



Tahoe
Metropolitan
Planning
Organization

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June 10, 2009

Muhanid Aljabiry
California Department of Transportation
Division of Transportation Programming, M.S. 82
Office of Federal Transportation Management Program
P.O. Box 942874
Sacramento, CA 64274-0001

Dennis Taylor
Office of Program Development
Nevada Department of Transportation
1263 South Stewart Way
Carson City, NV 89712

Attn: Jody Tian/Coy Peacock

Subject: Formal Amendment #7 to the Tahoe Metropolitan Planning Organization's 2008-2012 Federal Transportation Improvement Program

Dear Mr. Aljabiry and Mr. Taylor:

Please find attached the Tahoe Metropolitan Planning Organizations (TMPO) 2008-2012 Federal Transportation Improvement Program (FTIP) Formal Amendment #7. On May 27th the TMPO Governing Board unanimously approved of this amendment adjusting the cost, scope, and schedule to three existing projects and adding two new projects.

This amendment package contains the following attachments:

- ✓ Approved TMPO Board Resolution
- ✓ Updated Financial Summary
- ✓ Summary of Project Amendments
- ✓ CTIPS Printouts Sheets
- ✓ Thirty Day Public Notice
- ✓ TRPA/TMPO Board Notice/Agenda
- ✓ TMPO Governing Board Staff Summary
- ✓ Comments Matrix

FINANCIAL CONSTRAINT:

The changes requested in this FTIP amendment do not exceed the total amount of funding that is available and is financially constrained. The Safe, Accountable, Flexible, Efficient, Transportation Equity Act: A Legacy for Users (SAFETEA-LU) requires that all federally-funded highway and transit projects must be developed from a fiscally constrained planning and programming process. Fiscal constraint requires that revenues in transportation planning and programming (Federal, State, local, and private) are identified and are reasonably expected to be available to implement the Regional

Transportation Plan and Federal Transportation Improvement Program, while providing for the operation and maintenance of the existing highway and transit systems.

AIR QUALITY CONFORMITY / RTP CONSISTENCY:

This amendment is exempt from an air quality conformity analysis, and the 2008 FTIP's Conformity Determination approved of by the Federal Highway Administration on January 26, 2008 is still the adopted analysis. The proposed amendment is consistent with the TMPO's Regional Transportation Plan (RTP) referred to as "Mobility 2030" that was adopted on August 27th, 2008. This amendment does not interfere with the timely implementation of Transportation Control Measures (TCM's) contained in the State Implementation Plan (SIP).

Transportation conformity is a process for ensuring that federal funds are not used on projects that might impact the attainment of the federal air quality standards set forth in the Federal Clean Air Act and its Amendments of 1990. The Transportation Conformity Rule appears in 40 CFR Parts 51 and 93 and is applicable to transportation plans developed pursuant to 23 CFR part 450 or 49 CFR part 613 by a Metropolitan Planning Organization (MPO). This Transportation Conformity Rule requires all jurisdictions in non-attainment areas or who are under federally approved maintenance plans to submit a conformity analysis if the planning or programming documents identify projects that have been defined as non-exempt. The Tahoe Metropolitan Planning Organization (TMPO) is responsible for conducting conformity determinations for both the California and Nevada portions of the Basin where conformity requirements apply.

PUBLIC PARTICIPATION:

As required by Federal regulations, a Formal Amendment is subject to public review. The TMPO's Public Participation Plan (PPP) requires this public review process to be open for a 30 day period. The TMPO publicly noticed this amendment on April 29, 2009 in the Tahoe Daily Tribune and North Lake Tahoe Bonanza. At the April 24, 2009 Tahoe Transportation Commission an opportunity for public comment was made available. On May 27, 2009 the TMPO Governing Board opened this item up for public comment prior to Board approval. (For comments see the attached Comments Matrix).

Section 450 of 23 CFR of SAFETEA-LU requires MPO's to provide all interested parties with a reasonable opportunity to comment on the proposed transportation improvement program. The 2008 FTIP has been developed under TMPO policies for community input and interagency consultation procedures. Projects included in this FTIP are projects proposed for funding under Title 23 (highway) or under Title 49 (transit), or projects for which approval by the FHWA or the FTA is required, or non-federally funded projects with regional transportation impacts. The TMPO in coordination with local, regional, state and federal agencies selected all projects in this FTIP for funding with federal and/or other funds. The Tahoe Transportation Commission (TTC) is required to review this document and any Formal Amendments to this document and provide input into its development, and make recommendation of endorsement prior to submittal to the TMPO. The TTC is a publicly open meeting that occurs the second Friday of every month.

The current 2008 FTIP as well as any noticed amendments can be found on www.trpa.org.

If you have any questions or concerns regarding this amendment please do not hesitate to contact Judy Weber at 775-589-5203.

Sincerely,



Joanne S. Marchetta
Executive Director
Tahoe Regional Planning Agency
Tahoe Metropolitan Planning Organization

Cc: Wade Hobbs, FHWA California Division
Hannah Visser, FHWA Nevada Division
Ted Matley, FTA Region 9
Karina O'Conner, EPA
Ben Bramer, CALTRANS District 3
Pam Brunneier, CALTRANS District 3

Attachments:

Approved TMPO Board Resolution
Updated Financial Summary
Summary of Project Amendments
CTIPS Printouts Sheets
Thirty Day Public Notice
TRPA/TMPO Board Notice/Agenda
TMPO Governing Board Staff Summary
Comments Matrix

TAHOE METROPOLITAN PLANNING ORGANIZATION
TMPO RESOLUTION NO. 2009 – 17

ADOPTION OF FORMAL AMENDMENT #7 TO THE 2008-2012 FEDERAL
TRANSPORTATION IMPROVEMENT PROGRAM FOR THE LAKE TAHOE REGION

WHEREAS, the Tahoe Metropolitan Planning Organization (TMPO) is the designated planning organization for the Lake Tahoe Basin as defined by the Transportation Equity Act for the 21st Century; and

WHEREAS, the 2008 TMPO Federal Transportation Improvement Program (FTIP) has been developed and maintained in accordance with the Safe, Accountable, Flexible and Efficient Transportation Equity Act – A Legacy for Users (SAFETEA-LU); and

WHEREAS, the Federal Clean Air Act Amendments require that no department, agency, or instrumentality of the Federal Government shall engage in, support in any way or provide financial assistance for, license or permit, or approve an activity which does not conform to an implementation plan approved or promulgated under Section 110; and

WHEREAS, no Metropolitan Planning Organization designated under Title 23 of the U.S. Code shall give its approval to any project, program or plan which does not conform to an implementation plan approved or promulgated under Section 110; and

