

Summary Minutes of the
 Capital Area Metropolitan Planning Organization's Transportation Policy Board Meeting
 Monday, November 9, 2009, 6:00 p.m.
 Joe C Thompson Conference Center, University of Texas Campus
 Dean Keeton (26th Street) and Red River Streets, Austin, TX

	Member	Representing	Attending/Alternate
1	Kirk Watson, Chair	Senator, District 14	X
2	Cynthia Long, Vice-Chair	Williamson County Commissioner	X
3	Jeff Mills	Mayor, City of Sunset Valley	
4	Miguel Gonzalez	Mayor, City of Kyle	
5	Diana Maldonado	Representative, District 52	X
6	Eddie Rodriguez	Representative, District 51	X
7	Sam Biscoe	Travis County Judge	X
8	Sarah Eckhardt	Travis County Commissioner	X
9	Karen Huber	Travis County Commissioner	X
10	Liz Sumter	Hays County Judge	X
11	George Garver	Mayor, City of Georgetown	
12	Lee Leffingwell	Mayor, City of Austin	X
13	Chris Riley	Council Member, City of Austin	X
14	Bill Spelman	Council Member, City of Austin	X
15	Sheryl Cole	Council Member, City of Austin	X
16	Joe Clifford	Mayor Pro Tem, City of Round Rock	X
17	Bob Lemon	Mayor, City of Cedar Park	X
18	Susan Narvaiz	Mayor, City of San Marcos	
19	John Treviño	Capital Metro Board Member	John Cowman
20	Carlos Lopez	TxDOT- Austin District	X
21	*Clara Beckett	Bastrop County Commissioner Pct. 2	X
22	*H.T. Wright	Caldwell County Judge	X

* Ex-Officio

Senator Watson called the meeting to order at 6:00 pm and indicated that a quorum was present. Senator Watson rearranged item numbers to: first citizen comments, item five to follow citizen comments, item 12 to be second after citizen comments, item 11 to be third, and item 10 to be fourth.

1. CITIZEN COMMENTS

Morris Priest: Mr. Priest discussed rescissions from homeland security and the federal administration's highway department. He stated that the greater amendments to the TIPs and long range plans the more rescissions will occur. He compared other states' higher gas tax return and stated that Texas receives around 70 to 80 percent of its gas tax. Mr. Priest suggested going with the No-Build concept at first in order save money by getting fewer rescissions. Mr. Priest also suggested hiring a Uniweave manager in order to have better designs that would alleviate accidents and things that cause congestion. He also suggested limiting pedestrian cross walks that are not at intersections. Mr. Priest believes there are a lot of gaps in the Capital Metro system, such as on Decker Lane. Mr. Priest believes it is a convoluted process to decide between the hybrid system and that other than the No-Build system they all look like a hybrid system.

Roger Baker: Mr. Baker discussed future waster supply constraints in the planning process. Mr. Baker quoted from Science magazine May 2007 vol. 316 pages 1191 – 1194 that a group of climate warming scientists say that model projections show an eminent transition to a more arid climate in southwestern America including the Colorado River basin and can now expect worse droughts in the region due to global warming. He added that the gas tax has been level but nobody in power wants to raise them and TXDOT delayed the TIP funds. He believes due to these

circumstances that the No-Build option with core city infill development is the more likely future. The gas tax revenue is indirectly a function of global oil supply demand and these factors can spike gasoline crisis enough to depress the economy back in 2008. If the world economy recovers liquid fuel will hit a ceiling of less than 90 million barrels a day. Currently US total demand for oil is down 4.5% but diesel is down 15% while gasoline remains largely unchanged. The fact is there are only 2 to 3 or 4 to 6 million barrels a day of spare oil production capacity left so there will be tight oil supplies sooner than we think. Mr. Baker then discussed 18 months ago oil prices spiked over 100 dollars a barrel before the consequences became generally noticeable. Now that unemployment is higher and retail sales much lower it might not take much more of a fuel price increase before retail sales take another dip. It will either be a really deep global recession in cheap gas or some sort of start of recovery in spiking oil prices.

