

July 16, 2009

TO: Members of the MAG Regional Council

FROM: Councilwoman Peggy Neely, Phoenix, Chair

SUBJECT: MEETING NOTIFICATION AND TRANSMITTAL OF TENTATIVE AGENDA

Meeting - 5:00 p.m.
Wednesday, July 22, 2009
MAG Office, Suite 200 - Saguaro Room
302 North 1st Avenue, Phoenix

The next MAG Regional Council meeting will be held at the MAG offices at the time and place noted above. Members of the Regional Council may attend either in person, by videoconference or by telephone conference call. Members who wish to remove any items from the Consent Agenda are requested to contact the MAG office. MAG will host a dinner/reception for the Regional Council members following the meeting in the MAG Cholla Room on the 2nd floor. Supporting information is enclosed for your review.

Please park in the garage underneath the building. Parking places will be reserved for Regional Council members on the first and second levels of the garage. Bring your ticket to the meeting, parking will be validated. For those using transit, the Regional Public Transportation Authority will provide transit tickets for your trip. For those using bicycles, please lock your bicycle in the bike rack in the garage.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

If you have any questions, please call the MAG office.

c: MAG Management Committee

**MAG REGIONAL COUNCIL
TENTATIVE AGENDA
July 22, 2009**

COMMITTEE ACTION REQUESTED

1. Call to Order

2. Pledge of Allegiance

3. Call to the Audience

An opportunity will be provided to members of the public to address the Regional Council on items not scheduled on the agenda that fall under the jurisdiction of MAG, or on items on the agenda for discussion but not for action. Citizens will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Regional Council requests an exception to this limit. Please note that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.

4. Executive Director's Report

The MAG Executive Director will provide a report to the Regional Council on activities of general interest.

5. Approval of Consent Agenda

Council members may request that an item be removed from the consent agenda. Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items. Consent items are marked with an asterisk (*).

3. Information.

4. Information and discussion.

5. Approval of the Consent Agenda.

ITEMS PROPOSED FOR CONSENT*

MINUTES

*5A. Approval of the June 24, 2009, Meeting Minutes

5A. Review and approval of the June 24, 2009, meeting minutes.

TRANSPORTATION ITEMS***5B. Enhancement Peer Review Group Round 17 Recommendations**

The Enhancement Peer Review Group reviews and recommends a ranked list of Enhancement Fund applications from this region to the State Transportation Enhancement Review Committee (TERC). This year, seven enhancement fund applications totaling \$2,890,498 for projects on local roads were received, with approximately \$8 million available statewide. One application for a project on ADOT right-of-way was received totaling \$1 million, with approximately \$5 million available statewide. The Enhancement Peer Review Group and the Management Committee recommended that the list of ranked applications be forwarded to the Arizona Department of Transportation for consideration by the TERC. Please refer to the enclosed material.

***5C. Elderly Mobility Sign Project Update**

A project in the FY 2007 MAG Unified Planning Work Program was programmed with \$400,000 in federal funds for a regional project that would promote elderly mobility in the MAG region. The resulting project was jointly recommended by the Elderly Mobility Stakeholders Group, Transportation Safety Committee and the Management Committee. The final approval by the Regional Council resulted in the installation of nearly 3,100 new street name signs across the region. Some of these signs replaced existing signs at intersections, and others were placed on intersection approaches providing the name of the upcoming cross street. The key feature that was introduced by these signs was the use of a new letter font named Clearview Font. This font has been adopted by many agencies, including the Arizona Department of Transportation, due to its vastly improved legibility. Sixteen MAG member agencies participated in this project and their sign costs are reimbursed by MAG with project funds. As a result of this project, a few local agencies have decided to adopt the use of Clearview Font

5B. Approve forwarding the list of ranked applications from the MAG Enhancement Peer Review Group to the Arizona Department of Transportation for consideration by the State Transportation Enhancement Review Committee.

5C. Information and discussion.

for all new street name signs. Please refer to the enclosed material.

