



REVISED

**SAN JOAQUIN REGIONAL RAIL COMMISSION
TELECONFERENCE BOARD MEETING**

July 2, 2021 – 8:00 am

Call-In Information: [+1 \(646\) 749-3335](tel:+16467493335) **Access Code:** 664-459-181
GoToMeeting Link: <https://global.gotomeeting.com/join/664459181>

**SPECIAL NOTICE
Coronavirus COVID-19**

In accordance with the Governor's Executive Order N-29-20, San Joaquin Regional Rail Commission Board Members will be attending this meeting via teleconference or videoconference. Members of the public may observe the meeting by dialing [+1 \(646\) 749-3335](tel:+16467493335) with access code: 664-459-181 or log-in using a computer, tablet or smartphone at [GoToMeeting.com](https://global.gotomeeting.com/join/664459181) using link: <https://global.gotomeeting.com/join/664459181>

Please note that all members of the public will be placed on mute until such times allow for public comments to be made. If a person wishes to make a public comment during the meeting, to do so they must either 1) use GoToMeeting and will have the option to notify SJRRC staff by alerting them via the "Chat" function or they can 2) contact SJRRC staff via email at publiccommentssjrrc@acerail.com in which staff will read the comment aloud during the public comment period. Emailed public comments should be limited to approximately 240 words as comments will be limited to two (2) minutes per comment.

This Agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code § 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact San Joaquin Regional Rail Commission (SJRRRC) staff, at (209) 944-6220, during regular business hours, at least twenty-four hours prior to the time of the meeting.

All proceedings before the Commission are conducted in English. Anyone wishing to address the SJRRRC Board is advised to have an interpreter or to contact SJRRRC during regular business hours at least 48 hours prior to the time of the meeting so that SJRRRC can provide an interpreter. Any writings or documents provided to a majority of the Commission regarding any item on this agenda will be made available upon request in both English and Spanish for public inspection at the Office of the Executive Director located at 949 East Channel Street, Stockton, California, 95202 during normal business hours or by calling (209) 944-6220. The Agenda is available on the San Joaquin Regional Rail Commission website: www.acerail.com.

1. Call to Order, Pledge of Allegiance, Roll Call

Chair Fugazi

Roll Call: Hernandez, Mei, Hothi, Miller, Nuño, Young, Vice Chair Zuber, Chair Fugazi

Ex- Officios: Nguyen, Salazar, Zoslocki, Agar

2. Public Comments

Persons wishing to address the Commission on any item of interest to the public regarding rail shall state their names and addresses and make their presentation. Please limit presentations to two minutes. The Commission cannot take action on matters not on the agenda unless the action is authorized by Section 54954.2 of the Government Code. Materials related to an item on the Agenda submitted to the Board of Directors after distribution of the agenda packet are available for the public inspection in the Commission Office at 949 E. Channel Street during normal business hours. These documents are also available on the San Joaquin Regional Rail Commission website at <https://acerail.com/board-of-directors/> subject to staff's ability to post the documents prior to the meeting.

3. Consent Calendar

- | | | |
|-----|--|--------------------|
| 3.1 | Minutes of SJRRC Board Meeting June 4, 2021 | ACTION |
| 3.2 | Rail Commission/ACE Monthly Expenditure | INFORMATION |
| 3.3 | ACE Monthly Fare Revenue | INFORMATION |
| 3.4 | ACE Ridership | INFORMATION |
| 3.5 | ACE On-Time Performance | INFORMATION |
| 3.6 | Washington Update | INFORMATION |
| 3.7 | Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing and Directing the Chair and the Executive Director to: | ACTION |
| | 1. Amend the Measure K Cooperative Agreement C-18-004 with San Joaquin Council of Governments (SJCOG) to Extend through Fiscal Year 2021/2022 and Increase Decrease Capital Projects for Fiscal Year 2018/2019 by \$3,842 and Increase Capital Projects for Fiscal Year 2021/2022 by \$7,392,637 | |
| | 2. Amend the Measure K Cooperative Agreement C-18-005 with SJCOG to Extend through Fiscal Year 2021/2022 and Decrease Operations for Fiscal Year 2018/2019 by \$2,380,516 and for Fiscal Year 2019/2020 by \$778,861 and Increase Operations for Fiscal Year 2020/2021 2021/2022 by \$2,392,686 | |

- 3.8 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Fiscal Year 2020-21 Transportation Development Act (TDA) Claim and Authorizing Submission by the Executive Director to the San Joaquin Council of Governments for Local Transportation Funds (LTF) and State Transit Assistance Funds (STA) for a Total of \$13,159,865 **ACTION**
- 3.9 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Herzog Technologies, Inc. for Hosted Back Office Services for Positive Control Technologies to Increase the Total Compensation by an Amount of \$261,600 with the Total Contract Amount Not-To-Exceed \$1,192,100 **ACTION**
4. **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with WSP USA Inc. for Construction Management Services for the Stockton Rail Maintenance Facility Expansion Project for an Amount Not-To-Exceed \$1,699,698 and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects** **ACTION**
(David Ripperda/Autumn Gowan) (Regular Voting Members)
5. **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with AECOM Technical Services, Inc. for Project Development Consulting Services for North Lathrop Transfer Station at Sharpe Army Depot Project and Increase the Total Compensation by an Amount of \$322,900 for a New Contract Amount Not-To-Exceed \$3,345,936 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project** **ACTION**
(David Ripperda) (Regular Voting Members)
6. **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with SENER Engineering and Systems, Inc. for Project Development Consulting Services for Stanislaus River Bridge Project and Increase the Total Compensation by an Amount of \$2,045,768 for a New Contract Amount Not-To-Exceed \$3,580,932 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project** **ACTION**
(David Ripperda) (Regular Voting Members)