Dick Kallerman: Mr. Kallerman presented an idea for a development impact fee to pay for roads that support new residential development. Mr. Kallerman discussed the cost of municipal growth, who pays for the growth and how it can be more fair and equitable. He stated that some estimates are \$25,000 of costs per new housing unit. Some of that is paid for by the new resident but most is subsidized by existing residents. Eighteen states, including Texas, have legislation to allow all of the costs to be covered by impact fees including the cost of transportation. Mr. Kallerman concluded that this method should be taken into consideration.

Senator Watson indicated that he was skipping to item 5.

2. Consider a resolution appointing three individuals to the Capital Metro Board of Directors in accordance with SB 1263 of the 81st Texas Legislature.

Senator Watson explained that the CAMPO Policy Board, as a whole, will vote on two appointees: (1) the appointee with at least ten years experience as a financial or accounting professional and (2) the appointee with at least ten years experience in an executive level position in a public or private organization, including a governmental entity. He explained the third appointee will be voted on by a panel of members from the Transportation Policy Board that represents jurisdictions that collect Capital Metro sales tax.

The Senator went on to say that a Nominations Committee was created to make recommendations to the Policy Board that consisted of the Executive Committee minus the representative of Capital Metro and some members from the community. Senator Watson reported that the committee met and set up a process, took applications and ultimately voted to interview four finalists. The four finalists were interviewed and after the interviews, the Committee voted to recommend three individuals to the Transportation Policy Board.

Senator Watson reported that the Nominations Committee recommended

- for the appointee with at least ten years financial or accounting experience: Frank Fernandez,
- for the appointee with at least ten years executive level position: John Langmore, and
- for the elected official Austin Mayor Pro Tem Mike Martinez.

Senator Watson called for questions or discussion and with none moved to citizen comments:

David Patterson: Mr. Patterson stated that has attended many of the Capital Metro citizen advisory committee meetings over the last eight years and wanted to publicly urge CAMPO to assess the level of involvement with the board of Capital Metro operations. He expressed that Capital Metro should have a higher level of oversight and involvement by the CAMPO Transportation Policy Board.

Senator Watson addressed that the amount of time the appointees could dedicate to the process was a standard question in the nomination process.

- a. **Appointee with at least 10 years experience as a financial or accounting professional** - Senator Watson asked for a motion to appoint Frank Fernandez to the position requiring experience as a financial or accounting professional.

Representative Rodriguez made a motion to approve the appointment. Judge Biscoe seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Sarah Eckhardt, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon

Abstaining: John Cowman

- b. **Appointee with at least 10 years of experience in executive-level position in a public or private organization, including a governmental entity** - Senator Watson asked for a motion to appoint John Langmore to the position requiring experience in an executive level position in a public or private organization.

Judge Biscoe made a motion to approve the appointment. Mayor Leffingwell seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Sarah Eckhardt, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon

Abstaining: John Cowman

- c. **Appointee who is an elected official**
Commissioner Long asked for a motion to appoint Austin Mayor Pro-Tem Mike Martinez to the elected official position.

Councilmember Cole made a motion to approve the appointment. Mayor Leffingwell seconded the motion.

Voting Yes: Cynthia Long, Sam Biscoe, Sarah Eckhardt, Karen Huber, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole

Senator Watson added that Senate Bill 1263 puts Capital Metro under a sunset review and that the process is already ongoing; a full report should be available in the early 2010. He also noted that Leander's Mayor Cowman was appointed by the small cities involved in Capital Metro service area and that Williamson County, City of Austin, and Travis County will make appointments by December 31st.

3. **Discussion and possible action relating to the alternative growth concepts (i.e. No Build, Trends and Centers) as they relate to the development of the CAMPO 2035 transportation plan**
- a. **Motion to direct the staff and Technical Advisory Committee to consider those projects in the TIP that are currently unlet as a starting point in developing the draft plan** - Senator Watson asked for a motion.

Council Member Cole made a motion to approve the motion. Representative Maldonado seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Sarah Eckhardt, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

- b. **Motion to direct the staff and Technical Advisory in their consideration and recommendation to place 50% of the Category 7 money to go into Centers -** Senator Watson asked for a motion.

Commissioner Huber made a motion to approve the motion. Representative Rodriguez seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Sarah Eckhardt, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

- c. **Motion to direct the staff and Technical Advisory Committee to use the May 2007 Draft Growth Concept Map as a starting place for a Hybrid Concept -** Senator Watson asked for a motion.

Representative Maldonado made a motion to approve the motion. Mayor Leffingwell seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Sarah Eckhardt, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

4. **Discussion and possible action on item(s) related to American Recovery and Reinvestment Act (ARRA) projects awarded by the CAMPO Transportation Policy Board on June 8, 2009**

a. **Consider authorizing the Executive Director to implement the Board's directive regarding substitute ARRA funded projects**

Joe Cantalupo presented the staff recommended process. Mr. Cantalupo explained that if a stimulus project fails or does not make its schedule we would not have time to come back to the board to seek approval of the next project on the list. Mr. Cantalupo requested approval of a substitute list and to give the Executive Director permission to work through the list. Mr. Cantalupo listed the priorities as; first priority given to making the HERO program whole at 2 million dollars, second priority given to the remaining projects ranked on June 8th, third priority will be given to the projects on Revised Attachment B with a preference given to a project or projects in the county in which an under-run occurred or a project didn't make it, and lastly if a project cannot be found in that county, will try for geographic equity across the three counties.

Citizen Comments:

Tom Word: Mr. Word thanked the board for including the Round Rock intermodal transit facility in the selection process. He reported that the project has cleared the environmental hurdles and is well on its way. He reported that after acquiring the right of way the project cost exceeded the original estimates. Mr. Word requested that an additional \$300,000 be considered for the project by putting it at the bottom of the list on Attachment A as a second priority.

Senator Watson clarified that the project would be placed at the bottom of the second priority. Commissioner Eckhardt asked Commissioner Long if she would accept the request as a friendly amendment. Commissioner Long asked Mayor Pro-Tem Clifford what he thought about it. Mayor Pro-Tem Clifford explained that because of unexpected costs that it be added as a friendly amendment. Judge Sumter asked if the \$300,000 overrun could be absorbed in the construction process and if they were expecting to be \$300,000 short.

Tom Word answered that Round Rock is very tight on the construction cost at \$3 million and that if they did not get the \$300,000 they would have to cut some of the amenities but the project will be done and successful.

Judge Sumter asked for clarification on the original prioritization process, if the money was first supposed to go to the county. Senator Watson explained that there was discussion on how to establish equity but there was not a consensus that the money should go back to the county. Mr. Lopez asked when the project would go to letting. Tom Word answered that they would start advertising in December and go to construction by March.

Mayor Leffingwell asked for clarification about the last 8 items on the list and if they would only be funded if others that were selected dropped off. Joe Cantalupo answered that the items would be taken in order but they may not be funded in order. Judge Sumter asked if the project that fails is less than \$2M would it entirely go to HERO. Joe Cantalupo answered that it will go to HERO up to \$2M. Judge Sumter asked how much money it would take to get to the next level of service. Joe Cantalupo answered that analysis was not done but some level of service was expected to increase.

Commissioner Long made a motion to adopt the staff recommended process with a friendly amendment to place a \$300,000 project for Round Rock at the bottom of second priority list. Judge Biscoe seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Sarah Eckhardt, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

5. Presentation and possible consideration of the single-ride base fare increase adopted by the Capital Metro Board of Directors in accordance with provisions of SB 1263 of the 81st Texas Legislature

Senator Watson introduced CEO of Capital Metro Doug Allen. Mr. Allen made a presentation on the single-ride base fare increase. He explained Capital Metro's financial plan that included the goals regarding fares. Mr. Allen explained that the fare increases were made to get a 20% fare recovery, ensure a sustainable financial future, make All Systems Go a reality, provide more choices, and keep fares affordable. Mr. Allen explained the community outreach process leading up to the approval of the fare increase.

Senator Watson explained that the transportation policy board had 60 days to disapprove the single ride adult fare increase. The board could remain silent and the fare increase would go into effect automatically, vote to disapprove the fare increase, vote to not disapprove the fare increase, or wait pending discussion.

Council Member Riley added that the process was difficult but the increase was approved in the end. Mayor Leffingwell asked what the change was from the citizen advisory group's recommendation. Doug Allen answer that the only change was the schedule of the fare increase.

Mayor Leffingwell asked what the fare recovery rate was for bus and rail separately. Doug Allen answered that he would have to get back to the board.

Judge Biscoe asked if Capital Metro anticipates continuing the super discount program through the non profit agencies. Doug Allen answered that the program will be continued.

Council Member Spelman asked what proportion of fare box receipts are single ride adult fare. Doug Allen answered it is about 10%. Council Member Spelman asked what the effect

would be to the ridership based on the fare increase. Doug Allen stated that there would be a slight reduction in ridership. Council Member Spelman asked how long it would take to see the effect on ridership. Doug Allen answered that it would typically take 6 months but varies based on season. Council Member Spelman asked if the board could be reported back.

Representative Rodriguez asked how many discounted passes are given to nonprofit agencies and what that means in ridership. Doug Allen stated that about \$180,000 a year is given but does not know how many people that translates to.

Judge Biscoe asked if the super discount program is a budget initiative or an adopted policy. Doug Allen answered that it has been offered for 6 years but it is not a formal policy.

Commissioner Long made a motion to not disapprove the single adult ride fare increase with additional reporting to the CAMPO board. Mayor Pro Tem Clifford seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon

Abstaining: John Cowman

6. Consider summary minutes from the October 12th Transportation Policy Board meeting

Judge Sumter made a motion to approve the October 12th minutes. Judge Biscoe seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

7. Consider a resolution acknowledging a modification to the current Bylaws to establish an Ethics Policy for Transportation Policy Board Members and staff of the Capital Area Metropolitan Planning Organization in accordance with SB 585 of the 81st Texas Legislature

Senator Watson explained that approving this puts the board in accordance with state law that was passed. Senator Watson asked for a motion

Judge Biscoe made a motion to approve the resolution. Commissioner Huber seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

8. Consider a resolution acknowledging approval of Amendment 2 to the FY 2010 Unified Planning Work Program

Joe Cantalupo explained that the amendment simply acknowledges work that the City of Austin is doing which are the Strategic Mobility Plan and the Urban Rail program.

Judge Sumter made a motion to approve the resolution. Council Member Cole seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

9. **Consider a resolution acknowledging the functional classification of three roadways in the CAMPO region**
- a. **Northern Burleson Road, from IH 35 Frontage Road to FM 150 in Hays County**
 - b. **Spring Branch Road, from North Burleson Road to Spring Branch Loop in Hays County**
 - c. **Quinlan Park Road**

Senator Watson explained that the roads were misclassified in the federal functional classification system and that they need to be updated in order for them to move forward to receive federal stimulus money.

Commissioner Long made a motion to approve the resolution. Judge Biscoe seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

10. **Consider authorizing the Executive Director to negotiate and execute an Interlocal Agreement with the Houston – Galveston Area Council of Governments for HGACBuy**

Senator Watson explained that it will allow us to buy goods or services in bulk. Joe Cantalupo added that it is a way for CAMPO to do something without having to go through the procurement process.

Representative Maldonado asked how many other MPO's are participating. Joe Cantalupo answered that he is not sure but imagines that there are several. Representative Maldonado asked what the qualifications were for the vendors.

Joe Cantalupo answered that the vendors could be anyone who qualifies in the program but guidelines could be set.

Mayor Leffingwell made a motion to approve the resolution. Judge Biscoe seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

11. **Consider authorizing the Executive Director to negotiate and execute an Interlocal Agreement with the City of Round Rock for receipt of the requested match for FY 2010 STP MM projects**

Senator Watson explained that before CAMPO receives the local match funds from the City of Round Rock the city would like to enter into an interlocal agreement to create a cleaner paper trail for audit purposes.

