25/2014 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
Priority: High

CA AB 1799 **AUTHOR:** Gordon [D]
TITLE: Land Use: Mitigation Lands
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/18/2014
LAST AMEND: 05/01/2014
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Specifies, where a governmental entity or specified district is the transferee of property, that an endowment or other financial mechanism is not required if the entity or district provides evidence to the local or State agency that it possesses an investment-grade credit rating by a nationally recognized rating organization or other equivalent evidence of financial responsibility and enters into a contractual agreement enforcing mitigation requirements. Requires related reporting.

STATUS:
05/23/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
Priority: High

CA AB 1811 **AUTHOR:** Buchanan [D]
TITLE: High-Occupancy Vehicle Lanes
FISCAL no
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/18/2014
ENACTED: 07/08/2014
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 94
SUMMARY:

Attachment A

Amends the value pricing high-occupancy vehicle program that authorizes the entry and use of high-occupancy vehicle lanes by single-occupant vehicles for a fee. Authorizes the program to require a high-occupancy vehicle to have an electronic transponder or other electronic devices for law enforcement purposes.

STATUS:

07/08/2014 Signed by GOVERNOR.
 07/08/2014 Chaptered by Secretary of State. Chapter No. 94
Priority: High

CA AB 1813	AUTHOR: Quirk [D] TITLE: Global Warming Solutions Act of 2006 FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/18/2014 DISPOSITION: Pending LOCATION: Assembly Natural Resources Committee SUMMARY: establishes the Fuel Producer Capital Assistance program to distribute moneys to liquid-transportation-fuel producers who wish to locate within the state a large-scale production facility that produces a specified number. Establishes the Fuel producers Capital Assistance Fund to implement the program. STATUS: 02/27/2014 To ASSEMBLY Committee on NATURAL RESOURCES. Priority: High
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CA AB 1839	AUTHOR: Gatto [D] TITLE: Income Taxes: Qualified Motion Pictures FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/18/2014 LAST AMEND: 08/22/2014 DISPOSITION: Pending FILE: 153 LOCATION: Senate Third Reading File SUMMARY: Establishes similar tax credits for qualified motion pictures under the Person Income Tax and Corporation Tax laws. Extends the scope of the existing credits to an applicable percentage of qualified related expenditures for television pilot episodes, visual effects, and music scoring and track recording. Allows a credit against qualified state sales and use taxes, and a credit to reduce the tentative minimum tax under the Corporation Tax Law. Requires a report on the effectiveness of the credits. STATUS: 08/25/2014 In SENATE. Read second time. To third reading. Priority: High
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CA AB 1874	AUTHOR: Gonzalez [D] TITLE: Integrated Regional Water Management Plans: Funding FISCAL yes COMMITTEE: URGENCY no
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Attachment A

CLAUSE:
INTRODUCED: 02/19/2014
LAST AMEND: 04/23/2014
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee

SUMMARY:

Requires the Department of Water Resources to develop a streamlined application process for certain regional water management groups. Requires, in order to get water management grant funds through the process, the group must file a streamlined application including specified information. Requires awarding funds according to a statutory formula and covers regions. Requires the group to provide a list of projects to be funded and the Department to award the funding within a specified time period.

STATUS:

05/23/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA AB 1939

AUTHOR: Daly [D]
TITLE: Public Works: Prevailing Wages: Contractor's Costs
FISCAL: no
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/19/2014
ENACTED: 07/21/2014
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 161

SUMMARY:

Relates to public works and the prevailing wage. Authorizes a contractor to bring an action to recover from the hiring party, that the contractor directly contracts with, any increased costs, including labor costs, penalties, and legal fees incurred as a result of any decision by the Department of Industrial Relations, the Labor and Workforce Development Agency or a court that classifies that the work covered by the project is a public work. Provides exception circumstances.

STATUS:

07/21/2014 Signed by GOVERNOR.
07/21/2014 Chaptered by Secretary of State. Chapter No. 161

Priority: High

CA AB 1963

AUTHOR: Atkins [D]
TITLE: Redevelopment
FISCAL: yes
COMMITTEE:
URGENCY: yes
CLAUSE:
INTRODUCED: 02/19/2014
ENACTED: 07/18/2014
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 146

SUMMARY:

Relates to existing law that requires successor agencies to wind down the affairs of dissolved redevelopment agencies and which suspends such requirement, except as it

Attachment A

applies to the transfer of assets and properties for governmental use, until the Department of Finance has approved a long-range property management plan. Provides the condition that requires the property of a former redevelopment agency to be disposed of according to law. Regards the transfer of agency assets.

STATUS:

07/18/2014 Signed by GOVERNOR.
 07/18/2014 Chaptered by Secretary of State. Chapter No. 146
Priority: High

CA AB 1970	AUTHOR: Gordon [D] TITLE: Global Warming Solutions Act: Community Investment FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/19/2014 LAST AMEND: 04/10/2014 DISPOSITION: Pending LOCATION: Assembly Appropriations Committee SUMMARY: Creates the Community Investment and Innovation Program and requires moneys to be available from the Greenhouse Gas Reduction Fund for purposes of awarding grants and other financial assistance to eligible applicants who submit plans to develop and implement integrated community-level greenhouse gas emissions reductions in their region. Requires the Strategic Growth Council to administer the program. STATUS: 05/23/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee. Priority: High
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CA AB 1999	AUTHOR: Atkins [D] TITLE: Personal Income and Corporation Taxes: Rehabilitation FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/20/2014 LAST AMEND: 08/22/2014 DISPOSITION: Pending FILE: 124 LOCATION: Senate Third Reading File SUMMARY: Allows to a taxpayer with a credit reservation, a credit against the Personal Income Tax and the Corporation Tax laws in an amount, determined in modified conformity with a specified section of the Internal Revenue Code, for rehabilitation of certified historical structures. Provides for a credit of specified percentage if the structure meets specified criteria. Provides a calendar year aggregate credit amount. Requires a review of the credit by the Legislative Analyst. STATUS: 08/25/2014 In SENATE. Read second time. To third reading. Priority: High
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CA AB 2008	AUTHOR: Quirk [D]
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Attachment A

TITLE: Transit Village Plans: Goods Movement
FISCAL no
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/20/2014
ENACTED: 07/07/2014
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 88
SUMMARY:

Amends existing law that authorizes a city or county to prepare a transit village plan for a transit village development district that addresses specified characteristics including demonstrable public benefits. Requires the plan to address demonstrable public benefits beyond the increase in transit usage including a number of specified benefits. Adds as a benefit the minimization of the impact of goods movement on air quality, traffic, and public safety through dedicated loading and unloading facilities.

STATUS:
07/07/2014 Signed by GOVERNOR.
07/07/2014 Chaptered by Secretary of State. Chapter No. 88
Priority: High

CA AB 2013

AUTHOR: Muratsuchi [D]
TITLE: Vehicles: High-Occupancy Vehicle Lanes
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 08/07/2014
DISPOSITION: To Governor
LOCATION: To enrollment
SUMMARY:

Increases the number of identifiers that the Department of Motor Vehicles is authorized to issue under provisions authorizing the issuance of such identifiers to certain vehicles permitted to use high-occupancy vehicle lanes. Relates to a vehicle that meets the enhanced advanced technology partial zero-emission vehicle (enhanced AT PZEV) standard or transitional zero-emission vehicle (TZEV) standard.

STATUS:
08/25/2014 In ASSEMBLY. ASSEMBLY concurred in SENATE amendments.
To enrollment. (65-8)
Priority: High

CA AB 2023

AUTHOR: Wagner [R]
TITLE: Eminent Domain: Compensation: Loss of Goodwill
FISCAL no
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 06/15/2014
DISPOSITION: Pending
LOCATION: Senate Judiciary Committee
SUMMARY:

Attachment A

Amends existing law that provides that an owner of property taken by eminent domain is entitled to compensation for loss of goodwill. Requires that an owner prove that goodwill existed before a taking. Provides that evidence of other elements would be presented to the trier of fact only if the owner produces evidence tending to show that goodwill existing before the taking.

STATUS:

06/24/2014 In SENATE Committee on JUDICIARY: Failed passage.

Priority: High

CA AB 2040	AUTHOR:	Garcia [D]
	TITLE:	Elected Officials Compensation: Reports and Disclosure
	FISCAL	no
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/20/2014
	LAST AMEND:	08/12/2014
	DISPOSITION:	To Governor
	LOCATION:	Enrolled
	SUMMARY:	Requires a local agency to report to the Controller the annual compensation of its elected officials, officers, and employees. Requires such agency required to report and that maintains an Internet Web site to post that information on the Controller's Government Compensation in California Internet Web site. Requires the Controller to display the financial reports and the public official compensation on that Web site. Requires the entities to consult regarding the reporting requirements for such disclosure.
	STATUS:	
	08/22/2014	Enrolled.
	Priority:	High
CA AB 2043	AUTHOR:	Bigelow [R]
	TITLE:	Safe Clean and Reliable Drinking Water Supply Act
	FISCAL	yes
	COMMITTEE:	
	URGENCY	yes
	CLAUSE:	
	INTRODUCED:	02/20/2014
	LAST AMEND:	05/19/2014
	DISPOSITION:	Pending
	LOCATION:	Assembly Appropriations Committee
	SUMMARY:	Repeals provisions of the Safe, Clean, and Reliable Drinking Water Supply Act of 2012. Enacts the Safe, Clean, and Reliable Water Supply Act of 2014, which, if adopted by votes, would authorize the issuance of bonds in a specified amount to finance a safe drinking water and water supply reliability program.
	STATUS:	
	08/06/2014	In ASSEMBLY Committee on APPROPRIATIONS: Not heard.
	Priority:	High
CA AB 2045	AUTHOR:	Rendon [D]
	TITLE:	Energy Improvements and Financing
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no

Attachment A

CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 04/23/2014
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee

SUMMARY:

Enacts the Non-Residential Real Property Energy Retrofit Financing Act of 2014. Provides financial assistance through the issuance of revenue bonds, to owners of eligible real properties. Requires that the bonds be secured by the recording of an energy remittance repayment agreement lien. Requires the Energy Resources Conservation and Development Commission to collect installment payments from owners of eligible real properties whose applications it has approved.

STATUS:

05/23/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA AB 2050

AUTHOR: Quirk [D]
TITLE: State Global Warming Solutions Act: Scoping Plan
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 06/30/2014
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee

SUMMARY:

Requires, for the purposes of advising the update of the next scoping plan, the State Air Resources Board to develop specified information. Requires the Board to submit a report to the appropriate Legislative committees on the specified information. Provides that the specified information is intended to assist in establishing State policy and does not change any statute, regulation, or regulatory decision.

STATUS:

08/14/2014 In SENATE Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA AB 2090

AUTHOR: Fong [D]
TITLE: High Occupancy Toll Lanes: San Diego/Santa Clara
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 08/04/2014
DISPOSITION: To Governor
LOCATION: Enrolled

SUMMARY:

Requires the San Diego Association of Governments and the Santa Clara Valley Transportation Authority to establish, with the consent of the State Department of Transportation, appropriate performance measures, such as speed or travel times, for the purpose of ensuring optimal use of the HOT lanes by high-occupancy vehicles without adversely affecting other traffic on the state highway system. Provides vehicles using these

Attachment A

lanes may be required to have an electronic devices. Requires improvements.

STATUS:

08/21/2014 Enrolled.

Priority: High

CA AB 2119	AUTHOR: Stone [D] TITLE: Local Transaction and Use Taxes FISCAL: no COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/20/2014 ENACTED: 07/18/2014 DISPOSITION: Enacted LOCATION: Chaptered CHAPTER: 148 SUMMARY: Authorizes the board of supervisors of a county to levy, increase, or extend a transaction and use tax throughout the entire county or within the unincorporated area of the county, if approved by the qualified voters of the entire county or the unincorporated area of the county, if levied on the unincorporated area of the county; requires tax revenues to only be used within the area for which the tax was approved by the qualified voters. STATUS: 07/18/2014 Signed by GOVERNOR. 07/18/2014 Chaptered by Secretary of State. Chapter No. 148 Priority: High
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CA AB 2137	AUTHOR: Quirk [D] TITLE: Energy Efficiency Programs: Small Businesses FISCAL: yes COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/20/2014 ENACTED: 08/25/2014 DISPOSITION: Enacted LOCATION: Chaptered CHAPTER: 290 SUMMARY: Requires the Office of Small Business Advocate to include a link to the Energy Upgrade California Internet Web site on the homepage of its Internet Web site. Requires the Public Utilities Commission to ensure that the Internet Web site for the program be revised to include information related to demand-side management programs for small business customers. STATUS: 08/25/2014 Signed by GOVERNOR. 08/25/2014 Chaptered by Secretary of State. Chapter No. 290 Priority: High
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CA AB 2176	AUTHOR: Perez J [D] TITLE: Governor's Office of Business and Economic Development FISCAL: yes COMMITTEE: URGENCY: no
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Attachment A

CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 04/09/2014
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee

SUMMARY:
 Amends existing law that provides that an employer may not order a mass layoff, relocation, or termination at a covered establishment without giving prior notice to employees and the Employment Development Department and other local agencies. Requires the employer to also provide written notice to the Governor's Office of Business and Economic Development and the Employment Development Department to post the notice on its Internet Web site. Requires the Office to develop a state economic development plan.

STATUS:
 05/23/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA AB 2193	<p>AUTHOR: Gordon [D] TITLE: Habitat Restoration and Enhancement Act FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/20/2014 LAST AMEND: 08/22/2014 DISPOSITION: Pending FILE: 155 LOCATION: Senate Third Reading File SUMMARY: Enacts the Habitat Restoration and Enhancement Act and related account. Requires the Director of Fish and Wildlife to approve a habitat restoration or enhancement project if specified conditions are met. Requires the assessment of fees for a project to be consistent with established fees but not exceeding reasonable department costs. Provides that funds in the account would be available for implementing the Habitat Restoration and Enhancement Act. STATUS: 08/25/2014 In SENATE. Read second time. To third reading. Priority: High</p>
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CA AB 2197	<p>AUTHOR: Mullin [D] TITLE: Vehicles: Temporary License Plates FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/20/2014 LAST AMEND: 04/23/2014 DISPOSITION: Pending LOCATION: Assembly Appropriations Committee SUMMARY: Requires the Department of Motor Vehicles to contract with a private industry partner for the development of a temporary license plate system to enable vehicle dealers and lessor-retailers to print temporary license plates on weatherproof paper or other media</p>
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Attachment A

selected by the Department.

STATUS:

05/23/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA AB 2227 **AUTHOR:** Quirk [D]
TITLE: Citizens Oversight Board: Implementation
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 06/30/2014
DISPOSITION: To Governor
LOCATION: Enrolled
SUMMARY:
 Requires members of the Citizens Oversight Board to reviews all expenditures from the Clean Energy Job Creation Fund, to serve a specified number of terms. Provides for the appointment of a Board Chair and Vice Chair and each person's duties. Provides Board meeting requirements. Authorizes the Board to form committees. Requires the Board to prepare an annual report.
STATUS:
 08/20/2014 Enrolled.
Priority: High

CA AB 2250 **AUTHOR:** Daly [D]
TITLE: Toll Facilities: Revenues
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/21/2014
LAST AMEND: 06/26/2014
DISPOSITION: To Governor
LOCATION: Enrolled
SUMMARY:
 Requires any toll revenues generated from a managed lane on the state highway system that is administered by a local agency to be expended only within the respective corridor in which the managed lane is located. Defines managed lane for these purposes.
STATUS:
 08/22/2014 Enrolled.
Priority: High

CA AB 2280 **AUTHOR:** Alejo [D]
TITLE: Community Revitalization and Investment Authorities
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/21/2014
LAST AMEND: 08/18/2014
DISPOSITION: Pending
FILE: 17

Attachment A

LOCATION: Assembly Unfinished Business - Concurrence in Senate Amendments

SUMMARY:

Authorizes certain local agencies to form a community revitalization authority within a community revitalization and investment area, to carry out provisions of the Community Redevelopment Law. Provides for the financing of these activities by the issuance of bonds serviced by tax increment revenues. Provides for periodic audits of the authority with respect to affordable housing.

STATUS:

08/22/2014 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for concurrence. (25-7)

Priority: High

CA AB 2290

AUTHOR: Perez J [D]

TITLE: California Infrastructure and Economic Development Bank

FISCAL: yes

COMMITTEE:

URGENCY: no

CLAUSE:

INTRODUCED: 02/21/2014

LAST AMEND: 08/04/2014

DISPOSITION: Pending

FILE: 32

LOCATION: Senate Third Reading File

SUMMARY:

Relates to the California Infrastructure and Economic Development Bank in the Governor's Office of Business and Economic Development. Adds a Member of the Assembly, or a designee of the Member and a Member of the Senate, or a designee as advisory members of the board. Requires the bank to serve as the primary state agency for purposes of developing an application for, and applying to, any federal infrastructure bank or financial authority. Provides an exception.

STATUS:

08/05/2014 In SENATE. Read second time. To third reading.

Priority: High

CA AB 2348

AUTHOR: Stone [D]

TITLE: Natural Resources Climate Improvement Program

FISCAL: yes

COMMITTEE:

URGENCY: no

CLAUSE:

INTRODUCED: 02/21/2014

LAST AMEND: 04/22/2014

DISPOSITION: Pending

LOCATION: Assembly Appropriations Committee

SUMMARY:

Establishes the Natural Resources Climate Improvement Program to assist in the development and implementation of natural resources projects selected by state conservancies and the Wildlife Conservation Board that maximize greenhouse gas emission reductions or sequestration. Authorizes moneys from the Greenhouse Gas Reduction Fund to be available to implement the Natural Resources Climate Improvement Program.

STATUS:

05/23/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

Priority: High

Attachment A

CA AB 2355	AUTHOR: Levine [D] TITLE: Local Agencies: Streets and Highways: Recycled Material FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/21/2014 LAST AMEND: 06/11/2014 DISPOSITION: To Governor LOCATION: Enrolled SUMMARY: Requires a local agency that has jurisdiction over a street or highway to either adopt the standards developed by the Department of Transportation for recycled paving materials and for recycled base, subbase, and previous backfill materials, or discuss at a regularly scheduled public hearing of the local agency's legislative or other governing body why the standards are not being adopted. STATUS: 08/22/2014 Enrolled. Priority: High
CA AB 2363	AUTHOR: Dahle [R] TITLE: Electricity Procurement FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/21/2014 LAST AMEND: 08/18/2014 DISPOSITION: To Governor LOCATION: Enrolled SUMMARY: Requires the Public Utilities Commission to direct electrical corporations to include in their proposed procurement plans the cost of integrating an eligible renewable energy resource. Requires the Commission to adopt a methodology for determining the costs of integrating an eligible renewable energy resources. STATUS: 08/22/2014 Enrolled. Priority: High
CA AB 2390	AUTHOR: Muratsuchi [D] TITLE: Low Carbon Fuel Standard: Green Credit Reserve FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/21/2014 LAST AMEND: 05/23/2014 DISPOSITION: Failed LOCATION: ASSEMBLY SUMMARY: Requires the Treasure to establish and administer a Low Carbon and Renewable Fuels Credit Reserve to facilitate the development of renewable and low carbon transportation fuels produced in the state from in-state feedstocks by providing stability for the value of

Attachment A

credits generated by the production of those fuels pursuant to the low-carbon fuel standard and the federal renewable fuel standard.

STATUS:

05/29/2014 In ASSEMBLY. Read third time. Failed to pass ASSEMBLY.
(23-38)

Priority: High

CA AB 2415	AUTHOR:	Ting [D]
	TITLE:	Property Tax Agents
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/21/2014
	LAST AMEND:	08/21/2014
	DISPOSITION:	Pending
	FILE:	62
	LOCATION:	Assembly Unfinished Business - Concurrence in Senate Amendments
	SUMMARY:	

Prohibits a property tax agent from communicating directly with any county official for the purpose of influencing official action relating to the establishment of a taxable value for any property subject to taxation, including representing a taxpayer without being registered. Provides a violation is a misdemeanor or felony. Requires a list of such agents and of agents who have been fined or had their license revoked and to put the lists on a specified Web site. Provides civil penalties for violations.

STATUS:

08/25/2014 In SENATE. Read third time. Passed SENATE. *****To
ASSEMBLY for concurrence. (22-12)

Priority: High

CA AB 2445	AUTHOR:	Chau [D]
	TITLE:	Community Colleges: Transportation Fees
	FISCAL	no
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/21/2014
	ENACTED:	06/25/2014
	DISPOSITION:	Enacted
	LOCATION:	Chaptered
	CHAPTER:	63
	SUMMARY:	

Specifies that a community college district is authorized to enter into a contract for transportation services if a majority of the students of that district, or campus of that district, approve the payment of a certain fee within the same time period.

STATUS:

06/25/2014 Signed by GOVERNOR.

06/25/2014 Chaptered by Secretary of State. Chapter No. 63

Priority: High

CA AB 2471	AUTHOR:	Frazier [D]
	TITLE:	Public Contracts: Change Orders
	FISCAL	yes
	COMMITTEE:	

Attachment A

URGENCY: no
CLAUSE:
INTRODUCED: 02/21/2014
LAST AMEND: 08/04/2014
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Requires a public entity, when authorized to order changes or additions in the work in a public works contract awarded to the lowest bidder, to issue a change order promptly and not later than a specified time period. Requires if this requirement is not met, the entity to be liable to the original contractor for the completed work. Requires prejudgment interest to accrue. Provides procedural requirements for the submission of change orders by subcontractors.

STATUS:
08/04/2014 From SENATE Committee on APPROPRIATIONS with author's amendments.
08/04/2014 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
08/04/2014 In SENATE Committee on APPROPRIATIONS: Not heard.
Priority: High

CA AB 2554	AUTHOR: Rendon [D] TITLE: Clean, Safe, and Reliable Drinking Water Act of 2014 FISCAL: yes COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/21/2014 LAST AMEND: 04/23/2014 DISPOSITION: Pending LOCATION: Assembly Appropriations Committee SUMMARY: Repeals the Safe, Clean, and Reliable Drinking Water Act of 2012 that would authorize the issuance of bonds to finance a safe drinking water and water supply reliability program via a bond act if passed by the voters at a statewide general election. Enacts the Clean, Safe, and Reliable Drinking Water Act of 2014 to authorize bonds in a specified amount to finance a clean, safe, and reliable drinking water program if passed by the voters at a statewide general election. STATUS: 04/29/2014 From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS. (10-3) Priority: High
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CA AB 2555	AUTHOR: Bocanegra [D] TITLE: Cradle-to-Career Initiatives: Plan FISCAL: yes COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/21/2014 LAST AMEND: 04/23/2014 DISPOSITION: Pending LOCATION: Assembly Appropriations Committee SUMMARY:
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Attachment A

Requires the Superintendent of Public Instruction to develop a plan for expanding cradle-to-career initiatives throughout the State. Requires the plan to include certain things, including a description of the components of effective initiatives, and recommendations. Requires the Superintendent to submit the plan to the Legislature by a specified date.