7. **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency for ACE Advertising Services for an Amount Not-To-Exceed \$300,000 and Authorizing the Executive Director to Execute Any and All Documents Related to the Agreement** **ACTION**
(David Lipari/Autumn Gowan) (Regular Voting Members)
8. **CLOSED SESSION:**
~~PUBLIC EMPLOYEE PERFORMANCE EVALUATION~~
~~Title: Executive Director~~
CONFERENCE WITH LABOR NEGOTIATORS
Agenda Designated Representative: Chair Fugazi
Unrepresented Employee: Executive Director
9. **Commissioner's Comments**
10. **Ex-Officio Comments**
11. **Executive Director's Report**
12. **Adjournment**
The next regular meeting is scheduled for:
August 6, 2021 – 8:00 am

SAN JOAQUIN REGIONAL RAIL COMMISSION

Meeting of July 2, 2021

Item 3.1

ACTION

Minutes of SJRRC Board Meeting June 4, 2021

The meeting of the San Joaquin Regional Rail Commission was held at 8:00 a.m., June 4, 2021, via teleconference.

1 Call to Order, Pledge of Allegiance, Roll Call

Chair Fugazi called the meeting to order at 8:00 a.m. and led the audience in the Pledge of Allegiance.

Commissioners Present: Hernandez, Mei, Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi

Commissioners Absent: Miller

Ex-Officio Members Present: Mr. Martinez, Mr. Dial, Mr. Zoslocki

2 Public Comments

There were no public comments.

3 Consent Calendar

3.1 Minutes of SJRRC Board Meeting June 4, 2021

3.2 Rail Commission/ACE Monthly Expenditure

3.3 ACE Monthly Fare Revenue

3.4 ACE Ridership

3.5 ACE On-Time Performance

3.6 Washington Update

3.7 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Infinity Technologies for Information Technology Support Services for an Amount Not-to-Exceed \$434,409 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

3.8 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Lisa Lorenz and Dirk Lorenz for Ticket Sales Services for an Amount Not-To-Exceed \$235,440 total and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

3.9 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with the City of Stockton for Plan Check Fees for the Track Extension Phase 2 Project for

**ACTION
INFORMATION
INFORMATION
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INFORMATION
ACTION**

ACTION

ACTION

an Amount Not-To-Exceed \$77,000, and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

- 3.10 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Legacy Mechanical & Energy Services, Inc. for HVAC and Water Treatment Maintenance Services, Not-To-Exceed \$111,555, and Authorizing the Executive Director to Execute Any and All Documents Related to the Project **ACTION**
- 3.11 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with HCI Systems, Inc. for Fire Alarm & Sprinkler Monitoring & Maintenance Services, Not-To-Exceed \$119,025, and Authorizing the Executive Director to Execute Any and All Documents Related to the Project **ACTION**
- 3.12 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Agreements for Ongoing Shuttle Services for the Altamont Corridor Express (ACE) Service for Fiscal Year 2021/2022 and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects with the Following Agencies: **ACTION**
- a. Santa Clara Valley Transportation Authority \$990,157
 - b. Livermore-Amador Valley Transportation Authority \$202,408
 - c. Contra Costa County Transportation Authority \$131,395
- 3.13 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Executive Director to Submit Any and All Grant Applications, Agreements, Amendments and Any and All Other Documents Necessary to Claim \$291,759 in FY 2021-22 State of Good Repair (SGR) Program Funds for ACE Capital Spares **ACTION**
- 3.14 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Ongoing and Contracted Service Agreements or Amendments for Fiscal Year 2021/2022 and Authorizing and Directing the Executive Director to Execute All Agreements and Amendments Not-To-Exceed the Below Amounts **ACTION**

Vendor/Firm	Project Description	Approved Amount
Buchanan Ingersoll & Rooney PC	Federal Advocacy Services	\$75,000.00
Marsh USA	Insurance Broker Services	\$150,000.00
Allied Universal	Security Services	\$346,000.00
Neumiller & Beardslee	Legal Services – General Counsel	\$460,000 (\$160,000 for General Counsel,

Burke, Williams & Sorensen, LLP	Legal Services – Capital Projects Program	\$240,000 Claims, and \$60,000 for Capital Projects)
Masabi, LLC	Mobile Ticketing	\$12,000 + 5.95% transaction fee
Herzog Transit Services	Locomotive Fuel	\$1,515,145

Item 3.13 was pulled from the Consent Calendar.

