

Tulare County Transportation Authority	Date:	Monday, September 19, 2022		
	Time:	1:00 PM		
	Place:	Lindsay Wellness Center		
		860 N. Sequoia		
		Lindsay, CA 93247		
Technical Advisory Committee	Date:	Thursday, September 15, 2022		
	Time:	1:30 PM		
	Place:	Tulare County Association of Governments		
		210 N. Church Street, Suite B		
		(Sequoia Conference Room)		
		Visalia, CA 93291		
NOTE: This meeting will allow Board Members and the public to participate in the meeting via				
Teleconference, pursuant to Assembly Bill 361, available at				

https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220AB361

Zoom Meeting | Direct Link: https://bit.ly/2Zt4BQY

Toll Free Call in: 1(888) 475-4499 | **Meeting ID:** 744 710 0343 | **Passcode:** 82243742 Call in only instructions:

Enter your meeting ID followed by #, Enter # for participant ID, Enter the passcode followed by #.

In compliance with the Americans with Disabilities Act and the California Ralph M. Brown Act, if you need special assistance to participate in this meeting, including auxiliary aids, translation requests, or other accommodations, or to be able to access this agenda and documents in the agenda packet, please contact the TCAG office at 559-623-0450 at least 3 days prior to the meeting. If information is needed in another language, contact (559) 623-0450. Si se necesita esta información en español, llame (559) 623-0450. Kung ang kailangang impormasyon ay sa Tagalog, tawagan ang (559) 623-0450

Any staff reports and supporting materials provided to the Board after the distribution of the agenda packet are available for public inspection at the TCAG office.

I. CALL TO ORDER & WELCOME

II. PUBLIC COMMENTS-TIMED ITEM

NOTICE TO THE PUBLIC PUBLIC COMMENT PERIOD

At this time, members of the public may comment on any item of interest to the public and within the subject matter jurisdiction of TCAG but not appearing on this agenda. Under state law, matters presented under this item cannot be discussed or acted upon by the Board at this time. For items appearing on the agenda, the public is invited to make comments at the time the item comes up for Board consideration. Any person addressing the Board_will be limited to a maximum of three (3) minutes so that all interested parties have an opportunity to speak with a total of fifteen (15) minutes allotted for the Public Comment Period. Speakers are requested to state their name(s) and address(es) for the record.

Convene as the Tulare County Transportation Authority

All items on the Consent Agenda are considered to be routine and non-controversial by Authority staff and will be approved by one motion if no member of the Authority Board or public wishes to comment or ask questions. Items pulled from the Calendar will be considered separately.

Dinuba Exeter Farmersville Lindsay Porterville Tulare Visalia Woodlake County of Tulare

III. AUTHORITY CONSENT CALENDAR – ACTION AND INFORMATION ITEMS Request approval of the Authority Consent Calendar Action Items III-A through III-D.

- A. Action: Reaffirm Conditions of State Assembly Bill 361 to Continue Remote Attendance at **Public Meetings** (Pages 01 - 02)
- B. Action: Minutes of August 15, 2022 Transit Authority Meeting (Pages 03 - 04)
- C. Action: Minutes of August 11, 2022 Technical Advisory Committee Meeting (Pages 05 - 06)

IV. AUTHORITY ACTION/DISCUSSION ITEMS

- A. Information: Measure R Revenues for August 2022
- B. Information: Notice of Updated Conflict of Interest Code Designations

V. OTHER BUSINESS

- A. Information: Item from Staff
- B. Information: Item from Board Members
- C. Request from Board Members for Future Agenda Items

VI. ADJOURN

The next scheduled Tulare County Transportation Authority (TCTA) Board meeting will be held on Monday, October 17, 2022 at 1:00 p.m. at the Porterville Fire Department Training Facility, 500 N. Newcomb Street, Porterville, CA 93257. The Technical Advisory Committee (TAC) will meet on Thursday, October 13, 2021 at 1:30 p.m. at the Tulare County Association of Governments (TCAG), 210 N. Church Street, Suite B, Seguoia Conference Room, Visalia, CA 93291.