STATUS:

05/23/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA AB 2574	AUTHOR:	Rodriguez [D]	SANBAG Position: Oppose
	TITLE:	Metro Gold Line Foothill Extension Authority	
	FISCAL	yes	
	COMMITTEE:		
	URGENCY	no	
	CLAUSE:		
	INTRODUCED:	02/21/2014	
	LAST AMEND:	03/17/2014	
	DISPOSITION:	Pending	
	LOCATION:	Assembly Transportation Committee	
	SUMMARY:	Amends existing law that creates the Metro Gold Line Foothill Extension Construction Authority for purposes of the development of a light rail project from the City of Los Angeles to the cities of Pasadena and Montclair to provide the extension is to the City of Ontario, instead of the City of Montclair. Grants the Los Angeles County Metropolitan Transportation Authority the authority to operate the portion of the light rail project that extends the project to the LA/Ontario International Airport.	
	STATUS:		
	04/28/2014	In ASSEMBLY Committee on TRANSPORTATION: Not heard.	
	Priority:	High	
CA AB 2597	AUTHOR:	Ting [D]	SANBAG Position: Support
	TITLE:	Energy: PACE Program	
	FISCAL	yes	
	COMMITTEE:		
	URGENCY	no	
	CLAUSE:		
	INTRODUCED:	02/21/2014	
	LAST AMEND:	06/05/2014	
	DISPOSITION:	To Governor	
	LOCATION:	Enrolled	
	SUMMARY:	Amends existing law requiring the establishment of a Property Assessed Clean Energy Reserve Program to assist local jurisdictions in financing the installation of distributed generation renewable energy sources or energy or water efficiency improvements on residential projects, and which requires a specified authority, in considering the eligibility of a public agency's program for assistance, to consider whether the program provides a specified loan. Provides the loan maximums based on property value.	
	STATUS:		
	08/20/2014	Enrolled.	
	Priority:	High	
CA AB 2651	AUTHOR:	Linder [R]	

Attachment A

TITLE: Vehicle Weight Fees: Transportation Bond Debt
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/21/2014
DISPOSITION: Pending
LOCATION: Assembly Second Reading File
SUMMARY:
 Prohibits weight fee revenue from being transferred from the State Highway Account to the Transportation Debt Service Fund or to the Transportation Bond Direct Payment Account, and from being used to pay the debt service on transportation general obligation bonds.
STATUS:
 05/12/2014 Withdrawn from ASSEMBLY Committee on TRANSPORTATION.
 05/12/2014 In ASSEMBLY. Ordered to second reading.
Priority: High

CA AB 2653 **AUTHOR:** Linder [R]
TITLE: Transportation Finance
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/21/2014
LAST AMEND: 03/28/2014
DISPOSITION: Pending
LOCATION: Assembly Budget Committee
SUMMARY:
 Relates to provisions of the Constitution which restrict the use of certain fuel excise tax revenues. Deletes certain provisions allocating revenues derived from an increased motor vehicle fuel excise tax to State Highway Account reimbursement, the State Transportation Improvement Program, and the State Highway Operations and Protection Program. Provides for apportionment to cities and counties by the Controller. Deletes a specified transfer of revenues to the Transportation Debt Service Fund.
STATUS:
 03/28/2014 To ASSEMBLY Committee on BUDGET.
 03/28/2014 From ASSEMBLY Committee on BUDGET with author's amendments.
 03/28/2014 In ASSEMBLY. Read second time and amended. Re-referred to Committee on BUDGET.
Priority: High

CA AB 2686 **AUTHOR:** Perea [D]
TITLE: Clean, Safe, and Reliable Water Supply Act of 2014
FISCAL: yes
COMMITTEE:
URGENCY: yes
CLAUSE:
INTRODUCED: 02/21/2014
LAST AMEND: 05/01/2014
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
 Repeals the Safe, Clean, and Reliable Drinking Water Supply Act of 2012. Enacts the

Attachment A

Clean, Safe, and Reliable Water Supply Act of 2014, which, if adopted by the voters, would authorize the issuance of bonds in an unspecified amount, to finance a clean, safe, and reliable water supply program. Provides for the submission of the bond act to the voters at a statewide general election.

STATUS:

08/06/2014 In ASSEMBLY Committee on APPROPRIATIONS: Not heard.

Priority: High

CA ACA 1	AUTHOR: Donnelly [R] TITLE: Administrative Regulations: Legislative Approval FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 12/03/2012 DISPOSITION: Failed LOCATION: ASSEMBLY SUMMARY: Requires an administrative agency to submit all regulations to the Legislature for approval. Authorizes the Legislature, by means of a concurrent resolution, to approve a regulation adopted by an administrative agency of the state. STATUS: 02/03/2014 From ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW without further action pursuant to JR 62(a). Priority: High
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CA ACA 3	AUTHOR: Campos [D] TITLE: Local Government Finance: Public Safety Services FISCAL no COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 01/22/2013 DISPOSITION: Pending LOCATION: Assembly Local Government Committee SUMMARY: Authorizes the imposition, extension, or increase of a special tax for funding fire, emergency response, police, or sheriff services, upon the approval of 55% of the voters voting. Creates an additional exception to the 1% limit for a rate imposed by a city, county, or special district to service bonded indebtedness incurred to fund certain fire, emergency response, police, or sheriff buildings or facilities, and equipment that is approved by 55% of the voters of the city, county, or special district. STATUS: 04/04/2013 To ASSEMBLY Committees on LOCAL GOVERNMENT and APPROPRIATIONS. Priority: High
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CA ACA 8	AUTHOR: Blumenfield [D] TITLE: Local Government Financing: Voter Approval FISCAL no COMMITTEE: URGENCY no CLAUSE:
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Attachment A

INTRODUCED: 02/13/2013
LAST AMEND: 04/04/2013
DISPOSITION: Pending
LOCATION: Senate Governance and Finance Committee

SUMMARY:

Proposes an amendment to the Constitution to create an additional exception to the 1% limit for an ad valorem tax rate imposed by a city, county, city and county, or special district, to service bonded indebtedness incurred to fund specified public improvements and facilities, or buildings used primarily to provide sheriff, police, or fire protection services, that is approved by 55% of the voters of the city, county, city and county, or special district.

STATUS:

06/27/2013 To SENATE Committees on GOVERNANCE AND FINANCE and ELECTIONS AND CONSTITUTIONAL AMENDMENTS.

Priority: High

CA SB 1

AUTHOR: Steinberg [D]
TITLE: Sustainable Communities Investment Authority
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 12/03/2012
LAST AMEND: 09/03/2013
DISPOSITION: Pending
FILE: A-3
LOCATION: Senate Inactive File

SUMMARY:

Authorizes certain public entities of a Sustainable Communities Investment Area to form a Sustainable Communities Investment Authority to carry out the Community Redevelopment Law. Provides for tax increment funding receipt under certain economic development and planning criteria. Establishes prequalification requirements for receipt of funding. Requires monitoring and enforcement of prevailing wage requirements within the area. Excludes certain types of farmland.

STATUS:

09/12/2013 In SENATE. To Inactive File.

Priority: High

CA SB 11

AUTHOR: Pavley [D]
TITLE: Alternative Fuel and Vehicle Technologies: Funding
FISCAL: yes
COMMITTEE:
URGENCY: yes
CLAUSE:
INTRODUCED: 12/03/2012
LAST AMEND: 09/06/2013
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee

SUMMARY:

Relates to compensation for the retirement of certain high polluting vehicles. Requires an update to guidelines for an enhanced fleet modernization program to include specified elements. Establishes compensation for replacement vehicles. Extends smog abatement fees in amounts required to make deposits into the Alternative and Renewable Fuel and Vehicle Technology Fund, the Air Quality Improvement Fund, and a specified Subaccount. Relates to grants for air emission pollutant reduction projects.

Attachment A

STATUS:
09/11/2013 In ASSEMBLY Committee on TRANSPORTATION: Not heard.
Priority: High

CA SB 33 **AUTHOR:** Wolk [D]
TITLE: Local Taxation: County of Sonoma: Transactions Tax
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 12/03/2012
LAST AMEND: 08/22/2014
DISPOSITION: Pending
LOCATION: Assembly Rules Committee
SUMMARY:
Authorize the County of Sonoma or any city within the county to impose a transactions and use tax for general purposes, and the county, any city within the county, or the Sonoma County Transportation Authority to impose a transactions and use tax for specific purposes, which may include the support of transportation and road maintenance programs and library services, that would, in combination with other specified taxes, exceed the combined rate limit if certain requirements are met.
STATUS:
08/22/2014 In ASSEMBLY. From Inactive File. To third reading.
08/22/2014 In ASSEMBLY. Assembly Rule 78 suspended.
08/22/2014 In ASSEMBLY. Assembly Rule 63 suspended.
08/22/2014 In ASSEMBLY. Read third time and amended. To third reading.
08/22/2014 Re-referred to ASSEMBLY Committee on RULES.
Priority: High

CA SB 69 **AUTHOR:** Roth [D]
TITLE: Property Tax Revenue: Vehicle License Fee
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 01/10/2013
LAST AMEND: 08/18/2014
DISPOSITION: To Governor
LOCATION: Enrolled
SUMMARY:
Amends existing law that requires each city, county, and city and county receive additional property tax revenues in the form of a vehicle license fee adjustment amount for a Vehicle License Fee Property Tax Compensation Fund in each county treasury. Modifies the reduction and transfer provisions for the a specified fiscal year and for each year thereafter by providing for a vehicle license fee adjustment calculated on the basis of changes in assessed valuation.
STATUS:
08/25/2014 Enrolled.
Priority: High

CA SB 133 **AUTHOR:** DeSaulnier [D]

Attachment A

TITLE: Redevelopment
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 01/28/2013
LAST AMEND: 08/06/2013
DISPOSITION: Pending
FILE: 18
LOCATION: Senate Unfinished Business
SUMMARY:

Amends the Community Redevelopment Law. Requires a redevelopment agency to include additional information relating to any major audit violations, any corrections of those violations, and planning and general administrative expenses of the Low and Moderate Income Housing Fund. Authorizes quality control reviews by the Controller and the publishing of those reviews. Requires audits of such agencies to ensure compliance with the law. Relates to funding for housing construction and/or rehabilitation.

STATUS:
 08/22/2014 In SENATE. From Inactive File. To Unfinished Business.
Priority: High

CA SB 151

AUTHOR: DeSaulnier [D]
TITLE: State Highway Operation and Protection Program
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 01/31/2013
LAST AMEND: 08/04/2014
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Requires the State Transportation Commission to allocate funding for all capital and support costs for a project in the State highway operation and protection program. Requires, for a project that experiences increases in capital or support costs above the amount originally allocated, the Transportation Department to submit a supplemental project allocation request for approval by the Commission. Requires guidelines to provide exceptions to supplemental project allocation request requirements.

STATUS:
 08/14/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
Priority: High

CA SB 176

AUTHOR: Galgiani [D]
TITLE: Administrative Procedures
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/06/2013
LAST AMEND: 08/07/2013
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:

Attachment A

Requires the Office of Administrative Law to allow electronic submission to the Office by a state agency of notices required to be published and information required to be submitted pursuant to specified provisions of existing law. Expands the public discussion required described in existing law to require a state agency proposing to adopt regulations, prior to publication of a notice of proposed adoption, amendment, or repeal, to involve parties that would be subject to the regulations in such discussions.

STATUS:

08/30/2013 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

08/30/2013 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA SB 486

AUTHOR: DeSaulnier [D]**TITLE:** Department of Transportation: Goals and Performance**FISCAL** yes**COMMITTEE:****URGENCY** no**CLAUSE:****INTRODUCED:** 02/21/2013**LAST AMEND:** 08/21/2014**DISPOSITION:** Pending**LOCATION:** Senate Unfinished Business**SUMMARY:**

Authorizes the State Transportation Commission to prescribe study areas for analysis and evaluation by the Department of Transportation and to establish guidelines for the State Transportation Plan. Requires the Department to submit to the Commission an interregional transportation strategic plan directed at a high-functioning and balanced interregional transportation system and to prepare an assess management plan to guide for state highway operation and protection including budgeting.

STATUS:

08/25/2014 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE for concurrence. (79-0)

Priority: High

CA SB 556

AUTHOR: Padilla [D]**TITLE:** Providers of Health and Safety Labor or Services**FISCAL** no**COMMITTEE:****URGENCY** no**CLAUSE:****INTRODUCED:** 02/22/2013**LAST AMEND:** 08/21/2014**DISPOSITION:** Pending**LOCATION:** Senate Unfinished Business**SUMMARY:**

Relates to third person contracts and ostensible agencies. Prohibits a person, a nongovernmental person, firm, corporation, or association that contracts to perform labor or services relating to public health and safety labor or services for a public agency from displaying on a vehicle or uniform a logo that reasonably could be interpreted as implying the labor or services are being performed by employees of a public agency, unless certain conditions are met. Prohibits mandating such activity.

STATUS:

08/25/2014 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To

Attachment A

Priority: SENATE for concurrence. (43-24)
High

CA SB 628 **AUTHOR:** Beall [D]
TITLE: Health Care Coverage: Mental Health Parity: Surveys
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/22/2013
LAST AMEND: 08/07/2014
DISPOSITION: Pending
LOCATION: Assembly Rules Committee
SUMMARY:
 Requires the Department of Managed Health Care to conduct medical surveys of health care service plans chosen by the Department's Director in order to evaluate those plans' compliance with requirements in existing law. Provides the minimum number of years for the conduction of the surveys. Requires the Department to hire personnel to implement these provisions, funded by the Managed Care Fund. Requires the costs to be paid from annual assessments imposed on health care service plans.
STATUS:
 08/07/2014 In ASSEMBLY. Read third time and amended. To third reading.
 08/07/2014 Re-referred to ASSEMBLY Committee on RULES.
Priority: High

CA SB 731 **AUTHOR:** Steinberg [D]
TITLE: Environment: California Environmental Quality Act
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/22/2013
LAST AMEND: 09/09/2013
DISPOSITION: Pending
LOCATION: Assembly Second Reading File
SUMMARY:
 Relates to the State Environmental Quality Act. Provides that certain impacts of a residential, mixed-use, or employment center project within a transit priority area shall not be considered significant impacts. Requires guidelines for thresholds of significance for noise and transportation impacts to be made available. Requires preparation of environmental impact reports. Extends the tolling of time for judicial actions and mitigation measures. Relates to sustainable communities planning and grants.
STATUS:
 09/11/2013 From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass as amended. (9-0)
Priority: High

CA SB 785 **AUTHOR:** Volk [D]
TITLE: Design-Build
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/22/2013

Attachment A

LAST AMEND: 08/22/2014
DISPOSITION: Pending
FILE: 109
LOCATION: Assembly Third Reading File

SUMMARY:

Repeals certain authorizations and enacts provisions that would authorize the Department of General Services, the Department of Corrections and Rehabilitation, and certain local agencies to use the design-build procurement process for specified public works. Authorizes the use of such process by the Marin Healthcare District when contracting for building and improvements construction to a hospital or health facility at the Marin General Hospital. Includes the San Diego Unified Port District.

STATUS:

08/22/2014 In ASSEMBLY. Read third time and amended. To third reading.

Priority: High

CA SB 848

AUTHOR: Wolk [D]
TITLE: Safe Drinking Water, Water Quality, and Water Supply
FISCAL: yes
COMMITTEE:
URGENCY: yes
CLAUSE:
INTRODUCED: 01/09/2014
LAST AMEND: 07/03/2014
DISPOSITION: Pending
FILE: A-11
LOCATION: Senate Inactive File

SUMMARY:

Repeals the provisions of existing law that created the Safe, Clean, and Reliable Drinking Water Supply Act of 2012. Enacts the Safe Drinking Water, Water Quality, and Flood Protection Act of 2014 which would authorize the issuance of bonds pursuant to the State General Obligation Bond Law to finance a safe drinking water, water quality and water supply program. Provides for the submission of the bond act to the voters.

STATUS:

08/18/2014 In SENATE. From third reading. To Inactive File.

Priority: High

CA SB 953

AUTHOR: Roth [D] **SANBAG Position:** Support
TITLE: Vehicles: Parking: Public Grounds
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/06/2014
ENACTED: 08/15/2014
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 192

SUMMARY:

Amends existing law prohibiting a person from driving a vehicle or animal, or stopping, or leaving standing a vehicle or animal, whether attended or not, upon the driveways, paths, parking facilities, or ground of specified public entities, including a transit district and a public transportation agency, except with the permission of, and upon and subject to specified conditions, of the governing body of a specified public body. Includes specified county transportation commissions with the listed entities.

Attachment A

STATUS:
 08/15/2014 Signed by GOVERNOR.
 08/15/2014 Chaptered by Secretary of State. Chapter No. 192
Priority: High

CA SB 969 **AUTHOR:** DeSaulnier [D]
TITLE: Public Works
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/10/2014
LAST AMEND: 08/19/2014
DISPOSITION: To Governor
LOCATION: Enrolled
SUMMARY:
 Authorizes provisions of existing law to be known and cited as the Public Works Project Oversight Improvement Act. Defines a megaproject as a specified transportation project. Requires the agency administering a megaproject to establish a peer review group and to take specified actions to manage the risks associated with a megaproject including establishing a comprehensive risk management plan, and regularly reassessing its reserves. Requires project-related information to be posted on an agency's Web site.
STATUS:
 08/25/2014 Enrolled.
Priority: High

CA SB 983 **AUTHOR:** Hernandez E [D] **SANBAG Position: Support**
TITLE: High-Occupancy Toll Lanes
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/11/2014
LAST AMEND: 08/04/2014
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
 Requires guidelines for development and operation of high-occupancy toll lanes. Relates to conversion of nontoll and nonuser-fee lanes. Authorizes the Santa Clara Valley Transportation Authority to apply to develop and operate high-occupancy lanes and a value-pricing program and public transit preferential lane facilities. Removes the limitation on the number of approved facilities. Deletes the application deadline. Provides each application is subject to review. Authorizes certain bonds.
STATUS:
 08/14/2014 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
Priority: High

CA SB 990 **AUTHOR:** Vidak [R]
TITLE: Transportation Funds: Disadvantaged Small Communities
FISCAL: yes
COMMITTEE:
URGENCY: yes
CLAUSE:

Attachment A

INTRODUCED: 02/12/2014
LAST AMEND: 04/21/2014
DISPOSITION: Pending
LOCATION: Senate Transportation and Housing Committee

SUMMARY:

Requires that no less than a specified percentage of funds available for regional improvement projects to be programmed in the regional transportation improvement program for disadvantaged small communities. Requires regional transportation agencies and county transportation commissions, in programming these moneys, to prioritize funding congestion relief and safety needs.

STATUS:

04/29/2014 In SENATE Committee on TRANSPORTATION AND HOUSING:
Failed passage.

04/29/2014 In SENATE Committee on TRANSPORTATION AND HOUSING:
Reconsideration granted.

Priority: High

CA SB 1033

AUTHOR: Torres [D]
TITLE: Land Use: Local Planning: Housing Elements
FISCAL: no
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/14/2014
DISPOSITION: Pending
FILE: 96
LOCATION: Assembly Third Reading File

SUMMARY:

Amends the Planning and Zoning Law that requires the housing element, in turn to contain, among other items, an identification and analysis of existing and projected housing needs and a statement of goals, policies, quantified objectives, financial resources, and scheduled programs for the preservation, improvement, and development of housing. Revises references to redevelopment agencies within those housing element provisions to instead refer to successor housing agencies.

STATUS:

06/30/2014 In ASSEMBLY. Read second time. To third reading.

Priority: High

CA SB 1037

AUTHOR: Hernandez E [D]
TITLE: Los Angeles County MTA: Transactions and Use Tax
FISCAL: no
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/18/2014
ENACTED: 08/15/2014
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 196

SUMMARY:

Requires the Los Angeles County Metropolitan Transportation Authority, before submitting an ordinance or amended ordinance to voters, to amend an expenditure plan previously prepared for certain transactions and use taxes with respect to matters relating to certain projects and programs, and to develop a transparent process to determine certain cost

Attachment A

estimates. Requires the MTA to include the amended plan in the Long Range Transportation Plan. Requires such plan to include certain projects and programs.

STATUS:

08/15/2014 Signed by GOVERNOR.

08/15/2014 Chaptered by Secretary of State. Chapter No. 196

Priority: High

CA SB 1049	AUTHOR:	Pavley [D]
	TITLE:	Integrated Regional Water Management Plans
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/18/2014
	LAST AMEND:	04/23/2014
	DISPOSITION:	Pending
	LOCATION:	Senate Appropriations Committee
	SUMMARY:	Amends the Integrated Regional Water Management Planning Act. Includes projects or programs that reduce energy used to acquire, transport, treat, or distribute water, or that develop and and maintain computer models and analytic tools to model regional water management strategies as a regional project or program. Requires a regional water management group to include all water suppliers that are within a watershed area, the area over a groundwater basin or subbasin, or the area within a county's boundaries.
	STATUS:	
	05/23/2014	In SENATE Committee on APPROPRIATIONS: Held in committee.
	Priority:	High
CA SB 1064	AUTHOR:	Hill [D]
	TITLE:	PUC: Railroads: Natural Gas Pipelines: Safety
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/18/2014
	LAST AMEND:	04/08/2014
	DISPOSITION:	To Governor
	LOCATION:	To enrollment
	SUMMARY:	Relates to National Transportation Safety Board (NTSB) safety recommendations and Federal Transit Administration (FTA) safety advisories concerning rail facilities. Requires, with respect to natural gas pipelines, if the Public Utilities Commission receives a correspondence from NTSB that indicates that a recommendation from NTSB has been closed following an action that the NTSB finds unacceptable, that fact is to be noted in the annual report to the Legislature.
	STATUS:	
	08/22/2014	In ASSEMBLY. Read third time. Passed ASSEMBLY. To enrollment. (76-0)
	Priority:	High
CA SB 1077	AUTHOR:	DeSaulnier [D]

Attachment A

TITLE: Vehicles: Road Usage Charge Pilot Program
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/19/2014
LAST AMEND: 08/21/2014
DISPOSITION: Pending
LOCATION: Senate Unfinished Business
SUMMARY:

Requires the Chair of the State Transportation Commission to create a Road Usage Charge Technical Advisory Committee to study the charge alternatives to the gas tax and make recommendations on the design of a pilot program. Authorizes the Committee to make recommendations on the criteria to be used to evaluate the program. Requires the preparation and submission of a program related report to Legislative committees. Requires the Commission to include same in its annual report to the Legislature.

STATUS:
08/25/2014 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE for concurrence. (46-26)
Priority: High

CA SB 1121	<p>AUTHOR: De Leon [D] TITLE: Climate Technology and Infrastructure Financing Act FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/19/2014 LAST AMEND: 08/19/2014 DISPOSITION: Pending FILE: 159 LOCATION: Assembly Third Reading File SUMMARY: Enacts the State Climate Technology and Infrastructure Financing Act. Requires the State Infrastructure and Economic Development Bank, in consultation with the State Air Resources Board, to administer the Climate Solutions Accelerator Account, which would be established in a specified Fund, to provide financial assistance to eligible greenhouse gas emissions reduction projects. STATUS: 08/20/2014 In ASSEMBLY. Read second time. To third reading. Priority: High</p>
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CA SB 1122	<p>AUTHOR: Pavley [D] TITLE: Sustainable Communities: Strategic Growth Council FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/19/2014 LAST AMEND: 05/05/2014 DISPOSITION: Pending LOCATION: Senate Appropriations Committee SUMMARY: Requires the Strategic Growth Council to manage and award financial assistance for the</p>
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Attachment A

purpose of supporting the implementation of sustainable communities strategies or alternate planning strategies, to be funded by the Greenhouse Gas Reduction Fund. Requires guidelines for funds use. Authorizes such assistance for the development and implementation of agricultural, natural resource, and open space land protection plans consistent with sustainable communities and greenhouse gas emission reduction plans.

STATUS:

05/23/2014 In SENATE Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA SB 1125	AUTHOR: Pavley [D] TITLE: Global Warming Solutions Act: Emissions Reduction FISCAL: yes COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/19/2014 LAST AMEND: 05/13/2014 DISPOSITION: Pending LOCATION: Senate Appropriations Committee SUMMARY: Requires the State Air Resources Board to develop quantitative, advisory reduction targets for greenhouse gas emissions and short-lived climate pollutants, in order to inform future legislative action. Requires the Board to report to the Legislature on those targets.
	STATUS: 05/23/2014 In SENATE Committee on APPROPRIATIONS: Held in committee. Priority: High
CA SB 1129	AUTHOR: Steinberg [D] TITLE: Successor Agencies to Redevelopment Agencies FISCAL: yes COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 02/19/2014 LAST AMEND: 08/22/2014 DISPOSITION: Pending FILE: 167 LOCATION: Assembly Third Reading File SUMMARY: Relates to the procedures of an successor redevelopment agency regarding the receipt of a finding of completion of a project entered into by the previous redevelopment agency. Relates to the recalculation of the accumulated on the remaining balance of a loan. Relates to the rejection of an enforceable obligation from a recognized obligation payment scheduled for a successor agency that has received a finding of completion. Provides an agency officer or employee may acquire an interest in project property.
	STATUS: 08/22/2014 In ASSEMBLY. Read third time and amended. To third reading. Priority: High
CA SB 1190	AUTHOR: Jackson [D]

Attachment A

TITLE: Courts: Judgeships
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 04/29/2014
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Increases the number of judges in the division of the Fourth Appellate District of the Court of Appeal located in the San Bernardino/Riverside area; Appropriates an unspecified sum from the General Fund to the Judicial Branch for the purpose of funding those additional appellate court judgeships and accompanying staff.

STATUS:
05/23/2014 In SENATE Committee on APPROPRIATIONS: Held in committee.
Priority: High

CA SB 1200 **AUTHOR:** Padilla [D]
TITLE: Public Postsecondary Education: Academic Standards
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 06/16/2014
DISPOSITION: To Governor
LOCATION: Enrolled
SUMMARY:
Requires the Trustee of the California State University and requests the Regents of the University of California to develop guidelines for high school computer-science courses to be approved for purposes of recognition for admission to the respective systems. Encourages the University of California to ensure such courses that satisfy the mathematics subject area requirements for admission build upon fundamental mathematics content that align with the standards of the Academic Content Standards Commission.
STATUS:
08/22/2014 Enrolled.
Priority: High

CA SB 1204 **AUTHOR:** Lara [D]
TITLE: Clean Truck, Bus, and Off-Road Vehicle: Equipment
FISCAL yes
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 02/20/2014
LAST AMEND: 08/22/2014
DISPOSITION: Pending
FILE: 161
LOCATION: Assembly Third Reading File
SUMMARY:
Creates the State Clean Truck, Bus and Off-Road Vehicle and Equipment Technology Program to be funded from cap and trade revenues, to fund near-zero emission truck, bus,

Attachment A

and off-road vehicle and equipment technologies and related projects, with priority to be given to certain projects, including project that benefit disadvantaged communities. Requires the State Air Resources Board to create an annual framework and plan, and to develop guidance from program implementation.

STATUS:

08/22/2014 In ASSEMBLY. Read third time and amended. To third reading.

Priority: High

CA SB 1228	AUTHOR:	Hueso [D] SANBAG Position: Support with Amendments
	TITLE:	Trade Corridors Improvement Fund
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/20/2014
	LAST AMEND:	08/19/2014
	DISPOSITION:	Pending
	FILE:	156
	LOCATION:	Assembly Third Reading File
	SUMMARY:	Provides for the continuation of the Trade Corridors Improvement Fund for the purpose of receipt and expenditure of revenues from sources other than a specified bond act. Provides for allocation of those revenues for similar purposes as the bond act, but specifically for infrastructure improvements that benefit the State's land ports of entry, seaports, and airports. Requires funded projects to be subject to specified requirements related to the Greenhouse Gas Reduction Fund.
	STATUS:	
	08/20/2014	In ASSEMBLY. Read second time. To third reading.
	Priority:	High
CA SB 1260	AUTHOR:	DeSaulnier [D]
	TITLE:	Local Government: Affordable Housing
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	
	INTRODUCED:	02/21/2014
	DISPOSITION:	Pending
	LOCATION:	Senate Appropriations Committee
	SUMMARY:	Eliminates the requirement of a infrastructure financing districts that constructs dwelling units to set aside not less than 20% of those units for affordable housing for persons and families of low- and moderate-income.
	STATUS:	
	05/23/2014	In SENATE Committee on APPROPRIATIONS: Held in committee.
	Priority:	High
CA SB 1268	AUTHOR:	Beall [D]
	TITLE:	Natural Resources Climate Improvement Program
	FISCAL	yes
	COMMITTEE:	
	URGENCY	no
	CLAUSE:	

Attachment A

INTRODUCED: 02/21/2014
LAST AMEND: 05/07/2014
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee

SUMMARY:

Establishes the Natural Resources Climate Improvement Program, to assist in the development and implementation of highly leveraged, regionally integrated natural resources projects that maximize greenhouse gas emissions reductions or sequestration. Authorizes moneys from the Greenhouse Gas Reduction Fund to be available to implement the program.

STATUS:

05/23/2014 In SENATE Committee on APPROPRIATIONS: Held in committee.

Priority: High

CA SB 1292

AUTHOR: Hueso [D]
TITLE: Safe Drinking water State Revolving Fund
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/21/2014
LAST AMEND: 08/18/2014
DISPOSITION: Pending
FILE: 145
LOCATION: Assembly Third Reading File

SUMMARY:

Relates to the Safe Drinking Water State Revolving Fund. Increases the maximum amount of a construction grant award for a water system serving severely disadvantaged communities.

STATUS:

08/19/2014 In ASSEMBLY. Read second time. To third reading.

Priority: High

CA SB 1298

AUTHOR: Hernandez E [D]
TITLE: High Occupancy Toll Lanes
FISCAL: yes
COMMITTEE:
URGENCY: no
CLAUSE:
INTRODUCED: 02/21/2014
LAST AMEND: 08/19/2014
DISPOSITION: To Governor
LOCATION: Enrolled

SUMMARY:

Revises and recasts provisions authorizing a value-pricing and transit development demonstration program involving high-occupancy toll lanes to be conducted, administered, developed, and operated on specified State highway routes. Specifies additional requirements for agreements between specified agencies. Requires the agreements to provide for reimbursement of agencies from toll revenues for costs incurred in the implementation or operation of the program and maintenance of specified facilities.

STATUS:

08/25/2014 Enrolled.

Priority: High

Attachment A

CA SB 1312	AUTHOR:	Steinberg [D]	
	TITLE:	Transportation Commission: Annual Report	
	FISCAL	no	
	COMMITTEE:		
	URGENCY	no	
	CLAUSE:		
	INTRODUCED:	02/21/2014	
	DISPOSITION:	Pending	
	FILE:	90	
	LOCATION:	Assembly Third Reading File	
	SUMMARY:	Amends existing law requiring California Transportation Commission to adopt an annual report for submission to the legislature. Deletes the provision relating to the loan and transfer summary and discussion that was to be included in the reports.	
	STATUS:		
	06/18/2014	In ASSEMBLY. Read second time. To third reading.	
	Priority:	High	
CA SB 1347	AUTHOR:	Anderson [R]	
	TITLE:	Public Contracts: School Districts: Charter Schools	
	FISCAL	yes	
	COMMITTEE:		
	URGENCY	no	
	CLAUSE:		
	INTRODUCED:	02/21/2014	
	LAST AMEND:	05/07/2014	
	DISPOSITION:	Pending	
	LOCATION:	Senate Appropriations Committee	
	SUMMARY:	Requires a school district or charter school to post on its Internet Web site a list of any contracts for the construction of a public work or improvement involving an expenditure of more than a specified amount that was awarded in the prior calendar year. Requires the list to contain specified information.	
	STATUS:		
	05/23/2014	In SENATE Committee on APPROPRIATIONS: Held in committee.	
	Priority:	High	
CA SB 1390	AUTHOR:	Correa [D]	SANBAG Position: Work with Author
	TITLE:	Santa Ana River Conservancy Program	
	FISCAL	yes	
	COMMITTEE:		
	URGENCY	no	
	CLAUSE:		
	INTRODUCED:	02/21/2014	
	LAST AMEND:	08/21/2014	
	DISPOSITION:	Pending	
	FILE:	122	
	LOCATION:	Assembly Third Reading File	
	SUMMARY:	Establishes the Santa Ana River Conservancy Program to acquire interests and options in real property and would prescribe the management, powers, and duties of the conservancy. Creates the Santa Ana River Conservancy Program Account in the State Coastal	

Attachment A

Conservancy Fund. Requires a report.

STATUS:

08/21/2014 In ASSEMBLY. Read third time and amended. To third reading.

Priority: High

CA SB 1418	AUTHOR: DeSaulnier [D] TITLE: Vehicle Weight Fees: Transportation Bond Debt Service FISCAL yes COMMITTEE: URGENCY yes CLAUSE: INTRODUCED: 02/21/2014 LAST AMEND: 05/01/2014 DISPOSITION: Pending LOCATION: Senate Appropriations Committee SUMMARY: Repeals provisions of existing law which allow for the transfer of weight fees on the registration of commercial motor vehicles from the State Highway Account to reimburse the General Fund for debt service on transportation bonds. Requires of specified percentage of the revenues derived from the increase in motor fuel excise taxes to be deposited in the State Highway Account to be allocated to city and county streets and roads, and another percentage to the State Highway Operation and Protection Program. STATUS: 05/23/2014 In SENATE Committee on APPROPRIATIONS: Held in committee. Priority: High
CA SB 1433	AUTHOR: Hill [D] TITLE: Local Agency Public Construction: Design-Build Contract FISCAL yes COMMITTEE: URGENCY no CLAUSE: INTRODUCED: 02/21/2014 LAST AMEND: 08/22/2014 DISPOSITION: Pending FILE: 158 LOCATION: Assembly Third Reading File SUMMARY: Relates to the Local Agency Public Construction Act. Extends the authorization for a transit operator to enter into a design-build contract and to submit required information. STATUS: 08/22/2014 In ASSEMBLY. Read third time and amended. To third reading. Priority: High
CA SB 1446	AUTHOR: DeSaulnier [D] TITLE: Health Care Coverage: Small Employer Market FISCAL yes COMMITTEE: URGENCY yes CLAUSE: INTRODUCED: 02/21/2014 ENACTED: 07/07/2014 DISPOSITION: Enacted

Attachment A

LOCATION: Chaptered
CHAPTER: 84
SUMMARY:

Allows a small employer health care service plan contract or small employer health insurance policy that does not qualify as a grandfathered health plan under the federal Patient Protection Act to be renewed until a specified date and to continue to be in force until a specified date. Exempts those health care service plan contracts and health insurance policies from various provisions of State law that implement the federal act reforms.

STATUS:
07/07/2014 Signed by GOVERNOR.
07/07/2014 Chaptered by Secretary of State. Chapter No. 84
Priority: High

CA SCA 4	<p>AUTHOR: Liu [D] TITLE: Local Government Transportation Project: Voter Approval FISCAL: no COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 12/03/2012 LAST AMEND: 08/28/2013 DISPOSITION: Pending LOCATION: Senate Appropriations Committee SUMMARY: Proposes an amendment to the Constitution to provide the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for local transportation projects requires the approval of a related proposition that includes certain requirements. Prohibits the local government from expending any revenues derived from a special transportation tax approved by the voters at any time prior to the completion of a identified capital project funded by specified revenues. STATUS: 08/29/2013 Re-referred to SENATE Committee on APPROPRIATIONS. Priority: High</p>
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CA SCA 8	<p>AUTHOR: Corbett [D] TITLE: Transportation Projects: Special Taxes: Voter Approval FISCAL: no COMMITTEE: URGENCY: no CLAUSE: INTRODUCED: 12/14/2012 LAST AMEND: 05/21/2013 DISPOSITION: Pending LOCATION: Senate Appropriations Committee SUMMARY: Proposes an amendment to the Constitution to provide that the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for transportation projects requires the approval of 55% of its voters voting on the proposition, if the proposition includes certain requirements. STATUS: 08/29/2013 Re-referred to SENATE Committee on APPROPRIATIONS. Priority: High</p>
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CA SCA 9	<p>AUTHOR: Corbett [D]</p>
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Attachment A

TITLE: Local Government: Economic Development: Special Taxes
FISCAL no
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 12/18/2012
LAST AMEND: 05/21/2013
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Proposes an amendment to the Constitution to provide that the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for community and economic development projects requires the approval of a specified percentage of its voters voting on the proposition, if the proposition contains specified requirements.

STATUS:
 06/27/2013 Re-referred to SENATE Committee on APPROPRIATIONS.
Priority: High

CA SCA 11

AUTHOR: Hancock [D]
TITLE: Local Government: Special Taxes: Voter Approval
FISCAL no
COMMITTEE:
URGENCY no
CLAUSE:
INTRODUCED: 01/25/2013
LAST AMEND: 05/21/2013
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY:

Proposes an amendment to the Constitution to condition the imposition, extension, or increase of a special tax by a local government upon the approval of 55% of the voters voting on the proposition, if the proposition proposing the tax contains specified requirements.

STATUS:
 06/27/2013 Re-referred to SENATE Committee on APPROPRIATIONS.
Priority: High

Minute Action

AGENDA ITEM: 8

Date: September 10, 2014

Subject:

State Advocacy Services Contract

Recommendation:

That the Committee recommend the Board:

Approve Contract No. C14174 with Gonzalez, Quintana & Hunter, LLC to provide State Advocacy Services from October 1, 2014 through November 30, 2016 for a not-to-exceed amount of \$135,000.

Background:

In July 2014, the SANBAG Board of Directors approved the release of Request for Proposals (RFP) No. 14174 for State Advocacy Services. This RFP was released on July 9, 2014 and was sent electronically to approximately 20 consultants registered on PlanetBids. The solicitation was issued in accordance with current SANBAG policies and procedures for professional services. The RFP was also posted on SANBAG's website and advertised in the Sacramento Bee and Capitol Morning Report.

A Pre-Proposal meeting was held on July 23, 2014, and was attended by two firms. Addendum No. 1 was issued on July, 31, 2014 responding to questions and materials from the pre-proposal meeting.

On August 18, 2014, three proposals were received and disseminated to all evaluation committee members. The evaluators concluded their individual review of the proposals and convened to review, discuss and score the proposals on August 27, 2014. At the meeting, the committee members individually scored the proposals based on the following evaluation criteria; Qualifications of the Firm - 30%, Staffing - 25%, and Technical Approach/Work Plan - 25% and Cost - 20%.

Because of the scoring, the firms were ranked in order of technical merit, and a short-list was developed. The firms short-listed and invited to interviews were Smith, Watts & Martinez, LLC and Gonzalez, Quintana & Hunter, LLC.

On September 2, 2014, interviews were conducted with the short-listed firms. At the completion of the interviews, the Evaluation Committee separately scored the interviews. The assigned weighting for the technical proposal is 40% and the interview is 60%.

Entity: CMA, COG, CTA, CTC, SAFE

General Policy Committee Agenda Item
September 10, 2014
Page 2

The Committee considered both firms qualified to perform the work specified in the RFP. The highest ranked firm in both the interview portion and the overall score, Gonzalez, Quintana & Hunter, LLC, is being recommended for a two year contract with two, two year option terms to match the state legislative calendar.

Gonzales, Quintana & Hunter, LLC (GQ&H) is a bipartisan government relations firm founded in December 2011. With a staff of 10, including four well-established and well-respected partners with over 50 years of collective experience, they are well equipped to serve SANBAG's growing legislative program. GQ&H offers significant expertise in transportation and council of governments' issues including air quality, water, energy, housing, and land use that will build upon SANBAG's existing legislative program and expertise on transportation issues.

Key transportation and local government clients include the Santa Clara Valley Transportation Authority where they have worked on public-private partnership and alternative project delivery issues, highway and transit projects, funding, and cap and trade; Ventura County Transportation Commission where they have worked on highway and transit project needs; and Sacramento Area Council of Governments, where they focused on funding and council of government issues.

GQ&H Partner Delaney Hunter is proposed to be the key advocate for SANBAG. Her background includes more than 20 years' experience in political and governmental work in California. She began her career with Senator Bill Leonard, focusing on energy and transportation issues. During that time, she was a key Senate staffer to the conference committee led by then-Assembly Member Jim Brulte on AB 1890 which restructured California's energy industry. Ms. Hunter also worked to support the completion of State Route 210 and the completion of the California Department of Transportation District 8 Headquarters in San Bernardino. Following this, she served as the Legislative Director for the firm now known as Smith, Watts & Martinez, LLC, where she focused mainly on transportation issues including state funding and local transportation sales tax measures. In March 2005, she was appointed as the Director of the Office of Governmental Affairs for the California Public Utilities Commission under Governor Schwarzenegger. Prior to the formation of GQ&H, Ms. Hunter served as a principal at Dewey Square Group. She holds a Bachelor of Arts degree in Government and Journalism from California State University, Sacramento (CSUS).

A second Partner, Steve Cruz, is proposed to handle COG related issues. Mr. Cruz brings over 20 years' experience in local government, land use, housing, and water issues, having served as the in-house lobbyist for the California Building Industry Association, focusing on environmental and water issues. He also served as a Legislative Advocate with Political Solutions, Public Policy Advocates, and Kenyon & Edelstein. Mr. Cruz also served in the administration of Mayor Willie L. Brown, Jr, where he served as chief state legislative advocate for the City and County of San Francisco. Prior to that, Mr. Cruz was a policy advisor to former State Senator and U.S. Labor Secretary Hilda L. Solis. He holds a degree in Government from CSUS.

Angela Pontes is proposed to serve as Legislative Coordinator, having served as a Legislative Fellow for Assembly Member Richard Gordon (D-Menlo Park), covering housing, local government, transportation, business, and budget issues. Ms. Pontes has also worked with former First Lady Maria Shriver as the Outreach Coordinator for The Shriver Report:

General Policy Committee Agenda Item
September 10, 2014
Page 3

A Woman's Nation Pushes Back from the Brink, and served as a Public Relations Assistant for Dewey Square Group. She holds a degree in International Health with a minor in Spanish from Georgetown University.

Financial Impact:

SANBAG has budgeted for State Advocacy Services contracts in the FY 2014-2015 SANBAG Budget. The source of funds is Measure I funds.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee. This item has not been reviewed by General Counsel.

Responsible Staff:

Wendy Strack, Director of Legislative and Public Affairs



CONTRACT SUMMARY SHEET

Contract No. C 14174 Amendment No. _____

By and Between

San Bernardino Associated Governments and Gonzalez, Quintana & Hunter, LLC

Contract Description State Advocacy Services

Board of Director's Meeting Date: October 1, 2014

Overview of BOD Action: Board of Directors approved contract at the October 1, 2014 board meeting to cover state advocacy services from October 1, 2014 through November 30, 2016. Two, two year option terms are available through November 30, 2020.

Is this a Sole-Source procurement? Yes No

CONTRACT OVERVIEW

Original Contract Amount	\$	135,000	Original Contingency Amount	\$	
Revised Contract Amount <i>Inclusive of prior amendments</i>	\$		Revised Contingency Amount <i>Inclusive of prior amendments</i>	\$	
Current Amendment Amount	\$		Contingency Amendment	\$	
TOTAL CONTRACT VALUE	\$	135,000	TOTAL CONTINGENCY VALUE	\$	
TOTAL BUDGET AUTHORITY (contract value + contingency)					\$ 135,000

Contract Start Date October 1, 2014	Current Contract Expiration Date November 30, 2016	Revised Contract Expiration Date
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Has the contract term been amended? No Yes - please explain.

FINANCIAL INFORMATION

Budget authority for this contract currently exists in Task No. 0503.

A Budget Amendment is required.

How are we funding current FY? Measure I funds

Federal Funds
 State Funds
 Local Funds
 TDA Funds
 Measure I Funds

Provide Brief Overview of the Overall Funding for the duration of the Contract:

Measure I funds

Payable Receivable

CONTRACT MANAGEMENT INFORMATION

Check all applicable boxes:

Retention? If yes, indicate % _____.

Disadvantaged Business Enterprise (DBE) Goal _____ %

Project Manager (Print Name) _____

Signature _____

Date _____

Task Manager (Print Name) _____

Signature _____

Date _____

Dir. of Fund Admin. & Programming (Print Name) _____

Signature _____

Date _____

Contract Administrator (Print Name) _____

Signature _____

Date _____

Chief Financial Officer (Print Name) _____

Signature _____

Date _____

EXHIBIT “A”–SCOPE OF WORK

Attachment: C14174 Exh A - Scope of Work (1306 : State Advocacy Services Contract)

General Statement – The Consultant will work to advance SANBAG’s policy, funding, and regulatory objectives in Sacramento as outlined in the annual legislative platform, adopted by the Board of Directors. The Consultant will work to develop bi-partisan support, where possible, for the outlined objectives and Board approved priorities. The Director of Legislative and Public Affairs and/or his/her designee will be the key contact and will coordinate the work of the Consultant. Under the direction and coordination, the Consultant shall be responsible for implementing the objectives described below.

1.0 Program Development

1.1 Assist with the development of SANBAG’s annual state legislative platform by identifying potential policy issues; key anticipated funding and regulatory items, changing political dynamics, and upcoming legislative proposals.

1.2 Identify potential sponsor legislation, secure authors for any such proposals, draft language and amendments, support committee analyses, prepare testimony, as well as build the necessary coalitions and support to secure passage and signature for SANBAG sponsored or co-sponsored legislation.

1.3 Maintain a current awareness of SANBAG Board actions, programs, activities, policies, as well as items before the California Transportation Commission (CTC).

1.4 Develop and maintain knowledge of the technical and political aspects of transportation funding in California, as well as the priorities and issues affecting councils of governments.

Deliverables:

- *Electronically provide information, copies of introduced legislation, relevant testimony, analyses, as well as social media or news articles impacting SANBAG’s identified priorities.*
- *Monitor SANBAG Committee and Board Agendas, as well as SANBAG’s items before the CTC.*
- *Secure approvals for SANBAG sponsor legislation.*

2.0 Relationships

2.1 Posses strategic relationships and communicate SANBAG’s positions on key legislative items; sponsor legislation; and budgetary, regulatory, or policy issues with key legislators, members and committee staff, and the Administration, as well as state agencies such as the California State Transportation Agency, the California Department of Transportation, the CTC, the California Air Resources Board, the Board of Equalization, the California Department of Finance, the California Highway Patrol, the state Environmental Protection Agency, the Strategic Growth Council, and any other state department, agency, board, or commission whose decisions impact SANBAG.

2.2 Routinely communicate and collaborate with the San Bernardino County State Legislative Delegation regarding SANBAG's interests and priorities.

2.3 Identify key partners, groups, and individuals to build alliances, partnerships and coalitions in order to advance SANBAG's interests. Coordinate efforts with statewide and regional entities seeking common goals and outcomes. Additionally, coordinate with other Southern California transportation agencies and councils of governments on areas of mutual concern.

Deliverables:

- *Electronic reports on the outcomes of meetings and issues impacting SANBAG.*
- *Participation in lobbying coalitions related to SANBAG's legislative priorities.*

3.0 Advocacy

3.1 Communicate SANBAG's positions on legislative, regulatory, budgetary, and policy items. Prepare materials, testimony, notes, letters, and other written communications to advance SANBAG's positions, as appropriate.

3.2 Assist in the development of, coordination of, and leadership on advocacy, strategy, and tactics to advance and achieve SANBAG's state legislative and funding priorities.

3.3 Identify and recommend positions on legislation, amendments to legislation, regulations, budget proposals, funding, regulatory, and programming priorities of interest to or impacting SANBAG and provide analyses or supplemental information related to these items upon request.

3.4 Conduct activities necessary to carry out SANBAG's legislative priorities with regard to the passage, defeat, or amendment of proposed legislative items.

3.5 Assist in the development and implementation of statewide transportation policy that is favorable to SANBAG.

3.6 Represent and advocate on behalf of SANBAG or with SANBAG Board Members or staff at meetings. This also includes testifying on behalf of or preparing/organizing testimony for SANBAG Board Members or staff.

3.7 Build agency image in Sacramento including but not limited to: developing communications strategies to promote and support SANBAG's interests and image; building relationships between stakeholders and SANBAG Board Members and staff; and promoting SANBAG's visibility through clear and consistent representation of the agency.

3.8 Provide information related to financial, policy, or informational hearings on issues that impact SANBAG's legislative priorities as well as the SANBAG's projects, programs, and services. Arrange for participation in such events as appropriate for SANBAG Board Members and staff.

Deliverables:

- *Provide relevant bill numbers or copies of regulations along with a summary and information related to sponsors, supporters, and opponents.*
- *Notification of hearings and securing of speaker spots, as appropriate.*
- *Analyses of budgetary proposals or legislative items impacting SANBAG.*
- *Secure equitable share of funding for SANBAG projects, programs, services, and priorities.*
- *Achieving SANBAG legislative, funding, and regulatory advocacy objectives.*
- *Copies of all written correspondence, testimony, and position papers given on behalf of SANBAG.*

4.0 Sacramento Travel

4.1 Assist SANBAG with the planning and scheduling of meetings for Board Members and staff with key officials to advance SANBAG's legislative priorities, along with the appropriate logistical support. As appropriate, lead the meeting and/or guide SANBAG in preparation for these meetings.