WHEREAS, the assurance of conformity to an implementation plan is the affirmative responsibility of the TMPO; and

WHEREAS, the 2008 Regional Transportation Plan for the Lake Tahoe Basin describes a transportation system envisioned for the horizon years and was adopted as a financially constrained plan by the TMPO Board on August 27, 2008; and

WHEREAS, the 2008 FTIP is consistent with the transportation system and financial plan described in the 2008 Regional Transportation Plan; and

WHEREAS, the 2008 FTIP is financially constrained by year and includes a financial plan that demonstrates which projects can be implemented using committed funds; and

WHEREAS, the 2008 FTIP includes all regionally significant transportation projects to be funded from local, state or federal resources; and

WHEREAS, the 2008 FTIP has been developed under TMPO policies for community input and interagency consultation procedures; and

WHEREAS, during the life of the program, it is sometimes necessary to amend the program to reflect changes in project costs, scopes or schedules, or to add new projects; and

WHEREAS, the 2008 FTIP is now in need of amendment; and

WHEREAS, the 2008 FTIP Amendment #7 does not interfere with the timely implementation of any approved Transportation Control Measure; and

WHEREAS, the 2008 FTIP Amendment #7 was found to conform to the applicable State Implementation Plan; and

WHEREAS, the 2008 FTIP Amendment #7 conformity determination was based on the 2008 Regional Transportation Plan for the Lake Tahoe Basin; and

WHEREAS, the 2008 FTIP Amendment #7 is air quality exempt and no further conformity determination is required; and

WHEREAS, the 2008 FTIP Amendment #7 meets all applicable transportation planning requirements per 23 Code of Federal Regulations Part 450; and

WHEREAS, the Tahoe Transportation Commission recommended the TMPO adopt the proposed 2008 FTIP Amendment #7;

NOW, THEREFORE, BE IT RESOLVED, that the TMPO hereby adopts the Amendment #7 as shown on Attachment B (attached) to the 2008 FTIP.

BE IT FURTHER RESOLVED, that TMPO staff is hereby directed and authorized to work with Caltrans, the Nevada Department of Transportation, the Federal Highway Administration, the Federal Transit Administration and the Environmental Protection Agency to make whatever technical changes or corrections are needed to the format and organization of the document to obtain its approval by these agencies.

PASSED AND ADOPTED by the Governing Board of the Tahoe Metropolitan Planning Organization at its regular meeting held on May 27, 2009 by the following vote:

Ayes: Ms. Aldean, Mr. Biaggi, Ms. Bresnick, Mr. Breternitz, Mr. Cashman, Mr. Cole, Ms. McDermid, Mr. Merrill, Ms. Thomas, Ms. Santiago, Ms. Montgomery, Mr. Sher

Absent: Ms. Ruthe



Allen Biaggi, Chair
TMPO Governing Board

State of California
2008/09-2011/12 Federal Transportation Improvement Program
Tahoe Metropolitan Planning Organization
AMENDMENT # 7: PROGRAMMED

PROGRAMMED		(Dollars X 1,000)								
		2008/09		2009/10		2010/11		2011/12		CURRENT TOTAL
		Previous	Current	Previous	Current	Previous	Current	Previous	Current	
LOCAL	Local Total	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
REGIONAL	Tolls	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	-- Bridge	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	-- Corridor	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Regional Transit Fares/Measures	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Regional Sales Tax	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Regional Bond Revenue	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Regional Gas Tax	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Vehicle Registration Fees (CARB Fees, SAFE)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Local Transportation Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Other (Please Specify)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Regional Total	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
STATE	State Highway Operations and Protection Program (SHOPP)	\$57,811	\$0	\$41,850	\$0	\$206,120	\$0	\$103,740	\$0	\$0
	SHOPP (Including Augmentation)	\$57,811	\$0	\$41,850	\$0	\$206,120	\$0	\$103,740	\$0	\$0
	SHOPP Prior	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	State Transportation Improvement Program (STIP)	\$700	\$0	\$9,138	\$0	\$128	\$0	\$0	\$0	\$0
	STIP (Including Augmentation & TE Reserve)	\$700	\$0	\$9,138	\$0	\$128	\$0	\$0	\$0	\$0
	STIP Prior	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Proposition 1 B ⁴	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	GARVEE Bonds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Traffic Congestion Relief Program	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	State Transit Assistance (STA) (e.g., population/revenue based, Prop. 42)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Nevada State Funds	\$557	\$615	\$0	\$150	\$0	\$1,100	\$0	\$0	\$1,865
	Nevada Tahoe Bond	\$0	\$0	\$9,675	\$0	\$0	\$9,025	\$13,875	\$0	\$9,025
	Southern Nevada Public Lands Management (SNPLMA)	\$0	\$195	\$100	\$1,090	\$280	\$0	\$0	\$0	\$1,285
	RSTP Exchange	\$0	\$0	\$744	\$0	\$0	\$0	\$0	\$0	\$0
	Other (Please specify)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	State Total	\$59,068	\$810	\$61,507	\$1,240	\$206,528	\$10,125	\$117,615	\$0	\$12,175
	FEDERAL TRANSIT	Bus and Bus Related Grants (5309c)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Clean Fuel Formula Program (5308)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Elderly & Persons with Disabilities Formula Program (5310)		\$0	\$0	\$0	\$467	\$0	\$0	\$0	\$0	\$467
Fixed Guideway Modernization (5309a)		\$575	\$0	\$575	\$0	\$4,000	\$0	\$4,000	\$0	\$0
Intercity Bus (5311)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Job Access and Reverse Commute Program (5316)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Metropolitan Planning (5303)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
New and Small Starts (Capital Investment Grants) (5309b)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
New Freedom (SAFETEA-LU)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Nonurbanized Area Formula Program (5311)		\$0	\$145	\$0	\$145	\$0	\$145	\$0	\$145	\$580
Public Transportation on Indian Reservation (5311c)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Transit in the Parks (5320)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Urbanized Area Formula Program (5307)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
ARRA - FTA 5307		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
ARRA - FTA 5309		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
ARRA - FTA 5311		\$555	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other (Please specify)		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal Transit Total	\$1,130	\$145	\$575	\$612	\$4,000	\$145	\$4,000	\$145	\$1,047	
FEDERAL HIGHWAY	Federal Highway Non-Discretionary									
	Congestion Mitigation and Air Quality (CMAQ)	\$450	\$0	\$148	\$0	\$0	\$0	\$0	\$0	\$0
	Surface Transportation Program (Regional)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Highway Bridge Program (HBP)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Highway Safety Improvement Program (HSIP)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Railway (Section 130)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Safe Routes to School (SRTS) (SAFETEA-LU)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Safe Routes to School (SR2S)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Transportation Improvements (TI)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Federal Lands Highway	\$0	\$2,600	\$0	\$500	\$0	\$500	\$0	\$0	\$3,600
	ARRA - SHOPP	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ARRA - STP	\$502	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ARRA - Highway Maintenance (HM)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ARRA - TE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ARRA - RSTP	\$1,298	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ARRA - Federal Lands Highway	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Other (Please specify)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Subtotal	\$2,250	\$2,600	\$148	\$500	\$0	\$500	\$0	\$0	\$3,600
	Federal Highway Discretionary Programs									
	Bridge Discretionary Program	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Corridor Infrastructure Improvement Program (SAFETEA-LU Sec. 1302)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
Coordinated Border Infrastructure (SAFETEA-LU Sec. 1303)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
Ferry Boat Discretionary	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
High Priority Projects (HPP)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
High Risk Rural Road (HRRR)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
National Scenic Byways Program	\$0	\$0	\$0	\$223	\$0	\$0	\$0	\$0	\$223	

