



## **CVR-SAFE Committee**

June 2, 2022, 10:00 AM

SACOG Board Room, 1415 L Street, Suite 300, Sacramento, CA 95814 & Remote

Consistent with California Government Code Section 54953 and Assembly Bill 361, a meeting of the Board of Directors will be held via teleconference and in person. Members of the public are invited to observe the meeting over the internet at: <https://us06web.zoom.us/j/88975121724>, Webinar ID: 889 7512 1724 or phone in: 888-475-4499 (Toll Free), Webinar ID: 889 7512 1724.

### **Public Comment:**

Public comment will be taken on the item at the time that it is taken up by the committee. To make a public comment, you can do so five ways:

1. Written comment by email: email the clerk ([rgarcia@sacog.org](mailto:rgarcia@sacog.org)) to submit a comment. Comments read at the meeting will be limited to 250 words. Comments will be accepted through the public comment period and individual agenda discussion items during the meeting.
2. Written comment online: access SACOG's website ([www.sacog.org/agendas-0](http://www.sacog.org/agendas-0)) and complete a public comment form. Comments read at the meeting will be limited to 250 words. [<https://sacog.primegov.com/public/portal>] (click on the orange speech bubble next to the agenda meeting items, and follow the prompts on the screen). Comments will be accepted through the public comment period and individual agenda discussion items during the meeting.
3. By phone during the meeting: Press \*9 to indicate a desire to make a comment. The chair will call you by name or phone number when it is your turn to comment. We ask that members of the public keep their remarks brief. Speakers will be limited to 3:00 minutes. Comments will be accepted through the public comment period and individual agenda discussion items during the meeting.
4. Online during the meeting: for each agenda item, we will pause for public comment. Tap your name in the attendee list, then tap "Raise Hand". The chair will call you by name when it is your turn to comment. Please note that speakers will be limited to 3:00 minutes. Comments will be accepted through the public comment period and individual agenda discussion items during the meeting.
5. In person at the meeting: please complete a speaker form and provide it to the clerk at the meeting. Comments will be limited to 3:00 minutes.

**Agenda Timing:** Time durations are estimates only. Action may be taken on any item on this agenda. The CVR-SAFE Committee may take up any agenda item at any time, regardless of the order listed.

**Accessibility and Title VI:** SACOG provides access to all agenda and meeting materials online at [www.sacog.org/agendas-0](http://www.sacog.org/agendas-0). Additionally, interested persons can sign up for email notifications at <https://www.sacog.org/pod/sign-notifications>. If you need a disability-related modification or accommodation to participate in this meeting, please contact the Clerk to the Board ([lespinoza@sacog.org](mailto:lespinoza@sacog.org)) or by phone at (916) 340-6236. SACOG also provides services/accommodations upon request to persons and individuals who are limited-English proficient who wish to address agency matters. For accommodations or translations assistance, please call 916.321.9000, or for TDD/TTY dial 711, or email at [contact@sacog.org](mailto:contact@sacog.org). We require three working days' notice to accommodate your request.

La SACOG puede proveer asistencia/facilitar la comunicación a las personas y los individuos con conocimiento limitado del inglés quienes quieran dirigirse a la agencia. Para solicitar asistencia, por favor llame al número 916.321.9000 o para TDD/TTY llame al numero 711, o email a [contact@sacog.org](mailto:contact@sacog.org). Requerimos que solicite asistencia con tres días hábiles de anticipación para poderle proveer asistencia.

**Message from the Clerk:** In compliance with California Government Code Section 54952.3, the Clerk hereby announces that the compensation for legislative body members attending the following simultaneous or serial meetings is: Board of Directors \$100; Transportation Committee \$100; Land Use & Natural Resources Committee \$100; Policy & Innovation Committee \$100, Strategic Planning Committee \$100, Race, Equity and Inclusion Working Group \$100. Compensation rates for these meetings are set pursuant to the Rules for the Sacramento Area Council of Governments adopted in July 2005.

Face masks are strongly recommended for all in-person attendees for this meeting due to the 7-day average COVID case rate in Sacramento County being greater than 7 cases per 100,000 people, as calculated on the Sacramento County COVID-19 dashboard. SACOG staff are required to wear masks when gathering with other individuals when the case rate is at this level. If attendees do not wish to wear a face mask, remote participation is encouraged.