Exeter

Tulare

(Pages 07 - 08)

(Pages 09 - 12)

TULARE COUNTY TRANSPORTATION AUTHORITY

BOARD OF GOVERNORS	AGENCY	ALTERNATE
Larry Micari	Tulare County-District 1	*
Pete Vander Poel	Tulare County-District 2	*
Amy Shuklian - Chair	Tulare County-District 3	*
Eddie Valero	Tulare County-District 4	*
Dennis Townsend	Tulare County-District 5	*
Maribel Reynosa	City of Dinuba	Linda Launer
Frankie Alves	City of Exeter	Steve Garver
Paul Boyer	City of Farmersville	Ruben Macareno
Ramona Caudillo	City of Lindsay	Hipolito Cerros
Martha A. Flores – Vice-Chair	City of Porterville	Milt Stowe
Terry Sayre	City of Tulare	Jose Sigala
Brian Poochigian	City of Visalia	Vacant
Rudy Mendoza	City of Woodlake	Jose Martinez

*No Alternate (Required to be an elected official)

TCAG STAFF

Ted Smalley, Executive Director Ben Kimball, Deputy Executive Director Ben Giuliani, Executive Officer- LAFCO Leslie Davis, Finance Director Roberto Brady, Principal Regional Planner Derek Winning, Senior Regional Planner Gabriel Gutierrez, Senior Regional Planner Kasia Poleszczuk, Senior Regional Planner Steven Ingoldsby, Senior Regional Planner Giancarlo Bruno, Regional Planner Sheela Bhongir, Regional Planner Gail Miller, Associate Regional Planner-EH Maria Garza, Associate Regional Planner-EH Jennifer Miller, Associate Regional Planner-EH Michele Boling, TCAG Accountant III Brideget Moore, TCAG Staff Services Analyst III Amie Kane, TCAG Administrative Clerk II Servando Quintanilla, TCAG Administrative Clerk Holly Gallo, Office Assistant III

TCRTA STAFF

Richard Tree, Executive Director - TCRTA

Office Address

Tulare County Association of Governments 210 N. Church, Suite B Visalia, CA 93291 P: (559) 623-0450 F: (559) 733-6720 www.tularecog.org www.tcmeasurer.com

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Tulare County Association of Governments Sitting as the Tulare County Transportation Authority

AGENDA ITEM III-A

September 19, 2022 Prepared by Jeff Kuhn, Chief Deputy County Counsel

SUBJECT:

Action: Reaffirm Conditions of State Assembly Bill 361 to Continue Remote Attendance at Public Meetings

BACKGROUND:

In response to the COVID-19 pandemic, the Governor suspended part of the Brown Act concerning the requirements for allowing Governing Board members to remotely participate in Board meetings. The suspended provisions require that (1) Governing Board meeting agendas allowing remote Board Member participation list each of the specific locations from which Board members will be remotely participating, (2) such agendas be posted at each such location, and (3) members of the general public must be allowed to remotely participate in the meeting from each of the listed locations. The suspension was done to promote social distancing and so to help limit the spread of COVID-19.

DISCUSSION:

The Governor's suspension of these Brown Act provisions expired as of September 30 and was replaced by new AB 361, an urgency statute that became effective as of September 30. Under AB 361, Governing Boards can continue to allow remote Board members participation in Brown Act public meetings if several conditions are met:

- 1. The meeting is held during a declared State of Emergency (Like the Governor's COVID-19 pandemic State of Emergency that's still in effect in California);
- 2. The Governing Board adopts findings to the effect that allowing remote meeting participation by Governing Board members promotes social distancing, which in turn helps prevent the spread of COVID-19;
- 3. The Governing Board confirms these conditions continue to be met every 30 days.

The Tulare County Association of Governments Board of Governors passed a resolution adopting a policy of remote attendance pursuant to AB 361 on October18, 2021.

RECOMMENDATION:

Reaffirm the decision to continue allowing the option to participate in its governing board meetings remotely through the use of the teleconferencing provisions of AB 361.

FISCAL IMPACT:

None

ATTACHMENT:

None

Work Element 601.02 TCAG Administration

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AGENDA ITEM: III-B TULARE COUNTY ASSOCIATION OF GOVERNMENTS TULARE COUNTY TRANSPORTATION AUTHORITY

Executive Minutes August 15, 2022

Board Members	Alternates	Member/Alternate	Agency
Larry Micari	*	М	Tulare County-Dist. 1
Pete Vander Poel, Chair	*	М	Tulare County-Dist. 2
Amy Shuklian	*	М	Tulare County-Dist. 3
Eddie Valero	*	М	Tulare County-Dist. 4
Dennis Townsend	*	М	Tulare County-Dist. 5
Maribel Reynosa	Linda Launer	-	City of Dinuba
Frankie Alves	Dave Hails	М	City of Exeter
Paul Boyer	Ruben Macareno	-	City of Farmersville
Ramona Caudillo	Hipolito Cerros	-	City of Lindsay
Martha A. Flores, Vice-Chair	Milt Stowe	М	City of Porterville
Terry Sayre	Jose Sigala	М	City of Tulare
Brian Poochigian	Vacant	М	City of Visalia
Rudy Mendoza	Jose Martinez	A	City of Woodlake