State of California
2008/09-2011/12 Federal Transportation Improvement Program
Tahoe Metropolitan Planning Organization
AMENDMENT # 7: PROGRAMMED

PROGRAMMED		(Dollars X 1,000)								
		2008/09		2009/10		2010/11		2011/12		CURRENT TOTAL
		Previous	Current	Previous	Current	Previous	Current	Previous	Current	
Federal Highway Total		\$2,925	\$2,600	\$3,148	\$723	\$8,500	\$500	\$12,300	\$0	\$3,823
FEDERAL TOTAL²		\$4,055	\$2,745	\$3,723	\$1,335	\$12,500	\$645	\$16,300	\$145	\$4,870
INNOVATIVE FINANCE³	TIFIA (Transportation Infrastructure Finance and Innovation Act)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	State Infrastructure Bank	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Section 129 Loans	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Rail Rehab & Improvement Financing	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Private Activity Bonds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Private Concession Fees	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Private Donations	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Program Income (from a federal project)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Other (Please specify)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Innovative Financing Total		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
PROGRAMMED TOTAL		\$63,123	\$3,555	\$65,230	\$2,575	\$219,028	\$10,770	\$133,915	\$145	\$17,045

NOTES:

¹**Regional:** Some MPOs may not have regional fund sources. In these cases, data would be shown as "zero" or not applicable.

²**Federal Total:** Is the sum of federal highway and federal transit programs.

³**Innovative Finance:** Toll revenues have been included under local and regional while GARVEE bond revenues are included under state.

Proposition 1B: Subtotal is a sum of funding for various programs funded under proposition 1B except for STIP Augmentation and SHOPP Augmentation

Summary of Project Amendments

CALIFORNIA

Transit Operating Assistance (New Project):

1. Add FTA 5311 funds in the amount of \$145,000 to each fiscal year 08/09, 09/10, 10/11 and 11/12.
2. List project as MPO ID: TRANS01

Acquisition of Transit Vehicles (FTA5310) for Senior's and Persons with Disabilities (MPO ID: TMC0404)

1. Delete existing funding source in fiscal years 08/09/10 in the amount of \$100,000.
2. Add FTA 5310 from program of projects #52 in the amount of \$467,000 to fiscal year 09/10.

NEVADA

Nevada Stateline to Stateline Bicycle Facility (New Project):

1. Add MPO ID #: TTD01
2. Fund Source 1 – Nevada Parks and Open Space Bond add \$150,000 in Right of Way for fiscal year 09/10
3. Fund Source 2 – Nevada Division of State Lands add \$1,100,000 for Construction in fiscal year 10/11
4. Fund Source 3 – SNPLMA add \$160,000 for Preliminary Engineering in fiscal year 08/09 and 282,000 in 09/10
5. Fund Source 4 – FHWA ½% Section 204 funds add to Preliminary Engineering as follows: \$100,000 in fiscal year 08/09, \$500,000 in 09/10, 500,000 in 10/11
6. Fund Source 5 – National Scenic Byways add \$223,000 in fiscal year 09/10 for Preliminary Engineering

US50 Erosion Control and Water Quality Improvement Project (1 mile east of junction with Cedar Brook Drive for 2.07 miles north) (EA D0200424):

1. Change fund source 1 from Tahoe Bond to Gas Tax. Move \$615,000 from fiscal year 09/10 to 08/09. Add \$7,000,000 in Tahoe Bond in fiscal year 10/11.
2. Add \$808,000 in SNPLMA in fiscal year 09/10.

SR431 Master Plan and Design Water Quality Improvements (EA 73295):

1. Change EA to WA200599
2. Fund Source 1, SNPLMA \$350,000 – move from fiscal year 10/11 and reduce to \$35,000 in fiscal year 08/09.
3. Fund source 2 move \$2,500,000 from fiscal year 10/11 to 08/09.
4. Add \$2,025,000 in Tahoe Bond in 10/11.

**Tahoe Regional Planning Agency - Federal Transportation Improvement Program
(Dollars in Whole)
Transit System**

DIST: 03 COUNTY: Various Counties ROUTE: N/A PM: PPNO: KP: EA: MPO ID: TRANS01 CTIPS ID: 220-0000-0098	TITLE (DESCRIPTION): Transit Operating Assistance (Transit Operating Assistance)	MPO Aprv: / / State Aprv: / / Federal Aprv: / / EPA TABLE II or III EXEMPT CATEGORY: Transit operating assistance.
IMPLEMENTING AGENCY: Various Agencies		PRJ MGR: JOHN ANDOH PHONE: (775) 589-5284

PROJECT VERSION HISTORY *(Printed Version is Shaded)* *(Dollars in whole)*

Version	Status	Official Date	Updated By	Change Reason	Amend No.	Prog Con	Prog RW	PE				
1	Active	05/07/2009	JWEBER	Amendment - New Project	7	580,000						
				<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• FTA Funds -												
• Fund Source 1 of 1				PE								
• Fund Type: FTA 5311 - Non Urbanized				RW								
• Funding Agency:				CON	145,000	145,000	145,000	145,000				580,000
				TOTAL	145,000	145,000	145,000	145,000				580,000