**Roll Call:** Directors Branscum, Ghag, Guerrero, Jennings, Joiner, Lozano, Sander, Schenirer, Spokely, Suen, Winn, Young, Vice Chair Bradford, Vice Chair Desmond, Chair Saylor, and Ex-Officio Member Benipal

**Public Communications:** Any person wishing to address the committee on any item not on the agenda may do so at this time. After ten minutes of testimony, any additional testimony will be heard following the action items.

**Consent:**

1. Remote Committee Meeting (Est. Time: 0 minutes)
  - Expiration of Executive Order No. N-25-20 and passage of Assembly Bill 361.
2. Approve Minutes of the May 5, 2022, CVR-SAFE Committee Meeting (Est. Time: 0 minutes)
  - Approval of the written record of the May 5, 2022, committee meeting.

**Action:**

3. Approve Final CVR-SAFE Fiscal Year 2022-2023 Budget (Barbara VaughanBechtold) (Est. Time: 5 minutes)
  - Staff has developed for approval a final Fiscal Year (FY) 2022-2023 Capitol Valley Regional Service Authority for Freeways and Expressways (CVR-SAFE) budget.

**Adjournment:**

**Other Matters:**



Remote Committee Meeting

Consent

**Prepared by:** Lanette Espinoza

**Attachments:** Yes

**Approved by:** Kristina Svensk

**Referring Committee:** Not Applicable

**1. Issue:**

Authorization to allow committee members to participate remotely if they wish.

**2. Recommendation:**

Staff recommends approval of the resolution that would allow for this meeting to be held remotely and in person.

**3. Background/Analysis:**

The Brown Act is a state law that establishes the procedural framework for members of local government decision-making bodies to meet, debate, and act. The Act is designed to ensure that the public is informed about the views, discussions, and actions of governing officials. SACOG is subject to the Brown Act.

On March 12, 2020, the Governor issued Executive Order No. N-25-20 that waived certain requirements of the Brown Act including:

- the requirement that the notice of each meeting location be provided for those members of the legislative body (board or committee) participating in the meeting;
- the requirement that each meeting location be accessible to members of the public;
- the requirement that members of the public be able to address the legislative body (board and committee) at each meeting location;
- the requirement that agencies post agendas at all meeting locations; and
- the requirement that at least a quorum of the legislative body (board and committee) participate from locations within the boundaries of the territory over which they exercise jurisdiction.

With the Executive Order in place, SACOG has been holding its meetings remotely over Zoom since the beginning of the pandemic. The Governor's Executive Order expired on September 30, 2021.

**4. Discussion/Analysis:**

In September, the Governor signed Assembly Bill (AB) 361, which amends the Brown Act to allow continued flexibility for public meetings following the expiration of the Governor's Executive Order. The provisions of AB 361 regarding remote meetings can only be used in the event there is a Governor issued state of emergency that is active under the California Emergency Services Act and a legislative body makes a determination by

resolution that there is a need to meet remotely. The Governor's state of emergency presently remains in effect. Staff recommends that the committee adopt a resolution that the committee is holding a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.

An additional stipulation of the legislation is that legislative bodies must approve by resolution the decision to meet remotely every 30 days. Attached is the authorizing resolution that allows this meeting to proceed with remote participation.

Assembly Bill 361 permits remote meetings but requires that:

- agencies may not close public comment periods for written comments in advance of a meeting, but instead only close the comment period at the same time it is closed during a meeting;
- that agencies must clearly advertise the means by which the public can observe the meeting and offer comment during the meeting via either a call or internet based option, the public must be given an opportunity to comment directly; and
- that in the event of a disruption in the broadcasting of the meeting the legislative body (board or committee) would take no further action until meeting access would be restored to the public.

**5. Fiscal Impact/Grant Information:**

There is no fiscal impact.

**6. This staff report aligns with the following SACOG Work Plan Objectives:**



**SACRAMENTO AREA COUNCIL OF GOVERNMENTS**

**CVR-SAFE COMMITTEE**

**RESOLUTION NO. 63 – 2022**

**DECLARING ITS INTENT TO CONTINUE REMOTE TELECONFERENCE ONLY MEETINGS DUE TO THE GOVERNOR’S PROCLAMATION OF STATE EMERGENCY AND STATE REGULATIONS RELATED TO PHYSICAL DISTANCING DUE TO THE THREAT OF COVID-19**

**WHEREAS**, the CVR-SAFE Committee of the Sacramento Area Council of Governments (“SACOG”) is committed to preserving public access and participation in meetings of SACOG; and

**WHEREAS**, all meetings of SACOG are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963, the “Brown Act”), so that any member of the public may attend, participate, and observe SACOG conduct its business; and

**WHEREAS**, the Brown Act, Government Code section 54953(e), provides for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

**WHEREAS**, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

**WHEREAS**, such conditions now exist in the State, specifically, the Governor of the State of California proclaimed a state of emergency on March 4, 2020, related to the threat of COVID-19, which threat remains; and

**WHEREAS**, California Department of Public Health and the Federal Centers for Disease Control and Prevention caution that the Delta variant of COVID- 19, currently the dominant strain of COVID-19 in the country, is more transmissible than prior variants of the virus, may cause more severe illness, and that even fully vaccinated individuals can spread the virus to others resulting in rapid and alarming rates of COVID-19 cases and hospitalizations; and

**WHEREAS**, on September 28, 2021, the County of Sacramento Public Health Officer recommended social distancing measures and that local legislative bodies in the County of Sacramento use certain available teleconferencing options in order to help minimize the spread and transmission of COVID-19; and

**WHEREAS**, the California Division of Occupational Safety and Health (“Cal/OSHA”) regulations at Title 8 Section 3205 recommends physical distancing in the workplace as precautions against the spread of COVID-19 and imposes certain restrictions and requirements due to a “close contact” which occurs when individuals are within six feet of another in certain circumstances; and

**WHEREAS**, to allow for physical distancing and remote meeting attendance in accordance with recommended measures from Cal/OSHA and the County of Sacramento Public Health Officer, SACOG does hereby find that SACOG shall conduct its meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that SACOG shall comply with the requirements to provide the public with access to the meetings electronically as prescribed in paragraph (2) of subdivision (e) of section 54953.

**NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED** by the Sacramento Area Council of Governments:

1. The foregoing recitals are true and correct.
2. SACOG hereby recognizes the Governor’s proclaimed state of emergency remains in effect and continues to impact the ability of SACOG and the public to meet safely in person. SACOG further recognizes the recommendation of State and local officials promoting social distancing.
3. SACOG shall conduct public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act for remote only teleconference meetings.

**PASSED AND ADOPTED** this 2nd day of June, 2022 by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Don Saylor  
Chair

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James Corless  
Executive Director



## **CVR-SAFE Committee**

**Meeting Date:** June 2, 2022

**Agenda Item No. 2**

Approve Minutes of the May 5, 2022, CVR-SAFE Committee Meeting

Consent

**Prepared by:** Lanette Espinoza

**Attachments:** Yes

**Approved by:** Kristina Svensk

**Referring Committee:** Not Applicable

**1. Issue:**

Approval of the written record of the May 5, 2022, committee meeting.

**2. Recommendation:**

Staff recommends approval of the minutes as submitted.

**3. Background/Analysis:**

The CVR-SAFE committee met on May 5, 2022.

**4. Discussion/Analysis:**

N/A

**5. Fiscal Impact/Grant Information:**

There is no fiscal impact.

**6. This staff report aligns with the following SACOG Work Plan Objectives:**

**CAPITOL VALLEY REGION SERVICE AUTHORITY FOR  
FREEWAYS AND EXPRESSWAYS COMMITTEE**

**DRAFT ACTION MINUTES**

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The Capitol Valley Region Service Authority for Freeways and Expressways (CVR-SAFE) Committee met remotely and in person, in accordance with Government Code Section 54953 and Assembly Bill 361, on May 5, 2022, at 10:00 a.m.

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**Call to Order:** Vice Chair Sander called the meeting to order at 10:03 a.m.

**Roll Call:**

**Present:** Directors Branscum, Ghag, Jennings, Joiner, Lozano, Sander, Schenirer, Spokely, Suen, Vice Chair Bradford, Vice Chair Desmond, Chair Saylor, and Ex Officio Member Takhar (for Benipal)

**Absent:** Director Ledesma (for Guerrero) and Winn

**Public Comment:** None

**Consent:** Upon motion by Director Sander, seconded by Director Young, the CVR-SAFE Committee unanimously recommended that the board approve the following consent items:

1. **Remote Committee Meeting**
2. **Approve the Minutes from the June 3, 2021, CVR-SAFE Committee Meeting**

**Action:**

3. **Approve and Release Draft CVR-SAFE Fiscal Year 2022-2023 Budget**

Upon motion by Director Young, seconded by Director Ghag, the CVR-SAFE Committee unanimously recommended that the CVR-SAFE board approve adoption of the final FY 2021-2022 budget.

**Other Matters:** None

Chair Saylor adjourned the meeting at 10:06 a.m.



Approve Final CVR-SAFE Fiscal Year 2022-2023 Budget

Action

**Prepared by:** Barbara VaughanBechtold

**Attachments:** Yes

**Approved by:** Kristina Svensk

**Referring Committee:** Not Applicable

**1. Issue:**

Staff has developed for approval a final Fiscal Year (FY) 2022-2023 Capitol Valley Regional Service Authority for Freeways and Expressways (CVR-SAFE) budget.

**2. Recommendation:**

That the CVR-SAFE Committee recommend that the CVR-SAFE board approve adoption of the final FY 2022-2023 budget.

**3. Background/Analysis:**

CVR-SAFE is comprised of El Dorado, Sacramento, San Joaquin, Sutter, Yolo and Yuba counties. The revenues for the CVR-SAFE are collected through a \$1 fee assessed at the time of vehicle registration in the participating counties. The CVR-SAFE bylaws require that a budget be approved before July 1, of each fiscal year.

**4. Discussion/Analysis:**

The draft FY 2022-2023 CVR-SAFE budget was released for public review following the May 19, 2022, board meeting. At this time no comments have been received. The final FY 2022-2023 budget is forecasted to end with a fund balance of about \$2,799,364 in addition to the \$1 million reserve required by the board. Based on the budget forecast, CVR-SAFE will have enough funds in during the year to continue to cover the costs of existing services and enhanced services expenditures (see Attachment A).

Ongoing costs towards the operations and maintenance of the core call box system, motorist aid operations, and call box answering are covered in the draft CVR-SAFE budget, while funding is also provided for traveler services that include the freeway service patrol (FSP), the 511/STARNET system, the Big Data project, and the Open Data Hub. The draft budget also includes carryover funding for the Transportation Demand Management (TDM) program. The TDM locally derived CVR-SAFE funding provides greater flexibility to implement innovative mobility projects that are not federal-aid eligible.

Several special projects identified in the multi-year CVR-SAFE Strategic Plan are also included in the draft 2022-2023 budget:

- \$379,091 in carryover funds for the SACOG Transportation Demand Management (TDM) program that

includes implementation support for innovative transportation projects.

- \$198,921 for the Big Data Project that is assisting SACOG in using data to improve regional mobility and reduce emissions.
- \$150,000 toward a San Joaquin County TDM program that includes the continuation of a grants pilot project.
- \$22,300 toward the 2023 statewide CalSAFE meeting that individual SAFE sponsors every 5-7 years.

It is required that the CVR-SAFE budget acknowledge that cost-sharing of vehicle registration funds from three donor counties with excess revenues (El Dorado, Sacramento, and San Joaquin counties) are still needed to cover projected over-expenditures in the other three-member counties (Sutter, Yolo, and Yuba counties). These three recipient counties generate a relatively low amount of vehicle license fee revenues to support the significant interregional travel they accommodate along their roadways. No service reductions in FY 2022-2023 will be needed in the donor counties to accommodate this cost-sharing.

#### **5. Fiscal Impact/Grant Information:**

CVR-SAFE is an enterprise program fully supported by the revenues generated through vehicle registration fees. Total forecasted FY 2022-2023 costs in the CVR-SAFE draft budget are projected at \$3,067,765. FY 2022-2023 vehicle registration revenues are currently estimated to be held flat due to the on-going effects of COVID-19 pandemic-related economic effects and are estimated at approximately \$2,655,012. Staff will continue to monitor vehicle registration trends, which decreased less than one percent during FY 2021-2022, and adjust the budget if necessary.

#### **6. This staff report aligns with the following SACOG Work Plan Objectives:**

##### **Goal 1 : Advance Economic Prosperity**

**Objective 3:** Improve people's ability to get to jobs, schools, and other economic opportunities.

##### **Goal 2 : Connected Communities**

**Objective 3:** Prioritize cost-effective transportation investments that enhance mobility while improving safety, air quality, and the condition of transportation infrastructure and assets.