Counsel and TCAG Staff Present (X)

- X Jeff Kuhn, Tulare Co. Deputy Counsel
- X Ted Smalley, Executive Director
- X Benjamin Kimball, Deputy Executive Director
- X Benjamin Giuliani, Executive Officer-LAFCO
- X Leslie Davis, Finance Director
- X Roberto Brady, Principal Regional Planner
- X Derek Winning, Senior Regional Planner
- X Gabriel Gutierrez, Senior Regional Planner
- Kasia Poleszczuk, Associate Regional Planner
- X Steven Ingoldsby, Associate Regional Planner

I. CALL TO ORDER & WELCOME

- ___ Giancarlo Bruno, Regional Planner
- X Sheela Bhongir, Regional Planner
- Gail Miller, Associate Regional Planner/EH
- ____ Maria Garza, Associate Regional Planner/EH
- X Jennie Miller, Associate Regional Planner EH
- X Michele Boling, Accountant III
- X Brideget Moore, Staff Services Analyst III
- X Amie Kane, TCAG Administrative Clerk II
- X Servando Quintanilla, TCAG Administrative Clerk II
- X Holly Gallo, Office Assistant III

The Tulare County Transportation Authority was called to order by Chair Shuklian at 2:22 p.m. on August 15, 2022 at the Woodlake Community Center, 145 N. Magnolia Street, Woodlake, CA 93286.

II. PUBLIC COMMENTS

Public comments opened/closed at 2:22 p.m. No public comments received

III. AUTHORITY CONSENT CALENDAR – ACTION/INFORMATION ITEMS

Request approval of the Authority Consent Calendar Action Items III-A through III-D. A. Action: Reaffirm Conditions of State Assembly Bill 361 to Continue Remote

Attendance at Public Meetings

- B. Action: Minutes of June 27, 2022 Transit Authority Meeting
- C. Action: Minutes of June 23, 2022 Technical Advisory Committee Meeting
- D. Information: Member Agency Transit Development Act (TDA) Fund Audit Year Ending June 30, 2021

Upon a motion by Member Vander Poel, and second by Member Micari, the Tulare County Transportation Authority unanimously approved the Authority Consent Calendar Action Items III-A through III-D. Absent: Reynosa, Sayre, and Mendoza.

IV. AUTHORITY ACTION/DISCUSSION ITEMS

A. Information: Measure R Revenues for June and July 2022

Ms. Davis shared that the Measure R revenues for June were \$3,876,470 and for the month of July was \$4,700,209. The 21/22 fiscal year to date amount was \$49,341,468 compared to \$41,583,953 for the same period last year representing a 19% increase for the 21/22 fiscal year. The 22/23 fiscal year to date amount was \$4,700,209 compared to \$4,884,539 for this dame period last year representing a 3.8% decrease.

B. Action: Adoption of Resolution: Fiscal Year 2022/2023 Measure R Local Allocation Advance to Eligible Member Agencies

Ms. Davis explained that annually advancements of Measure R local program funds were reviewed and recommended the advancement of FY 2022/23 Measure R Local Program Funds be advanced to eligible member agencies.

Upon a motion by Member Townsend, and seconded by Member Valero, the Tulare County Transportation Authority unanimously approved advancement of FY 2022/23 Measure R Local Program Funds. Absent: Reynosa, Boyer, Caudillo, and Poochigian.

C. Action: Adoption of Resolution: Fiscal Year 2022/2023 Measure R Transit Allocation Advance to Tulare County Regional Transit Agency (TCRTA)

Ms. Davis reported that TCRTA would be developing an operation budget for fiscal year 2022/23 and in order to plan and maintain a sound financial position an advance of Measure R transit funds was being requested.

Upon a motion by Member Valero, and seconded by Member Martinez, the Tulare County Transportation Authority unanimously approved advancement of FY 2022/23 Measure R Transit Program Funds. Absent: Reynosa, Boyer, Caudillo, and Poochigian.