Comments:
 ***** Version 1 - 05/07/2009 *****

**Tahoe Regional Planning Agency - Federal Transportation Improvement Program
(Dollars in Whole)
Transit System**

DIST: 03	COUNTY: Various Counties	TITLE (DESCRIPTION): EIP#1828-Acquisition of Transit Vehicles (FTA 5310 for Seniors & Persons with Disabilities)	MPO Aprv: / /
ROUTE: NA	PM:		State Aprv: / /
PPNO:	KP:		Federal Aprv: / /
EA:	MPO ID: TMC0404		
CTIPS ID: 220-0000-0048			
IMPLEMENTING AGENCY: Various Agencies		PRJ MGR: JOHN ANDOH	EPA TABLE II or III EXEMPT CATEGORY: Purchase of support vehicles.
		PHONE: (775) 588-4547	

PROJECT VERSION HISTORY *(Printed Version is Shaded)* *(Dollars in whole)*

Version	Status	Official Date	Updated By	Change Reason	Amend No.	Prog Con	Prog RW	PE				
4	Active	05/21/2009	JWEBER	Amendment - Cost/Scope/Sch. Change	7	667,000						
3	Official	07/23/2008	SFORSYTH	Adoption		300,000						
2	Official	07/26/2006	MREYNOLD	Adoption - Carry Over		300,000						
1	Official	11/17/2004	MREYNOLD	Adoption - New Project		150,000						
• FTA Funds -												
				PRIOR	08/09	09/10	10/11	11/12	12/13	13/14	BEYOND	TOTAL
• Fund Source 1 of 1				PE								
• Fund Type: FTA 5310 Elderly & Disabilities				RW								
• Funding Agency: Caltrans				CON	200,000		467,000					667,000
				TOTAL	200,000		467,000					667,000

Comments:

deleted existing fund source FTA 5310 in FY's 08/09 \$50,000, 09/10 \$50,000
 Added FTA 5310 from program of projects #52 to FY 09/10 \$467,000

***** Version 4 - 05/06/2009 *****
 ***** Version 3 - 05/15/2008 *****
 RTP#8
 ***** Version 2 - 05/25/2006 *****
 ***** Version 1 - 10/12/2004 *****

**Tahoe Regional Planning Agency - Federal Transportation Improvement Program
(Dollars in Whole)
State Highway System**

DIST: 03	COUNTY: Various Counties	TITLE (DESCRIPTION): Nevada Stateline to Stateline Bicycle Fa (EIP 760,769,770,771,845,846,847)	MPO Aprv: //
ROUTE:	PM:		State Aprv: //
PPNO:	KP:		Federal Aprv: //
EA:	MPO ID: TTD01		
CTIPS ID: 220-0000-0099			
IMPLEMENTING AGENCY: Various Agencies		PRJ MGR: ALFRED KNOTTS	EPA TABLE II or III EXEMPT CATEGORY: Bicycle and pedestrian facilities.
		PHONE: (775) 589-5503	

PROJECT VERSION HISTORY (Printed Version is Shaded) (Dollars in whole)

Version	Status	Official Date	Updated By	Change Reason	Amend No.	Prog Con	Prog RW	PE				
1	Active	06/08/2009	JWEBER	Amendment - New Project	7	1,100,000	150,000	1,765,000				
				<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Nevada State -												
• Fund Source 1 of 5				PE								
• Fund Type: Nevada State				RW		150,000					150,000	
• Funding Agency:				CON								
				TOTAL		150,000					150,000	
• Nevada State -				<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 2 of 5				PE								
• Fund Type: Nevada State				RW								
• Funding Agency:				CON		1,100,000					1,100,000	
				TOTAL		1,100,000					1,100,000	
• Nevada State -				<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 3 of 5				PE	160,000	282,000						442,000
• Fund Type: Southern Nevada Public Lands Management Act				RW								
• Funding Agency: USDA Forest Service				CON								
				TOTAL	160,000	282,000					442,000	
• Federal Disc. -				<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 4 of 5				PE	100,000	500,000	500,000					1,100,000
• Fund Type: FEDERAL LANDS HIGHWAYS PROGRAM				RW								
• Funding Agency: Federal Highway Administration (FHWA)				CON								
				TOTAL	100,000	500,000	500,000				1,100,000	
• Federal Disc. -				<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 5 of 5				PE		223,000						223,000
• Fund Type: National Scenic Byways Program				RW								
• Funding Agency:				CON								
				TOTAL		223,000					223,000	
Project Total				<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
				PE	260,000	1,005,000	500,000					1,765,000
				RW		150,000						150,000
				CON			1,100,000					1,100,000
				TOTAL	260,000	1,155,000	1,600,000					3,015,000

Comments:

- Fund Source 1 - \$150,000 FY09/10 NV Parks and Open Space Bond entered as NV State
- Fund Source 2 - \$1,100,000 FY10/11 NV Division of State Lands entered as NV State
- Fund Source 3 - SNPLMA \$160,000 FY08/09 & \$282,000 FY09/10
- Fund Source 4 - \$100,000 FY08/09, \$500,000 FY09/10, \$500,000 FY10/11 FHWA 1/2 percent Tahoe funds entered as FLH
- Fund source 5 Nat'l Scenic Byways \$223,000 FY09/10

***** Version 1 - 05/07/2009 *****

**Tahoe Regional Planning Agency - Federal Transportation Improvement Program
(Dollars in Whole)
State Highway System**

DIST: NV COUNTY: Douglas County, Nev ROUTE: 50 PM: 9.6 / 11.6 PPNO: KP: 15.4 / 18.7 EA: DO200424 MPO ID: D0200424 CTIPS ID: 220-0000-0086	TITLE (DESCRIPTION): US50 erosion control & water quality (improvements from 1.0 miles east of junction with Cedar Brook Dr. for 2.07 miles north.)	MPO Aprv: / / State Aprv: / / Federal Aprv: / / EPA TABLE II or III EXEMPT CATEGORY:
IMPLEMENTING AGENCY: Nevada DOT	PRJ MGR: MATT NASSBAUMER PHONE: (775) 888-7623	

PROJECT VERSION HISTORY <i>(Printed Version is Shaded)</i>					<i>(Dollars in whole)</i>								
Version	Status	Official Date	Updated By	Change Reason	Amend No.	Prog Con	Prog RW	PE					
2	Active	05/07/2009	JWEBER	Amendment - Cost/Scope/Sch. Change	7	8,423,000							
1	Official	07/23/2008	SFORSYTH	Adoption								615,000	
• Nevada State -					<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 1 of 3			PE										
• Fund Type: State Gas Tax			RW										
• Funding Agency:			CON	615,000									615,000
			TOTAL	615,000									615,000
• Nevada State -					<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 2 of 3			PE										
• Fund Type: Nevada Tahoe Bond			RW										
• Funding Agency:			CON	7,000,000									7,000,000
			TOTAL	7,000,000									7,000,000
• Nevada State -					<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 3 of 3			PE										
• Fund Type: Southern Nevada Public Lands Management Act			RW										
• Funding Agency:			CON	808,000									808,000
			TOTAL	808,000									808,000
Project Total					<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
			PE										
			RW										
			CON	615,000	808,000	7,000,000							8,423,000
			TOTAL	615,000	808,000	7,000,000							8,423,000

