

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
2	07/22/13	Open	Action	7/9/13

Subject: Approving the Amended and Restated Memorandum of Understanding for planning the Sacramento/West Sacramento Downtown/Riverfront Transit Project

## ISSUE

Whether or not to repeal Resolution No. 12-11-0181 and approve the amended and restated Memorandum of Understanding for Planning the Downtown/Riverfront Transit Project.

## RECOMMENDED ACTION

Adopt Resolution No. 13-07-\_\_\_\_\_, Repealing Resolution No. 12-11-0181 and Approving the Amended and Restated Memorandum of Understanding for Planning the Sacramento/West Sacramento Downtown/Riverfront Transit Project.

## FISCAL IMPACT

There is no fiscal impact associated with this item.

## DISCUSSION

An initial Memorandum of Understanding (MOU) for the Sacramento/West Sacramento Downtown/Riverfront Transit Project planning process was approved by RT in 2006 (Resolution 06-04-0074). The 2006 MOU with the cities of Sacramento and West Sacramento and the Yolo County Transit District (YCTD) was for the planning of a Sacramento/West Sacramento Downtown/Riverfront Transit Project. That MOU expired June 30, 2008.

In 2009, RT approved a new MOU (Resolution 09-06-0075) largely modeled on the 2006 MOU. This new MOU expanded the Policy Steering Committee (PSC) from including only representatives of the cities of Sacramento and West Sacramento, RT and the YCTD to include representatives from the local community or development interests; the Sacramento and West Sacramento City Councils were each authorized to appoint three members.

In November 2012, by Resolution No. 12-11-0181, the Board approved what Staff mistakenly represented as the "Second Amendment to the 2004 Memorandum of Understanding". The document proposed was, in fact, the first amendment to the 2009 MOU and has not been executed at this time. Had the document been executed, the amendment would have had five key elements:

- 1) Identified the Sacramento Area Council of Governments (SACOG) as the "Sponsoring Agency" for advancing the project with the Federal Transit Administration (FTA) "Small Starts" process;
- 2) Added SACOG as a non-voting party to the MOU and the PSC;

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Approved:

Presented:

Final 7/05/2013

General Manager/CEO

Principal Planner

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3) Revised the MOU to acknowledge and be consistent with “Small Starts” process based on guidance set forth in the federal transportation bill (MAP-21) signed into law in 2012 and subsequent FTA guidance;

4) Refined and clarified the PSC membership and voting, clarifying that each city will appoint two (2) representatives from the local community or business and development interests. Each representative would have 1 vote and a simple majority vote would determine the direction of any actions requiring a vote. The City of Sacramento and the City of West Sacramento would each be authorized to have 2 votes cast by 1 elected representative if only one 1 elected representative from that City is present at the PSC meeting. Currently, Director Serna represents RT on the PSC, with Director Pannell as the alternate; and,

5) The term of the MOU would have been extended to be in effect through June 30, 2016, or until such time as modified prior to that date.

However, the MOU document proposed for adoption in November 2012 was never executed, because the parties desired to make additional changes to the draft document. This revised Amended and Restated MOU for the Sacramento/West Sacramento Downtown/Riverfront Transit Project would add four key elements in addition to those discussed above:

1) Clarifies that the “Sponsoring Agency” (SACOG) has various roles and responsibilities but is not a voting member of the PSC.

2) Clarifies that the PSC is to direct the “Project Development” phase of work.

3) Clarifies that the PSC will: (1) accept a Locally Preferred Alternative (LPA) for the Project; and (2) recommend adoption of the LPA to the participating agencies and incorporation of the LPA by the Sponsoring Agency into the Metropolitan Transportation Plan (MTP) by amendment; and,

4) Acknowledges that if the PSC determines that another entity should become the “Sponsoring Agency” at any point in time, the Sponsoring and Participating Agencies must work together to accomplish that transition.

Staff is requesting that the Board repeal its earlier approval and approve the revised Amended and Restated MOU for Planning the Sacramento/West Sacramento Downtown/Riverfront Transit Project.

RESOLUTION NO. 13-07-\_\_\_\_\_

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

July 22, 2013

**REPEALING RESOLUTION NO. 12-11-0181 AND APPROVING THE  
AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING FOR  
PLANNING THE SACRAMENTO/WEST SACRAMENTO/DOWNTOWN/RIVERFRONT  
TRANSIT PROJECT.**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE  
SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, Resolution No. 12-11-0181 is repealed.

THAT, the Amended and Restated Memorandum of Understanding for Planning the  
Downtown/Riverfront Transit Project is hereby approved.

THAT, the General Manager/CEO is hereby authorized to execute the foregoing  
MOU.

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PATRICK HUME, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary