

SAN JOAQUIN REGIONAL TRANSIT DISTRICT
SPECIAL BOARD OF DIRECTORS MEETING – NOTICE AND AGENDA
11:00 A.M. ON MONDAY, MARCH 29, 2021

PLEASE TAKE NOTICE that the Chairman of the Board of Directors of the San Joaquin Regional Transit District RTD has called a Special Meeting of the Board of Directors for Monday, March 29, 2021 at 11:00 A.M. This meeting is being held in accordance with California Governor Gavin Newsom’s Executive Orders N-29-20 and N-33-20 as well as recommendations from the California Department of Public Health. The Board of Directors will attend the meeting telephonically via Zoom Video Communications to consider and act upon the following:

Members of the public can attend the RTD Board Meeting (audio only) by dialing: (669) 900-6833. Meeting ID: 986 7822 2580, or by viewing a live broadcast of the meeting online at <https://zoom.us/j/98678222580>.

Persons wishing to address the Board must submit a public comment request by sending an email to BoardSupport@sjRTD.com or by calling (209) 467-6613. All comments must be received by 10:00 a.m. on Monday, March 29, 2021.

RTD is committed to ensuring that all meetings are accessible regardless of an individual’s ability or access method. If you need a reasonable accommodation, please contact RTD’s Chief Executive Office at (209) 467-6613. *For language assistance, interpreter services, please contact (209) 943-1111. Para información en Español, por favor llame al (209) 943-1111.*

1. CALL MEETING TO ORDER
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. ROLL CALL
4. PUBLIC COMMENT
Each person who addresses the Board shall not make slanderous or profane remarks to or about any member of the Board, staff, or general public. Any person who utters loud, threatening, personal, or abusive language, who is unduly repetitious or engages in extended discussion of irrelevancies, or who engages in any disorderly conduct which disrupts, disturbs, or impedes the orderly conduct of any Board meeting shall, at the discretion of the presiding officer or a majority of the Board, be barred from further audience before the Board during that meeting. All public comments shall be limited to no more than FIVE MINUTES. In addition, applause, loud noises, or any other outbursts or disruptions from the audience are not allowed during or after a public comment. At the discretion of the presiding officer, those who are in violation of this protocol may be disconnected from the meeting.
5. ACTION ITEMS
 - A. RESOLUTION: AUTHORIZING THE FILING AND EXECUTION OF THE FY 2020-21 LOW CARBON TRANSIT OPERATIONS PROGRAM (LCTOP) APPLICATION FOR THE BUS RAPID TRANSIT (BRT) EXPANSION – MIDTOWN CORRIDOR PROJECT
Board approval of filing and execution of funding application.
6. QUESTIONS AND COMMENTS FROM DIRECTORS AND STAFF
7. CLOSED SESSION

- A. CONFERENCE WITH LABOR NEGOTIATOR
Agency Negotiator: Gloria Salazar, CEO
Employee Organization: Amalgamated Transit Union, Local 256

- B. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
[Paragraph (1) of subdivision (d) of Government Code, Section 54956.9]:
San Joaquin Regional Transit District vs. DSS-2731 Myrtle LLC, et al., San
Joaquin Superior Court Case No. 39-2010-00252684-CU-EI-STK

8. ADJOURNMENT

**NOTE: THE NEXT REGULARLY SCHEDULED BOARD MEETING WILL BE HELD ON
FRIDAY, APRIL 16, 2021 AT 10:00 A.M.**

DATE POSTED: March 26, 2021

RECOMMENDATION: **AUTHORIZE THE FILING AND EXECUTION OF THE FY 2020-21 LOW CARBON TRANSIT OPERATIONS PROGRAM (LCTOP) APPLICATION FOR THE BUS RAPID TRANSIT (BRT) EXPANSION – MIDTOWN CORRIDOR PROJECT**

LEAD STAFF: **ERIC WILLIAMS
GRANTS MANAGER**

FINANCIAL IMPACT: **\$650,737**

BACKGROUND:

The Low Carbon Transit Operations Program (LCTOP) is one of several programs that are part of the Transit, Affordable Housing, and Sustainable Communities Program established by the California Legislature in 2014 by Senate Bill 862. These programs are funded by auction proceeds from the California Air Resource Board's (ARB) Cap-and-Trade Program, with proceeds deposited into the Greenhouse Gas Reduction Fund (GGRF).

Senate Bill 862 continuously appropriates five percent of the annual auction proceeds in the GGRF for LCTOP beginning in FY 15/16. The LCTOP was created to provide operating and capital assistance for transit agencies to reduce greenhouse gas emissions and improve mobility, with a priority on serving disadvantaged communities. The California Department of Transportation (Caltrans) administers LCTOP funds.

DISCUSSION:

RTD will submit an allocation request for the BRT Expansion – Midtown Corridor project. This project will provide one-year of operating funds for the BRT route along the Midtown Corridor. The operating period includes fiscal year 2021-22, beginning on July 1, 2021 and ending on June 30, 2022.

Caltrans requires RTD to complete and submit a Governing Body Resolution for the purposes of identifying the project by name and the agent(s) authorized to act on behalf of RTD to execute actions necessary to obtain GGRF funds from Caltrans and ensure continued compliance with Caltrans assurances, and state and federal laws.

Staff requests Board approval to authorize the Chief Executive Officer (CEO) or Deputy CEO to submit and execute applications, certifications and assurances, authorized agent form, and all required documents on behalf of RTD for the LCTOP program. The application will include a submittal for the BRT Expansion – Midtown Corridor Project for a total of \$650,737 in FY 2020-21 LCTOP funds. This includes \$577,764 from the regional allocation (PUC 99313) and \$72,973 from RTD's direct allocation. This allocation is down significantly from last year's total LCTOP allocation of \$1,173,520. Unfortunately, due to auction proceeds being so low, LCTOP apportionments are down statewide.

This is the fifth year that LCTOP funds have been applied to this project. LCTOP guidelines limit operational support for new services to a total of five years; therefore, this will be the final year of LCTOP funding for the BRT Expansion – Midtown Corridor project. However, RTD is still eligible for future LCTOP funding for other similar projects.

RESOLUTION NO. _____
DATED MARCH 29, 2021

RESOLUTION AUTHORIZING THE FILING AND EXECUTION OF THE FY 2020-21
LOW CARBON TRANSIT OPERATIONS PROGRAM (LCTOP) APPLICATION FOR THE
BUS RAPID TRANSIT (BRT) EXPANSION – MIDTOWN CORRIDOR PROJECT

WHEREAS, the San Joaquin Regional Transit District (RTD) is an eligible project sponsor and may receive state funding from the Low Carbon Transit Operations Program (LCTOP) for transit projects; and

WHEREAS, the statutes related to state-funded transit projects require a local or regional implementing agency to abide by various regulations; and

WHEREAS, Senate Bill 862 (2014) named the California Department of Transportation (Department) as the administrative agency for the LCTOP; and

WHEREAS, the Department has developed guidelines for the purpose of administering and distributing LCTOP funds to eligible project sponsors (local agencies); and

WHEREAS, the RTD wishes to delegate authorization to execute these documents and any amendments thereto to the Chief Executive Officer (CEO) or Deputy CEO.

WHEREAS, the RTD wishes to implement the following LCTOP project(s) listed below.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the RTD as follows:

1. That the fund recipient agrees to comply with all conditions and requirements set forth in the Certification and Assurances and the Authorized Agent documents and applicable statutes, regulations, and guidelines for all LCTOP funded transit projects.
2. That the Chief Executive Officer (CEO) or Deputy CEO be and hereby are authorized to execute all required documents of the LCTOP program and any Amendments thereto with the California Department of Transportation.
3. That the CEO and/or Deputy CEO are authorized to submit the application to the Department for FY 2020-21 LCTOP funds for the BRT Expansion – Midtown Corridor project in the amount of \$650,737. This project is for one year of operating funds in FY 2021-22 for the Bus Rapid Transit (BRT) route along the Midtown Corridor. The project will benefit an entirely disadvantaged and low-income community by providing zero-emission BRT service and access to a variety of destinations. This is the fifth year RTD will be requesting LCTOP funds for the Midtown BRT Corridor project.