Comments:
 Change Tahoe Bond fund to Gas Tax
 Move \$615,000 from FY 09/10 to 08/09
 Add Tahoe Bond fund \$7,000,000 to FY10/11
 Add SNPLMA fund \$808,000 to FY 09/10
 ***** Version 2 - 05/07/2009 *****
 ***** Version 1 - 05/23/2008 *****

**Tahoe Regional Planning Agency - Federal Transportation Improvement Program
(Dollars in Whole)
State Highway System**

DIST: NV ROUTE: 431 PPNO: EA: 73295 CTIPS ID: 220-0000-0081	COUNTY: Washoe County, Nev PM: KP: MPO ID: WA200599	TITLE (DESCRIPTION): SR431 Master Plan and design water quali (enhancement and erosion control features from SR28 to 6.13 miles east.)	MPO Aprv: / / State Aprv: / / Federal Aprv: / /
IMPLEMENTING AGENCY: Nevada DOT		PRJ MGR: MATT NUWSSBAUMER PHONE: (775) 888-7653	EPA TABLE II or III EXEMPT CATEGORY:

PROJECT VERSION HISTORY <i>(Printed Version is Shaded)</i>					<i>(Dollars in whole)</i>								
Version	Status	Official Date	Updated By	Change Reason	Amend No.	Prog Con	Prog RW	PE					
2	Active	05/07/2009	JWEBER	Amendment - Cost/Scope/Sch. Change	7	4,525,000	35,000						
1	Official	07/23/2008	SFORSYTH	Adoption		2,500,000	350,000						
• Nevada State -					<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 1 of 3													
• Fund Type: Southern Nevada Public Lands Management Act							35,000						35,000
• Funding Agency:													
							TOTAL						35,000
• Federal Disc. -					<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 2 of 3													
• Fund Type: FEDERAL LANDS HIGHWAYS PROGRAM							2,500,000						2,500,000
• Funding Agency:													
							TOTAL						2,500,000
• Nevada State -					<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
• Fund Source 3 of 3													
• Fund Type: Nevada Tahoe Bond								2,025,000					2,025,000
• Funding Agency:													
							TOTAL						2,025,000
Project Total					<u>PRIOR</u>	<u>08/09</u>	<u>09/10</u>	<u>10/11</u>	<u>11/12</u>	<u>12/13</u>	<u>13/14</u>	<u>BEYOND</u>	<u>TOTAL</u>
							35,000						35,000
							2,500,000	2,025,000					4,525,000
							TOTAL						4,560,000

Comments:
 Change EA 73295 to WA200599
 SNPLMA remove \$350,000 from FY 10/11 add to FY 08/09 and reduce to \$35,000
 Move \$2,500,000 from FY 10/11 to 08/09
 Add Tahoe Bond fund \$2,025,000 to FY 10/11
 ***** Version 2 - 05/07/2009 *****
 ***** Version 1 - 05/23/2008 *****



NOTICE OF 30 DAY PUBLIC COMMENT PERIOD

Tahoe Metropolitan Planning Organization's (TMPO) 2008 Federal Transportation Improvement Program (FTIP) Formal Amendment #7

This announcement is being initiated as required by TMPO's Public Participation Plan (PPP) to provide public notification of changes that have been requested to be made to the 2008 FTIP. This announcement was publicly released at the regularly scheduled Tahoe Transportation Commission (TTC) on April 24, 2009. Written public comments will be accepted until noon May 25, 2009.

Comments should be sent to:

Tahoe Metropolitan Planning Organization
Attn: Judy Weber
P.O. Box 5310
Stateline, NV 89449

Or via email: jweber@trpa.org

CALIFORNIA

Transit Operating Assistance (New Project):

1. Add FTA 5311 funds in the amount of \$145,000 to each fiscal year 08/09, 09/10, 10/11 and 11/12.
2. List project as MPO ID: TRANS01

Acquisition of Transit Vehicles (FTA5310) for Senior's and Persons with Disabilities (MPO ID: TMC0404)

1. Delete existing funding source in fiscal years 08/09/10 in the amount of \$100,000.
2. Add FTA 5310 from program of projects #52 in the amount of \$467,000 to fiscal year 09/10.

NEVADA

Nevada Stateline to Stateline Bicycle Facility (new project):

1. Add MPO ID #: TTD01
2. Fund Source 1 – Nevada Parks and Open Space Bond add \$150,000 in Right of Way for fiscal year 09/10
3. Fund Source 2 – Nevada Division of State Lands add \$1,100,000 for Construction in fiscal year 10/11
4. Fund Source 3 – SNPLMA add \$160,000 for Preliminary Engineering in fiscal year 08/09 and 282,000 in 09/10

5. Fund Source 4 – FHWA ½% Section 204 funds add to Preliminary Engineering as follows: \$100,000 in fiscal year 08/09, \$500,000 in 09/10, 500,000 in 10/11
6. Fund Source 5 – National Scenic Byways add \$223,000 in fiscal year 09/10 for Preliminary Engineering

US50 Erosion Control and Water Quality Improvement Project (1 mile east of junction with Cedar Brook Drive for 2.07 miles north) (EA D0200424):

1. Change fund source 1 from Tahoe Bond to Gas Tax. Move \$615,000 from fiscal year 09/10 to 08/09. Add \$7,000,000 in Tahoe Bond in fiscal year 10/11.
2. Add \$808,000 in SNPLMA in fiscal year 09/10.

SR431 Master Plan and Design Water Quality Improvements (EA 73295):

1. Change EA to WA200599
2. Fund Source 1, SNPLMA \$350,000 – move from fiscal year 10/11 and reduce to \$35,000 in fiscal year 08/09.
3. Fund source 2 move \$2,500,000 from fiscal year 10/11 to 08/09.
4. Add \$2,025,000 in Tahoe Bond in 10/11.

TAHOE REGIONAL PLANNING AGENCY (TRPA)
AND TRPA COMMITTEE MEETINGS

NOTICE IS HEREBY GIVEN that on **Wednesday, May 27, 2009**, commencing at **9:30 a.m.** and **Thursday, May 28, 2009** commencing at **9:00 a.m. at the TRPA Offices, 128 Market Street, Stateline, NV** the Governing Board of the Tahoe Regional Planning Agency will conduct its regular meeting. The agenda is attached hereto and made a part of this notice.

NOTICE IS FURTHER GIVEN that on **Wednesday, May 27, 2009**, commencing at **8:30 a.m.**, at **TRPA**, the TRPA Legal Committee will meet. The agenda will be as follows: **1) Public Interest Comments; 2) Closed Session with Counsel to Discuss Existing and Potential Litigation; 3) Potential Direction Regarding Agenda Item No. 2; 4) Resolution of Enforcement Action, Valdean Kouretas, Unauthorized Creation of Coverage and Violation of Cease and Desist, 5230 North Lake BLVD., Placer County, CA, Assessors Parcel Number (APN) 115-030-035; Page 83 5) Member Comments; (Committee: Chair – Aldean, Vice Chair – Bresnick, Biaggi, Santiago, Miller, Sher, Open)**

NOTICE IS FURTHER GIVEN that on **Wednesday, May 27, 2009**, commencing at **8:00 a.m.**, at **TRPA**, the TRPA Operations Committee will meet. The agenda will be as follows: **1) Public Interest Comments; 2) Acceptance of April Monthly Financial Statement; Page 1 3) Resolution Amending TRPA Application Filing Fee Schedule; Page 103 4) Release of \$144,500 in Water Quality Mitigation Funds Interest and \$23,358.72 in SEZ Restoration Mitigation Funds Interest to Placer County for the Lake Forest Erosion Control Project; Page 127 5) Resolution Amending the TRPA Retirement Plan for Compliance with the Internal Revenue Code 415 Regulations; Page 133 6) Project Securities Update; 7) Draft Agency FY09-10 Budget Overview; 8) Member Comments (Committee: Chair – Merrill, Vice Chair – Ruthe, Cashman, Breternitz, McDermid)**

NOTICE IS FURTHER GIVEN that on **Wednesday, May 27, 2009** commencing at **noon**, at the same location, the TRPA **Public Outreach/Environmental Education Committee** will meet. The agenda will be as follows: **1) Public Interest Comments; 2) Aquatic Invasive Species Communication Plan Discussion; 3) Communications Update and Public Education Overview; 4) Member Comments (Committee: Chair – Santiago, Vice Chair – Open, Aldean, Miller, Merrill)**

May 20, 2009



Joanne S. Marchetta, Executive Director

This agenda has been posted at the TRPA office and at the following post offices: Zephyr Cove and Stateline, Nevada and Tahoe Valley and Al Tahoe, California. The agenda has also been posted at the North Tahoe Conference Center in Kings Beach, the Incline Village GID office and the North Lake Tahoe Chamber of Commerce.

TAHOE REGIONAL PLANNING AGENCY	
GOVERNING BOARD	
TRPA	May 27, 2009 at 9:30 a.m.
128 Market Street	May 28, 2009 at 9:00 a.m.
Stateline, NV	

All items on this agenda are action items unless otherwise noted. Items on the agenda, unless designated for a specific time, may not necessarily be considered in the order in which they appear and may, for good cause, be continued until a later date.

All public comments should be as brief and concise as possible so that all who wish to speak may do so; testimony should not be repeated. The Chair of the Board shall have the discretion to set appropriate time allotments (3 minutes for individuals and 5 minutes for group representatives). No extra time for speakers will be permitted by the ceding of time to others. Written comments of any length are always welcome. So that names may be accurately recorded in the minutes, persons who wish to comment are requested to sign in by Agenda Item on the sheets available at each meeting.

“Teleconference locations are open to the public ONLY IF SPECIFICALLY MADE OPERATIONAL BEFORE THE MEETING by agenda notice and/or phone message referenced below.”

In the event of hardship, TRPA Board members may participate in any meeting by teleconference. Teleconference means connected from a remote location by electronic means (audio or video). The public will be notified by telephone message at (775) 588-4547 no later than 6:30 a.m. PST on the day of the meeting if any member will be participating by teleconference and the location(s) of the member(s) participation. Unless otherwise noted, in California, the location is 175 Fulweiler Avenue, Conference Room A, Auburn, CA; and in Nevada the location is 901 South Stewart Street, Second Floor, Tahoe Hearing Room, Carson City, NV. If a location is made operational for a meeting, members of the public may attend and provide public comment at the remote location.

TRPA will make reasonable efforts to assist and accommodate physically handicapped persons that wish to attend the meeting. Please contact Judy Nikkel at (775) 589-5243 if you would like to attend the meeting and are in need of assistance.

AGENDA

- I. CALL TO ORDER AND DETERMINATION OF QUORUM
- II. PLEDGE OF ALLEGIANCE
- III. PUBLIC INTEREST COMMENTS – All comments may be limited by the Chair.

Any member of the public wishing to address the Governing Board on any item not listed on the agenda may do so at this time. However, public comment on Project Review, Public Hearing, and Appeal items will be taken at the time those agenda items are

heard. The Governing Board is prohibited by law from taking immediate action on or discussing issues raised by the public that are not listed on this agenda.

- IV. APPROVAL OF AGENDA
- V. APPROVAL OF MINUTES
- VI. TRPA CONSENT CALENDAR (see Consent Calendar agenda below, for specific items)
- VII. GOVERNING BOARD MEMBER REPORTS
- VIII. RESOLUTIONS
 - A. Resolution in Memory of Jerome Waldie
 - B. Recognition of Stuart Yount's Service as a Member of the TRPA Board
- IX. ADMINISTRATIVE MATTERS
 - A. Presentation by the City Manager on the City of South Lake Tahoe's General Plan
(time certain, Wednesday, 10:00 a.m.)

Adjourn as the TRPA and convene as the TMPO

- X. TAHOE METROPOLITAN PLANNING ORGANIZATION
 - A. **TMPO Consent Calendar (see Consent Calendar agenda below for specific items)** **Page 141**
 - B. Approval of TMPO Lake Tahoe Transportation Overall Work Program for FY09-10 **Page 147**

Adjourn as the TMPO and reconvene as the TRPA

- XI. PUBLIC HEARINGS
 - A. Adoption of Ordinance Amending TRPA Code Chapters 52 & 54 **Page 211**
 - B. Approval of the Buoy Enforcement Program and Adoption of Related Code Amendments Regarding the Buoy Application Deadline and Other Necessary Amendments **Page 223**
 - C. Adoption of Amendments to the Permissible Use Matrix for the Stateline/ Ski Run Community Plan Districts 1b & 2a **Page 251**
- XII. PLANNING MATTERS
 - A. Regional Plan Update Workshop **(time certain, Thursday (9:00 a.m.))**
 - 1. TMDL & Crediting Program Overview