V. OTHER BUSINESS

- A. Information: Items from Staff
- B. Information: Items from Board Members
- C. Information: Other Items

D. Request from Board Members for Future Agenda Items

There were no items reported or comments noted for Other Business Items V-A through V-D.

VI. ADJOURN

The Tulare County Transportation Authority adjourned at 2:28 p.m.

Item III-C <u>TCTA Technical Advisory Committee Meeting</u> Tulare County Association of Governments - 210 N. Church Street, Suite B, Visalia, CA 93291 <u>August 11, 2022</u> – Summary Meeting Minutes

City of Dinuba	Absent
City of Exeter	Eddie Wendt
City of Farmersville	Absent
City of Lindsay	Absent
County of Tulare	Karla Artega
City of Porterville	Javier Sanchez
City of Tulare	Absent
City of Woodlake	Absent
City of Visalia	Dolores Verduzco
Tule River Indian Reservation	Absent
TCAG	Benjamin Kimball
Caltrans	Lorena Mendibles

Others Present:

TCAG Staff Present: Leslie Davis, Ted Smalley, Giancarlo Bruno, Roberto Brady, Steven Ingoldsby, Ben Giuliani, Sheela Bhongir, Holly Gallo, and Brideget Moore. Recording.

SUMMARY MEETING MINUTES

(Minutes reflect agenda items discussed only)

I. CALL TO ORDER: The meeting convened as the Tulare County Transportation Authority Meeting and was called to order by Mr. Kimball at 1:55 p.m. All action and informational documents were distributed for review and discussion. All actionable items would be voted on at the next Tulare County Transportation Authority (TCTA) Board meeting, scheduled for June 27, 2022.

III. AUTHORITY CONSENT CALENDAR – ACTION AND INFORMATION ITEMS

A. A. Action: Reaffirm Conditions of State Assembly Bill 361 to Continue Remote Attendance at Public Meetings

Mr. Kimball stated that this is a repeat from item.

B. D. Information: Member Agency Transit Development Act (TDA) Fund Audit Year Ending June 30, 2021

Ms. Davis discussed Measure Audits with no findings.

IV. AUTHORITY ACTION/DISCUSSION ITEMS

A. Information: Measure R Revenues for June and July 2022

Ms. Davis gave an update on Fiscal Year 2021-2022 Measure R allocations, sharing that they had been received, payment request and distribution made through June 2022 and the allocation for the month of June was \$3,876,470 and for the month of July was \$4,700,209 and the 21/22 fiscal year to date amount was \$49,341,468 compared to \$41,583,953 for the same period last year representing a 19% increase for the 21/22 fiscal year and the 22/23 fiscal year to date amount was \$4,700,209 compared to \$4,884,539 for this same period last year represents a 3.8% decrease.

B. Action: Adoption of Resolution: Fiscal Year 2022/2023 Measure R Local Allocation Advance to Eligible Member Agencies

Ms. Davis discussed the 22/23 advance to local agencies distributions and request advancements for funds.

C. Action: Adoption of Resolution: Fiscal Year 2022/2023 Measure R Transit Allocation Advance to Tulare County Regional Transit Agency (TCRTA) Ms. Davis discussed the advancement of FY 2022/2023 Measure R transit program funds for one fiscal year on July 1, 2022, sharing that the advance would not affect other Measure R projects.

VI. ADJOURN

The TCTA Technical Advisory Committee adjourned at 1:59 p.m.

The next scheduled Tulare County Association of Governments (TCAG) Board meeting will be held on Monday, September 19, 2022 at 1:00 p.m. at the Lindsay Wellness Center, 860 N. Sequoia, Lindsay, CA 93247. The Technical Advisory Committee will meet on Thursday, September 15, 2022, at 1:30 p.m. at the Tulare County Association of Governments (TCAG), 210 N. Church Street, Suite B, Sequoia Conference Room, Visalia, CA 93291.

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Tulare County Association of Governments Sitting as the Tulare County Transportation Authority

AGENDA ITEM IV-A

September 19, 2022 Prepared by Leslie Davis, TCAG Staff

SUBJECT:

Information: Measure R Revenues for August 2022

BACKGROUND:

On November 7, 2006, the voters of Tulare County approved Measure R, imposing a ½-cent sales tax for transportation within the incorporated and unincorporated area of Tulare County through 2037. The transportation sales tax funds are spent in accordance with the Expenditure Plan that resulted from a joint effort among all the cities and the County of Tulare. The Expenditure Plan reflects the transportation needs of the residents of Tulare County. The plan includes funding for Regional Projects, Local Programs, Transit/Bike/Environmental Programs and Administration. The funds are distributed as follows:

- 1. Regional Projects (50%)
- 2. Local Programs (35%)
- 3. Transit/Bike/Environmental (14%)
- 4. Administration and Planning Program (1%)

Measure R revenue collection began on April 1, 2007. Monthly Measure R advancements are received by TCAG from the State Board of Equalization followed by quarterly clean-up disbursements. In total, TCAG receives eight advancements and four clean-up disbursements throughout a fiscal year.