M/S/C (Zuber/Young) Approve items 3.1 – 3.12 and 3.13 – 3.15 of the Consent Calendar. Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES: 7 Hernandez, Mei, Hothi, Nuño, Young, Vice Chair Zuber, Chair Fugazi
 NOES: 0
 ABSTAIN: 0
 ABSENT: 1 Miller

3.13 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Executive Director to Submit Any and All Grant Applications, Agreements, Amendments and Any and All Other Documents Necessary to Claim \$291,759 in FY 2021-22 State of Good Repair (SGR) Program Funds for ACE Capital Spares

ACTION

Brian Schmidt presented this item and explained that the chart shows expenditure amounts, which are actually revenue amounts.

There were no comments on this item.

M/S/C (Young/Zuber) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Executive Director to Submit Any and All Grant Applications, Agreements, Amendments and Any and All Other Documents Necessary to Claim \$291,759 in FY 2021-22 State of Good Repair (SGR) Program Funds for ACE Capital Spares

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES: 7 Hernandez, Mei, Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
 NOES: 0
 ABSTAIN: 0
 ABSENT: 1 Miller

- 4 Public Hearing: Presentation and Approval of a Resolution Adopting the SJRRC/ACE Combined Fiscal Year 2021/2022 Work Program and Operating Budget in the amount of \$32,261,803 and Adopting SJJPA Fiscal Year 2021/2022 Operating Budget of \$67,156,314 and a Combined Capital Budget in the amount of \$123,636,446 ACTION**

Ms. Stacey Mortensen, Brian Schmidt, David Lipari, and Kevin Sheridan gave a presentation on this item.

Chair Fugazi thanked staff for the report and commented on the movement on a number of projects that will improve access and availability.

M/S/C (Zuber/Young) Approval of a Resolution Adopting the SJRRC/ACE Combined Fiscal Year 2021/2022 Work Program and Operating Budget in the amount of \$32,261,803 and Adopting SJJPA Fiscal Year 2021/2022 Operating Budget of \$67,156,314 and a Combined Capital Budget in the amount of \$123,636,446

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES:	7	Hernandez, Mei, Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Miller

- 5 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Adopting Findings, Adopting the Associated Mitigation Monitoring Plan, Certifying an Environmental Impact Report, Approving the Stockton Diamond Grade Separation Project and Authorizing and Directing the Executive Director to Execute and File a Notice of Determination Under the California Environmental Quality Act (CEQA) for the Project and Authorizing and Directing the Executive Director to Execute Any and All Documents Related to the Project ACTION**

David Ripperda gave a presentation on this item.

Vice Chair Zuber inquired about the decision on structure type.

Mr. Ripperda explained that all three of the design options have been equally analyzed in the EIR.

Mr. Vaughn Wolffe inquired about the land ownership.

Mr. Ripperda explained that the Commission will be coordinating with host railroads and the city of Stockton on right-of-way acquisitions.

M/S/C (Young/Zuber) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Adopting Findings, Adopting the Associated Mitigation Monitoring Plan, Certifying an Environmental Impact Report, Approving the Stockton Diamond Grade Separation Project and Authorizing and Directing the Executive Director to Execute and File a Notice of Determination Under the California Environmental Quality Act (CEQA) for the Project and Authorizing and Directing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES: 7 Hernandez, Mei, Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi

NOES: 0

ABSTAIN: 0

ABSENT: 1 Miller

- 6 Approve two (2) Resolutions of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Executive Director to enter into two (2) Transit Service Agreements to Submit Applications to the California Strategic Growth Council for Grant Funding under the Affordable Housing and Sustainable Communities Program and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects**

ACTION

Action 1. Approve a Transit Service Agreement in the Amount of \$7,412,000 with Ecumenical Association for Housing (EAH) for Grant Funding to be Used to Purchase Two (2) New Railcars and Contribute to Midtown Station Project

Action 2. Approve a Transit Service Agreement in the Amount of \$3,851,336 with Service First of Northern California CA (Service First) for Grant Funding to be Used to Purchase One (1) New Railcar and Contribute to Lighting and Pedestrian Amenities Projects

David Ripperda gave a presentation on this item.

There were no comments on this item.

M/S/C (Hernandez/Mei) Approve two (2) Resolutions of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Executive Director to enter into two (2) Transit Service Agreements to Submit Applications to the California Strategic Growth Council for Grant Funding under the Affordable Housing and Sustainable Communities Program and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects

Action 1. Approve a Transit Service Agreement in the Amount of \$7,412,000 with Ecumenical Association for Housing (EAH) for

Grant Funding to be Used to Purchase Two (2) New Railcars and Contribute to Midtown Station Project

Action 2. Approve a Transit Service Agreement in the Amount of \$3,851,336 with Service First of Northern California CA (Service First) for Grant Funding to be Used to Purchase One (1) New Railcar and Contribute to Lighting and Pedestrian Amenities Projects

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES:	7	Hernandez, Mei, Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Miller

- 7 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with California Gold Advocacy Group for Altamont Corridor Express (ACE) Tri-Valley Outreach Services, Not-To-Exceed \$153,000, and Authorizing the Executive Director to Execute Any and All Documents Related to the Project**

ACTION

Dan Leavitt and Autumn Gowan gave a presentation on this item.