2. Regional Plan Update EIS Alternatives Overview

- B. Aquatic Invasive Species Inspection Fee Schedule Adjustment and Other Matters Relating Thereto **Page 269**

XIII. REPORTS

- A. Executive Director Status Report **Page 275**

1. Agency Work Program Priorities for May

- a. Forest Fuels Management Update
- b. Regional Plan Update
- c. Aquatic Invasive Species
- d. EIP Update
- e. Shorezone Implementation

- B. Legal Division Status Report

XIV. COMMITTEE REPORTS

- A. Legal Committee
- B. Operations Committee
- C. Public Outreach & Environmental Education Committee
- D. Catastrophic Wildfire Committee
- E. Local Government Committee

XV. ADJOURNMENT

TRPA CONSENT CALENDAR

<u>Item</u>	<u>Recommendation</u>	
1. Acceptance of April Monthly Financial Statement	Acceptance	<u>Page 1</u>
2. NTPUD Zone 2 Water Tank Replacement, Placer County, California, Assessor's Parcel Number (APN) 110-060-010, TRPA File Number ERSP2009-0475	Approval	<u>Page 39</u>
3. North Tahoe Fire Protection District Public Safety Center, 221 Fairway Drive, Placer County, CA, Assessors Parcel Number (APN) 094-540-013, TRPA File Number ERSP2008-0995	Approval	<u>Page 59</u>
4. Resolution of Enforcement Action, Valdean Kouretas, Unauthorized Creation of Coverage and Violation of Cease and Desist, 5230 North Lake BLVD., Placer County, CA, Assessors Parcel Number (APN) 115-030-035	Approval	<u>Page 83</u>
5. Tahoe Rim Trail - Daggett Summit Trail System Project, Douglas County, Nevada, TRPA File No. ERSP2009-0186.	Approval	<u>Page 87</u>

6. Resolution Amending TRPA Application Filing Fee Schedule	Approval	<u>Page 103</u>
7. Release of \$144,500 in Water Quality Mitigation Funds Interest and \$23,358.72 in SEZ Restoration Mitigation Funds Interest to Placer County for the Lake Forest Erosion Control Project	Approval	<u>Page 127</u>
8. APC Membership Appointments for Placer County Planning Department Representative, Natural Resources Conservation Service Representative and an Alternate for Washoe County Representative	Approval	<u>Page 131</u>
9. Resolution Amending the TRPA Retirement Plan for Compliance with the Internal Revenue Code 415 Regulations	Approval	<u>Page 133</u>

TMPO CONSENT CALENDAR

<u>Item</u>	<u>Recommendation</u>	
1. Resolution Adopting the Formal Amendment #7 to the TMPO 2008 Federal Transportation Improvement Program	Adoption	<u>Page 141</u>

The consent calendar items are expected to be routine and non-controversial. **They will be acted upon by the Board at one time without discussion or staff presentation.** The special use determinations will be removed from the calendar at the request of any member of the public and taken up separately. If any Board member or noticed affected property owner requests that an item be removed from the calendar, it will be taken up separately in the appropriate agenda category.

Four of the members of the governing body from each State constitute a quorum for the transaction of the business of the agency. The voting procedure shall be as follows:

(1) For adopting, amending or repealing environmental threshold carrying capacities, the regional plan, and ordinances, rules and regulations, and for granting variances from the ordinances, rules and regulations, the vote of at least four of the members of each State agreeing with the vote of at least four members of the other State shall be required to take action. If there is no vote of at least four of the members from one State agreeing with the vote of at least four of the members of the other State on the actions specified in this paragraph, an action of rejection shall be deemed to have been taken. (2) For approving a project, the affirmative vote of at least five members from the State in which the project is located and the affirmative vote of at least nine members of the governing body are required. If at least five members of the governing body from the State in which the project is located and at least nine members of the entire governing body do not vote in favor of the project, upon a motion for approval, an action of rejection shall be deemed to have been taken. A decision by the agency to approve a project shall be supported by a statement of findings, adopted by the agency, which indicates that the project complies with the regional plan and with applicable ordinances, rules and regulations of the agency. (3) For routine business and for directing the agency's staff on litigation and enforcement actions, at least eight members of the governing body must agree to take action. If at least eight votes in favor of such action are not cast, an action of rejection shall be deemed to have been taken.



MEMORANDUM

Date: May 20, 2009
To: Tahoe Metropolitan Planning Organization (TMPO) Governing Board
From: TMPO Staff
Subject: Resolution Adopting the Formal Amendment #7 to the TMPO 2008 Federal Transportation Improvement Program (FTIP)

Requested Action: TMPO Governing Board adoption of the attached resolution (Attachment A) approving the Formal Amendment #7 to the 2008 Federal Transportation Improvement Program.

Staff Recommendation: Staff recommends that the Governing Board adopt the attached resolution (Attachment A) approving Formal Amendment #7.

TTC Recommendation: The Tahoe Transportation Commission (TTC) has endorsed FTIP Amendment #7 and recommends TMPO Governing Board adoption.

Required Motion: In order to adopt the proposed resolution, the Board must make the following motion, based on this staff summary and the evidence in the record:

- 1) A motion to approve the attached Resolution (see Attachment A).

In order for the motion to pass, an affirmative vote of any eight Board members is required.

Background: The TMPO FTIP is a financially constrained list of surface transportation projects that are reasonably expected to be funded between 2008 and 2012. Any transportation project funded with federal monies, or is considered regionally significant, must be included in the FTIP as required by the federal transportation bill referred to as the Safe, Accountable, Flexible, and Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU).

There are two acceptable methods for amending the FTIP; 1) For minor project changes, the MPO Executive Director has the authority to approve an "Administrative Modification" for submittal and approval by the Federal Highway Administration; and 2) For major project changes, the TMPO must publicly notice any change for thirty days as specified by the TMPO's Public Participation Plan (PPP) and then by TMPO Board Resolution, submit a "Formal Amendment" to the Federal Highway Administration for approval.

The attached project changes (Attachment B) are considered a Formal Amendment to the 2008 FTIP and have been presented to the TTC and publicly noticed. No comments have been received as of the date of this staff summary.

This amendment makes adjustments to three projects and includes two new projects:

- 1) Transit Operating Assistance (*New Project*)
- 2) Acquisition of transit vehicles (FTA5310) for Seniors and Persons with Disabilities
- 3) Nevada Stateline to Stateline Bicycle Facility (*New Project*)
- 4) US50 Erosion Control and Water Quality Improvement Project (1 mile east of junction with Cedar Brook Drive for 2.07 miles north)
- 5) SR431 Master Plan and Design Water Quality Improvements

Issues/Concerns: None

Regional Plan Compliance: The proposed resolution complies with all requirements of the TRPA Goals and Policies, Plan Area Statements, and Code of Ordinances.