The Measure R 2020 Strategic Work Plan was approved by the Authority on October 19, 2020 with Resolution No. 2020-119, amended on December 14, 2020 with Resolution No. 2020-120, amended on April 19, 2021 with Resolution No. 2021-100, amended August 26, 2021 with Resolution No. 2021-106. September 20,2021 with Resolution No. 2021-107, October 18, 2021 with Resolution No. 2021-112 and February 28, 2022 with Resolution No. 2022-103.

DISCUSSION

Status of Measure R Revenues

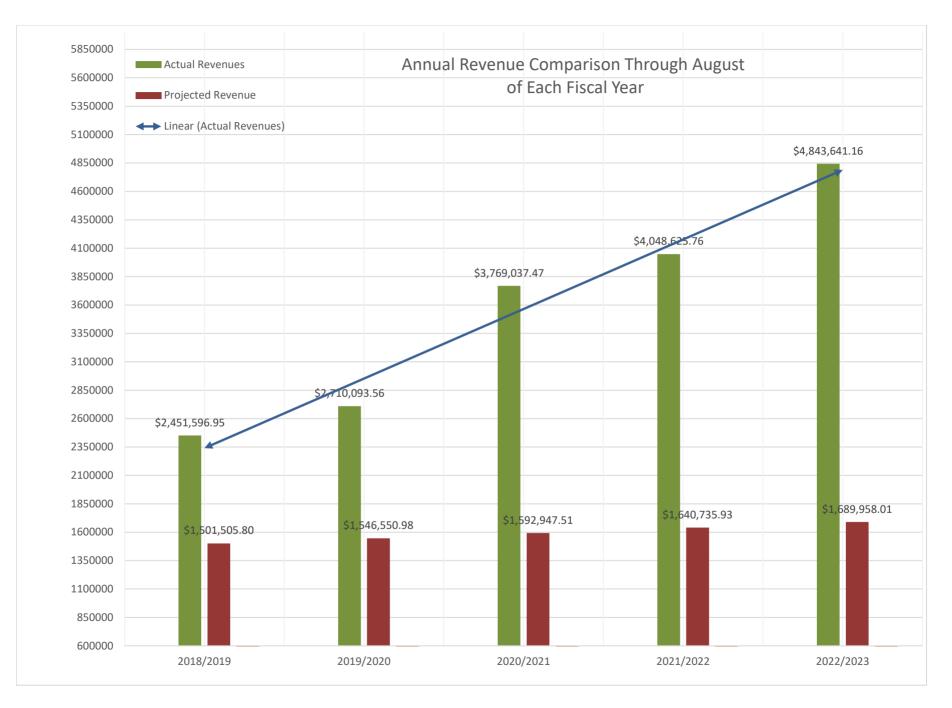
Fiscal Year 2021-2022 Measure R allocations have been received, payment request and distribution made through July 2022. The allocation for the month of August is \$4,843,641 The 22/23 fiscal year to date amount is \$9,543,850 compared to \$8,933,164 for this same period last year represents a 6.8 % increase.

See attached revenue chart covering fiscal years 2018/2019, 2019/2020, 2020/2021, 2021/2022 and 2022/2023 year to date.

ATTACHMENT:

Annual Revenue Comparison through August of Each Fiscal Year

Attachment 1



Tulare County Association of Governments Sitting as the Tulare County Transportation Authority

AGENDA ITEM IV-B

September 19, 2022 Prepared by Brideget Moore, TCAG Staff

SUBJECT:

Information: Updated Conflict of Interest Code Designations

BACKGROUND:

The Tulare County Transportation Authority is required to adopt and maintain a conflict of interest code. This code outlines who must disclose information on an annual basis, and what type of information must be disclosed. The original conflict of interest code was adopted by the Authority on August 20, 2007.

DISCUSSION:

A review of the Conflict of Interest Code for the Tulare County Association of Governments resulted in no proposed changes to the code.