4.2 Assist with the development of an Annual Advocacy Trip to Sacramento for SANBAG Board Members and staff, upon request. This includes securing meetings space; scheduling meetings with the Administration, Legislative Leadership, and key members and staff; as well as identifying issues for consideration including briefing Sacramento stakeholders on SANBAG's adopted legislative program and priorities and to provide an update on SANBAG projects, programs and services.

Deliverables:

- *Schedule of meetings with key stakeholders, Members of the Legislature, and the Administration.*
- *Successful arrangement of a Sacramento Advocacy Trip, if applicable.*

5.0 Administrative Issues

5.1 Maintain a Sacramento Office and a visible presence in Sacramento. This office shall be available for use by Board Members and staff, as needed, while conducting SANBAG business in Sacramento.

5.2 Written and Oral Reports

5.2.1 Provide a monthly invoice for work performed on behalf of SANBAG, including a written update of activities engaged in on behalf of SANBAG during that time period including but not limited to: testimony before committees,

individual meetings with Legislator or staff, and the status of SANBAG's key legislative initiatives.

5.2.2 Provide oral updates to the Board of Directors regarding the pending actions in the Legislature, key issues, and the status of SANBAG priorities, upon request. These shall occur no less than one per year, but no more than four. These updates may also include one annual strategic planning session with SANBAG Board Members or staff.

5.2.3 Prepare memos on particular items of interest as requested or as major issues arise requiring supplemental background and context.

5.2.4. Assist with the review and finalization of SANBAG's Annual Legislative Report to the Board of Directors.

5.3 The Consultant shall maintain close communication with SANBAG's staff and Board of Directors.

Deliverables:

- *An office in Sacramento, convenient to the State Capitol.*
- *A monthly invoice including a summary of activities engaged in on behalf of SANBAG.*

Minute Action

AGENDA ITEM: 9

Date: September 10, 2014

Subject:

Measure I Local Pass-Through Compliance Audits for Fiscal Years 2011/2012 and 2012/2013

Recommendation:

That the General Policy Committee recommend the Board review and receive the following:

- A. The Measure I Summary Audit Reports of Local Pass-Through Funds for the year ended June 30, 2012.
- B. The Measure I Summary Audit Reports of Local Pass-Through Funds for the year ended June 30, 2013.

Background:

Each year San Bernardino Associated Governments provides for audits of all local jurisdictions receiving Measure I Local Pass-Through Funds, which are dedicated for transportation planning, design, construction, operation and maintenance only.

A financial examination is completed by an independent audit firm for activities during the previous fiscal year, including internal control systems of checks and balances. The examination must encompass both project expenditures and projects for which funds were received but not expended. A listing of all projects comparing actual revenues/expenses to the Measure I Five Year Capital Improvement Plan adopted by the local governing board and reported annually to SANBAG must be included. Any interest earned on the funds must also be included in the report. The report shall also contain an examination of expenditures, statement of revenue and expenses, and balance sheet for each component of the special Measure I fund.

Vavrinek, Trine, Day & Co, LLP (VTD) was selected in July 2012 to prepare Compliance Audits of the Measure I 2010-2040 pass-through funds for a three-year period. With the change of auditors, a delay in processing the audits resulted as the auditors, SANBAG, and the local jurisdictions worked through issues of interpretation of policies and procedures related to reporting of Measure I 1990-2010 balances, eligible expenditures, and repayment of ineligible expenditures. In January 2014, the Board approved a modification of pass-through Policies 40003, 40012 and 40016 to better define expectations and processes for this Program.

The audits for Fiscal Year 2011/2012 and Fiscal Year 2012/2013 did not contain any major findings. Summaries of the individual agency audits are included in Attachment A for Fiscal Year 2011/2012 and Attachment B for Fiscal Year 2012/2013.

Entity: CTA

General Policy Committee Agenda Item
September 10, 2014
Page 2

The financial audits for the City of San Bernardino for Fiscal Year 2011/2012 and Fiscal Year 2012/2013 have not been completed. The audit procedure performed by VTD before completing the Measure I audits is to compare the Measure I financial data to the City's financial statements, which in the case of the City of San Bernardino have not yet been issued. At this time there is no definite date when these financial statements will be issued. Staff will report back to the Board when the audits have been completed.

Financial Impact:

This item has no impact on the adopted SANBAG Fiscal Year 2014/2015 Budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Ellen Pollema, Transportation Planning Analyst

Attachment A

**Summary of the
Annual Compliance Reports
of the
Measure I Sales Tax Fund
Fiscal Year 2011/2012**



*San Bernardino Associated Governments
1170 W. 3rd Street, 2nd Floor
San Bernardino, CA 92410
(909) 884-8276*

TABLE OF CONTENTS

Introduction..... Page 3

Fiscal Year 2010/2011 Summary..... Page 4

Fiscal Year 2011/2012 Summary Page 5

Compliance Issues Page 6

Introduction

The Measure I Local Pass-Through Funds were created as part of the half cent Retail Transactions and Use Tax approved by the voters of San Bernardino County in 1989 to be used for transportation improvements and traffic management. In its capacity as San Bernardino County Transportation Authority, San Bernardino Associated Governments (SANBAG) is responsible for administration of funds and implementation of programs identified in the Measure.

Local jurisdictions receive retail transactions and use tax revenue from San Bernardino Associated Governments each month, based on the allocation formulas contained in the Measure I Expenditure Plans. The revenue is maintained in the Special Measure I Transportation Sales Tax Fund of each local jurisdiction. Interest received from the investment of these funds is deposited into the special Measure I Fund to be used for transportation projects approved by the governing bodies.

In the Valley subarea of the County, Local Pass-Through Funds are distributed to the cities and County for local street and road projects. Valley jurisdictions receive funds based upon the ratio of their population to the total Valley population. Mountain/Desert revenue is allocated to each subarea based upon the funds generated within each subarea and distributed to each jurisdiction within the subarea based upon a formula of 50% population and 50% point of generation.

This report, prepared by Vavrinek, Trine, Day & Co, LLP, Certified Public Accountants, provides summary information on revenue and expenditures of the Measure I Local Pass-Through Funds during Fiscal Year 2011/2012 for each of the cities and the County. The financial review consists of examination of financial statements and accounting principles, while the compliance review examines project expenditures to insure conformity with the Measure I Policies adopted by the San Bernardino Associated Governments Board of Directors.

Two charts summarizing the audits are provided for comparison: Fiscal Years 2010/2011 and 2011/2012.

Previous reports have separated the Valley jurisdictions from the Mountain/Desert jurisdictions. Going forward, the information will be presented in a combined format.

Mountain/Desert Subregion Statistical Table
 Measure I Local Pass-Through Summary Audit Table
 For the Year Ending JUNE 30, 2011

Jurisdiction	Revenue	Interest*	Total Revenue	Prior Year Balance **	Expenditures	Ending Balance **	Bal/Rev
Adelanto	\$445,828	\$7,506	\$453,334	\$3,789,611	\$312,662	\$3,930,283	882%
Apple Valley	\$1,431,264	\$33,019	\$1,464,283	\$4,256,769	\$212,066	\$5,508,986	385%
Barstow	\$1,488,242	\$84,833	\$1,573,075	\$4,687,415	\$1,990,179	\$4,270,311	287%
Big Bear Lake	\$471,333	\$20,118	\$491,451	\$37,010	\$416,695	\$111,766	24%
Hesperia	\$1,933,572	\$2,181,952	\$4,115,524	-\$1,479,262	\$2,003,358	\$632,904	33%
Needles	\$95,508	\$1,145	\$96,653	\$447,336	\$108,387	\$435,602	456%
Twentynine Palms	\$394,909	\$16,037	\$410,946	\$2,804,972	\$94,983	\$3,120,935	790%
Victorville	\$3,414,606	\$269,484	\$3,684,090	\$6,988,629	\$4,041,234	\$6,631,485	194%
Yucca Valley	\$554,027	\$58,299	\$612,326	\$1,706,595	\$683,739	\$1,635,182	295%
SBCO Colorado River	\$26,169	\$1,573	\$27,742	\$199,441	\$6,104	\$221,079	845%
SBCO Morongo Basin	\$242,928	\$31,473	\$274,401	\$1,838,640	\$118,901	\$1,994,140	821%
SBCO Mountains	\$769,409	\$24,288	\$793,697	\$3,021,268	\$1,126,257	\$2,688,708	349%
SBCO North Desert	\$1,133,573	\$38,613	\$1,172,186	\$4,141,423	\$1,574,333	\$3,739,276	330%
SBCO Victor Valley	\$1,087,048	\$61,197	\$1,148,245	\$6,175,805	\$1,066,316	\$6,257,734	576%
TOTAL	\$13,488,416	\$2,829,537	\$16,317,953		\$13,755,214	\$41,178,391	305%

* May include reimbursements to Measure I fund and other revenue transferred in.

** Negative fund balances indicate either debt associated with participation in SANBAG bonding program or excess expenditures.

Valley Subregion Statistical Table
 Measure I Local Pass-Through Summary Audit Table
 For the Year Ending JUNE 30, 2011

Jurisdiction	Revenue	Interest*	Total Revenue	Prior Year Balance	Expenditures	Ending Balance	Bal/Rev
Chino	\$1,022,031	\$21,092	\$1,043,123	\$1,011,102	\$932,380	\$1,121,845	110%
Chino Hills	\$952,223	\$1,130,011	\$2,082,234	\$1,643,862	\$1,779,096	\$1,947,000	204%
Colton	\$624,770	\$5,096	\$629,866	\$740,308	\$455,672	\$914,502	146%
Fontana	\$2,295,830	\$275,083	\$2,570,913	\$8,143,217	\$2,267,755	\$8,446,375	368%
Grand Terrace	\$153,481	\$601	\$154,082	\$96,477	\$79,860	\$170,699	111%
Highland	\$678,985	\$28,613	\$707,598	\$5,908,123	\$18,315	\$6,597,406	972%
Loma Linda	\$274,488	\$1,971	\$276,459	\$486,815	\$390,843	\$372,431	136%
Montclair	\$452,922	\$909,261	\$1,362,183	-\$115,631	\$64,580	\$1,181,972	261%
Ontario	\$2,105,119	\$46,934	\$2,152,053	\$4,327,785	\$2,461,332	\$4,018,506	191%
Rancho Cucamonga	\$2,157,647	\$57,761	\$2,215,408	\$4,175,424	\$1,757,287	\$4,633,545	215%
Redlands	\$867,317	\$672,681	\$1,539,998	\$6,349,680	\$1,272,660	\$6,617,018	763%
Rialto	\$1,208,871	\$10,812	\$1,219,683	\$1,770,455	\$1,204,690	\$1,785,448	148%
San Bernardino	\$2,469,224	-\$11,572	\$2,457,652	\$2,273,089	\$2,030,907	\$2,699,834	109%
Upland	\$918,282	\$14,132	\$932,414	\$2,090,736	\$2,662,308	\$360,842	39%
Yucaipa	\$620,692	\$4,990	\$625,682	\$931,085	\$227,648	\$1,329,119	214%
SBCO Valley	\$1,399,508	\$555,680	\$1,955,188	\$2,673,314	\$688,025	\$3,940,477	282%
TOTAL	\$18,201,390	\$3,723,146	\$21,924,536		\$18,293,358	\$46,137,019	253%

* May include reimbursements to Measure I fund and other revenue transferred in.

** Negative fund balances indicate either debt associated with participation in SANBAG bonding program or excess expenditures. Page 4 of 11

September 2014

**SUMMARY OF INDEPENDENT AUDITORS' REPORTS
MEASURE I 2010-2040 PASS-THROUGH FUNDS
FISCAL YEAR 2011/2012**

Jurisdiction	Prior Year Balance from Previous Audit ¹	Prior Period Adjustments ²	Fund Balance Beginning Balance	MI FY 11/12 Receipts	Interest ³	Other Revenue ⁴	Total MI Available for Projects	Eligible Local Project Expenditures	Ending Balance ⁵	Approx. Years Accumulated
Adelanto	\$237,962	\$29,378	\$267,340	\$588,259	\$254		\$855,853	\$194,047	\$661,806	1.1
Apple Valley	\$1,762,236		\$1,762,236	\$1,700,596	\$7,784		\$3,470,616	\$711,816	\$2,758,800	1.6
Barstow	\$1,445,742	\$246,373	\$1,692,115	\$1,962,553	\$51,862	\$343,238	\$4,049,768	\$1,233,859	\$2,815,909	1.4
Big Bear Lake	\$139,037	\$46,693	\$185,730	\$347,245	-\$223		\$532,752	\$558,990	-\$26,238	-0.1
Chino	\$661,771		\$661,771	\$1,086,034	\$18,234		\$1,706,039	\$504,136	\$1,261,903	1.2
Chino Hills	\$821,493	\$135,213	\$956,706	\$1,039,197	\$6,595		\$2,002,498	\$482,680	\$1,519,818	1.5
Colton	\$1,028,186		\$1,028,186	\$723,862	\$3,486		\$1,755,534	\$425,429	\$1,330,105	1.8
Fontana	\$2,195,146		\$2,195,146	\$2,742,864			\$4,938,010	\$1,001,513	\$3,936,497	1.4
Grand Terrace	\$154,571	\$11,152	\$165,723	\$166,997	\$475		\$333,195	\$91,429	\$241,766	1.4
Hesperia	\$754,898		\$754,898	\$2,395,130	\$4,372		\$3,154,400	\$837,835	\$2,316,565	1.0
Highland	\$681,942	\$71,242	\$753,184	\$737,128	\$4,323		\$1,494,635	\$0	\$1,494,635	2.0
Loma Linda	\$404,377	\$20,725	\$425,102	\$321,751	\$1,480	\$15,395	\$763,728	\$290,701	\$473,027	1.5
Montclair	\$876,895	\$41,295	\$918,190	\$510,566	\$885	\$6,308	\$1,435,949	\$811,837	\$624,112	1.2
Needles ⁶	\$456,608		\$456,608	\$108,548	\$72		\$565,228	\$281,406	\$283,822	2.6
Ontario	\$4,171,566	\$136,561	\$4,308,127	\$2,281,728	\$67,087		\$6,656,942	\$1,602,405	\$5,054,537	2.2
Rancho Cucamonga	\$2,320,309	\$156,890	\$2,477,199	\$2,325,292	\$47,435		\$4,849,926	\$1,238,664	\$3,611,262	1.6
Redlands	\$1,832,596		\$1,832,596	\$954,708	\$29,103		\$2,816,407	\$0	\$2,816,407	3.0
Rialto	\$963,470	\$119,334	\$1,082,804	\$1,381,110	\$11,152		\$2,475,066	\$480,731	\$1,994,335	1.4
San Bernardino ⁷	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD
Twentynine Palms	\$395,787	\$57,266	\$453,053	\$445,701	\$1,038		\$899,792	\$0	\$899,792	2.0
Upland	\$504,160		\$504,160	\$945,022	\$1,369		\$1,450,551	\$689,460	\$761,091	0.8
Victorville	\$2,086,934	\$615,363	\$2,702,297	\$4,052,746	\$14,456	\$24,940	\$6,794,439	\$1,252,561	\$5,541,878	1.4
Yucaipa	\$445,385	\$64,235	\$509,620	\$714,846	\$2,092		\$1,226,558	\$839,091	\$387,467	0.5
Yucaipa Valley	\$309,403		\$309,403	\$683,742	\$828		\$993,973	\$563,852	\$430,121	0.6
San Bernardino County (all subareas)	\$4,681,518	\$813,893	\$5,495,411	\$6,456,365	\$35,987		\$11,987,763	\$2,958,169	\$9,029,594	1.4
TOTAL	\$29,331,992	\$2,565,613	\$31,897,605	\$34,671,990	\$310,146	\$389,881	\$67,269,622	\$17,050,611	\$50,219,011	1.4

NOTES:

- 1 FY 2011/2012 Audit Scope of Work inadvertently omitted MI 1990-2010 funds; therefore, the balances and expenditures represent only MI 2010-2040 funds.
- 2 Recognition of Sales Tax Accrual date change.
- 3 Negative interest is due to negative cash balance.
- 4 Barstow: grant funds received. Loma Linda, Montclair and Victorville: reimbursement to fund.
- 5 Negative ending fund balance will be replenished by future MSI pass-through funds.
- 6 Needles balance includes Measure I 1990-2010 balance of \$62,494
- 7 To be determined (TBD) - San Bernardino information will be provided at a future date.

COMPLIANCE ISSUES

CITY OF ADELANTO

Current Year: Finding 2012-01: The City did not comply with one of the provisions, Policy VVLS-13(d) of the SANBAG Victor Valley Local Streets (VVLS) Program Measure I 2010-2040 Strategic Plan. The City did not include named projects totaling 50% of annual expenditures in 2 of the 5 years of the Five Year Plan.
Recommendation: The City update their Five Year Plan to include named projects totaling 50% of annual expenditures for all five years of the Five Year Plan to ensure compliance with the Strategic Plan.
View of Responsible Officials and Planned Corrective Action: The City will include in their Five Year Capital Improvement Plan named projects totaling 50% of the annual expenditures for all years reported to be in compliance with the Strategic Plan.
SANBAG Staff Notes: As of Fiscal Year 2013/2014, this provision has been removed from policy and is no longer a requirement.

Prior Year: None found.

TOWN OF APPLE VALLEY

Current Year: None found.

Prior Year: None found.

CITY OF BARSTOW

Current Year: Finding 2012-01: Bank reconciliations should be performed in a timely manner.
Recommendation: The City strengthen its procedures to ensure that reconciliation procedures are performed in a timely manner.
View of Responsible Officials and Planned Corrective Action: The City concurs with the finding. The City has taken appropriate measures to bring bank reconciliations current and to remain current.

Prior Year: None found.

CITY OF BIG BEAR LAKE

Current Year: None found.

Prior Year: None found.

CITY OF CHINO

Current Year: None found.

Prior Year: None found.

CITY OF CHINO HILLS

Current Year: None found.

Prior Year: None found.

CITY OF COLTON

Current Year: Finding 2012-01: The City did not comply with Policy VLS-9(d) of the SANBAG Valley Local Streets (VLS) Program Measure I 2010-2040 Strategic Plan which states that the Five Year Capital Improvement Plan shall include named projects totaling 50% of annual expenditures in all five years of the Five Year Plan.

Recommendation: The City update the Five Year Plan to include named projects totaling 50% of annual expenditures in all 5 years of the Five Year Plan to ensure compliance with the Strategic Plan.

View of Responsible Officials and Planned Corrective Action: The most current adopted Measure I Five Year Capital Improvement Plan (FY2013-2017) identifies all projects totaling 50% of annual expenditures by name. All future Measure I Five Year Capital Improvement Plans will include named projects for all those totaling 50% or more of annual expenditures in accordance with Policy VLS-9(d) of the SANBAG Valley Local Streets Program Measure I 2010-2040 Strategic Plan.

SANBAG Staff Notes: As of Fiscal Year 2013/2014, this provision has been removed from policy and is no longer a requirement.

Finding 2012-02: The City did not comply with Policy VLS-11 of the SANBAG Valley Local Streets (VLS) Program Measure I 2010-2040 Strategic Plan which states that in order for a project to be eligible for expenditure of Local Streets funds, the project must be included in the Five Year Capital Improvement Plan.

Recommendation: The City update the Five Year Plan in order to include all current projects in which there are related current expenditures.

View of Responsible Officials and Planned Corrective Action: The City will coordinate with SANBAG to ensure all future Measure I Five-Year Capital Improvement Plans include current year expenditures for approved prior-year projects in accordance with Policy VLS-11.

SANBAG Staff Notes: Previous auditors referenced prior Capital Improvement Plans in testing expenditures. Staff has clarified to jurisdictions that, going forward, prior Capital Improvement Plans will be considered void and all projects with current year expenditures should be included in the current Capital Improvement Plan.

Prior Year: None found.

CITY OF FONTANA

Current Year: None found.

Prior Year: None found.

CITY OF GRAND TERRACE

Current Year: None found.

Prior Year: None found.

CITY OF HESPERIA

Current Year: Finding 2012-01: The City did not comply with Policy VVLS-13(d) of the Victor Valley Local Street (VVLS) Program Measure I 2010-2040 Strategic Plan as they did not include named projects totaling 50% of annual expenditures in 3 of the 5 years of the Five Year Plan.

Recommendation: The City update the Five Year Plan to include named projects totaling 50% of annual expenditures for all five years of the Five Year Plan to ensure compliance with the Strategic Plan.

View of Responsible Officials and Planned Corrective Action: The City's Annual Street Improvement Program appears to be a Categorical expenditure during the final four years of each Measure I Five Year CIP since the City no longer adopts a detailed 5 year Capital Improvement Program (CIP) which names specific streets to be improved in the final four years of the Measure I 5 Year Plan. The City adopts its annual CIP in June of each year and identifies the streets which will receive some form of improvement during the following fiscal year. Shortly thereafter, the City files its updated 5 Year Measure I expenditure plan with SANBAG, and denotes the current fiscal year projects to receive Measure I funds. Once the streets are identified, the project is no longer a categorical expense.

SANBAG Staff Notes: As of Fiscal Year 2013/2014, this provision has been removed from policy and is no longer a requirement.

Prior Year: None found.

CITY OF HIGHLAND

Current Year: None found.

Prior Year: None found.

CITY OF LOMA LINDA

Current Year: Finding 2012-01: The City did not comply with Policy VLS-9(d) of the SANBAG Valley Local Streets (VLS) Program Measure I 2010-2040 Strategic Plan which states that the Five Year Capital Improvement Plan shall include named projects totaling 50% of annual expenditures in all five years of the Five Year Plan.

Recommendation: The City update the Five Year Plan to include named projects totaling 50% of annual expenditures in all five years of the Five Year Plan to ensure compliance with the Strategic Plan

View of Responsible Officials and Planned Corrective Action: Recommendation noted and the City will implement the change in the coming years.

SANBAG Staff Notes: As of Fiscal Year 2013/2014, this provision has been removed from policy and is no longer a requirement.

Prior Year: The City is not in compliance with Measure I Policies. It has exceeded the categorical project expenditure limitation of one-half of annual Measure I revenue for local projects.

Current Status: Implemented

CITY OF MONTCLAIR

Current Year: None found.

Prior Year: None found.

CITY OF NEEDLES

Current Year: Finding 2012-1: The City did not comply with one of the provisions, Policy MDLS-18 of the SANBAG Mountain/Desert Local Streets (MDLS) Program Measure I Strategic Plan. The City's process for allocating interest did not result in the Measure I Fund 1990-2010 receiving interest on its pooled balance.

Recommendation: The City enhance its interest allocation practices to ensure compliance with the Strategic Plan.

View of Responsible Officials and Planned Corrective Action: Not available at the time of agenda preparation.

Prior Year: The City made expenditures from the Measure I fund for projects not on the Five Year Capital Improvement Plan. It is recommended that the City update its Measure I Five Year Capital Improvement Plan to adjust for changes as they become apparent. The City should also notify San Bernardino Associated Governments of any changes to the Five Year Plan.

Current Status: Implemented

CITY OF ONTARIO

Current Year: None found.

Prior Year: None found.

CITY OF RANCHO CUCAMONGA

Current Year: None found.

Prior Year: None found.

CITY OF REDLANDS

Current Year: None found.

Prior Year: The city is not in compliance with Measure I policies. It has exceeded the categorical project expenditure limitations of one-half of annual Measure I revenue for local projects.

Current Status: Implemented

CITY OF RIALTO

Current Year: None found.

Prior Year: None found.

CITY OF SAN BERNARDINO

Current Year: The audit is delayed.

Prior Year: The City is not in compliance with Measure I Policies. It has exceeded the categorical project expenditure limitation of one-half of annual Measure I revenue for local projects.

Current Status: The audit is delayed, so status cannot be verified.

CITY OF TWENTYNINE PALMS

Current Year: None found.