Additional Information: If you have any questions, please contact Judy Weber, Transportation Planner at jweber@trpa.org or 775-589-5203.

Attachments:

- A. TMPO Adopting Resolution 2009-
- B. Formal Amendment #7 Project List

TAHOE METROPOLITAN PLANNING ORGANIZATION
TMPO RESOLUTION NO. 2009 - ____

ADOPTION OF FORMAL AMENDMENT #7 TO THE 2008-2012 FEDERAL
TRANSPORTATION IMPROVEMENT PROGRAM FOR THE LAKE TAHOE REGION

WHEREAS, the Tahoe Metropolitan Planning Organization (TMPO) is the designated planning organization for the Lake Tahoe Basin as defined by the Transportation Equity Act for the 21st Century; and

WHEREAS, the 2008 TMPO Federal Transportation Improvement Program (FTIP) has been developed and maintained in accordance with the Safe, Accountable, Flexible and Efficient Transportation Equity Act – A Legacy for Users (SAFETEA-LU); and

WHEREAS, the Federal Clean Air Act Amendments require that no department, agency, or instrumentality of the Federal Government shall engage in, support in any way or provide financial assistance for, license or permit, or approve an activity which does not conform to an implementation plan approved or promulgated under Section 110; and

WHEREAS, no Metropolitan Planning Organization designated under Title 23 of the U.S. Code shall give its approval to any project, program or plan which does not conform to an implementation plan approved or promulgated under Section 110; and

WHEREAS, the assurance of conformity to an implementation plan is the affirmative responsibility of the TMPO; and

WHEREAS, the 2008 Regional Transportation Plan for the Lake Tahoe Basin describes a transportation system envisioned for the horizon years and was adopted as a financially constrained plan by the TMPO Board on August 27, 2008; and

WHEREAS, the 2008 FTIP is consistent with the transportation system and financial plan described in the 2008 Regional Transportation Plan; and

WHEREAS, the 2008 FTIP is financially constrained by year and includes a financial plan that demonstrates which projects can be implemented using committed funds; and

WHEREAS, the 2008 FTIP includes all regionally significant transportation projects to be funded from local, state or federal resources; and

WHEREAS, the 2008 FTIP has been developed under TMPO policies for community input and interagency consultation procedures; and

WHEREAS, during the life of the program, it is sometimes necessary to amend the program to reflect changes in project costs, scopes or schedules, or to add new projects; and

WHEREAS, the 2008 FTIP is now in need of amendment; and

WHEREAS, the 2008 FTIP Amendment #7 does not interfere with the timely implementation of any approved Transportation Control Measure; and

WHEREAS, the 2008 FTIP Amendment #7 was found to conform to the applicable State Implementation Plan; and

WHEREAS, the 2008 FTIP Amendment #7 conformity determination was based on the 2008 Regional Transportation Plan for the Lake Tahoe Basin; and

WHEREAS, the 2008 FTIP Amendment #7 is air quality exempt and no further conformity determination is required; and

WHEREAS, the 2008 FTIP Amendment #7 meets all applicable transportation planning requirements per 23 Code of Federal Regulations Part 450; and

WHEREAS, the Tahoe Transportation Commission recommended the TMPO adopt the proposed 2008 FTIP Amendment #7;

NOW, THEREFORE, BE IT RESOLVED, that the TMPO hereby adopts the Amendment #7 as shown on Attachment B (attached) to the 2008 FTIP.

BE IT FURTHER RESOLVED, that TMPO staff is hereby directed and authorized to work with Caltrans, the Nevada Department of Transportation, the Federal Highway Administration, the Federal Transit Administration and the Environmental Protection Agency to make whatever technical changes or corrections are needed to the format and organization of the document to obtain its approval by these agencies.

PASSED AND ADOPTED by the Governing Board of the Tahoe Metropolitan Planning Organization at its regular meeting held on May 27, 2009 by the following vote:

Ayes:

Nays:

Abstain:

Absent:

Allen Biaggi, Chair
TMPO Governing Board

**2008 FTIP
Formal Amendment #7 Project Listing**

CALIFORNIA

Transit Operating Assistance (New Project):

1. Add FTA 5311 funds in the amount of \$145,000 to each fiscal year 2008/09, 2009/10, 2010/11 and 2011/12
2. List project as MPO ID: TRANS01

Acquisition of Transit Vehicles (FTA 5310) for Seniors and Persons with Disabilities (MPO ID: TMC0404)

1. Delete existing funding source in fiscal years 2008/09/10 in the amount of \$100,000
2. Add FTA 5310 from program of projects #52 in the amount of \$467,000 to fiscal year 2009/10

NEVADA

Nevada Stateline to Stateline Bicycle Facility (New Project):

1. Add MPO ID #: TTD01
2. Fund Source 1 – Nevada Parks and Open Space Bond, add \$150,000 in Right of Way for fiscal year 2009/10
3. Fund Source 2 – Nevada Division of State Lands, add \$1,100,000 for construction in fiscal year 2010/11
4. Fund Source 3 – SNPLMA, add \$160,000 for preliminary engineering in fiscal year 2008/09 and \$282,000 in 2009/10
5. Fund Source 4 – FHWA ½ Percent Section 204 funds, add to preliminary engineering as follows: \$100,000 in fiscal year 2008/09, \$500,000 in 2009/10, \$500,000 in 2010/11
6. Fund Source 5 – National Scenic Byways, add \$223,000 in fiscal year 2009/10 for preliminary engineering

US50 Erosion Control and Water Quality Improvement Project (1 mile east of junction with Cedar Brook Drive for 2.07 miles north) (EA D0200424):

1. Change fund source 1 from Tahoe Bond to Gas Tax. Move \$615,000 from fiscal year 2009/10 to 2008/09; add \$7,000,000 in Tahoe Bond in fiscal year 2010/11
2. Add \$808,000 in SNPLMA in fiscal year 2009/10

SR431 Master Plan and Design Water Quality Improvements (EA 73295):

1. Change EA to WA200599
2. Fund Source 1 – SNPLMA, move \$350,000 from fiscal year 2010/11 and reduce to \$35,000 in fiscal year 2008/09
3. Fund Source 2 - move \$2,500,000 from fiscal year 2010/11 to 2008/09
4. Add \$2,025,000 in Tahoe Bond in 2010/11

Comments Matrix - 2008 FTIP Formal Amendment # 7

From	Comment	Response
	NO COMMENTS SUBMITTED	