Commissioner Mei inquired about a specific designee to represent the agency, the service delivery plan for engagement, and the evaluation of quality of services.

Mr. Leavitt explained that Guy Houston will be doing the work in the Tri-Valley.

Commissioner Mei expressed her excitement to be working in collaboration and having a holistic and comprehensive plan when it comes to rail.

Commissioner Hernandez inquired about the work that California Gold Advocacy Group will be doing, the outreach California Gold will do, and working with Valley Link.

Mr. Leavitt explained that they will be working with Valley Link, and this consultant will work on a variety of tasks, such as ridership and awareness.

Commissioner Hernandez inquired about a monthly report to be provided to the Board.

Mr. Leavitt confirmed that a monthly report will be provided to the Board.

M/S/C (Hothi/Zuber) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with California Gold Advocacy Group for Altamont Corridor Express (ACE) Tri-Valley Outreach Services, Not-To-Exceed \$153,000, and

Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES: 7 Hernandez, Mei, Hothi, Nuño, Young, Vice-Chair Zuber,
Chair Fugazi
NOES: 0
ABSTAIN: 0
ABSENT: 1 Miller

- 8 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Winter Consulting Group for Altamont Corridor Express (ACE) Silicon Valley Outreach Services, Not-To-Exceed \$246,000, and Authorizing the Executive Director to Execute Any and All Documents Related to the Project**

ACTION

Dan Leavitt and Autumn Gowan gave a presentation on this item.

Mr. Wolffe commented on the need for ACE to get into Redwood City and Santa Clara from the South.

M/S/C (Mei/Young) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Winter Consulting Group for Altamont Corridor Express (ACE) Silicon Valley Outreach Services, Not-To-Exceed \$246,000, and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES: 7 Hernandez, Mei, Hothi, Nuño, Young, Vice-Chair Zuber,
Chair Fugazi
NOES: 0
ABSTAIN: 0
ABSENT: 1 Miller

- 9 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Marriott San Jose Downtown for Crew Rest Facilities Services for an Amount Not-To-Exceed \$670,248 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project**

ACTION

Brian Schmidt and Autumn Gowan gave a presentation on this item.

Commissioner Hernandez inquired about the agreement amount and the number of years that the Rail Commission has had an agreement like this.

Mr. Schmidt explained that the Commission has been doing this for about 17 to 18 years and that the amount is for twenty rooms, which is more than necessary under normal circumstances, but that there will be times when there is training and the need for all twenty rooms.

Commissioner Hernandez suggested that a facility is built instead of renting rooms.

Mr. Schmidt explained that the Commission has looked into purchasing property, but there is an added cost of daily maintenance, cleaning, laundry service, and every time a train is added, there is a need for three additional rooms. Mr. Schmidt further explained that as service expands, there will be no need for the rooms as there will be bi-directional service.

Vice Chair Zuber inquired about the number of rooms.

Mr. Schmidt explained this is the number needed for the entire fiscal year and that it is anticipated that rooms will not be used until September.

M/S/C (Young/Hernandez) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Marriott San Jose Downtown for Crew Rest Facilities Services for an Amount Not-To-Exceed \$670,248 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES:	7	Hernandez, Mei, Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Miller

- 10 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Kjeldsen, Sinnock & Neudeck, Inc. for the Robert J. Cabral Station Expansion Project to Increase the Total Compensation by an Amount of \$396,000 with the Total Contract Amount Not-To-Exceed \$758,562 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project**

ACTION

David Ripperda and Autumn Gowan gave a presentation on this item.

Chair Fugazi inquired about the salvage and reuse of items from the previous structure and estimated completion date.

Mr. Ripperda explained that some items have been salvaged and that the reuse of those item will be reviewed and evaluated in the design process. Mr. Ripperda further explained that the project is projected to be complete by the end of 2022.

Mr. Wolffe commented on climate change and suggested the installation of solar panels.

M/S/C (Zuber/Fugazi) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Kjeldsen, Sinnock & Neudeck, Inc. for the Robert J. Cabral Station Expansion Project to Increase the Total Compensation by an Amount of \$396,000 with the Total Contract Amount Not-To-Exceed \$758,562 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES:	5	Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Miller

- 11 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with T.Y. Lin International for the Tuolumne River Bridge Project to Increase the Total Compensation by an Amount of \$1,508,047 with the Total Contract Amount Not-To-Exceed \$3,111,021 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project**

ACTION

David Ripperda gave a presentation on this item.

There were no comments on this item.

M/S/C (Young/Zuber) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with T.Y. Lin International for the Tuolumne River Bridge Project to Increase the Total Compensation by an Amount of \$1,508,047 with the Total Contract Amount Not-To-Exceed \$3,111,021 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES:	5	Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	

ABSTAIN: 0

ABSENT: 1 Miller

- 12 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Two (2) Agreements for Project Development Services for Two (2) Projects Identified in the Capital Projects Program and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects Not to Exceed the Below Amounts**

ACTION

Project	Consultant	Not-To-Exceed Amount
Phillips Siding Rehabilitation (Referred in RFQ 19-C668 as Rail Track Improvements)	Rail Surveyors and Engineers, Inc	\$511,726.49
Del Paso Siding Extension (Referred in RFQ 19-C668 as Rail Track Improvements)	TranSystems	\$2,104,220.53
Total Sum Not-To-Exceed Amount		\$2,615,947.02

David Ripperda and Autumn Gowan gave a presentation on this item.

Vice Chair Zuber inquired about costs for the project.

Mr. Ripperda explained that this item is for design costs and that construction costs will be brought before the Board in the future.

M/S/C (Zuber/Young) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Two (2) Agreements for Project Development Services for Two (2) Projects Identified in the Capital Projects Program and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects Not to Exceed the Below Amounts

Project	Consultant	Not-To-Exceed Amount
Phillips Siding Rehabilitation (Referred in RFQ 19-C668 as Rail Track Improvements)	Rail Surveyors and Engineers, Inc	\$511,726.49
Del Paso Siding Extension (Referred in RFQ 19-C668 as Rail Track Improvements)	TranSystems	\$2,104,220.53
Total Sum Not-To-Exceed Amount		\$2,615,947.02

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES: 5 Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
 NOES: 0
 ABSTAIN: 0
 ABSENT: 1 Miller

- 13 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Two (2) Agreements for Rail Engineering Services for Five (5) Projects Identified in the Capital Projects Program and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects Not to Exceed the Below Amounts**

ACTION

Project	Consultant	Not-To-Exceed Amount
Lodi Station	Pennino Management Group	\$1,714,595.00
Stanislaus River Bridge		
Tuolumne River Bridge		
Phillips Siding Rehabilitation	Lockwood, Andrews & Newnam, Inc.	\$322,435.44
Del Paso Siding Rehabilitation		
Total Sum Not-To-Exceed Amount		\$2,037,030.44

David Ripperda and Autumn Gowan gave a presentation on this item.

There were no comments on this item.

M/S/C (Hothi/Young) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Two (2) Agreements for Rail Engineering Services for Five (5) Projects Identified in the Capital Projects Program and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects Not to Exceed the Below Amounts

Project	Consultant	Not-To-Exceed Amount
Lodi Station	Pennino Management Group	\$1,714,595.00
Stanislaus River Bridge		

Tuolumne River Bridge		
Phillips Siding Rehabilitation	Lockwood, Andrews & Newnam, Inc.	\$322,435.44
Del Paso Siding Rehabilitation		
Total Sum Not-To-Exceed Amount		\$2,037,030.44

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES: 5 Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
 NOES: 0
 ABSTAIN: 0
 ABSENT: 1 Miller

- 14 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving a Reimbursement Agreement with Union Pacific Railroad for Preliminary Engineering Services for the Elk Grove Station Project for an Amount Not-to-Exceed \$865,000 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project**

ACTION

David Ripperda and Autumn Gowan gave a presentation on this item.

There were no comments on this item.

M/S/C (Zuber/Young) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving a Reimbursement Agreement with Union Pacific Railroad for Preliminary Engineering Services for the Elk Grove Station Project for an Amount Not-to-Exceed \$865,000 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES: 5 Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
 NOES: 0
 ABSTAIN: 0
 ABSENT: 1 Miller

- 15 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Executive Director or Director of Capital Projects, When Delegated to by the Executive Director, to Negotiate and Execute Any and All Master Agreements, Program**

ACTION

Supplemental Agreements, Fund Exchange Agreements, and/or Fund Transfer Agreements for State Funded Transportation Projects and Any and All Documents Related to the Project

David Ripperda gave a presentation on this item.

Vice Chair Zuber inquired about funding received and expending those funds.

Mr. Ripperda explained that this is for approval to work with Caltrans to receive funds and expending of the funds would be brought before the Board for approval.

M/S/C (Hothi/Zuber) Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Executive Director or Director of Capital Projects, When Delegated to by the Executive Director, to Negotiate and Execute Any and All Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, and/or Fund Transfer Agreements for State Funded Transportation Projects and Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 4th day of June 2021 by the following vote to wit:

AYES:	5	Hothi, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Miller

17 Commissioner's Comments

Chair Fugazi thanked staff for their work put into the meeting.

18 Ex-Officio Comments

Mr. Martinez with Caltrans commented on CTC's allocation for projects to improve infrastructure, the Governor's plan to tackle homelessness, the broadband proposal to expand cyber internet networks in California, the Clean California initiative, the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program, and the Caltrans litter abatement program, the replacement and rehabilitation of the Northbound and Southbound Stockton channel viaduct bridges, highway shield markers on highway 120 to help reduce traffic incidents, and the Caltrans telework plan.

Mr. Dial commented on the second virtual OneVoice being held on June 22nd and 23rd.

19 Executive Director's Report

Ms. Mortensen thanked Vice Chair Zuber for requesting that routine items be put on the consent calendar.

**16 CLOSED SESSION:
PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: Executive Director**

There was no reportable action during closed session.