*5D. Consultant Selection for the MAG Hassayampa Framework Study for the Wickenburg Area

The FY 2009 MAG Unified Planning Work Program and Annual Budget, approved by the MAG Regional Council, includes \$70,000 to conduct the Hassayampa Framework Study for the Wickenburg Area. The Town of Wickenburg will contribute \$5,000 toward the project, bringing the total cost of the project to \$75,000. A Request for Proposals for consultants to conduct the study was advertised on April 23, 2009. Four proposals were received from the following firms: Wilbur Smith Associates, Dibble Engineering, HDR, and Wilson & Company. A multi-agency proposal evaluation team consisting of MAG member agencies and MAG staff reviewed the proposal documents and recommended to MAG the selection of Wilson & Company to conduct the project, in an amount not to exceed \$75,000. The Management Committee recommended approval of the selection. Please refer to the enclosed material.

*5E. Project Changes – Amendments and Administrative Modifications to the FY 2008-2012 MAG Transportation Improvement Program and Material Cost Changes to the ADOT Program

The Fiscal Year (FY) 2008-2012 Transportation Improvement Program (TIP) and Regional Transportation Plan Update were approved by the MAG Regional Council on July 25, 2007. Since that time, there have been requests from member agencies to modify projects in the program. To move forward with project implementation for FY 2010, ADOT has requested a number of financial, project description, and schedule changes. Fort McDowell Yavapai Nation, Fountain Hills and Scottsdale have submitted requests for programming American Recovery and Reinvestment Act (ARRA) funds in their communities. Valley Metro has requested administrative modifications related to four

5D. Approval to select Wilson & Company to conduct the Hassayampa Framework Study for the Wickenburg Area, for an amount not to exceed \$75,000.

5E. Approval of amendments and administrative modifications to the FY 2008-2012 Transportation Improvement Program, as appropriate, to the Regional Transportation Plan 2007 Update, FY 2009 and FY 2010 MAG Unified Work Program and Annual Budget, and material cost changes to the ADOT Program as shown in the attached tables.

repayment projects. Details of these requests can be found in the enclosed table. In addition, the enclosed table annotates the material cost changes related to cost increases to the ADOT Program. The Transportation Review Committee, the Management Committee, and the Transportation Policy Committee recommended approval of this item. Please refer to the enclosed material.

*5F. Update to the Federal Functional Classification System

The MAG funding suballocation for the MAG region from the American Recovery and Reinvestment Act (ARRA) requires projects to adhere to the requirements established in the Surface Transportation Program (STP). ARRA funded projects must be located on a facility that is classified as an urban collector or rural major collector or higher in the functional classification hierarchy. Maricopa County and Fort McDowell Yavapai Nation have requested that the functional classification of three roadways located in the Ft. McDowell community be updated as related to programming ARRA funds. The Management Committee recommended approval of the proposed updates to the functional classification system. Please refer to the enclosed material.

*5G. Final Closeout of the Federal Fiscal Year (FFY) 2009 MAG Federally Funded Program

Since the Regional Council approved the Interim FFY 2009 MAG Closeout, there have been additional requests for project deferrals: GDY07-302 and GDY07-709, which are found in Table A. With these new deferrals, the funding available for Closeout increases from \$28.7 to \$29.3 million. The identification of these additional funds for Closeout indicates that the two projects in the rank ordered Contingency List, MMA09-610 and PHX07-740 can be funded. The Transportation Review Committee (TRC) recommended approval of the project deferrals and funding as noted above. In addition, the TRC also recommended that any remaining CMAQ Closeout funds be allocated toward funding the

5F. Approval of the proposed updates to the functional classification system.

5G. Approval of the Final Closeout for Federal FY 2009 and amending/adjusting the FY 2008-2012 MAG TIP and the RTP 2007 Update as needed.

remaining street sweepers on the prioritized list for FFY 2009. The Management Committee recommended approval of the Final Closeout for Federal FY 2009 and amending/adjusting the FY 2008-2012 MAG TIP and the RTP 2007 Update as needed. Please refer to the enclosed material.

- *5H. Update on the American Recovery and Reinvestment Act of 2009: Arizona Department of Transportation (ADOT) Portion, MAG Sub-Allocation, Transportation Enhancement Portion, and MAG Region Transit Funds

The American Recovery and Reinvestment Act (ARRA) of 2009 was signed by President Obama on February 17, 2009. The Act directs transportation infrastructure funds to both highway and transit agencies in states and metropolitan planning organizations. On March 25, 2009, the MAG Regional Council approved the necessary Transportation Improvement Program (TIP) project changes for ADOT-led freeway projects and MAG regional transit projects that are programmed with ARRA funds. On April 22, 2009, the MAG Regional Council approved the necessary TIP project changes for the majority of the local projects funded with ARRA funds. The enclosed report includes the status of the highway and transit funded ARRA projects, and any new developments. Please refer to the enclosed material.

- 5H. Information and discussion.

AIR QUALITY ITEMS

- *5I. Additional Funding for Sweepers on the Approved Prioritized List of Proposed PM-10 Certified Street Sweeper Projects for FY 2009 CMAQ Funding

On January 28, 2009, the MAG Regional Council approved a Prioritized List of Proposed PM-10 Certified Street Sweeper Projects for FY 2009 CMAQ funding and retained the prioritized list for any additional FY 2009 CMAQ funds that may become available due to year-end closeout, including any redistributed obligation authority, or additional funding received by this region. Funding for the remaining sweepers on the

- 5I. Approval of additional funding for sweepers on the Approved Prioritized List of Proposed PM-10 Certified Street Sweeper Projects for FY 2009 CMAQ Funding.

approved Prioritized List is available from \$685,676 in savings associated with four sweeper projects that have been requested to be deleted, and from \$402,968 in Federal Fiscal Year 2009 Closeout funds recommended by the Transportation Review Committee on June 25, 2009. The following sweepers would be funded: Phoenix (the remaining \$62,696 for project #2); Paradise Valley; Tempe; Salt River Pima-Maricopa Indian Community; Chandler; Youngtown; and Buckeye (\$157,590 for project #1). The Management Committee recommended approval of this item. Please refer to the enclosed material.

*5J. Conformity Consultation

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment and administrative modification to the FY 2008-2012 MAG Transportation Improvement Program (TIP). The proposed amendment and administrative modification involve several projects, including Arizona Department of Transportation projects, new American Recovery and Reinvestment Act projects for Fountain Hills and Scottsdale, and Valley Metro Rail projects. The amendment includes projects that may be categorized as exempt from conformity determinations. The administrative modification includes minor project revisions that do not require a conformity determination. Please refer to the enclosed material.

*5K. Consultation on Proposed Transportation Conformity Processes for the 2009 MAG Conformity Analysis

Federal and state conformity regulations require that MAG consult with federal, state, and local air quality and transportation agencies on proposed processes for the conformity analysis on the Transportation Improvement Program and transportation plan. MAG is distributing for comment the proposed processes to be applied beginning with the upcoming conformity analysis for the FY 2010-2014 MAG Transportation

5J. Consultation.

5K. Consultation.

Improvement Program and the Regional Transportation Plan 2009 Update. Comments regarding this material are requested by July 22, 2009. Please refer to the enclosed material.

*5L. Consultation on Potentially Regionally Significant Projects for the Draft FY 2010-2014 MAG Transportation Improvement Program

Federal and state conformity regulations require that MAG consult with federal, state, and local air quality and transportation agencies on which transportation projects will be considered "regionally significant" for the purposes of regional emissions analysis. Regionally significant projects are subject to conformity requirements. A list of potentially regionally significant projects for the proposed Draft FY 2010-2014 MAG Transportation Improvement Program has been prepared. It is requested that comments regarding the list be reported to MAG by July 22, 2009. Please refer to the enclosed material.

5L. Consultation.

