

MINUTES OF THE
MARICOPA ASSOCIATION OF GOVERNMENTS
TRANSPORTATION REVIEW COMMITTEE

June 8, 2009

Maricopa Association of Governments Office
302 North First Avenue, Suite 200, Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

Peoria: David Moody
ADOT: Steve Hull for Floyd Roehrich
#Avondale: Janeen Gaskins for David
Fitzhugh
Buckeye: Scott Lowe
Chandler: Patrice Kraus
El Mirage: Lance Calvert
Fountain Hills: Randy Harrel
*Gila Bend: Rick Buss
*Gila River: Doug Torres
Gilbert: Michelle Gramley for Tami Ryall
Glendale: Terry Johnson
Goodyear: Cato Esquivel
Guadalupe: Gino Turrubiarres
Litchfield Park: Mike Cartsonis

Maricopa County: John Hauskins
Mesa: Scott Butler
Paradise Valley: Bill Mead
Phoenix: Ed Zuercher
Queen Creek: Mark Young
RPTA: Bryan Jungwirth
Scottsdale: Dave Meinhart for
Mary O'Connor
Surprise: Randy Overmyer
Tempe: Chris Salomone
Valley Metro Rail: Jim Mathiew for John
Farry
Wickenburg: Gary Edwards
Youngtown: Grant Anderson for Lloyce
Robinson

EX-OFFICIO MEMBERS ATTENDING

*Regional Bicycle Task Force: Jim Hash,
City of Mesa
Street Committee: Darryl Crossman, City
of Litchfield Park
*ITS Committee: Mike Mah
* Members neither present nor represented by proxy.

*Pedestrian Working Group: Brandon Forrey,
City of Peoria
*Transportation Safety Committee: Kerry
Wilcoxon, City of Phoenix

+ - Attended by Videoconference
- Attended by Audioconference

OTHERS PRESENT

Eric Anderson, MAG
Lindy Bauer, MAG
Dean Giles, MAG
Roger Herzog, MAG
Nathan Pryor, MAG
Steve Tate, MAG
Eileen Yazzie, MAG
Bob Antilla, Valley Metro/RPTA
Dan Cook, City of Chandler
Jenna Goad, City of Glendale
Jorie Bresnahan, City of Phoenix

Ray Dovalina, City of Phoenix
Andy Granger, City of Peoria
Lisa Estrada, City of Peoria
John Abraham, City of Surprise
Sunell Garg, City of Surprise
Jyme Sue McLaren, City of Tempe
Wendy Springborn, City of Tempe
Mike Sabatini, Maricopa County
Luis Aisporo, Town of Guadalupe
Paul Gilmore, W.C. Scoutten, Inc
Paul Ward, Olsson and Assoc.

1. Call to Order

Chairman Moody from the City of Peoria called the meeting to order at 2:02 p.m.

2. Call to the Audience

Chairman Moody stated that he had not received any request to speak cards from the audience and moved onto the next item on the agenda.

3. Interim Closeout of the Federal Fiscal Year (FFY) 2009 MAG Federally Funded Program

Chairman Moody invited Mr. Eric Anderson, the MAG Transportation Director, to present on the FFY 2009 Federal Fund Interim Closeout. Mr. Anderson announced that Ms. Yazzie, MAG Transportation Programming Manager, was attending the meeting via audio conference and would be available to answer any questions or concerns about the agenda item. Mr. Anderson notified the Committee of a revised memorandum at their places regarding the MAG Federally Funded Program. He explained the revised memorandum included update figures on the amounts available for closeout.

Mr. Anderson informed the Committee that \$28.7 million was available for the FFY 2009 Federal Fund Closeout. He reported that the funds available for closeout may increase as MAG Staff receives additional project deferrals or requests to delete federal funds from projects. He added that the amount may also increase once MAG Staff is officially notified of the redistributed obligation authority from the Federal Highway Administration (FHWA).

Mr. Anderson announced that an item had been included on the MAG Management Committee agenda for June that would address project deferrals. He reported that MAG Staff would discuss the issue of project deferrals as well as request input from the Committee on how to minimize the number of project deferrals in the future. He stated that staff would also discuss methods to improve the fiscal state of the Transportation Improvement Program (TIP) to ensure that the TIP continued to meet the fiscal constraint requirements. He emphasized the objective of the federal fund program as well as closeout was to maximize the funds obligated to create jobs and provide transportation assets for the communities in the region.

Chairman Moody asked for an update on the allocated funding for PM-10 sweepers discussed at the previous Committee meeting. Mr. Eric Anderson invited Ms. Lindy Bauer, the MAG Environmental Director, to address the Chairman's concerns.

Ms. Bauer informed the Committee that MAG Staff had discovered that funding for street sweepers approved by the MAG Regional Council had not been spent to date. She explained the unused funds were a concern to MAG because the air quality benefits from the use of street sweepers was included in the air quality conformity analysis conducted by MAG and required

by federal law. Ms. Bauer reported that approximately 23 street sweepers worth \$4 million in funding had not been used by the jurisdictions awarded the funding.

Ms. Bauer announced that MAG Staff was coordinating with each jurisdiction to determine the status of the street sweeper purchases. She notified the Committee that MAG had received reimbursement requests for two street sweepers since the discovery. She also reported that MAG Staff had determined some street sweepers had been ordered by the jurisdictions.