Prior Year: The City made expenditures from the Measure I fund for projects not on the Five Year Capital Improvement Plan. It is recommended that the City update its Measure I Five Year Capital Improvement Plan to adjust for changes as they become apparent. The City should also notify San Bernardino Associated Governments of any changes to the Five Year Plan.

Current Status: Implemented

CITY OF UPLAND

Current Year: None found.

Prior Year: None found.

CITY OF VICTORVILLE

Current Year: None found.

Prior Year: None found.

CITY OF YUCAIPA

Current Year: Finding 2012-01: The City did not comply with Policy VLS-9(d) of the SANBAG Valley Local Streets (VLS) Program Measure I 2010-2040 Strategic

Plan which states that the Five Year Capital Improvement Plan shall include named projects totaling 50% of annual expenditures in four of the five years of the Five Year Plan.

Recommendation: To update their Five Year Plan to include named projects totaling 50% of annual expenditures to ensure compliance with the Strategic Plan.

View of Responsible Officials and Planned Corrective Action: The City concurs with the noted condition. However, the annual expenditures assigned to general program categories, as referenced above, can be specifically attached to approved named projects by reference to the City's adopted annual Pavement Management Program (PMP). For fiscal year 2012-2013 and all future years, the City will provide specific reference to the adopted annual PMP for all categorical expenditures in the adopted annual Measure I Resolution. By providing this reference, all annual expenditures will be associated with named projects, rendering the five year plan compliant, pursuant to the Measure I Strategic Plan.

SANBAG Staff Notes: As of Fiscal Year 2013/2014, this provision has been removed from policy and is no longer a requirement.

Prior Year: None found.

TOWN OF YUCCA VALLEY

Current Year: None found.

Prior Year: None found.

COUNTY OF SAN BERNARDINO –all subareas

Current Year: None found.

Prior Year: None found.

Attachment B

**Summary of the
Annual Compliance Reports
of the
Measure I Sales Tax Fund
Fiscal Year 2012/2013**



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TABLE OF CONTENTS

Introduction..... Page 3

Fiscal Year 2011/2012 Summary..... Page 4

Fiscal Year 2012/2013 Summary Page 5

Compliance Issues Page 6

Introduction

The Measure I Local Pass-Through Funds were created as part of the half cent Retail Transactions and Use Tax approved by the voters of San Bernardino County in 1989 to be used for transportation improvements and traffic management. In its capacity as San Bernardino County Transportation Authority, San Bernardino Associated Governments (SANBAG) is responsible for administration of funds and implementation of programs identified in the Measure.

Local jurisdictions receive retail transactions and use tax revenue from San Bernardino Associated Governments each month, based on the allocation formulas contained in the Measure I Expenditure Plans. The revenue is maintained in the Special Measure I Transportation Sales Tax Fund of each local jurisdiction. Interest received from the investment of these funds is deposited into the special Measure I Fund to be used for transportation projects approved by the governing bodies.

In the Valley subarea of the County, Local Pass-Through Funds are distributed to the cities and County for local street and road projects. Valley jurisdictions receive funds based upon the ratio of their population to the total Valley population. Mountain/Desert revenue is allocated to each subarea based upon the funds generated within each subarea and distributed to each jurisdiction within the subarea based upon a formula of 50% population and 50% point of generation.

This report, prepared by Vavrinek, Trine, Day & Co, LLP, Certified Public Accountants, provides summary information on revenue and expenditures of the Measure I Local Pass-Through Funds during Fiscal Year 2012/2013 for each of the cities and the County. The financial review consists of examination of financial statements and accounting principles, while the compliance review examines project expenditures to insure conformity with the Measure I Policies adopted by the San Bernardino Associated Governments Board of Directors.

Two charts summarizing the audits are provided for comparison: Fiscal Years 2011/2012 and 2012/2013.

**SUMMARY OF INDEPENDENT AUDITORS' REPORTS
MEASURE I 2010-2040 PASS-THROUGH FUNDS
FISCAL YEAR 2011/2012**

Jurisdiction	Prior Year Balance from Previous Audit ¹	Prior Period Adjustments ²	Fund Balance Beginning Balance	MI FY 11/12 Receipts	Interest ³	Other Revenue ⁴	Total MI Available for Projects	Eligible Local Project Expenditures	Ending Balance ⁵	Approx. Years Accumulated
Adelanto	\$237,962	\$29,378	\$267,340	\$588,259	\$254		\$855,853	\$194,047	\$661,806	1.1
Apple Valley	\$1,762,236		\$1,762,236	\$1,700,596	\$7,784		\$3,470,616	\$711,816	\$2,758,800	1.6
Barstow	\$1,445,742	\$246,373	\$1,692,115	\$1,962,553	\$51,862	\$343,238	\$4,049,768	\$1,233,859	\$2,815,909	1.4
Big Bear Lake	\$139,037	\$46,693	\$185,730	\$347,245	-\$223		\$532,752	\$558,990	-\$26,238	-0.1
Chino	\$661,771		\$661,771	\$1,086,034	\$18,234		\$1,766,039	\$504,136	\$1,261,903	1.2
Chino Hills	\$821,493	\$135,213	\$956,706	\$1,039,197	\$6,595		\$2,002,498	\$482,680	\$1,519,818	1.5
Colton	\$1,028,186		\$1,028,186	\$723,862	\$3,486		\$1,755,534	\$425,429	\$1,330,105	1.8
Fontana	\$2,195,146		\$2,195,146	\$2,742,864			\$4,938,010	\$1,001,513	\$3,936,497	1.4
Grand Terrace	\$154,571	\$11,152	\$165,723	\$166,997	\$475		\$333,195	\$91,429	\$241,766	1.4
Hesperia	\$754,898		\$754,898	\$2,395,130	\$4,372		\$3,154,400	\$837,835	\$2,316,565	1.0
Highland	\$681,942	\$71,242	\$753,184	\$737,128	\$4,323		\$1,494,635	\$0	\$1,494,635	2.0
Loma Linda	\$404,377	\$20,725	\$425,102	\$321,751	\$1,480	\$15,395	\$763,728	\$290,701	\$473,027	1.5
Montclair	\$876,895	\$41,295	\$918,190	\$510,566	\$885	\$6,308	\$1,435,949	\$811,837	\$624,112	1.2
Needles ⁶	\$456,608		\$456,608	\$108,548	\$72		\$565,228	\$281,406	\$283,822	2.6
Ontario	\$4,171,566	\$136,561	\$4,308,127	\$2,281,728	\$67,087		\$6,656,942	\$1,602,405	\$5,054,537	2.2
Rancho Cucamonga	\$2,320,309	\$156,890	\$2,477,199	\$2,325,292	\$47,435		\$4,849,926	\$1,238,664	\$3,611,262	1.6
Redlands	\$1,832,596		\$1,832,596	\$954,708	\$29,103		\$2,816,407	\$0	\$2,816,407	3.0
Rialto	\$963,470	\$119,334	\$1,082,804	\$1,381,110	\$11,152		\$2,475,066	\$480,731	\$1,994,335	1.4
San Bernardino ⁷	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD
Twentynine Palms	\$395,787	\$57,266	\$453,053	\$445,701	\$1,038		\$899,792	\$0	\$899,792	2.0
Upland	\$504,160		\$504,160	\$945,022	\$1,369		\$1,450,551	\$689,460	\$761,091	0.8
Victorville	\$2,086,934	\$615,363	\$2,702,297	\$4,052,746	\$14,456	\$24,940	\$6,794,439	\$1,252,561	\$5,541,878	1.4
Yucaipa	\$445,385	\$64,235	\$509,620	\$714,846	\$2,092		\$1,226,558	\$839,091	\$387,467	0.5
Yuca Valley	\$309,403		\$309,403	\$683,742	\$828		\$993,973	\$563,852	\$430,121	0.6
San Bernardino County (all subareas)	\$4,681,518	\$813,893	\$5,495,411	\$6,456,365	\$35,987		\$11,987,763	\$2,958,169	\$9,029,594	1.4
TOTAL	\$29,331,992	\$2,565,613	\$31,897,605	\$34,671,990	\$310,146	\$389,881	\$67,269,622	\$17,050,611	\$50,219,011	1.4

NOTES:

- 1 FY 2011/2012 Audit Scope of Work inadvertently omitted MI 1990-2010 funds; therefore, the balances and expenditures represent only MI 2010-2040 funds.
- 2 Recognition of Sales Tax Accrual date change.
- 3 Negative Interest is due to negative cash balance.
- 4 Barstow: grant funds received. Loma Linda, Montclair and Victorville: reimbursement to fund.
- 5 Negative ending fund balance will be replenished by future MSI pass-through funds.
- 6 Needles balance includes Measure I 1990-2010 balance of \$62,494
- 7 To be determined (TBD) - San Bernardino information will be provided at a future date.

**SUMMARY OF INDEPENDENT AUDITORS' REPORTS
MEASURE I PASS-THROUGH FUNDS
FISCAL YEAR 2012/2013**

Jurisdiction	MI 1990-2010										MI 2010-2040										Approx. Years Accumulated
	Prior Year Balance	Interest ¹	Other Revenue/Transfers	Total MI Available for Projects	Eligible Local Project Expenditures	Ending Balance	Prior Year Balance	Prior Period Adjustments	Fund Balance Beginning	MI FY 12/13 Receipts	Interest ¹	Other Revenue/Transfers	Proceeds from Certificates of Participation (TRIP Program)	Transfers Out to City of Barstow	Total MI Available for Projects	Eligible Local Project Expenditures	Ending Balance				
Adelanto	\$3,001,662	\$803	\$27,229	\$3,629,694	\$280,649	\$3,349,045	\$0	\$0	\$6,618,006	\$613,828	\$171	-\$27,229	\$0	\$0	\$1,248,576	\$112,875	\$1,135,701				
Apple Valley	\$2,817,187	\$0	-\$2,917,187	\$0	\$0	\$0	\$0	\$2,758,800	\$13,512	\$3,277,466	\$0	\$0	\$0	\$7,816,304	\$2,068,237	\$5,748,067					
Barstow	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$2,815,909	\$2,055,948	-\$5,480	\$4,882	\$74,000	\$9,309,907	\$4,188,739	\$459,489	\$3,729,250					
Barstow TRIP Fund (MI as collateral)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$722,070	\$215,865	\$56,205					
Big Bear Lake	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-\$26,238	\$378,223	\$85	\$0	\$0	\$0	\$2,418,808	\$1,885,379	\$533,429					
Chino	\$56,024	-\$307	\$0	\$55,717	\$355,717	\$1,153,717	\$0	\$1,261,903	\$1,153,717	\$3,188	\$0	\$0	\$0	\$2,603,835	\$22,155	\$2,581,680					
Chino Hills	\$1,195,441	\$9,909	\$0	\$1,205,350	\$1,205,350	\$1,519,818	\$0	\$1,519,818	\$1,099,692	-\$15,075	\$0	\$0	\$0	\$2,099,511	\$1,125,622	\$973,889					
Colton	\$0	\$0	\$0	\$0	\$0	\$1,330,105	\$0	\$1,330,105	\$765,907	\$3,699	\$0	\$0	\$0	\$6,861,298	\$1,496,840	\$5,364,458					
Fontana	\$5,930,526	\$90,130	\$0	\$6,020,656	\$1,109,742	\$4,910,914	\$0	\$3,936,497	\$2,906,375	\$18,026	\$0	\$0	\$0	\$419,617	\$0	\$419,617					
Grand Terrace	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$241,766	\$177,207	\$644	\$0	\$0	\$0	\$0	\$0	\$0					
Hesperia	\$141,437	\$228	\$0	\$141,665	\$141,665	\$0	\$0	\$2,316,565	\$2,494,978	\$6,566	\$0	\$0	\$0	\$4,817,999	\$1,621,825	\$3,196,174					
Highland	\$5,846,578	\$0	-\$5,846,578	\$0	\$0	\$0	\$0	\$1,494,635	\$779,983	\$17,543	\$5,846,578	\$0	\$0	\$8,138,739	\$829,722	\$7,309,017					
Loma Linda	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$473,027	\$39,689	\$1,481	\$0	\$0	\$0	\$814,197	\$267,532	\$546,665					
Montclair	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$624,112	\$539,829	\$5,949	\$0	\$0	\$0	\$1,468,120	\$273,412	\$1,194,708					
Needles	\$82,494	\$0	-\$82,494	\$0	\$0	\$0	\$0	\$221,328	\$104,065	\$0	\$62,494	\$0	\$0	\$587,887	\$251	\$387,636					
Ontario	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$5,054,537	\$2,413,925	\$639	\$0	\$0	\$0	\$7,469,101	\$4,212,904	\$3,256,197					
Rancho Cucamonga	\$1,838,587	-\$5,154	\$0	\$1,833,433	\$20,634	\$1,812,799	\$0	\$3,611,262	\$2,470,548	-\$4,832	\$36,659	\$0	\$0	\$6,113,637	\$2,270,874	\$3,842,763					
Redlands	\$4,386,287	\$2,778	\$195	\$4,389,260	\$1,375,817	\$3,013,443	\$0	\$2,816,407	\$1,009,889	\$0	\$3,156	\$0	\$0	\$3,829,452	\$0	\$3,829,452					
Rialto	\$1,321,671	\$6,178	\$0	\$1,327,849	\$131,089	\$1,007,760	\$0	\$1,994,335	\$1,463,954	\$14,991	\$238,120	\$0	\$0	\$3,711,000	\$199,547	\$3,511,453					
San Bernardino ³	TBD	TBD	TBD	\$0	TBD	\$0	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD	TBD					
Twentynine Palms	\$961,274	\$3,019	\$302,832	\$1,267,125	\$353,287	\$913,838	\$0	\$899,792	\$448,943	\$3,335	\$0	\$0	\$0	\$1,352,270	\$172,270	\$1,180,000					
Upland	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$761,091	\$1,162,554	\$2,863	\$240	\$0	\$0	\$1,926,748	\$1,108,826	\$817,922					
Victorville	\$3,232,287	\$7,668	\$0	\$3,239,955	\$2,006,544	\$1,233,411	\$0	\$5,541,878	\$3,121,983	\$22,949	\$18,796	\$0	\$0	\$8,705,606	\$1,356,433	\$7,349,173					
Yuccaipa	\$518,746	\$1,259	\$0	\$520,005	\$520,005	\$0	\$0	\$387,467	\$759,102	\$1,349	\$0	\$0	\$0	\$1,847,918	\$1,057,292	\$790,626					
Yucca Valley	\$1,350,321	\$2,948	\$323,680	\$1,676,949	\$296,901	\$1,380,048	\$0	\$430,121	\$646,146	\$975	\$0	\$0	\$0	\$1,077,242	\$517,606	\$559,636					
San Bernardino County (all subareas)	\$9,345,633	\$86,777	-\$447,410	\$8,984,000	\$3,608,672	\$5,375,328	\$0	\$9,029,592	\$6,574,292	\$134,742	\$863,441	\$0	\$0	\$16,602,067	\$1,363,652	\$15,238,415					
TOTAL ³	\$42,837,155	\$206,236	-\$8,619,733	\$34,423,658	\$10,886,067	\$23,537,591	\$298,330	\$50,454,845	\$35,247,303	\$226,310	\$10,239,721	\$10,671,999	\$11,349,437	\$95,490,741	\$22,638,610	\$72,852,131					

NOTES:
 1. Negative interest is due to recognition of GASB 31, fair-value of investments.
 2. To be determined (TBD) - San Bernardino information will be provided at a future date.
 3. Does not include Barstow TRIP Fund.

2012/2013 COMPLIANCE ISSUES

CITY OF ADELANTO

Current Year: Finding 2013-01: An instance of non-compliance was noted in regards to Policy VVLS-13(d) of the SANBAG Victor Valley Local Streets (VVLS) Program Measure I 2010-2040 Strategic Plan. The City did not include named projects totaling 50% of annual expenditures in 2 of the 5 years of the Five Year Plan. Recommendation: The city update their Five Year Plan to include named projects totaling 50% of annual expenditures for all five years of the Five Year Plan to ensure compliance with the Strategic Plan. View of Responsible Officials and Planned Corrective Action: The City did not list named projects in each year comprising 50% of the annual expenditure, the 50% limitation was only intended to limit the categorical expenditures to 50% of the annual expected revenue. Due to the poor wording of the policy this issue had to be reviewed by the Board. If you take the 2012-2017 Measure I CIP and aggregate the annual categorical expenditures and divide it by the annual expected revenue you will see that the City is only expending 22% of the revenue at the highest point in categorical expenditures, while the remaining is either expended on a named project or left un-expended to roll over into the following year for further collection of funds or expenditure. While the City could amend the CIP to include named projects in each year to comply with the 50% requirement, which these projects due to lack of sufficient funding the city would have ability to perform (since the City relies on rolling over funds per year to raise sufficient funds to complete a project), it would only obfuscate the intended expenditure plan of the city by listing these projects as to be performed on a year, when they will not actually be performed for several years out since there would not be sufficient funding to do so. SANBAG Staff Notes: As of Fiscal Year 2013/2014, this provision has been removed from policy and is no longer a requirement. However there is still the limit of 50% categorical expenditures in each year.

Finding 2013-02: The City did not adequately address various accounts as part of the year-end closing process. There were misstatements in the Measure I Funds resulting from the year-end closing process for fiscal year 2012-2013. Adjustments were required to reconcile the applicable accounts.

Recommendation: The City should ensure all accounts are reviewed and reconciled as part of the year-end closing process.

View of Responsible Officials and Planned Corrective Action: The City has worked on cleaning up account balances that have been stagnant, adjustments were made in current year to better present financial amounts. We implemented a year end account reconciliation process to reduce if not eliminate the need for adjusting journal entries. This process will help the City better prepare for the financial audit.

Prior Year: Finding 2012-01: The City did not comply with one of the provisions, Policy VVLS-13(d) of the SANBAG Victor Valley Local Streets (VVLS) Program

Measure I 2010-2040 Strategic Plan. The City did not include named projects totaling 50% of annual expenditures in 2 of the 5 years of the Five Year Plan.
SANBAG Staff Notes: As of Fiscal Year 2013/2014, this provision has been removed from policy and is no longer a requirement.

TOWN OF APPLE VALLEY

Current Year: None found.

Prior Year: None found.

CITY OF BARSTOW

Current Year: Finding 2013-01: The City did not consider the accounting treatment required by GASB Statement No. 54 and the related implementation guide when preparing the June 30, 2013 financial statements for Measure I 2010-2040 Fund.

Recommendation: To update financial statement presentation to include a new COP debt service fund to account for the debt service bond reserve funds and to update City policies and procedures to ensure the City reports all activity in accordance with GAAP.

View of Responsible Officials and Planned Corrective Action: City staff initially reviewed the 2012 Governmental Accounting, Auditing, and Financial Reporting book to ensure the proper treatment and recording of the Measure I TRIP accounting entries, but we did not review GASB Statement No. 54. After further consideration, staff agreed with the interpretation and moved the fiscal agent cash to a debt service fund.

SANBAG Staff Notes: The City updated the financial statement presentation to include a new COP debt service fund to account for the debt service bond reserve funds. The new debt service fund now accounts for the bond reserve funds related to the COP issuance.

Prior Year: Finding 2012-01: Bank reconciliations should be performed in a timely manner.
Current Status: Implemented.

CITY OF BIG BEAR LAKE

Current Year: None found.

Prior Year: None found.

CITY OF CHINO

Current Year: None found.

Prior Year: None found.

CITY OF CHINO HILLS

Current Year: None found.

Prior Year: None found.

CITY OF COLTON

Current Year: None found.

Prior Year: Finding 2012-01: The City did not comply with Policy VLS-9 of the SANBAG Valley Local Streets (VLS) Program Measure I 2010-2040 Strategic Plan which states that the Five Year Capital Improvement Plan shall include named projects totaling 50% of annual expenditures in all five years of the Five Year Plan.

Current Status: Implemented

Finding 2012-02: The City did not comply with Policy VLS-11 of the SANBAG Valley Local Streets (VLS) Program Measure I 2010-2040 Strategic Plan which states that in order for a project to be eligible for expenditure of Local Streets funds, the project must be included in the Five Year Capital Improvement Plan.

Current Status: Implemented

CITY OF FONTANA

Current Year: Finding 2013-1: The allocation of an investment pool loss to the Measure I Fund is deemed to be un-allowed by SANBAG.

Recommendation: The City contact staff at SANBAG when unique transactions occur to determine if they are allowed or are eligible for Measure I use.

View of Responsible Officials and Planned Corrective Action: Management has reversed the losses allocated to the Measure I funds. We have also obtained copies of current policies from SANBAG to ensure that all future transactions comply with the allowable expenditures of the Measure I program.

Prior Year: None found.

CITY OF GRAND TERRACE

Current Year: None found.

Prior Year: None found.

CITY OF HESPERIA

Current Year: None found.

Prior Year: Finding 2012-01: The City did not comply with Policy VVLS-13(d) of the Victor Valley Local Street (VVLS) Program Measure I 2010-2040 Strategic Plan as they did not include named projects totaling 50% of annual expenditures in 3 of the 5 years of the Five Year Plan.

Current Status: Implemented

CITY OF HIGHLAND

Current Year: None found.

Prior Year: None found.

CITY OF LOMA LINDA

Current Year: None found.

Prior Year: Finding 2012-01: The City did not comply with the Policy VLS-9(d) of the SANBAG Valley Local Streets (VLS) Program of the Measure I Strategic Plan.
Current Status: Implemented

CITY OF MONTCLAIR

Current Year: None found.

Prior Year: None found.

CITY OF NEEDLES

Current Year: Finding 2013-1: The City did not comply with one of the provisions, Policy MDLS-18 of the SANBAG Mountain/Desert Local Streets (MDLS) Program Measure I Strategic Plan. The City's process for allocating interest did not result in the Measure I Fund 2010-2040 receiving interest on its pooled balance.
Recommendation: We recommend the City enhance its interest allocations practices to ensure compliance with the Strategic Plan.
View of Responsible Officials and Planned Corrective Action: Not available at the time of agenda preparation.
SANBAG Staff Notes: This was also a finding in the FY2011-2012 audit; however both audits were completed simultaneously, so the City did not have an opportunity to correct this in FY 2012-2013.

Finding 2013-2: The City did not comply with one of the provisions, Policy MDLS10 of the Mountain/Desert Local Streets (MDLS) Program Measure I Strategic Plan. The City incurred expenditures for a project not listed on the Measure I Five Year Capital Improvement Plan.
Recommendation: We recommend the City ensure that expenditures funded by Measure I are assigned to a project adopted in the Measure I Five Year Capital Improvement Plan.
View of Responsible Officials and Planned Corrective Action: Not available at the time of agenda preparation.
SANBAG Staff Notes: This was also a finding in the FY2010-2011 audit.

Prior Year: Finding 2012-1: The City did not comply with one of the provisions, Policy MDLS-18 of the SANBAG Mountain/Desert Local Streets (MDLS) Measure I Strategic Plan. The City's process for allocating interest did not result in the Measure I Fund 1990-2010 receiving interest on its pooled balance.
Current Status: This audit was completed simultaneously with the FY 2012-2013 audit, so the City did not have an opportunity to correct this in FY 2012-2013.

CITY OF ONTARIO

Current Year: None found.

Prior Year: None found.

CITY OF RANCHO CUCAMONGA

Current Year: None found.

Prior Year: None found.

CITY OF REDLANDS

Current Year: Finding 2013-01: There was an instance of non-compliance with Policy VLS-11 of the SANBAG Valley Local Streets (VLS) Program Measure I 2010-2040 Strategic Plan which states that in order for a project to be eligible for expenditure of Local Street funds, the project must be included in the Five Year Capital Improvement Plan.

Recommendation: The City strengthen their internal controls to ensure the appropriate amounts related to the program are charged.

View of Responsible Officials and Planned Corrective Action: The City has taken steps to improve internal controls over Measure I projects and charges. The specific project in question used two different funds to construct the project, Measure I and Water Projects. At the time the overcharge occurred, the department did not have the current protocol for the payment of invoices with multiple funding sources in place. Invoices now include a detailed breakdown of the specific funding sources and staff takes greater care in reviewing where the invoices should be charged before approving payment processing. Measure I projects will be sure to follow this protocol in the future.

Prior Year: None found.

CITY OF RIALTO

Current Year: Finding 2013-01: An instance of non-compliance was noted for one of the compliance requirements, specifically Policy VLS-9(d) of the SANBAG Valley Local Streets (VLS) Measure I 2010-2040 Strategic Plan.

Recommendation: The City update their Five Year Plan to include named projects totaling 50% of annual expenditures within the Five Year Plan to ensure compliance with the Strategic Plan.

View of Responsible Officials and Planned Corrective Action: The City of Rialto will make certain efforts in future years to update its Five Year Plan and include named projects totaling 50% of annual expenditures within the Five Year Plan to ensure compliance with the Strategic Plan.

SANBAG Staff Notes: As of Fiscal Year 2013/2014, this provision has been removed from policy and is no longer a requirement.

Prior Year: None found.

CITY OF SAN BERNARDINO

Current Year: The audit is delayed.

Prior Year: The audit is delayed.

CITY OF TWENTYNINE PALMS

Current Year: None found.

Prior Year: None found.

CITY OF UPLAND

Current Year: None found.

Prior Year: None found.

CITY OF VICTORVILLE

Current Year: None found.

Prior Year: None found.

CITY OF YUCAIPA

Current Year: None found.

Prior Year: Finding 2012-01: The City did not comply with all elements of Policy VLS-9 of the SANBAG Valley Local Streets (VLS) Program Measure I 2010-2040 Strategic Plan.

Current Status: Implemented

TOWN OF YUCCA VALLEY

Current Year: None found.

Prior Year: None found.

COUNTY OF SAN BERNARDINO –all subareas

Current Year: None found.

Prior Year: None found.

Minute Action

AGENDA ITEM: 10

Date: September 10, 2014

Subject:

Railroad Right-Of-Way Fee's

Recommendation:

A. That the General Policy Committee provide direction to the Board for approval on whether or not to charge administration fees (\$1,200 per annum per location) and use fees (cost varies) for new agreements with local jurisdictions within San Bernardino County and third parties working on local jurisdiction projects.

B. That the General Policy Committee provide direction to the Board for approval on whether or not to charge administration fees (\$1,200 per annum per location) and use fees (cost varies) for existing agreements that are being updated, with local jurisdictions within San Bernardino County and third parties working on local jurisdiction projects upon cancellation and reissuance under the newly approved templates and fee schedule.

Background:

On July 2, 2014 the SANBAG Board approved Policy No. 31602, Rail Property Policy and Resolution No. 14-027, Resolution of the San Bernardino County Transportation Commission Establishing Fees and Charges for Rail Property, which established right of use fees, charges, and policies for railroad right-of-way (ROW) owned by SANBAG.

The intent of the templates, policy, and fees approved by the Board in July 2014 included streamlining the approval process for issuance of agreements and to recover actual costs incurred by SANBAG for issuance and monitoring of the various ROW agreements. Within Resolution No. 14-027, a schedule of fees and charges table outlined applicable charges to the various types of agreements under the Rail Property Policy. Prior to adoption of the schedule of fees and charges, SANBAG only charged a one-time fee and a basic license fee. It is important to note that basic license fees were waived for local jurisdictions within San Bernardino County, including use fees to third parties working on a local jurisdiction project.

In July 2014 the Executive Director waived a use fee (Basic Public Safety and Welfare Uses for Public Agencies) to KAD Paving, LLC., a contractor to the City of Redlands (Bikeway license agreement C09121) in the amount of \$1,500. This fee waiver has prompted the discussion of whether or not it was the intent of the Board to continue waiving fees to public agencies and contractors performing work directly for public agencies in San Bernardino County or if fees should now be charged, which would follow the new policy and fee schedule as adopted by the Board in July 2014.

Entity: CTA, CTC

General Policy Committee Agenda Item
September 10, 2014
Page 2

As of June 2014, SANBAG's rail assets portfolio included approximately one-thousand ninety-four (1,094) licenses, leases, and agreements that generate roughly \$467,000 in annual revenue. These revenues generated by SANBAG's rail assets are used to fund improvements related to the rail system, but on average each license produces relatively small revenues, ranging from \$0 to upwards of \$40,000 annually. Of the 1,094 agreements, approximately 100 generate revenue. Of the non-revenue generating agreements just over 500 are licenses in favor of public agencies and utilities for facilities serving the public and do not pay administration or use fees under the newly adopted schedule of fees and charges. These non-revenue generating agreements do not cover the ongoing cost of administering licenses and other documents.

Staff is seeking direction from the committee and ultimately the Board to determine whether or not to charge public agencies fees according to the new adopted fee schedule. Furthermore it is important to note, that SANBAG's General Counsel has recommended that all existing agreements should be terminated and re-issued using the newly updated template formats to provide better legal protection of SANBAG. When the new agreements are issued, applicable fees could be charged or these existing agreements could be grandfathered in with no fees depending on the direction of the SANBAG Board.

Financial Impact:

This item is consistent with the Fiscal Year 2014/2015 Budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Monica Morales, Transit Analyst

Minute Action

AGENDA ITEM: 11

Date: September 10, 2014

Subject:

Freeway Service Patrol RFP 14010 Beat 4 Contract Award

Recommendation:

That the General Policy Committee recommend the Board, acting in its capacity as the San Bernardino County Transportation Commission:

Award Contract No. C14094 to Navarro's Towing for Freeway Service Patrol Beat No. 4 for a five-year term, for an amount not-to-exceed \$973,072 as outlined in the Financial Impact Section.

Background:

The Freeway Service Patrol (FSP) consists of a fleet of tow trucks patrolling urban freeways for the purpose of assisting motorists with their disabled vehicles during peak periods of congestion. The specific stretch of highway that the tow truck patrols is referred to as a "Beat." FSP programs are extremely beneficial to the motoring public by reducing the amount of time a motorist is in an unsafe condition in traffic lanes, reducing traffic delays, as well as decreasing fuel consumption, vehicular emissions and secondary incidents. San Bernardino began its program in January 2006, has eight separate beats in operation and assists more than 3,000 motorists each month.

San Bernardino Associated Governments (SANBAG) receives an annual allocation from the State of California to implement FSP services, which is matched 20% with local revenues. These funds are sufficient to operate the eight beats during the morning and afternoon peak periods Monday through Friday, on the most congested segments of the highways in the San Bernardino Valley area.

In October 2013, the Executive Director approved the release of Request for Proposal (RFP) 14009 for Beats 1, 2, and 5. In January 2014, staff brought forward an item to the Board awarding only Beat 1 for RFP 14009. Staff determined that there were not enough competitive bids submitted to make a correct determination to award Beats 2 and 5. As a result, extensive outreach efforts were implemented and a new RFP was released that included Beat 4, which is set to expire December 31, 2014.

In December 2013, SANBAG staff initiated an outreach program for the FSP Program. The outreach consisted of various components; with the goal to increase the participation of new tow operators in the FSP Program.

Entity: CMA, CTA, SAFE

Outreach included:

- Telephone Survey: Called tow operators that are currently active in the CHP Rotation Tow Program.
- Face-to-Face meetings: Met with six (6) tow operators at their facilities to educate, and discuss the FSP Program with them.
- Proposal Writing Seminar: Conducted a seminar for tow operators on how to write a proposal for the FSP Program which was attended by 13 tow companies. This seminar also included a very helpful Q & A session.
- Presentation at the California Tow Truck Association (CTTA) San Bernardino Chapter: Conducted a presentation about the FSP Program at the local CTTA meeting.

As discussed below, these efforts helped in bringing in more competitive bids to the FSP Program. It also helped SANBAG establish a relationship with the CTTA San Bernardino Chapter for any future RFPs that may be released and for better communication about current topics/issues in the tow industry.

The RFP was posted on SANBAG's website and notifications of the RFP were sent out to more than 100 vendors, Public Notice Ads were placed in several local newspapers, and two RFP notifications were mailed to more than 80 tow operators in the surrounding Southern California area which are on the California Highway Patrol's (CHP) Rotation Tow lists (a program requirement). A non-mandatory pre-proposal meeting was conducted on January 28, 2014, which was attended by eight (8) tow agencies.

As a result, eight tow operators submitted proposals for Beats 2, 4, and 5 (Airport Mobil Towing, Bill and Wags Towing, Bob's Towing, Navarro's Towing, Pepe's Towing, Riverside Towing, Steve's Towing, and Quality Towing); and two additional tow operators submitted proposals for Beat 4 (Pomona Valley Towing and Roy and Dot's Towing) for a total of ten (10) proposals. Three proposers were deemed non-responsive due to their proposals arriving after the required 2:00 p.m. deadline on Tuesday, February 18, 2014. The late proposals were deemed non-responsive and returned to the proposers without further consideration or evaluation pursuant to the Proposal Submittal section of the RFP. The final list of proposers whose proposals were evaluated is (in alphabetical order): Airport Mobil Towing of Ontario, Navarro's Towing of Fontana, Pepe's Towing Service, Inc. of Colton, Pomona Valley Towing, Inc. of Pomona, Roy and Dot's Towing of Rialto, Steve's Towing of Rancho Cucamonga and Quality Towing of Riverside.

Overall, staff felt the outreach efforts were highly successful for this RFP. SANBAG received more than twice, and for some Beats, three times the number of proposals for this solicitation when compared to the previous FSP RFP that was completed late in 2013. In addition, the contracts were changed from three years with the opportunity for two one-year options to a straight five-year contract with the capability to price years 4 and 5 at a different rate. This was done to accommodate the tow companies when financing their trucks.

The Evaluation Team that reviewed the proposals consisted of a representative from CHP local office, Riverside County Transportation Commission (RCTC) and SANBAG. After an initial review, the Evaluation Team made their “short list” recommendations based on the following criteria.

1. Qualifications of the Firm - experience in performing FSP and similar work, working with public agencies and review of client references;
2. Staffing and Project Organization - qualifications of key staff assigned and adequacy of labor commitment;
3. Work Plan - depth of Proposer’s understanding of requirements and overall quality of work plan, ability to recruit and retain drivers and ability to meet backup vehicle requirements;
4. Cost and Price - reasonableness of the total price and competitiveness of this amount with other proposals received and the basis on which prices are quoted (labor, equipment, materials, gas, profit, and so on).

A total of six tow operators made the short list, and were notified that they would be visited by the Evaluation Team for an on-site field interview. The final list of the short-listed proposers includes (in alphabetical order): Airport Mobil Towing, Navarro’s Towing, Pomona Valley Towing, Inc., Roy and Dot’s Towing, Steve’s Towing, and Quality Towing.

The Evaluation Team conducted interviews at each of the Proposer’s tow yards. Then each proposer was asked a series of about twelve questions and the evaluation committee walked each of the yards to ensure it met basic FSP needs such as having a secure lot that will house the FSP tow trucks.

Contracts for FSP Beats 2 and 5 were awarded at the May 2014 Board of Directors meeting. At that time, deferment was asked for the award of Beat 4 to Roy and Dot’s Towing. Beat 4 runs along State Route (SR)-60 from Reservoir Street to Milliken Avenue, the current contract for FSP Beat 4 expires on December 31, 2014.

Navarro’s Towing was ranked as number 1 on Beats 2, 4, and 5. However, at the time of award consideration the Evaluation Team decided to only award one Beat per tow operator. After further consideration by SANBAG, it has been determined that it is in the best interest of SANBAG to award Beat 4 to the #1 ranked firm, Navarro’s Towing.

As mentioned earlier, Navarro’s Towing was awarded Beat 2 along the I-10 from Haven Avenue to Sierra Avenue in May of 2014. Since this time, SANBAG has determined that Navarro’s Towing is best suited to perform the services for Beat 4 for a variety of reasons; including their FSP experience with Riverside County (more than two years in good standing), their extensive experience with various law enforcement tow programs, their performance thus far on SANBAG’s FSP Beat 2 which started August 1st of this year, their approach to customer service, staffing, as well as excellent references. Navarro’s hourly rate for Beat 4 shall be at \$54.00 per hour for the first three years of the contract and \$50.00 per hour for years 4-5 of the contract.

General Policy Committee Agenda Item
September 10, 2014
Page 4

Attached is the Scope of Service for Navarro's Towing, which will be incorporated into their Contracts (Exhibit A), as well as pricing information (Exhibit B), and the Fines and Penalties Schedule (Exhibit C). Upon Board approval, the contracts will be executed and service for Beat 4 will begin on January 2, 2015. With the Board's approval, this service will continue to be provided to the motoring public without disruption.

Financial Impact:

Funds for this contract are included in the Fiscal Year (FY) 2014/2015 Budget. Future funding to reimburse the contractor in subsequent fiscal years will be included in those respective budgets.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee. This item and draft of the contract have not been reviewed by General Counsel.

Responsible Staff:

Jenny Herrera, Air Quality and Mobility Specialist



CONTRACT SUMMARY SHEET

Contract No. C C14094 Amendment No. _____

By and Between

San Bernardino Associated Governments and Navarro's Towing

Contract Description Freeway Service Patrol along Beat #4

Board of Director's Meeting Date: October 1, 2014
Overview of BOD Action: Approve C14094 for Freeway Service Patrol services along Beat #4.

Is this a Sole-Source procurement? Yes No

CONTRACT OVERVIEW					
Original Contract Amount	\$	973,072	Original Contingency Amount	\$	0
Revised Contract Amount <i>Inclusive of prior amendments</i>	\$	0	Revised Contingency Amount <i>Inclusive of prior amendments</i>	\$	
Current Amendment Amount	\$	0	Contingency Amendment	\$	
TOTAL CONTRACT VALUE	\$	973,072	TOTAL CONTINGENCY VALUE	\$	
TOTAL BUDGET AUTHORITY (contract value + contingency)					\$ 973,072

Contract Start Date 1/2/2015	Current Contract Expiration Date 12/31/2019	Revised Contract Expiration Date
Has the contract term been amended? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes - please explain.		

FINANCIAL INFORMATION	
<input checked="" type="checkbox"/> Budget authority for this contract currently exists in Task No. <u>0704</u> . <input type="checkbox"/> A Budget Amendment is required. How are we funding current FY? 80% State FSP 20% Valley TMS	
<input type="checkbox"/> Federal Funds	<input checked="" type="checkbox"/> State Funds
<input type="checkbox"/> Local Funds	<input type="checkbox"/> TDA Funds
<input checked="" type="checkbox"/> Measure I Funds	
Provide Brief Overview of the Overall Funding for the duration of the Contract: Will continued to be paid for 80% State FSP and 20% local fund match <input checked="" type="checkbox"/> Payable <input type="checkbox"/> Receivable	

CONTRACT MANAGEMENT INFORMATION	
Check all applicable boxes:	
<input type="checkbox"/> Retention? If yes, indicate % _____.	
<input type="checkbox"/> Disadvantaged Business Enterprise (DBE) Goal ____ %	

Project Manager (Print Name)	Signature	Date
Task Manager (Print Name)	Signature	Date
Dir. of Fund Admin. & Programming (Print Name)	Signature	Date
Contract Administrator (Print Name)	Signature	Date
Chief Financial Officer (Print Name)	Signature	Date

CONTRACT C14094

EXHIBIT “A” – SCOPE OF WORK

1.0

Summary of Scope of Work

CONTRACTOR shall provide the rapid removal of disabled vehicles and those involved in minor accidents from the freeway. Each Beat requires two (2) primary certified FSP tow trucks and one (1) certified back up FSP tow truck. Where conditions permit, safe removal of small debris may also be required. The CONTRACTOR’s Freeway Service Patrol (FSP) tow trucks shall be exclusively dedicated to providing FSP services during the designated hours of operation. All tow truck maintenance activities for the primary and back-up tow trucks shall be conducted during non-designated service hours.

CONTRACTOR's FSP Tow Truck Drivers (“Drivers”) shall assist motorists involved in minor accidents and those with disabled vehicles. When and where conditions warrant, service may take place on the freeway shoulders. The Drivers shall continuously patrol their assigned Beat, respond to CHP dispatched calls for service, and use the designated turnaround locations and designated drop locations assigned by CHP.

The Drivers may be required to change flat tires, provide "jump" starts, provide one gallon of gasoline or diesel fuel, temporarily tape cooling system hoses and refill radiators. These services are not all inclusive. The Drivers are to spend a maximum of ten (10) minutes per disablement in attempting to mobilize a vehicle.

All FSP services shall be provided at no cost to the motorist. The Drivers shall not accept any gratuities, gifts or money to perform secondary towing services, recommend secondary tows, or recommend repair/body shop businesses. The CONTRACTOR shall follow the CHP Standard Operating Procedures (SOP) Manual. The CHP is responsible for the day-to-day supervision of the FSP Program, therefore all policies and procedures are outlined in the SOP Manual. To promote a safe work environment and to maintain a high level of professionalism, the CONTRACTOR and their Drivers must follow the SOP Manual as this document and all updates will be incorporated into the CONTRACTOR’s agreement. Please note that the SOP Manual is updated as needed, and that the CONTRACTOR is responsible to operate and adhere to the most recent version of the SOP Manual.

If a disabled vehicle cannot be mobilized within the ten-minute (10) time limit, it shall be towed to a designated drop location identified by the CHP. The motorist can request the FSP Driver to contact the CHP Communications Center to request a CHP Rotation Tow or other services. FSP Tow Truck Drivers shall not be allowed to tow as an independent CONTRACTOR from an incident that occurred during the FSP shift. This is only allowed after the shift when called as a Rotation Tow by CHP. If called as a Rotation Tow after a FSP shift, the FSP Tow Truck Driver must remove all FSP markings such as vests, uniforms and any sort of FSP signage.

There may be some instances where the FSP Tow Truck Driver may be requested to provide assistance to CHP officers. FSP Tow Truck Drivers shall follow the instructions of the CHP officer at the scene of any incident within the scope of the FSP program.

At any time during the contract's term, SANBAG reserves the right to adjust Beat specifications and Beat hours to better accommodate demand for the service. These changes can occur during the course of the contract through written change orders. If warranted, a Contractor may be requested by CHP, this happens on a case-by-case basis, to go beyond the limits of their assigned Beat area to assist a motorist in an adjacent Beat area. Tow Operators may be permitted to do this only upon FSP CHP officer approval.

At times, SANBAG and/or Caltrans will have construction projects on the highways that may require Construction FSP. Typically this will take place along a highway segment that is a construction zone with no inside or outside shoulder areas, or the shoulders available are not wide enough to accommodate vehicles. SANBAG and Caltrans have established an agreement for which these types of services can be provided. Days and hours may vary for each construction project and will typically take place during non-FSP hours.

CONTRACTOR shall attend, or send a designated management-level representative to all FSP Project Management Meetings (i.e. required FSP Technical Advisory Committee (TAC) meeting which meets every other month). The FSP Project Management meetings will encompass focused and informal/formal discussions concerning but not limited to; scope, services, schedule, and current progress of services, relevant cost issues, and future project objectives. The CONTRACTOR shall be responsible for having a representative attend all meetings (i.e. FSP TAC meeting) that has the ability to make management-level decisions on the behalf of the Contractor at while at the meeting. If the Contractor cannot have a management-level representative at a meeting, Contractor shall notify SANBAG and CHP at least two business (2) days prior to the meeting. Management-level attendance at these meetings shall be considered part of the Contractor's contractual responsibility. Meetings are scheduled, and the Contractor will be notified no later than three (3) working days prior to the meeting.

Please refer to Exhibit C for further details on violations and penalties.

2.0 Contract Representatives.

SANBAG, Caltrans and the CHP will jointly oversee the FSP services (hereinafter singularly or jointly referred to as "FSP Management"). CHP is responsible for dispatch services to incident locations within the tow truck's patrol limits, otherwise referred to as "Beats". The dispatching will be done in accordance with the contract for the service. A SOP Manual will be provided to the successful CONTRACTOR explaining the types of incidents to which his/her FSP Tow Truck Drivers may be dispatched. Please note that this SOP Manual is updated as needed and that the CONTRACTOR is responsible to adhere to the most current version of the SOP Manual. Also note that the successful

Proposer(s) which enters into an agreement with the SANBAG for these services will have the SOP Manual and any updates referenced into the agreement and therefore adhering to the SOP Manual is a contractual requirement as well.

3.0 Service Location.

The FSP operates on selected freeway segments referred to as “Beats”. Each Beat has specific turnaround locations and designated drop locations identified by the CHP. The limits are identified in the SOW, number of certified FSP primary tow trucks (2 per Beat), number of certified FSP Back-Up trucks (1 per Beat), hours of operation and tentative holidays on which the cost of each Beat shall be based. SANBAG reserves the right to add or delete holidays to the work schedule. Travel time to and from the Beat will be at the expense of the CONTRACTOR.

At any time during the contract's term, SANBAG reserves the right to adjust Beat specifications (length of Beat for example), and Beat hours to better accommodate demand for the service. These changes can occur during the course of the contract through written change orders. The CONTRACTOR may be requested by CHP, to go beyond the limits of their assigned Beat area to assist a motorist in an adjacent Beat area. Drivers may be permitted to do this only upon CHP request.

4.0 Equipment Requirements:

A. Tow Truck Requirements:

Both (2) primary FSP Tow Trucks will be exclusively dedicated to FSP services during the hours of FSP operations.

The FSP Program will utilize at a minimum, Class A tow trucks with a minimum gross vehicle weight rating of 14,000 pounds, dual wheel chassis and four (4) ton recovery equipment rating. All trucks proposed for use in the FSP Program must be less than a year old with a maximum of 50,000 miles with non-salvage title. The chassis and working parts of the truck must be free of any mechanical defects or physical damage at the onset of the contract.

The CHP, in conjunction with Caltrans and the SANBAG, will verify the original purchase dates to ensure compliance.

All FSP Tow Trucks must be Department of Transportation (DOT) compliant, as well as California Air Resources Board (CARB) compliant. This includes an engine that has been certified by CARB, as required by law in the State of California. With any tow truck that is utilized for the FSP Program, it must comply with emission standards set forth by DOT and CARB as well as all Local, State and Federal laws associated with that truck, and as outlined in the RFP.

Prior to commencement of service, the CHP will inspect each tow truck designated for the San Bernardino County FSP Program to ensure that it meets the tow truck

specifications and to ensure that it meets or exceeds safety requirements. These inspections will occur prior to the start of service. Succeeding inspections will occur periodically as determined by the FSP CHP officers. Documentation of the vehicle identification number and successful completion of the inspection will be kept on file at the CHP office and CONTRACTOR's base office. Any unsafe or poorly maintained certified FSP tow truck(s) or improperly equipped certified FSP tow truck(s) shall not be allowed into service, and if discovered during the shift, shall be removed from service or repaired as directed by the CHP, the CONTRACTOR shall be fined three (3) times the hourly contract rate in one (1) minute increments. The CONTRACTOR will be required to have a FSP certified back-up Tow Truck available for service during their FSP Beat(s) shifts.

Please note that FSP certified backup trucks to existing FSP tow operator contracts with other surrounding FSP agencies (not with SANBAG), does not qualify as meeting the certified SANBAG FSP back up truck requirement(s).

FSP tow trucks bearing the service patrol title, the FSP logo, and the vehicle identification number shall be painted all white (includes the hood, fenders, doors, boom and bed area – the entire truck is to be painted white). No trim will be allowed. Lettering shall be in block lettering and shall be no less than two (2) inches and no greater than four (4) inches in height. Lettering can only be black in color (only black will be allowed, no other colors will be permitted) and will be bold style parallel to the ground. Letters shall be placed on the lower body of the truck toward the cab. Names, phone numbers, advertising of any kind or any other lettering on the boom shall be prohibited during FSP operational hours. The overall look of the truck must be approved by CHP prior to service implementation; therefore any questions regarding this policy is highly recommended to be discussed with one of the FSP CHP officers prior to implementing, as truck compliance with current State FSP standards is required. No other accessory equipment or signage (bumper stickers, employment advertisement, and so forth) shall be mounted or installed without prior CHP approval. This includes but is not limited to brass, chrome wheel covers, window tint, etc.

Please refer to Exhibit C for further details on violations and penalties.

SANBAG follows and relies on the policies and procedures set forth in the SOP Manual developed by CHP. Please note that the FSP equipment list is subject to change at any time. For the most updated equipment list, please refer to the latest SOP Manual.