The required disclosure categories are attached in Appendix A. Appendix B outlines the disclosure categories. Form700s are due April 1st every year for those who hold the designated positions.

Upon revision of Conflict of Interest Code designations, forty-five days of notice should be given to those governed by the code and members of the public and posted in three public places within the jurisdiction. This item will be brought back before the board in December for action.

FISCAL IMPACT

None

ATTACHMENTS:

- 1. Appendix A- TCAG Designated Employees
- 2. Appendix B- Disclosure Categories

Work Element 700.01 - Measure R Implementation

APPENDIX A (DESIGNATED EMPLOYEES)

DESIGNATED POSITIONS	DISCLOSURE CATEGORIES
Members of Governing Board	1, 2, 3
Alternate Members of Governing Board	1, 2, 3
Executive Director	1, 2, 3
Deputy Executive Director	1, 2, 3
Members of Citizens' Oversight Committee	1, 3
Principal Planner	1, 2, 3
Fiscal Manager	1, 2, 3
Consultants*	1

* Consultants are included as designated employees and shall disclose pursuant to the broadest disclosure category, subject to the following limitations:

The executive director/executive officer of this local agency may determine in writing whether a particular consultant is a "designated employee" or whether the consultant is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements required by this Code. Such written determination shall include a description of the consultant's duties and based upon that description, a statement of the extent of disclosure requirements. The determination of the executive director/executive officer is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

Work Element: 700.01- Measure R September 19, 2022

APPENDIX B 2022 CONFLICT OF INTEREST CODE DISCLOSURE CATEGORIES

Designated persons in the following categories must disclose:

1. **Full Disclosure:**

All interests in real property located entirely or partly within this Agency's jurisdiction or boundaries, or within two miles of this Agency's jurisdiction or boundaries or of any land owned or used by this Agency. Such interests include any leasehold, ownership interest or option to acquire such interest in real property.

All investments, business positions, ownership and sources of income, including gifts, loans and travel payments.

2. **Full Disclosure (excluding interests in real property):**

All investments, business positions, ownership and sources of income, including gifts, loans and travel payments.

3. Interests in Real Property (only):

All interests in real property located entirely or partly within this Agency's jurisdiction or boundaries, or within two miles of this Agency's jurisdiction or boundaries or of any land owned or used by this Agency. Such interests include any leasehold, ownership interest or option to acquire such interest in real property.

4. <u>General Contracting (two options):</u>

A. All investments, business positions, ownership and sources of income, including gifts, loans and travel payments, from sources that provide, or have provided in the last two years, leased facilities, goods, supplies, materials, equipment, vehicles, machinery, services, or the like, including training or consulting services, of the type utilized by the Agency.

(Intended for employees whose duties and decisions involve contracting and purchasing for the entire Agency.)

B. All investments, business positions, ownership and sources of income, including gifts, loans and travel payments, from sources that provide, or have provided in the last two years, leased facilities, goods, supplies, materials, equipment, vehicles, machinery, services, or the like, including training or consulting services, of the type utilized by the employee's department or area of authority.

(Intended for employees whose duties and decisions involve contracting and purchasing for a specific department or area of authority.)

5. <u>Regulatory, Permit or Licensing Duties (two options)</u>:

A. All investments, business positions, ownership and sources of income, including gifts, loans and travel payments, from sources that are subject to the regulatory, permit or licensing authority of, or have an application for a license or permit pending before this Agency.

(Intended for employees of agencies that license or regulate.)

B. All investments, business positions and income, including gifts, loans and travel payments, from sources that either contract to provide education or training required by the this Agency to qualify for or maintain a license, or entities that provide education or training services which courses or curricula are approved by this Agency.

(Intended for employees of agencies that license occupations or approve classes or curricula to obtain or maintain any occupational license.)

6. <u>Grant/Service Providers/Agencies that Oversee Programs (two options)</u>:

A. All investments, business positions, ownership and sources of income, including gifts, loans and travel payments, or income from a nonprofit organization, if the source is of the type to receive grants or other monies from or through this Agency.

(Intended for employees whose duties and decisions involve awards of monies or grants to organizations or individuals.)

B. All investments, business positions, ownership and sources of income, including gifts, loans and travel payments, or income from a nonprofit organization, if the source is of the type to offer or provide consulting, rehabilitative or educational services concerning the prevention, treatment or rehabilitation of persons.

(Intended for employees who also approves programs for rehabilitative services.)

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