Ms. Bauer informed the Committee that some jurisdictions stated they were unaware that they had been awarded funding to purchase street sweepers. She also stated that some jurisdictions reported having insufficient staff levels to run the street sweepers and as a result may not purchase the street sweepers in question. Ms. Bauer announced that it was possible that seven street sweepers may not be purchased based on the input received from the jurisdictions. In closing, she announced that an item had been added to the Management Committee agenda to address the issue.

Chairman Moody inquired if additional funding would be released from the street sweepers for use during the FFY 2009 Federal Fund Closeout. Ms. Bauer replied no, adding that sufficient information was not available at this time to make a determination on the amount of funding available, if any. She continued, stating it was the recommendation of the Air Quality Technical Advisory Committee to fund additional street sweepers, which were placed on a contingency list, in the event allocated funds were returned to regional pool.

Chairman Moody asked if there were any additional questions or comments about the information presented by Ms. Bauer, and there were none. Chairman Moody then asked the Committee if they would like to entertain a discussion on how to allocate the funding available for the FFY 2009 Federal Fund Closeout.

Mr. Scott Butler from the City of Mesa presented a handout to the Committee outlined a proposed allocation of the available funding (see attachment). He stated that the City of Mesa had coordinated with numerous member agencies to determine funding priorities and needs, which were reflected in the proposed funding scenario. Mr. Butler also stated he would like to make a motion on the proposed funding scenario at the appropriate time during the meeting. He informed the Committee that in the proposed scenario the City of Mesa attempted to distribute the funding available throughout the region and to as many jurisdictions as possible.

Mr. Lance Calvert from the City of El Mirage inquired if MAG Staff has any additional information to provide the Committee in regards to the agenda item. Mr. Eric Anderson replied yes and presented an overview of the federal fund priorities contained in the Draft Federal Fund Programming Principles and that have been in use since the mid-1990s. He reference Section 700 of the Draft Principles, which addressed the prioritization of unobligated federal funds. Under the Draft Principles, projects proposed to receive closeout funds would be selected in priority order as follows:

- Advancing projects (or phases of projects) of the same mode, currently programmed in the approved Transportation Improvement Program (TIP) with MAG federal funds from a future year, in chronological order of the TIP;

- Adding additional federal funds to an existing, unobligated project, up to the originally programmed, federal-aid maximum, or the maximum established by the mode in the RTP, whichever is less; and,
- New projects.

Mr. Grant Anderson from the Town of Youngtown noted the proposed scenario presented by the City of Mesa did not include the priority codes used by MAG Staff to categorize and rank projects according to the established priorities. Mr. Butler acknowledged Mr. Anderson's comments.

Ms. Janeen Gaskins from the City of Avondale inquired that a copy of the proposed scenario was available online. She requested that if a copy was not available online would it be possible for someone in attendance to summarize the proposed scenario. Mr. Eric Anderson replied that on page four of table attached to the agenda packet had been revised. He added that the City of Mesa' proposal for the FFY 2009 Federal Fund Closeout allocations was not available online at this point.

Mr. Chris Salomone from the City of Tempe informed the Committee that the Tempe would like to withdraw the City's projects from consideration. He explained the decision was made as a result of missing the deadline to submit projects for consideration for the current closeout process.

Then, Mr. Butler motioned to approve the three page proposal presented by the City of Mesa to the Committee. He directed the Committee's attention to the Rio Verde project sponsored by Maricopa County stating the project was not fully funded in the proposed scenario. Mr. Ed Zuercher from the City of Phoenix seconded the motion.

Mr. Scott Lowe from the Town of Buckeye expressed concerns that the Town's request for \$56,000 had not been incorporated into the scenario proposed by the City of Mesa. Ms. Yazzie addressed the Committee by phone explaining the Town of Buckeye had requested to reallocate \$42,350 from a deleted project to fund the requested project.

Mr. Randy Overmyer from the City of Surprise voiced support for the Town of Buckeye's request. Mr. Overmyer expressed concern that several of the projects included in the Mesa proposal were new projects and did not adhere to the priorities established in the Draft Federal Fund Programming Principles. Mr. Overmyer also stated that 12 of 35 projects in the proposal appeared to be new projects, which were the lowest priority in the Draft Principles. A brief discussion followed.

Mr. Zuercher offered to reduce the proposed funding for the City of Phoenix project to accommodate the Town of Buckeye's request for \$56,000. He requested that if additional funding became available could the City's project be restored after Maricopa County's project was fully funded. Chairman Moody inquired if there was agreement with the original motion. Mr. Butler concurred with Mr. Zuercher's modification to the motion.

Mr. Meinhart from the City of Scottsdale expressed support for the motion as presented. Mr. Calvert expressed concerns about the number of new projects contained in the funding scenario proposed by the City of Mesa. He also expressed concern about the fiscal balance of the program over a period of years citing the lack of new revenues being allocated to the program. Discussion followed.

After the discussion ceased, Mr. Zuercher from the City of Phoenix motioned to approve the modified list of projects as presented in the City of Mesa's table as well as the approval of a contingency list that would fund Maricopa County's project, and if additional funding available, the City of Phoenix project, which was that was reduced by \$56,000. Mr. Scott Butler from the City of Mesa seconded the motion, and the motion was approved by a majority voice vote. Representatives from the cities of El Mirage and Surprise voted nay on the motion as presented, and there were no abstentions.

4. Next Meeting Date

Chairman Moody informed members in attendance that the next meeting of the Committee would be held on June 25, 2009. There being no further business, Chairman Moody adjourned the meeting at 2:31 p.m.