Each FSP tow truck shall be equipped in accordance with the SOP Manual and, shall include the following:

1. Wheel lift towing equipment, with a minimum lift rating of 3,000 pounds. All tow equipment shall include proper safety straps.
2. Boom with a minimum static rating of 8,000 pounds. (NOTE: The Boom must have a minimum static rating of 8,000 pounds, even though The Tow

Truck Inspection guide for FSP Contract Operations Manual says that a 5,000 minimum static rating is fine – it still has to meet the required four (4) ton recovery rating regardless of the minimum. You may obtain this manual via the CHP website at: www.chp.ca.gov).

3. Winch - 8,000 pound rating on the first layer of cable.
4. Wire rope- 100 ft., 3/8-inch diameter, with a working limit of 3500 pounds.
5. Towing slings rated at 3,000 pounds minimum.
6. Two (2) Tow chains 3/8" alloy or OEM specs. J/T hooks assembly.
7. Rubber faced push bumper.
8. Mounted spotlight capable of directing a beam both front and rear.
9. Amber warning lights with front and rear directional flashing capability, with on/off switch in cab.
10. Public address system.
11. Power outlets ("hot boxes"), front and rear mounted, with outlets compatible to 12-volt booster cables.
12. Heavy duty, 60+ amp battery.
13. Radios with the ability to communicate with the CONTRACTOR's base office (Nextel).
14. Programmable scanners capable of scanning between the 39 and 48 MHz used by the CHP. Scanners need to be capable of scanning CHP Police frequencies, and must be mounted for safety concerns.
15. Suitable cab lighting.
16. Trailer hitch capable of handling a 1 7/8-inch ball and 2 inch ball.
17. One (1) 1 7/8-inch ball and one (1) 2 inch ball.
18. Rear work lights (4)
19. Safety chain D-ring or eyelet mounted on rear of truck.
20. Motorcycle Straps (2)
21. Diesel fuel in plastic jerry cans (5 gallons)
22. Unleaded gasoline in plastic jerry cans (5 gallons)
23. Safety chains min. 5 ft. (2)
24. First aid kit (small 5" x 9") (1)
25. Fire extinguisher aggregate rating of at least
4 B-C units (1)
26. Pry bar - 36" or longer (1)
27. Radiator water in plastic container (5 gallons)
28. Sling crossbar spacer blocks (2)
29. 4" x 4" x 48" wooden cross beam (1)
30. 4" x 4" x 60" wooden cross beam (1)
31. 24" wide street broom (1)
32. Square point shovel (1)
33. Fuses (highway flares), 15 minute, or (36)
Fuses (highway flares), 30 minute (20)
34. Cones 18" (6)
35. Hydraulic jack, min. 4,000 lbs. floor (1)
36. Four way lug wrench (1 std.) (1)
37. Four way lug wrench (1 metric) (1)

38. Rechargeable air bottle or compressor, hoses and fittings to fit tire valve stems, 100 psi capacity (1)
39. Flashlight and spare batteries (1)
40. Tail lights/brake lights, portable remote with extension cord (1 set)
41. Booster cables, 25 ft. long minimum, 3-gauge copper wire with heavy-duty clamps and one end adapted to truck's power outlets (1 set)
42. Funnel, multi-purpose, flexible spout (1)
43. Pop-Up Dolly (with tow straps), portable for removing Otherwise Un-towable vehicles (1)
44. Five (5)-gallon can with lid filled with clean absorb-all (1)
45. Empty trash can with lid (Five gallon) (1)
46. Lock out set (1)

Each certified FSP tow truck (the two primary and the one back-up required for each Beat) will be required to have a toolbox with the following minimum number of tools/supplies. A tool kit for small equipment items is required. The list may be supplemented at the CONTRACTOR's option and expense.

47. Screwdrivers--
 - i. Standard-1/8", 3/16", 1/4", 5/16" (1 each, min).
 - ii. Phillips head - #1 and #2 (1 each, min).
48. Needle nose pliers (1)
49. Adjustable rib joint pliers, 2" min. capacity (1)
50. Crescent wrench - 8" (1)
51. Crescent wrench - 12" (1)
52. Four (4) lb. hammer (1)
53. Rubber mallet (1)
54. Electrical tape, roll (1)
55. Duct tape, 20 yard roll (1)
56. Tire pressure gauge (1)
57. Mechanic's wire (roll) (1)
58. Bolt cutters (1)

The Driver shall be required to complete a pre-operation shift inspection log of the vehicle as well as inventory the required equipment prior to the start of each shift. A shift inspection/inventory log shall be completed by the Driver prior to the start of each shift and be available for inspection by the CHP and/or the SANBAG. Any item missing must be replaced prior to the start of the shift. All equipment stored on top of the truck shall be secured to the truck.

Installation of FSP related equipment:

Upon execution of the contract, SANBAG will designate and cover the cost of the selected installer for the San Bernardino FSP digital radio equipment and SANBAG's Automatic Vehicle Locator (AVL) equipment. SANBAG covers the initial cost of the

FSP digital radio and the AVL equipment as well. Please note that SANBAG along with the installer must be able to access the two certified primary FSP tow trucks and the one certified back up FSP tow trucks no later than five (5) business days prior to the start date of the Beat(s).

At times, an “outside speaker” or a handheld Kenwood “mic” (examples only) may need to be replaced due to normal wear and tear. If equipment needs to be replaced due to normal wear and tear, SANBAG will provide the Contractor with replacement equipment at no charge. However, please note that if FSP related equipment needs to be replaced due to negligence by the CONTRACTOR or any of their staff, including Drivers, the cost of the equipment and the installation cost will be deducted from the CONTRACTOR’S invoice/payment that same month or the following month (depends on when the incident occurred). CONTRACTORS, supervisors and Drivers are required to contact SANBAG and one of the FSP CHP officers immediately when any San Bernardino FSP equipment is damaged, failing or has failed and the tow operator will be provided with a replacement part by SANBAG or by one of the FSP CHP officers. If a replacement part is not immediately available, then the CONTRACTOR will be asked to have their “certified FSP backup truck” on the Beat to cover the shift.

With the written permission of SANBAG the CONTRACTOR may be given the authorization to install some replacement equipment (an “outside speaker” or a “mic” for example) as long as the tow operator installs the equipment per SANBAG and San Bernardino FSP standards. If a CONTRACTOR is given the authorization to install FSP-related equipment, and has any questions regarding “installation standards”, the tow operator is to contact SANBAG or one of the FSP CHP officers for further instructions/information. If provided the authorization by SANBAG or FSP CHP, the CONTRACTOR must install equipment in the safest possible manner, and the installation of the equipment must comply with all FSP equipment guidelines and San Bernardino FSP installation standards for safety reasons.

Please note that equipment requirements are subject to change at any time. For the most updated equipment list, please refer to the latest SOP Manual.

B. FSP Certified Back-Up Tow Truck.

The CONTRACTOR shall be required to have one FSP Certified Back-Up Tow Truck available for each Beat during FSP service hours that is in full compliance with this Contract, unless otherwise authorized by SANBAG in writing. The FSP Certified Back-Up Tow Truck should be used when a Certified Primary FSP Tow Truck is unavailable. The FSP Certified Back-Up Tow Truck shall meet the same requirements for equipment, set-up and color as a Certified Primary FSP Tow Truck. It shall meet all the vehicle equipment specifications. Please refer to Exhibit C for further details on violations and penalties. Certified FSP Tow Trucks are subject to inspections during FSP services hours and non-FSP service hours by CHP.

C. Vehicle Breakdown and Other Missed Service.

A FSP Certified Back-Up Tow Truck must be in service on the Beat within 45 minutes of the time when a Primary FSP Tow Truck is taken out of service for a mechanical or driver issue. The CONTRACTOR shall not be paid for the time period that the contractually required trucks are not in service. If a vehicle is not made available within the 45 minute time period, the CONTRACTOR shall be fined three (3) times the hourly contract rate in 1 minute increments until a FSP Certified Back-Up Tow Truck is provided. If a FSP Tow Truck is not ready due to a breakdown at the start of a shift, the fine time will be calculated from the start of the shift. If the entire shift is missed, the CONTRACTOR shall be fined for the entire shift at three (3) times the hourly rate. FSP Tow truck maintenance shall be performed during non-FSP service hours.

In the event that a FSP Certified Back-Up Tow Truck is required to continue the shift, the FSP Tow Truck Driver must complete a new inspection worksheet and mileage log prior to the commencement of driving the tow truck, and notify one of the FSP CHP Supervisors immediately. In addition, the FSP Tow Truck Driver must indicate in the "notes" section of the Personal Digital Assistant (PDA) that they have switched to a FSP Certified Back-Up Tow Truck.

In addition, not having a FSP Certified Back-Up Tow Truck Driver available is not an allowable excuse for not having a FSP Certified Back-Up Tow Truck on the Beat within the 45 minute time period.

Please refer to Exhibit C for further details on violations and penalties.

Please note: Existing FSP tow operator contracts with the Riverside County Transportation COMMISSION (RCTC) or any other neighboring FSP service, does not qualify as meeting the backup requirement noted above.

D. Vehicle Identification.

It shall be the Driver's sole responsibility to place detachable FSP markings on each vehicle during the service hours and to remove or cover the FSP markings immediately upon completion of each shift. SANBAG will supply each CONTRACTOR with the appropriate number of detachable markings for each Beat(s). If a marking is lost or damaged, the CONTRACTOR shall be responsible for the cost of the replacement markings. All FSP markings shall be returned at the termination of the contract. The cost of any SANBAG and/or Caltrans/CHP supplied item and/or equipment not returned shall be deducted from the CONTRACTOR's final payment.

FSP markings as well as vehicle numbers shall be required on both sides of all trucks. The detachable markings (magnetic or other forms of FSP signage), provided by SANBAG, must be placed on the center of both doors (driver and passenger doors) of the vehicle. The Driver shall be required to keep the title and logos clean, straight and in readable condition throughout the service patrol's operation. The CONTRACTOR is

also required to keep all FSP related signage flat (do not bend in any way, even the corners. A bend to any of the corners will cause the sign to easily release from the truck while driving), clean, out of direct sunlight when being stored, and out of public view while being stored during non-FSP operational hours.

E. Communications Equipment.

Each FSP vehicle shall be equipped with various communication devices that will enable the Driver to communicate with the CHP Communications Center as well as the FSP CHP Officers. All vehicles shall be equipped with an AVL system, radios, and handheld/PDAs for data collection. The AVL system, radios, handheld/PDA equipment shall be purchased, owned, supplied, and installed by SANBAG only. SANBAG shall select the equipment installation vendor.

The CONTRACTOR shall be responsible for maintaining the security of the SANBAG owned vehicle communication equipment. The CONTRACTOR shall be liable for any damage other than normal wear and tear to the communication equipment. The CONTRACTOR shall also be liable for the full replacement value of the communication equipment installed in the trucks while in the care, custody and control of the equipment. SANBAG shall pay for repair fees for normal wear and tear to equipment. However, SANBAG will deduct repair fees as well as the full replacement cost of any SANBAG equipment due to improper use or negligence by the CONTRACTOR from any payment due to the CONTRACTOR under this agreement. SANBAG supplied vehicle equipment shall be returned immediately (within one to three business days – supervised and organized by SANBAG FSP staff) upon contract termination. The cost of any equipment not returned shall be deducted from the CONTRACTOR's final payment.

Programmable scanners capable of scanning between the 39 and 48 MHz used by CHP shall be supplied by the CONTRACTOR and shall be installed and securely mounted in all certified FSP Tow Trucks by the CONTRACTOR.

The CONTRACTOR is also required to use Sprint cell phones (or equivalent direct connect) device that will pair with Sprint CHP devices. ***Special Note: If you are considering purchasing something else other than a Sprint direct connect device, please confirm with SANBAG and/or CHP as to whether or not the device will be compatible with existing CHP equipment. Equipment purchased for the FSP Program must be compatible with FSP CHP officer devices which are currently Sprint direct connect devices*** in order to facilitate proper communication with the CHP Communications Center and CHP field supervisors. Sprint cell phones shall be purchased, owned, maintained, and paid for by the CONTRACTOR. The CONTRACTOR will also be responsible for all operating costs of the Sprint cell phones. In addition, Drivers are not permitted to take pictures, video or capture any other images while performing FSP duties during FSP operational hours, or capture any FSP related images during non FSP services hours as well. These actions will not be tolerated and a Driver that is found doing this will not be permitted to work in the

FSP Program. Drivers are not permitted to download or share any data or images related to the FSP Program. If any FSP related data or images are found on any social media outlet or networks not authorized by SANBAG; all parties associated with the incident will be excluded from the FSP Program.

Any data input into the PDA device shall not be allowed while the vehicle is being operated/driven. Uses of other devices while driving/operating a vehicle such as cell phones are subject to California State Law.

The FSP vehicles shall be equipped with a public address system. The public address system shall have the capability for the motorist of the disabled vehicle to hear instructions transmitted from the cab of the FSP vehicle when the FSP vehicle is directly to the rear of the disabled vehicle.

The CONTRACTOR shall purchase and maintain a computer workstation (not a laptop) with high speed internet access and email to communicate with SANBAG, CHP staff, and FSP CHP officers, and transfer FSP data collected with handheld/PDA units. Handheld/PDA units shall be downloaded at the end of each shift before the deadlines listed below to the computer workstation; therefore the computer workstation will need to be easily accessible to Drivers after each shift.

In addition, any data input into the PDA device shall not be allowed while the vehicle is being operated/driven. Use of the PDA or other devices while driving/operating a vehicle such as a cell phone are subject to California State Law.

The download schedule is as follows:

- For the AM shift, the deadline to download is 12 p.m. (noon),
- For the PM shift, the deadline to download is 12 a.m. (midnight).

If PDA's are not synced prior to the deadlines given, CONTRACTOR may be subject to fines as outlined in Exhibit C.

The computer workstation shall be a PC Pentium 4 2.4Ghz or AMD Athlon XP 2800 or greater based machine with at least 2 GB memory, 20 gig hard drive, network card, CDROM, optical mouse, keyboard and monitor. Computer workstation shall be equipped with the following software; **Windows 7 and Microsoft Windows Mobile Device Center**, Anti-Virus software (Norton, McAfee, or Trend Micro): if utilizing different Anti-Virus software, please notify SANBAG prior to purchase or use. The computer must include a 9 pin RS232 serial port. The computer workstation must always be connected to the internet.

It is the CONTRACTOR's responsibility to ensure that the computer workstation is working at all times. If the CONTRACTOR is having problems with their workstation that would prevent proper syncing of PDA's or would create any negative impact on FSP Program assist data; CONTRACTOR must notify SANBAG and one of the FSP

CHP officers immediately. Computer equipment shall be inspected and cleaned on a quarterly basis by the CONTRACTOR; this includes: updating operating systems with security patches, time patches, loading system updates, and cleaning the interior of the computer workstation.

In addition, it is also the CONTRACTOR's responsibility to ensure that all Handheld/PDA units are working at all times. All Handheld/PDA units should have the exterior protective case cleaned (protective outside case) and the stylus and screen protector shall be inspected for functionality and serviceability. **Damaged/Worn items shall be reported to SANBAG within three (3) hours of problem being identified.** All workstations and Handheld/PDA's must be kept in a secure location. During all non-FSP operational hours, Handhelds/PDA's shall not be left in a tow truck or go home with a FSP Tow Truck Driver or anyone else. All Handhelds/PDA's must be connected to a battery charger in the secure workstation area at the CONTRACTOR's facility during non-FSP operational hours. Except for when the PDA is being used during FSP operational service hours, it must be plugged in and being charged at all times, this is required so that data and software "patches" are not lost. PDA's are to be with the FSP Tow Truck Driver in their FSP tow truck during FSP operational hours, or connected to a battery charger in the designated secure workstation of the tow operator's facility during non-FSP operational hours. Any other location shall not be permitted.

CONTRACTOR shall immediately report any issues with the workstation or the PDAs to SANBAG or the FSP CHP Officers. CONTRACTOR is directly responsible to ensure their computer workstation is operating, can interface with PDAs and has internet access at all times.

The CONTRACTOR shall provide access to the work station and PDAs for SANBAG and FSP CHP supervisors, or their designated designee, at any time during the course of the contract.

In addition, SANBAG shall review the workstation 30 calendar days prior to that start of the new FSP Beat service to ensure compliance of requirements.

The CONTRACTOR shall provide a quarterly inspection report to SANBAG indicating the status of all equipment. SANBAG will provide the quarterly report submittal form to the CONTRACTOR. The CONTRACTORS should consider the accurate completion and timely return of this form as part of their contract requirements.

The CONTRACTOR shall allow SANBAG staff or its representative access to the workstation and handheld/PDA units at any time. If upon inspection SANBAG determines that workstation and/or PDA's are not being properly updated/stored; the CONTRACTOR will be subject to fines as outlined in Exhibit C.

F. Equipment Modifications

Modifying FSP communication/tracking equipment so that it does not function properly to SANBAG's specifications, and/or is disconnected or is moved (without FSP Management authorization) from its original installed location is strictly prohibited. This includes but is not limited to: breaking evidence tape/connection sealer on equipment connections, cutting wires or cable, moving mounted equipment (speakers, microphones, antennas, etc.), rerouting any wiring, not putting radio equipment back in its original installed location, disconnecting any connectors, etc. Interfering with the operations of the equipment is strictly prohibited.

If modification is suspected, SANBAG shall conduct an inspection of the equipment on/near the Beat area or the vehicle may be sent to a designated location determined by the SANBAG. The CONTRACTOR shall not access the AVL equipment in any way until SANBAG has arranged an inspection.

- 1) If any alterations are found with AVL related equipment owned by SANBAG; the CONTRACTOR shall be fined at a minimum: two complete FSP shifts (7 hours) at their hourly penalty rate three (3) times their hourly rate. The final penalty shall be determined and assessed by FSP Management.
- 2) The SANBAG shall determine the designated AVL installer and the designated technician that comes out to the San Bernardino County region to review and repair the AVL systems.
- 3) In the event of alterations, any transportation, labor, repair, or replacement expenses incurred to repair the AVL equipment/system related to the San Bernardino FSP tow operations will be the responsibility of the CONTRACTOR. Costs incurred to repair and document the equipment will be deducted from the tow operator's monthly invoice.

Please refer to Exhibit C for further details on violations and penalties.

5.0 Drivers.

All Drivers shall be required to have a safe driving record and current California Class C driver's license. All Drivers shall be at least 18 years of age or older at the time of background check. All Drivers shall be subject to driving record and criminal background checks through the CHP. Drivers shall be sufficiently experienced in the tasks of tow truck operations and proficient with all required FSP equipment to provide safe and proper service. Any Driver from other FSP service areas will be evaluated by the CHP on a case-by-case basis. All Drivers must be capable of demonstrating their tow operating abilities prior to formal CHP training. Additionally, the Drivers will be required to exercise good, sound judgment in carrying out their duties.

The CONTRACTOR's Drivers shall be required to inform the CHP Communications Center at any time he/she leaves the assigned Beat. This includes replenishing

expendable items such as gasoline, fire extinguisher, breaks, etc. The FSP Tow Truck Driver shall be required to immediately notify the CHP Communications Center upon a tow truck breakdown.

Each Driver shall be responsible for accurately entering the following data into their PDA:

- inspection worksheet prior to the commencement of driving the tow truck
- mileage log prior to the commencement of driving the tow truck.

The Driver shall also be required to complete an assist record for each incident utilizing the handheld/PDA.

FSP Tow Truck Drivers will be required to utilize a Handheld/PDA to input the mileage log, inspection worksheet, and each assist; which will include location, vehicle make, model, license number, type of assistance provided, etc. FSP Tow Truck Drivers will be trained on using Handheld/PDA units to enter accurate data using SANBAG data collection software.

Other important forms that shall be required for FSP Tow Truck Drivers to complete and turn in are the Liability Release Forms and the Damage Release Forms. It is critical that these forms are completed and returned to the SANBAG as soon as possible, and ideally no longer than thirty (30) business days from the date on the form. Any CONTRACTOR in violation of not completing these required forms may be subject to penalties as outlined in Exhibit C.

The CONTRACTOR is required to participate in the California Department of Motor Vehicles DMV Pull Notice Program.

If a Driver is convicted of a crime involving a stolen vehicle, stolen property, violence, drugs or moral turpitude, fraud related to the towing business, or misdemeanor or felony driving while under the influence of alcohol or a drug, the CONTRACTOR shall permanently remove that Driver from the FSP program. If a Driver is charged with any crimes, the CONTRACTOR shall immediately suspend that Driver from duties under this Contract pending the outcome of the criminal case. If the Driver is not convicted, or is ultimately convicted of a lesser crime not described above, SANBAG retains the right to have the CONTRACTOR remove that Driver from the duties under the FSP program.

Mandatory CHP refresher training classes shall be scheduled during non-FSP hours. A minimum of four (4) hours refresher training per year shall be required (at CONTRACTOR's expense). The SANBAG FSP Program conducts a one hour refresher training class each quarter for a total of four hours of on-going training each year. The CONTRACTORS shall pay all FSP Tow Truck Drivers and Back-Up FSP Tow Truck Drivers for attending the required training.

A. Driving record and criminal history check.

As required by California Vehicle Code Section 2430, all applicants and owners are required to have a driver's license and criminal history check. Only after a completed CHP 234F and CHP 234 supplemental is received and accepted by CHP, a driver's license and criminal history check will be performed.

The driver's license check will consist of confirming that the applicant has a valid driver's license and the applicant's point count is within standards set forth in the SOP (refer to Chapter 11, Annex A).

The criminal history check will consist of a preliminary background check to see if the applicant meets the criteria for a FSP Tow Truck Driver Certificate as outlined in California Vehicle Code Section 13377, and the FSP contract. Any Driver or potential Driver not meeting the requirements put forth in the following documents will be automatically excluded from the FSP Program. Documents can be found on the CHP website at: <http://www.chp.ca.gov/programs/rotation.html>.

- Tow Service Agreement for Rotational Tow Operator (HPM 81.2, Vehicle Procedures Manual)
- Element 15 (C and D) Annex GG ("Criminal Conviction Disqualifications for Rotational Tow Operator/Drivers")

In addition, SANBAG, and/or CHP may, in its sole discretion, require a CONTRACTOR to replace any FSP Tow Truck Driver or potential FSP Tow Truck Driver who it determines is not suitable to represent the FSP Program with the public based on the background check. If the applicant passes the preliminary check, then the applicant shall submit to fingerprinting.

Background checks will be completed by CHP upon the acceptance of a CHP 234F.

B. Operator Equipment.

It shall be the responsibility of the CONTRACTOR to provide the FSP Tow Truck Driver with specified uniforms, protective toe boots, and other equipment. The equipment includes navy blue jump suits or shirts and pants. If coveralls are worn they shall have zip front with a zipper.

A detachable brass or gold nameplate shall be worn with the first initial of the first name and full last name. Letters shall not exceed ½ inch tall (nameplate must be

approved by one of the FSP CHP officers). The nameplate shall be worn above the right chest pocket on the vest.

A safety vest with reflective stripes shall be worn and will be supplied by SANBAG. A small FSP logo (patch) shall be sewn on the front of the safety vest over the left front pocket of the uniform, and a small FSP logo patch shall be sewn on the left sleeve of the vest as well. A large FSP logo (patch) shall be sewn across the middle portion of the back of each safety vest. SANBAG will supply vests to the CONTRACTOR with the FSP logo patches already sewn on per CHP's required patch placement locations. The brass or gold nameplate with the name of the Driver (first initial of the first name and the full last name) shall be displayed on the front of the safety vest over the right front. **The CONTRACTOR is responsible for obtaining FSP CHP officer approval of the Driver name plates, and the CONTRACTOR is responsible for the purchase and placement of the Driver name plate.** An FSP logo patch is not required to be sewn on the navy blue Driver uniform.

All Drivers shall wear black work boots with protective (steel or composite) toe.

During cold weather, a navy blue sweater or sweatshirt may be worn under the long sleeve uniform shirt/jumpsuit. A navy blue jacket may also be worn at the Driver's option, if it meets all the uniform specifications. The CONTRACTOR and/or the Driver may contact CHP for any uniform questions.