20 Adjournment

The meeting was adjourned at 9:41 am.
The next regular meeting is scheduled for:
July 2, 2021 – 8:00 am

**San Joaquin Regional Rail Commission
Altamont Corridor Express
Operating and Capital Expense Report
April 2021
83% of Budget Year Elapsed**

OPERATING EXPENSES	SJRRC FY 20-21 ALLOCATION	EXPENSE TO DATE	% SPENT TO DATE	SJRRC - CONTRACTED SERVICES FY 20-21 ALLOCATION	EXPENSE TO DATE	% SPENT TO DATE	ACE FY 20-21 ALLOCATION	EXPENSE TO DATE	% SPENT TO DATE
Project Management, Services & Supplies Subtotal	1,639,567	1,167,142	71%	150,000	23,121	15%	4,690,542	2,419,695	52%
Contracted Services Subtotal	472,133	234,528	50%	1,750,000	239,539	14%	17,138,930	12,185,582	71%
Shuttle Services							1,021,326	765,994	75%
TOTAL OPERATING EXPENSES	2,111,700	1,401,670	66%	1,900,000	262,661	14%	22,850,798	15,371,271	67%

CAPITAL PROJECTS	CAPITAL FY 20-21 ALLOCATION	EXPENSE TO DATE	% SPENT TO DATE
SAN JOAQUIN RAIL COMMISSION			
1 East Channel Street Improvements	2,209,500	82,948	4%
2 Robert J. Cabral Station Expansion	2,812,203	132,613	5%
3 Non Revenue Maintenance Vehicles	150,000	146,157	97%
TOTAL CAPITAL PROJECT SJRRC	\$ 5,171,703	\$ 361,718	7%

ALTAMONT CORRIDOR EXPRESS			
1 SJ COG Loan Repayment	1,118,012	1,118,012	100%
2 A1 & A2 Bond Repayment	3,033,988	2,113,988	70%
3 UPRR Capital Access Fee	3,242,516	3,242,516	100%
4 UPRR Capitalized Maintenance Projects	4,000,000	1,501,621	38%
5 UPRR Safety Fund	500,000	-	0%
6 ACE Extension Natomas to Stockton	5,000,000	229,079	5%
7 ACE Extension Lathrop to Ceres/Merced	10,000,000	6,837,696	68%
8 Stockton Diamond Grade Separation	3,100,000	-	0%
9 Locomotives (4) and (2) options	1,000,000	514,440	51%
10 Platform Extension Projects	3,000,000	8,492	0%
11 Cabral Track Extension	6,196,697	240,141	4%
12 Positive Train Control	1,221,823	160,018	13%
13 Rail Cars - (5) passenger rail cab cars (12) passenger coach cars (4) Option Coach	46,411,179	45,833,080	99%
14 Railcar Midlife Overhaul	6,711,081	3,550,822	53%
15 Locomotive Conversion	239,328	-	0%
16 State Owned Equipment Truck Overhaul	1,000,000	125,492	13%
17 Sunol Quiet Zone Quad Gates	475,000	33,993	7%
18 Facility Upgrades and Capital Improvements	93,068	-	0%
19 Lathrop/Manteca Station Improvements	779,700	541,147	69%
20 Tracy ACE Station Improvements	1,223,367	21,080	2%
21 Capital Spares	846,138	360,132	43%
22 Safety/Security Projects	382,115	208,472	55%
23 Short Range Transit Plan	26,123	-	0%
24 WiFi Upgrade	1,130,000	1,130,000	100%
25 Public Information Display Systems (PIDS)	500,000	1,850	0%
26 Network Integration	450,000	228,621	51%
27 Ripon Multimodal Station and Offsite Improvements	405,000	282,771	70%
28 Locomotive (2) Options	8,524,530	-	0%
TOTAL CAPITAL PROJECTS ACE	\$ 102,085,135	\$ 68,283,462	67%

Status of FY 20/21 Capital Projects - Notes As of June 2021

SAN JOAQUIN RAIL COMMISSION

- 1 East Channel Street Improvements - SJRRC received \$2 million from the San Joaquin Council of Governments' Measure K funds to improve the pedestrian and bicycle access along Channel Street between the Downtown Transit Center and Cabral Station. SJRRC has begun the environmental clearance and final design for the project, which is anticipated to be completed in 2021. Construction is slated to begin Fall 2021. Projected to be completed by the end of
- 2 Robert J. Cabral Parking Lot Expansion -Project will construct a new parking lot at the site of the old Western Pacific depot in Stockton, as well as reconstruct the building. Environmental work has been completed and design is underway for the parking lot and building reconstruction.
- 3 Non Revenue Maintenance Vehicles - Delivery of the new maintenance vehicles has occurred and the project is complete.