## CAPITOL VALLEY REGIONAL SAFE FY 2022-23 FINAL BUDGET

	FY 2020-21	FY 2021-22	FY 2021-22	FY 2022-23
	Actual	Final Budget	Estimated Actual	Final Budget
<b>REVENUE</b>				
Interest	19,020	4,000	8,500	8,000
Registration Fees	2,673,619	2,586,950	2,655,012	2,655,012
Reimbursements from Glenn County	16,271	16,800	16,500	17,000
Reimbursements from Placer County	3,151	3,600	3,500	4,000
Knockdown Recovery	0	2,000	0	2,000
Exchange of CVR-SAFE for CMAQ*	200,000	200,000	200,000	0
<b>TOTAL REVENUE</b>	<b>\$2,912,061</b>	<b>\$2,813,350</b>	<b>\$2,883,512</b>	<b>\$2,686,012</b>
<b>EXPENDITURES</b>				
Call Box Maintenance (including Placer/Glenn County)	157,613	183,651	171,523	180,574
Freeway Service Patrol - Sacramento County	688,000	688,000	688,000	850,000
Freeway Service Patrol - San Joaquin County on I-5, I-205, Hwy 99, & Hwy 120	190,503	207,000	207,000	207,000
Freeway Service Patrol - Yolo County	60,000	60,000	60,000	60,000
Freeway Service Patrol - El Dorado County	35,439	42,750	42,750	60,000
SAFE portion of Statewide CHP Coordinator	5,284	7,000	7,000	7,000
Private Call Box Answering Contract - Fixed & Bike Trail Boxes	15,314	37,212	37,212	20,173
SACOG Services (staff time and indirect costs)	519,130	474,699	474,699	327,031
Cellular Phone Service (including Placer/Glenn County)	6,456	10,000	8,200	10,000
Consultant	59,841	67,775	60,550	67,775
Insurance	8,296	15,000	9,510	11,000
Public Information	320	200	500	500
Legal Services	4,257	2,000	1,000	1,000
DMV Fees	13,542	13,500	13,500	14,000
Meetings/Memberships/Printing	0	7,800	0	22,300
511/STARNET - Maintenance & Operations + Open Data Hub	393,232	485,000	413,000	500,000
San Joaquin TDM/511 Administration, Trip Planning System/Website, & FSP	70,266	150,000	71,000	150,000
<b>TOTAL EXPENDITURES</b>	<b>\$2,227,493</b>	<b>\$2,451,587</b>	<b>\$2,265,444</b>	<b>\$2,488,353</b>
<b>SPECIAL FUNDED PROJECTS</b>				
Smart Region Sacramento: ITS Architecture and Future Technology Planning and Implementation	23,080	0	0	0
ITS Planning Intern	0	42,138	42,138	0
Transportation Demand Management**	15,909	394,366	5,000	379,091
Regional Household Travel Survey/Big Data	187,145	156,493	159,004	200,321
<b>TOTAL SPECIAL PROJECTS</b>	<b>226,134</b>	<b>592,997</b>	<b>206,142</b>	<b>579,412</b>
<b>TOTAL EXPENDITURES</b>	<b>2,453,627</b>	<b>3,044,584</b>	<b>2,471,586</b>	<b>3,067,765</b>
<b>REVENUE LESS EXPENDITURES</b>	<b>458,434</b>	<b>-231,234</b>	<b>411,926</b>	<b>-381,753</b>
<b>PROJECTED ENDING CASH BALANCE</b>	<b>3,769,191</b>	<b>3,818,029</b>	<b>4,181,117</b>	<b>3,799,364</b>
<b>PROGRAM RESERVES</b>	<b>1,000,000</b>	<b>1,000,000</b>	<b>1,000,000</b>	<b>1,000,000</b>
<b>PROJECTED AVAILABLE CASH BALANCE (BALANCE LESS RESERVE)</b>	<b>\$2,769,191</b>	<b>\$2,818,029</b>	<b>\$3,181,117</b>	<b>\$2,799,364</b>

\*CVR-SAFE project expenditures were offset by CMAQ funds.

\*\*TDM expenditures were replaced by CMAQ funds used on ITS related projects. For FY 22-23 carryover CVR-SAFE TDM funds will be used.