Judge Sumter made a motion to approve the interlocal agreement. Council Member Spelman seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

12. Consider a resolution prioritizing STP MM funded projects for FY 2010

Joe Cantalupo explained the proposal. CAMPO worked together to identify ready to go projects. Staff recommended the following projects as priorities for FY 2010; IH 35/River Ridge ramp construction, Parmer Lane sidewalks, Blue Hole Loop Bike/Ped way, and improve bike crossing on Loop 360.

Mayor Lemon stated that he was disappointed that the number 2 project can't be funded. He suggested funding project 1 and as much as 2 as possible as another recommendation. Joe Cantalupo explained the 100% share funding break down.

Commissioner Long asked for clarification on the 80/20 split and the amount of money available for letting. Joe Cantalupo explained that we have to count the 100% match. Ed Collins tried to explain the 20% match.

Senator Watson suggested the board get better clarification and revisit the item in January. Mr. Lopez agreed that the 80/20 split is not right.

Senator Watson asked if there was a way to vote in order to not hold up the process.

Citizen Comments:

Mayor Tom Haley: Mayor Haley of Wimberley supported the resolution. He explained that the project would connect the cities of Wood Creek and Wimberley and a lot of work has been put into it. Commissioner Will Connally explained that the project in Wimberley is ready to go if this board is supportive of the funding.

Commissioner Long asked if there was a drop date if funds were not allocated. Commissioner answered that it could be 12 months

Tommy Eden: Mr. Eden explained that the backup material does not include information on bicycle/pedestrian facilities

Judge Sumter asked if \$4.27 M was the final letting total. Joe Cantalupo answered that he does not know. Mr. Lopez said that he did not believe there would be any more rescissions to the \$4.27 M. There was further discussion to see how the \$4.27 M could be spent. However since some projects are state and some are local the letting amount was more complicated.

Senator Watson suggested delaying the decision to December. Discussion was made to delay the decision to the January board meeting.

Judge Sumter suggested voting on the resolution.

Judge Sumter made a motion to approve the resolution contingent upon any change in the numbers. Mayor Leffingwell seconded the motion. The motion was approved.

Voting Yes: Kirk Watson, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman

Voting No: Cynthia Long

Presentations and Reports

13. Executive Director's Report

a. 2035 Plan: Round 2 Public Outreach Highlights

Joe Cantalupo reported that the outreach was successful

b. Report on the Association of Metropolitan Planning Organization's annual meeting

Joe Cantalupo reported that there was no clear direction on reauthorization and that CAMPO staff was operating under a continuing resolution. He reported about Mega Regions, staff size, and board size.

14. Chairman's Report

a. Finance Committee

Senator Watson reactivated the Finance Committee with the following charge:

CHARGE: The charge of the CAMPO Finance Committee is to:

1. Work with CAMPO staff to understand how state and federal funding is allocated to the CAMPO region, identify and understand the implications of the funding allocations, and to help develop recommendations for maximizing the use of available funding;
2. Work with CAMPO staff to develop the long range financial forecast needed for the CAMPO long range transportation plan;
3. Work with CAMPO staff to provide input into the long range financial forecasts and Unified Transportation Program developed and managed by the Texas Department of Transportation;
4. Work with CAMPO staff to identify and evaluate funding options for transportation in the CAMPO region, including studying mobility financing strategies in other regions and reporting on the approaches used;
5. Seek guidance, input and/or approval from the Transportation Policy Board on any actions related to the above, as appropriate.

The committee is composed of the following board members; Cynthia Long (chair), Diana Maldonado, Chris Riley, Sheryl Cole, Sarah Eckhardt, Karen Huber, George Garver, Miguel Gonzales, Susan Narvaiz, Carlos Lopez, and Clara Beckett.

b. Boundary Expansion discussion

Senator Watson appointed a Boundary Expansion Committee for which he will compose at a later date.

15. Adjourn

Senator Watson called to adjourn the meeting.

Commissioner Long made a motion to adjourn the meeting. Mayor Lemon seconded the motion.

Voting Yes: Kirk Watson, Cynthia Long, Diana Maldonado, Sam Biscoe, Karen Huber, Liz Sumter, Lee Leffingwell, Chris Riley, Bill Spelman, Sheryl Cole, Joe Clifford, Carlos Lopez, Eddie Rodriguez, Bob Lemon, John Cowman