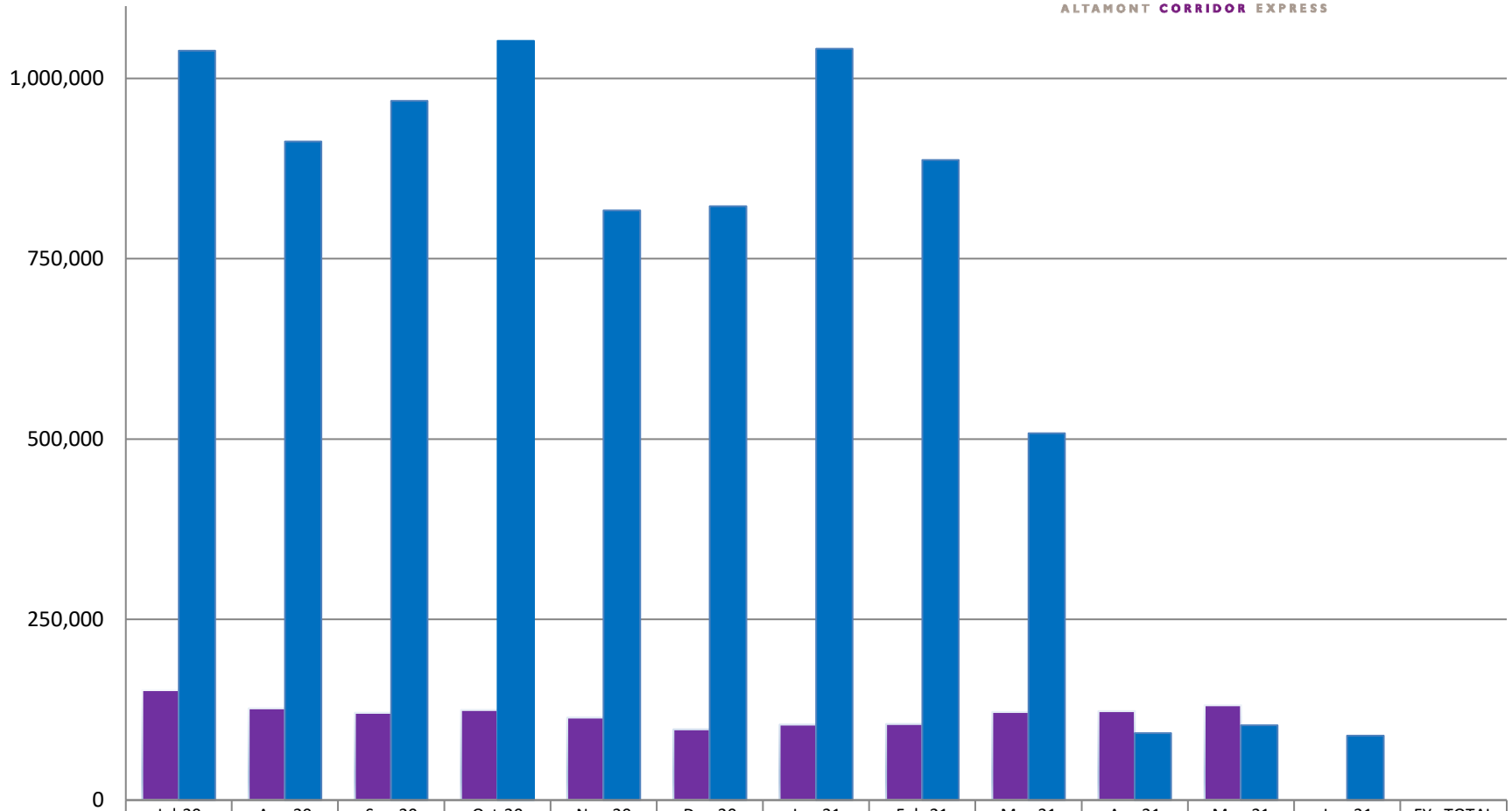
ALTAMONT CORRIDOR EXPRESS

- 1 SJ COG Loan Repayment - Annual payment made July 1, 2020 per SJCOG amended loan agreement.
- 2 Bond Repayments - Bond repayments are made bi-annually, payments FY 20-21 are due in October 2020 and April 2021. Payments were made and Bond was Refunded on May 1st 2021.
- 3 UPRR Capital Access Fee - Payment for calendar year 2021 paid in two installments. First payment to be processed in January 2021 and second payment in May 2021
- 4 UPRR Capitalized Maintenance Projects - Multi-year project is budgeted at \$4,000,000 for the year. Invoices are received throughout the year.
- 5 UPRR Safety Fund - Ongoing project.
- 6 ACE Extension Natomas to Stockton - The final Environmental Impact Report (EIR) was adopted at the October 2nd, 2020 Board meeting and the Notice of Determination was filed with San Joaquin County on October 6th, 2020. Final Design and Right of Way funding for early segments of the project were allocated at the January 27-28, 2021 California Transportation Commission Meeting. Consultant contracts for the final design and right of way phases for various locations will be awarded at the June through August Board meetings.
- 7 ACE Extension Lathrop to Ceres/Merced - The Environmental Impact Report (EIR) was certified in August 2018. Final design is currently underway for individual projects along the corridor. Preparation of a project level EIR for Ceres to Merced is underway. The project level Draft EIR for Ceres to Merced was released for public review on April 22nd, 2021 and comments were due June 7th, 2021. The Final EIR will be approved by the Board in Summer 2021.
- 8 Stockton Diamond Grade Separation - The project will grade separate the existing UPRR and BNSF lines creating an uninterrupted flow of rail traffic through the crossing. Project Approval (PA) and Environmental Document (ED) services for the project are currently underway. The Final EIR was adopted by the Board on June 4th, 2021. The California Transportation Commission will approve the project for Future Consideration of Funding at their June 23-24, 2021 meeting and allocate funding for the final design and right of way phases.
- 9 Locomotives (4) - All four (4) locomotives have been delivered and have been fully accepted. The Spare Parts package will be delivered in June. Project Complete.
- 10 Platform Extension Projects - Multi-year project to extend the existing Lathrop/Manteca, Tracy, Vasco, Livermore, and Pleasanton platforms. A contract for final design was approved in May 2018 and is currently under review by Union Pacific. Environmental and design are currently underway for construction of a 400-foot platform extension at the Fremont ACE Station.
- 11 Cabral Track Extension - In June, SJRRC received approval from FTA Region 9 for a NEPA Categorical Exclusion. Coordination with Union Pacific on design review is ongoing, with construction anticipated to begin in Summer 2021. Utility relocation efforts are beginning.
- 12 Positive Train Control - Staff continues to work with UPRR, Caltrain, FRA and all Passenger Rail Partners on software updates and system improvements.
- 13 Rail Cars - A contract with Bombardier was Approved at the April 2020 SJRRC Board meeting. Additionally, an option order was approved by the Board at the December 2020 meeting for 4 additional coaches. This is Multi-year project for the procurement of five (5) passenger rail cab cars and 16 passenger coach cars. Delivery of the first cars is scheduled for November 2021.