GENERAL ITEMS

*5M. Amendment to the FY 2010 MAG Unified Planning Work Program and Annual Budget to Accept Funding from the Arizona Department of Environmental Quality for Developing a Roadmap for Greening Water Infrastructure

The Arizona Department of Environmental Quality has notified MAG that it would be awarded \$45,000 in stimulus funding from the American Recovery and Reinvestment Act of 2009 for water quality management planning. The funding would be used to conduct a workshop on green infrastructure for water and wastewater treatment plants focusing on Arizona issues, and to prepare a roadmap for greening water infrastructure. It is necessary to amend the FY 2010 MAG Unified Planning Work Program and Annual Budget to accept these funds. The Management Committee recommended approval of this item. Please refer to the enclosed material.

5M. Approval to amend the FY 2010 MAG Unified Planning Work Program and Annual Budget to accept \$45,000 from the Arizona Department of Environmental Quality for developing a roadmap for greening water infrastructure.

*5N. Digital Aerial Photography Partnership with Central Arizona Association of Governments

In May 2009, the MAG Regional Council approved the FY 2010 Unified Planning Work Program and Annual Budget, which included \$40,000 for digital aerial photography for use in planning activities by both MAG and its member agencies. This imagery is purchased on an annual basis and typically includes substantial portions of Pinal County. This year MAG has been approached by the Central Arizona Association of Governments (CAAG) to enter into a partnership to issue a single Invitation for Bids. Cost for the imagery purchased through the joint Invitation for Bids would be based on the area covered by the purchase. MAG and CAAG would receive the full imagery acquisition. CAAG's payment responsibility would be for the Pinal County portion of the imagery. As in past years, this photography will be made available at no charge to MAG member agencies, as well as to CAAG member agencies. The Management Committee recommended approval of this item. Please refer to the enclosed material.

*5O. Annexation Requirements for Census 2010

The 2010 Census is only nine months away. To prepare for this count, MAG wants to ensure that all jurisdictions are aware of the need to complete any annexations by December 31, 2009, and report those annexations to the U.S. Census Bureau by March 1, 2010, in order for population in the newly annexed area to be included in the jurisdiction's Census 2010 population. The U.S. Census Bureau conducts the Boundary and Annexation Survey (BAS) annually to update information about the legal boundaries and names of all governmental units in the United States. The Census Bureau uses the boundary information collected in the BAS to tabulate data for various censuses and surveys, including the 2010 Census of Population and Housing. Please refer to the enclosed material.

5N. Approval to amend the FY 2010 Unified Planning Work Program and Annual Budget for MAG to accept funds from the Central Arizona Association of Governments for the Pinal County portion of the digital aerial photography.

5O. Information.

ITEMS PROPOSED TO BE HEARD

TRANSPORTATION ITEMS

6. Transportation Public Involvement Report

MAG has conducted a public involvement process on transportation plans and programs throughout Fiscal Year 2009. Included in this process were a variety of special events, small group presentations, e-mail, telephone and Web site correspondence. The process also included a transportation public hearing hosted by MAG in cooperation with the Arizona Department of Transportation, Valley Metro, METRO and the City of Phoenix Public Transit Department. Agenda items included the draft project listing for the FY 2010-2014 MAG Transportation Improvement Program; status of the American Recovery and Reinvestment Act funds programmed in the MAG region; City of Phoenix Public Transit Department Program of Projects; and a review of issues for the MAG Regional Transportation Plan 2010 update. A court reporter was in attendance to record public comments verbatim. All comments made at the hearing were provided a formal response from staff. The responses to comments are included in the attached Transportation Public Involvement Report. Also included is a list of the meetings and events MAG staff has participated in since the start of FY 2009. Please refer to the enclosed material.