Rain gear shall be waterproofed material, yellow in color.

Hats, if worn, shall be baseball type cap, navy blue in color. An "FSP" logo patch may be sewn on the hat above the brim. No other logos/names shall be accepted. A Beanie may also be worn which must be navy blue in color and only worn with a jacket under the vest or long sleeve shirt. A picture of the uniform is provided on pages 20-21 of this document titled: FSP Uniform Requirements

CONTRACTOR should refer to the most current SOP Manual in making sure they are following the most recent Driver equipment requirements.

6.0 Local Office.

The CONTRACTOR shall provide a local office for contract administration purposes. This office shall be staffed by either the CONTRACTOR or a person who represents the CONTRACTOR and has the authority to conduct business and make decisions on behalf of the CONTRACTOR. The office shall have business hours coinciding with CONTRACTOR's Beat(s) hours of operation. Through the Proposal document shown in RFP Attachment "E", CONTRACTOR Representative Form, the CONTRACTOR shall designate representatives who will be available at the office during hours of operation to make decisions on behalf of the CONTRACTOR. The office shall be established within close proximity to the CONTRACTOR's Beat(s) and be located within Riverside, San Bernardino, Los Angeles or Orange Counties. A FSP Certified Back-Up Tow Truck and a FSP Certified Back-Up Tow Truck Driver must be available

within a 45 minute request of the Beat area regardless of the CONTRACTOR’s office location.

The CONTRACTOR shall also provide telephone, fax service and email through which he/she or a responsible representative who has the authority to conduct business and make decisions on behalf of the CONTRACTOR during the non-service hours of operation for the length of the contract. During non-business hours, an answering machine provided at the Contractor’s expense, shall be available to log calls, take complaints, etc. A fax machine and an email address that is monitored daily shall be provided for “noticing” purposes during operational and non-service hours. The CONTRACTOR will be responsible for having a company representative monitor and review messages/notices on a daily basis.

7.0 Beat Descriptions.

**SAN BERNARDINO COUNTY FREEWAY SERVICE PATROL
BEAT DESCRIPTIONS**

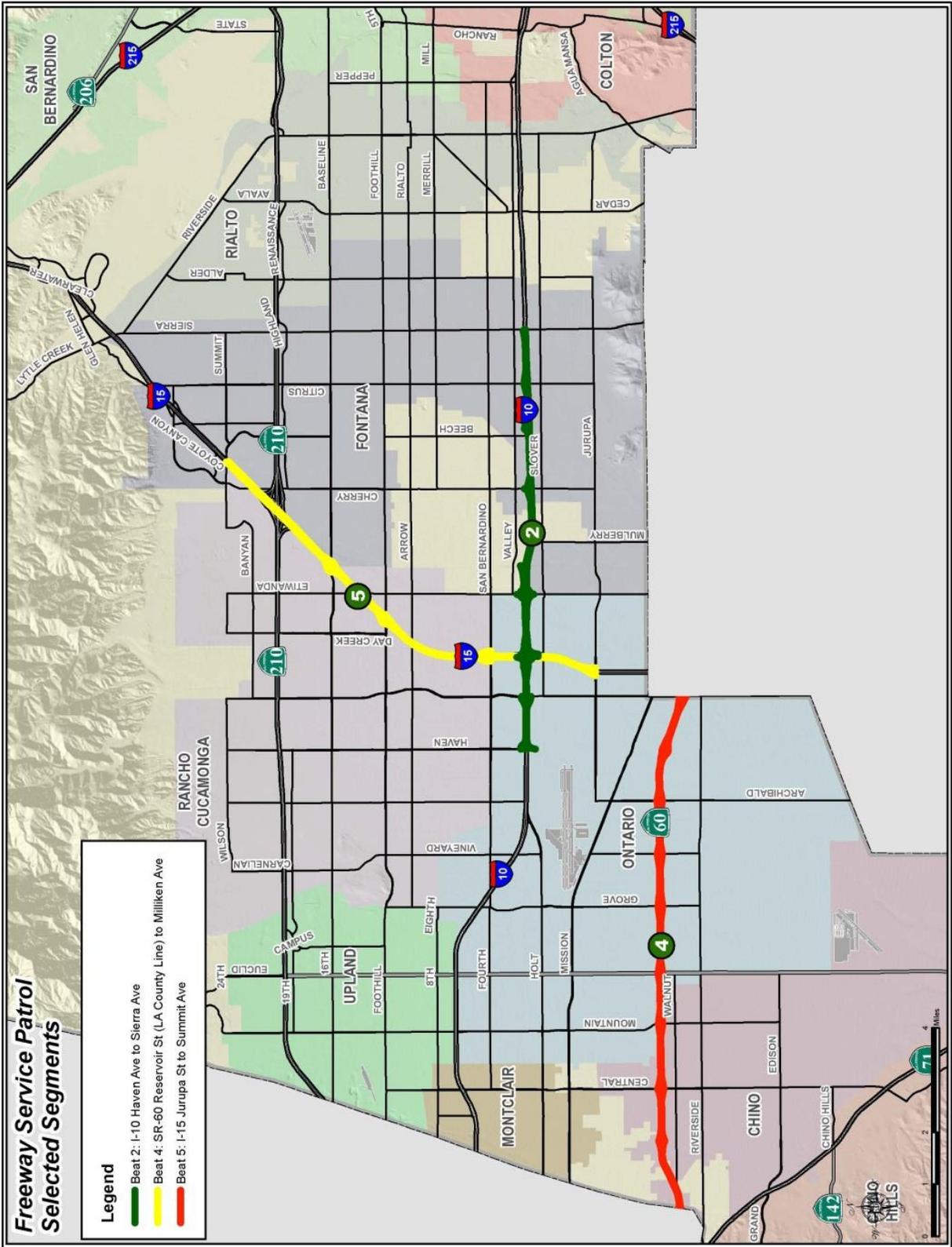
Beat #	CHP Area Beat #	Beat Description	One-Way Length in Miles	# Primary FSP Trucks in both AM and PM	# FSP Certified Back-Up Tow Trucks
4	5-6	State Route (SR) 60 from Reservoir St. (LA County line) to Miliken Avenue	9.96	2	1

All Beats are scheduled to operate from 5:30 to 8:30 am (M-F) and from 3:00 to 7:00 pm (M-F).

Each Beat requires two (2) Primary Certified FSP Tow Trucks and one (1) Back-Up Certified FSP Tow Truck, available during all FSP operational service hours. **SANBAG reserves the right to change Beat hours and operational requirements during the course of the Contract.**

Please refer to Attached Map of Beat areas

Attachment: C14094 Exhibit A - SOW [Revision 1] (1204 : FSP RFP14010 Beat 4 Contract Award)



8.0 FSP Holidays.

PRELIMINARY LIST OF FREEWAY SERVICE PATROL HOLIDAYS

Services are to be provided Monday through Friday at the hours designated in the Contract with the exception for the following holidays:

1. Martin Luther King, Jr. Day (Monday)
2. Presidents' Day (Monday)
3. Memorial Day (Monday)
4. Independence Day (July 4 - varies)
5. Labor Day (Monday)
6. Veterans Day (varies)
7. Thanksgiving Day (Thursday)
8. Day after Thanksgiving (Friday)
9. Christmas Day (December 25 - varies)
10. New Year's Day (January 1 – varies)

Approximate total service hours per vehicle per year: 1,736

In addition to the above service hours, at the discretion of SANBAG and the CHP, additional service may be requested on certain “high traffic days” on/or following certain holidays (e.g. July 4th, Labor Day, Sunday following Thanksgiving Day, Memorial Day). CONTRACTORS will be notified at least one week prior as to when FSP service hours are altered due to when certain holidays fall on the calendar. Each year could be different. Please note that FSP service hours can be altered for other unforeseen purposes as well.

9.0 FSP UNIFORM REQUIREMENTS

No hat:



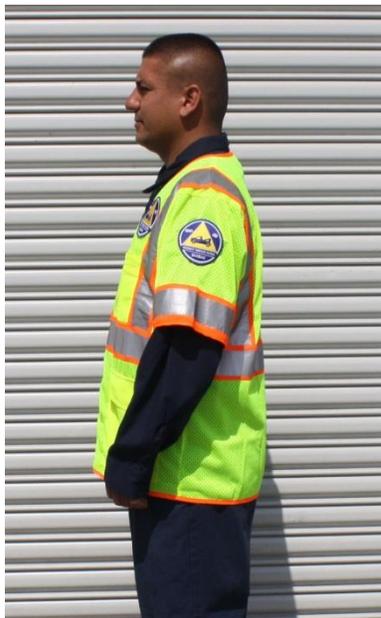
Hat:



Jacket and beanie: (beanie optional but if chosen must be worn with jacket or long sleeve shirt):



Long Sleeves:



Attachment: C14094 Exhibit A - SOW [Revision 1] (1204 : FSP RFP14010 Beat 4 Contract Award)

Minute Action

AGENDA ITEM: 12

Date: September 10, 2014

Subject:

Active Transportation Program (ATP) - Approval of the Regional ATP Project Ranking and List

Recommendation:

That the General Policy Committee recommend the Board, acting in its capacity as the San Bernardino County Transportation Commission, adopt the attached final Active Transportation Program (ATP) project ranking and list for San Bernardino County.

Background:

The ATP was created by Senate Bill 99 (Chapter 359, Statutes 2013) and Assembly Bill 101 (Chapter 354, Statutes 2013) to encourage increased use of active modes of transportation, such as biking and walking, as well as to ensure compliance with Moving Ahead for Progress in the 21st Century (MAP-21). For the first three years of the funding cycle, the ATP will award approximately \$360 million statewide for active transportation projects. A Call for Projects was issued by the California Department of Transportation (Caltrans) on March 21, 2014 and the grant applications were due on May 21, 2014.

For the selection process, the State has recommended funding awards for 60% of the total program funds. On August 20, 2014, CTC approved the 60% cycle 1 Statewide and Small Urban & Rural Project List. Metropolitan Planning Organizations (MPOs) now need to recommend regional programs of projects to be funded with their population-based share of the remaining 40%. The Southern California Association of Governments (SCAG) is required by federal and state law to recommend to the California Transportation Commission (CTC) a regional program of projects to be funded through the ATP. Over the last several months, SANBAG has been working with SCAG staff to reach an agreement on a competitive project administrative selection process for the 2014 ATP Regional Program.

In order to expedite the administrative selection process and accelerate project implementation, SCAG deferred the project rankings to Caltrans and waived its option to issue a supplemental regional call for projects. This means that the projects were scored and ranked by Caltrans staff, assisted by a panel of local representatives from around the state. An evaluation committee was not required at the county or regional level within the SCAG region to separately score projects.

Once projects had been scored and ranked by Caltrans for both the state and regional programs, SCAG and the county transportation commissions reviewed project consistency with the regional plans. Two funding categories were established for the regional program to support the review and refinement of the regional program by SCAG and the County Transportation Commissions. These categories included: 1) 5% for Planning Projects (merit based competition) and 2) 95% for

Entity: CTC

General Policy Committee Agenda Item
 September 10, 2014
 Page 2

Implementation Projects (geographically equitable). For the 95% Implementation Projects, geographic equity was achieved by establishing a preliminary recommended funding list that is proportionate to the population of each county. For San Bernardino County, this equals to approximately \$8.376 million dollars for the three funding cycles. The initial regional ATP project list was provided to the General Policy Committee on August 13, 2014. Since then, more clarification was given on the selection criteria for planning projects, and thus more projects from San Bernardino County have been added to the list. (Attachment A).

Based on the ATP project submittal list from Caltrans, the SANBAG sub-region submitted a total of 33 projects with a total request amount of \$57.3 million. The approval of this agenda item would pave the way for distribution of almost all of the \$8.376 million of the SCAG portion of the ATP to four jurisdictions (Victorville, Apple Valley, Fontana, and Chino Hills). In addition, \$0.985 million will be distributed to the planning projects for SANBAG, Barstow, and Rim of the World Park and Recreation District. In total, \$22,786,000 of projects out of the \$57,290,000 (40%) will be funded through this first round of the ATP. Clearly, the efforts to prepare for the ATP project applications have paid off.

SANBAG submitted one infrastructure project and two non-infrastructure projects. SANBAG was successful in receiving funds for all three of the projects:

1. Metrolink Station Accessibility Improvement Project (\$4,678,729) - Funded
2. SANBAG Safe Routes to School Plan (\$400,000) - Funded
3. Points of Interest Pedestrian Plan (\$400,000) - Funded

All of the SANBAG projects will benefit multiple jurisdictions in San Bernardino County. The Metrolink project will build bicycle and pedestrian improvements in station areas for the six cities with Metrolink stations. The Safe Routes to School Plan and Pedestrian Points of Interest Plan will benefit all the jurisdictions in the County.

After the approval of this item, the San Bernardino County project list will be submitted to SCAG for inclusion in the final ranking of regional projects. SANBAG staff will continue its collaboration with SCAG staff to implement the regional projects.

Financial Impact:

This item has no impact on the current SANBAG Fiscal Year 2014/2015 budget

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee. The list of ATP projects and rankings has been provided to the Transportation Technical Advisory Committee on September 8, 2014.

Responsible Staff:

Josh Lee, Transportation Planning Analyst

Attachment A - ATP Projects for San Bernardino County, 09/10/2014

(Source: List provided for the 8/20/14 CTC agenda and SCAG)

Agency	Title	Fund Request	Score	CTC Recommendation	SCAG Recommendation	San Bernardino County Cumulative
Ontario	SRTS Active Trans	\$ 1,164	91.5	\$ 1,164		\$ 1,164
Rialto	SRTS Plan	\$ 1,450	90.5	\$ 2,614		\$ 2,614
Colton	Active Trans Plan	\$ 265	89.3	\$ 2,879		\$ 2,879
SANBAG	SANBAG SRTS	\$ 400	87.5	\$ 3,279		\$ 3,279
SANBAG	Metrolink Access	\$ 4,679	86.0	\$ 7,958		\$ 7,958
Omnitrans	West Valley Conn	\$ 3,500	85.7	\$ 11,458		\$ 11,458
Yucaipa	SRT Calimesa	\$ 872	83.3	\$ 12,330		\$ 12,330
Apple Valley	Apple Valley SRTS	\$ 1,095	83.0	\$ 13,425		\$ 13,425
Victorville	Interagency SRTS	\$ 4,097	81.5		\$ 4,097	\$ 17,522
Apple Valley	Mojave Riverwalk	\$ 923	80.7		\$ 5,020	\$ 18,445
Fontana	Fontana SRTS	\$ 1,624	77.7		\$ 6,644	\$ 20,069
Chino Hills	Los Seranos SRTS (Reduced Scope)	\$ 1,732	76.5		\$ 8,376	\$ 21,801
Barstow	City of Barstow ATP (Planning)	\$ 300	78.0		\$ 8,676	\$ 22,101
SANBAG	SANBAG Points of Interest (Planning)	\$ 400	66.0		\$ 9,076	\$ 22,501
Rim of World	ROW Active Trans Plan (Planning)	\$ 285	64.0		\$ 9,361	\$ 22,786
Highland	Boulder/Orange	\$ 3,493	76.3			\$ 26,279
Victorville	Mojave Riverwalk	\$ 4,257	75.0			\$ 30,536
Ontario	Mission Blvd. Bike Rte	\$ 1,600	74.5			\$ 32,136
Chino Hills	Citywide Bike Lane	\$ 376	72.7			\$ 32,512
Big Bear Lake	Big Bear Blvd Ped/Bike	\$ 993	72.0			\$ 33,505
Redlands	Redlands Bikeway	\$ 5,614	69.0			\$ 39,119
Rancho	Healthy RC SRTS	\$ 849	68.7			\$ 39,968
Yucaipa	SRT Dunlap	\$ 868	65.7			\$ 40,836
Highland	Palm/Pac Bike/Ped	\$ 118	64.3			\$ 40,954
Barstow	North 1st Ave.	\$ 6,700	62.7			\$ 47,654
SB County	Sunburst Class II	\$ 1,118	57.0			\$ 48,772
29 Palms	Baseline Bike/Sidewalk	\$ 450	54.5			\$ 49,222
Apple Valley	AV School Dist SRTS	\$ 150	50.5			\$ 49,372
29 Palms	Sunyslope Dr Bike	\$ 1,101	45.7			\$ 50,473
Redlands	Redlands Blvd. OBT	\$ 4,551	40.7			\$ 55,024
Needles	Safe Sidewalks	\$ 407	37.7			\$ 55,431
SB County	Trona Class 1	\$ 1,257	35.7			\$ 56,688
29 Palms	SR 62 Improvement	\$ 602	29.0			\$ 57,290

Total CTC Rec. \$ 183,406
 % for SB Co. 7.32%
 SBC % of CA Pop 5.45%
 Total Funded \$ 31,162

Cities benefitting:

Apple Valley, Barstow, Chino Hills, Colton, Fontana, Montclair, Ontario, Rancho, Rialto, SB City, Upland, Yucaipa, SB County

(Note: All cities will benefit from the SANBAG SRTS and PIPP Study)

GENERAL POLICY COMMITTEE ATTENDANCE RECORD – 2014

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
R. Carey Davis City of San Bernardino	X	X		X	**	X	**					
Paul Eaton City of Montclair	X	X			**	X	**	X				
Ed Graham City of Chino Hills	X	X	X	X	**		**					
Jim Harris City of Twentynine Palms	X	X	X	X	**	X	**					
Bill Jahn City of Big Bear Lake	X	X	X	X	**	X	**	X				
Robert Lovingood Board of Supervisors			X		**		**					
Larry McCallon City of Highland		X	X	X	**		**	X				
L. Dennis Michael City of Rancho Cucamonga	X	X	X	X	**	X	**	X				
Ryan McEachron City of Victorville							**	X				
Patrick Morris City of San Bernardino	X	X			**		**					
Gary Ovitt Board of Supervisors		X	X	X	**	X	**					
Edward Paget City of Needles					**		**					
Dick Riddell City of Yucaipa	X	X	X	X	**	X	**	X				
Rhodes “Dusty” Rigsby City of Loma Linda							**					
Janice Rutherford Board of Supervisors	X	X	X	X	**	X	**	X				
James Ramos Board of Supervisors		X			**		**	X				
Michael Tahan City of Fontana							**	X				
Dennis Yates City of Chino		X	X	X	**	X	**					

X =Member attended meeting. Empty box = Member did not attend meeting. Crossed out box = Not a member at the time. ** =The General Policy Committee did not meet this month

Communication: Attendance Roster (Additional Information)

This list provides information on acronyms commonly used by transportation planning professionals. This information is provided in an effort to assist SANBAG Board Members and partners as they participate in deliberations at SANBAG Board meetings. While a complete list of all acronyms which may arise at any given time is not possible, this list attempts to provide the most commonly-used terms. SANBAG staff makes every effort to minimize use of acronyms to ensure good communication and understanding of complex transportation processes.

AB	Assembly Bill
ACE	Alameda Corridor East
ACT	Association for Commuter Transportation
ADA	Americans with Disabilities Act
ADT	Average Daily Traffic
APTA	American Public Transportation Association
AQMP	Air Quality Management Plan
ARRA	American Recovery and Reinvestment Act
ATMIS	Advanced Transportation Management Information Systems
BAT	Barstow Area Transit
CALACT	California Association for Coordination Transportation
CALCOG	California Association of Councils of Governments
CALSAFE	California Committee for Service Authorities for Freeway Emergencies
CARB	California Air Resources Board
CEQA	California Environmental Quality Act
CMAQ	Congestion Mitigation and Air Quality
CMIA	Corridor Mobility Improvement Account
CMP	Congestion Management Program
CNG	Compressed Natural Gas
COG	Council of Governments
CPUC	California Public Utilities Commission
CSAC	California State Association of Counties
CTA	California Transit Association
CTC	California Transportation Commission
CTC	County Transportation Commission
CTP	Comprehensive Transportation Plan
DBE	Disadvantaged Business Enterprise
DEMO	Federal Demonstration Funds
DOT	Department of Transportation
EA	Environmental Assessment
E&D	Elderly and Disabled
E&H	Elderly and Handicapped
EIR	Environmental Impact Report (California)
EIS	Environmental Impact Statement (Federal)
EPA	Environmental Protection Agency
FHWA	Federal Highway Administration
FSP	Freeway Service Patrol
FRA	Federal Railroad Administration
FTA	Federal Transit Administration
FTIP	Federal Transportation Improvement Program
GFOA	Government Finance Officers Association
GIS	Geographic Information Systems
HOV	High-Occupancy Vehicle
ICTC	Interstate Clean Transportation Corridor
IEEP	Inland Empire Economic Partnership
ISTEA	Intermodal Surface Transportation Efficiency Act of 1991
IIP/ITIP	Interregional Transportation Improvement Program
ITS	Intelligent Transportation Systems
IVDA	Inland Valley Development Agency
JARC	Job Access Reverse Commute
LACMTA	Los Angeles County Metropolitan Transportation Authority
LNG	Liquefied Natural Gas
LTF	Local Transportation Funds

MAGLEV	Magnetic Levitation
MARTA	Mountain Area Regional Transportation Authority
MBTA	Morongo Basin Transit Authority
MDAB	Mojave Desert Air Basin
MDAQMD	Mojave Desert Air Quality Management District
MOU	Memorandum of Understanding
MPO	Metropolitan Planning Organization
MSRC	Mobile Source Air Pollution Reduction Review Committee
NAT	Needles Area Transit
NEPA	National Environmental Policy Act
OA	Obligation Authority
OCTA	Orange County Transportation Authority
PA&ED	Project Approval and Environmental Document
PASTACC	Public and Specialized Transportation Advisory and Coordinating Council
PDT	Project Development Team
PNRS	Projects of National and Regional Significance
PPM	Planning, Programming and Monitoring Funds
PSE	Plans, Specifications and Estimates
PSR	Project Study Report
PTA	Public Transportation Account
PTC	Positive Train Control
PTMISEA	Public Transportation Modernization, Improvement and Service Enhancement Account
RCTC	Riverside County Transportation Commission
RDA	Redevelopment Agency
RFP	Request for Proposal
RIP	Regional Improvement Program
RSTIS	Regionally Significant Transportation Investment Study
RTIP	Regional Transportation Improvement Program
RTP	Regional Transportation Plan
RTPA	Regional Transportation Planning Agencies
SB	Senate Bill
SAFE	Service Authority for Freeway Emergencies
SAFETEA-LU	Safe Accountable Flexible Efficient Transportation Equity Act – A Legacy for Users
SCAB	South Coast Air Basin
SCAG	Southern California Association of Governments
SCAQMD	South Coast Air Quality Management District
SCRRA	Southern California Regional Rail Authority
SHA	State Highway Account
SHOPP	State Highway Operations and Protection Program
SOV	Single-Occupant Vehicle
S RTP	Short Range Transit Plan
STAF	State Transit Assistance Funds
STIP	State Transportation Improvement Program
STP	Surface Transportation Program
TAC	Technical Advisory Committee
TCIF	Trade Corridor Improvement Fund
TCM	Transportation Control Measure
TCRP	Traffic Congestion Relief Program
TDA	Transportation Development Act
TEA	Transportation Enhancement Activities
TEA-21	Transportation Equity Act for the 21 st Century
TMC	Transportation Management Center
TMEE	Traffic Management and Environmental Enhancement
TSM	Transportation Systems Management
TSSDRA	Transit System Safety, Security and Disaster Response Account
USFWS	United States Fish and Wildlife Service
VCTC	Ventura County Transportation Commission
VVTA	Victor Valley Transit Authority
WRCOG	Western Riverside Council of Governments

San Bernardino Associated Governments



MISSION STATEMENT

To enhance the quality of life for all residents, San Bernardino Associated Governments (SANBAG) will:

- Improve cooperative regional planning
- Develop an accessible, efficient, multi-modal transportation system
- Strengthen economic development efforts
- Exert leadership in creative problem solving

To successfully accomplish this mission, SANBAG will foster enhanced relationships among all of its stakeholders while adding to the value of local governments.

Approved June 2, 1993
Reaffirmed March 6, 1996