7. Transportation Planning Update - Proposition 400 Regional Freeway Program

The Regional Council will receive an update on the strategies identified by MAG staff to address the funding gap in the Regional Freeway Program. Topics covered within this presentation include an update on cost saving proposals in the SR-202L/South Mountain Freeway and SR-303L corridors. The update will conclude with a presentation on overall strategies and scenarios for meeting the Regional Freeway funding gap, based on the corridor-specific cost savings, data collected from the Central Phoenix Peer Review

6. Information and discussion.

7. Information and discussion.

Group, discussions with ADOT and their Management Consultants, and MAG staff recommendations. On July 15, 2009, the Transportation Policy Committee recommended that information provided by the MAG staff be reviewed by the Transportation Policy Committee today for information and discussion only and that the information be further analyzed by the member agency staff and that a discussion be held regarding this information by the MAG Management Committee and that a decision on this information be tabled for 90 days and be considered at the October 21, 2009 Transportation Policy Committee meeting. Please refer to the enclosed material.

8. Presentation of the Framework Recommendation for the Interstates-8 and 10-Hidden Valley Transportation Framework Study

As a follow-up to the Interstate 10-Hassayampa Valley Framework Study, MAG and its funding partners, the Arizona Department of Transportation, the Maricopa County Department of Transportation, Pinal County Public Works, the Town of Buckeye, and the Cities of Goodyear and Maricopa, recognized the need to extend framework planning into southwestern Maricopa County and western Pinal County. Beginning in May 2007, a project team began framework planning efforts for a 3,200 square mile study area in both Maricopa and Pinal Counties for an area bounded by Gila River on the north, SR-87 and Overfield Road on the east in Pinal County, the Tohono O'odham Indian Community and Barry Goldwater Range on the south, and 459th Avenue on the west in Maricopa County. The project's study team has determined that entitled development represents a population of approximately 2.5 million by buildout. At this time, the project's funding partners, in cooperation with a Study Review Team and a project consultant team, have made their final framework recommendation that is ready for study acceptance by MAG and the Central Arizona Association of Governments (CAAG). An illustration of the recommendation and draft of the project's executive summary is

8. Information and discussion.

included in the transmittal summary. In this presentation, MAG staff will provide the Regional Council with information about the final framework recommendation in advance of formal acceptance by the Regional Council of the study's recommendations in September 2009. Please refer to the enclosed material.

GENERAL ITEMS

9. MAG Committee Operating Policies and Procedures

At the January 28, 2009, Regional Council meeting, it was noted that interest had been expressed by some members of the Regional Council to revisit some of MAG's policies and procedures. The Chair of the Regional Council appointed a seven-member MAG Process Review Task Force consisting of members from the MAG Regional Council, Regional Council Executive Committee, and Management Committee. On February 17, 2009, the Executive Committee provided input on a list of major issues to be reviewed by the MAG Process Review Task Force and requested that the document be forwarded to members of the Regional Council for additional input. Members of the task force were requested to review the major issues identified and discuss possible alternative options to existing practices. At the March 25, 2009, MAG Process Review Task Force meeting, members discussed the role of the task force and reviewed a list of fifteen (15) major issues to be addressed. The task force encouraged developing a document outlining consistent operating policies and procedures, where applicable, for the Regional Council, Regional Council Executive Committee, Management Committee, Transportation Policy Committee, and Technical and Policy committees. At the April 22, 2009, MAG Process Review Task Force meeting, members reviewed a draft document outlining committee operating policies and procedures. On May 19, 2009, a draft committee operating policies and procedures document was sent to members of the task force for further review and comment.

9. Approval of the MAG Process Review Task Force
MAG Committee Operating Policies and Procedures.

At the June 24, 2009, MAG Process Review Task Force meeting, members of the task force provided final comments to the draft committee operating policies procedures document and requested that it be forwarded to the Regional Council for approval. The development of the MAG Committee Operating Policies and Procedures document is part of a broader effort to clarify MAG policies and procedures to include in a resource guidebook that will assist member agencies in better understanding the MAG organization. Please refer to the enclosed material.

10. Legislative Update

An update will be provided on legislative issues of interest.

11. Comments from the Council

An opportunity will be provided for Regional Council members to present a brief summary of current events. The Regional Council is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action.

10. Information, discussion and possible action.

11. Information.