- 14 Railcar Midlife Overhaul - Midlife overhauls of ACE's existing fleet of 30 railcars is underway. Currently trucks, carpeting, rubber flooring, lighting and refreshing of the exterior paint scheme to the new colors is underway. Three (3) Cars have been painted with the fourth car being prepared for paint. The project is scheduled to be completed over the next three years.
- 15 Locomotive Conversion - Staff is working with the State of California on a scope of work for the decommissioning and conversion of the two units.
- 16 State Owned Equipment Truck Overhaul - Phase 1 of the project is underway and scheduled to be closed out by November 2021. The project is to procure a float pool to be used for the complete Truck Overhaul program scheduled start in July 2021. The Second Phase of the project is to complete the overhaul of the 88 State owned bi-level passenger rail cars.
- 17 Sunol Quiet Zone - Construction has been completed but to address public concerns, revisions need to be made. Preliminary Design for the revised project, Four Quadrant Gates on Main Street Sunol, is complete. Coordination with Alameda County for the final design and construction of the project is ongoing.
- 18 Facility Upgrades and Capital Improvements - Currently ongoing
- 19 Lathrop/Manteca Station Improvements - The construction contract was awarded at the October 2nd, 2020 Board meeting. Construction was completed on May 3rd, 2021.
- 20 Tracy ACE Station Improvements - Consultant contract was awarded at the May 3rd 2019 Board meeting. Environmental and design are currently underway.
- 21 Capital Spares - Preventative Maintenance is ongoing.
- 22 Safety and Security/Video Cameras - The camera security project was awarded in June 2018 and is in construction.
- 23 Short Range Transit Plan - Update to FY 2018 - FY 2027 SRTP is ongoing.
- 24 WiFi Upgrade - The WiFi system is fully installed and operational. SJRRC, NOMAD, and Xentrans continue to work on coordinating with the Herzog led ISC technology project to ensure compatibility and integration of the two onboard systems.
- 25 Public Information Display System (PIDS) - Bi-weekly calls continue to work out bug fixes for the Operator's Console – the system that will communicate with CalPIDS reader boards and will replace the current GeoFocus system that is currently used for the reader board messages. The Operator's Console will also replace the current SPOT system for real-time train tracking and allow for GTFS real-time updates for operations and for passengers. CCJPA will send their project schedule in the beginning of June 2021 for when they plan to initiate the public works procurement process and will schedule to order cabinets and station hardware between July and August 2021. Once the schedule for CCJPA is received, this will give provide a better idea of when they plan on changing out the hardware.
- 26 Network Integration - Planning consulting services of integrating the ACE and SJJPA services with high-speed rail and other rail transit services.
- 27 Ripon Multimodal Station and Offsite Improvements - A request for proposal for this project was released in May 2021. A consultant contract will be awarded in August 2021.
- 28 Locomotive (2) Options - Staff is working with Siemens on the pricing and schedule for the option. Staff anticipates bringing an item to the Board at the June 2021 meeting requesting approval of the option order.

Fare Revenue



Item 3.3



	Jul-20	Aug-20	Sep-20	Oct-20	Nov-20	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21	FY TOTAL
FY 20-21 Fare Revenue	152,163	127,080	120,896	124,592	114,383	98,109	104,400	105,194	122,076	123,236	131,410	-	1,323,539
FY 19-20 Fare Revenue	1,038,170	912,427	968,729	1,052,213	816,770	822,711	1,040,903	886,822	508,211	92,586	103,410	88,932	8,331,885

% of Budget Year Elapsed: 91.67%

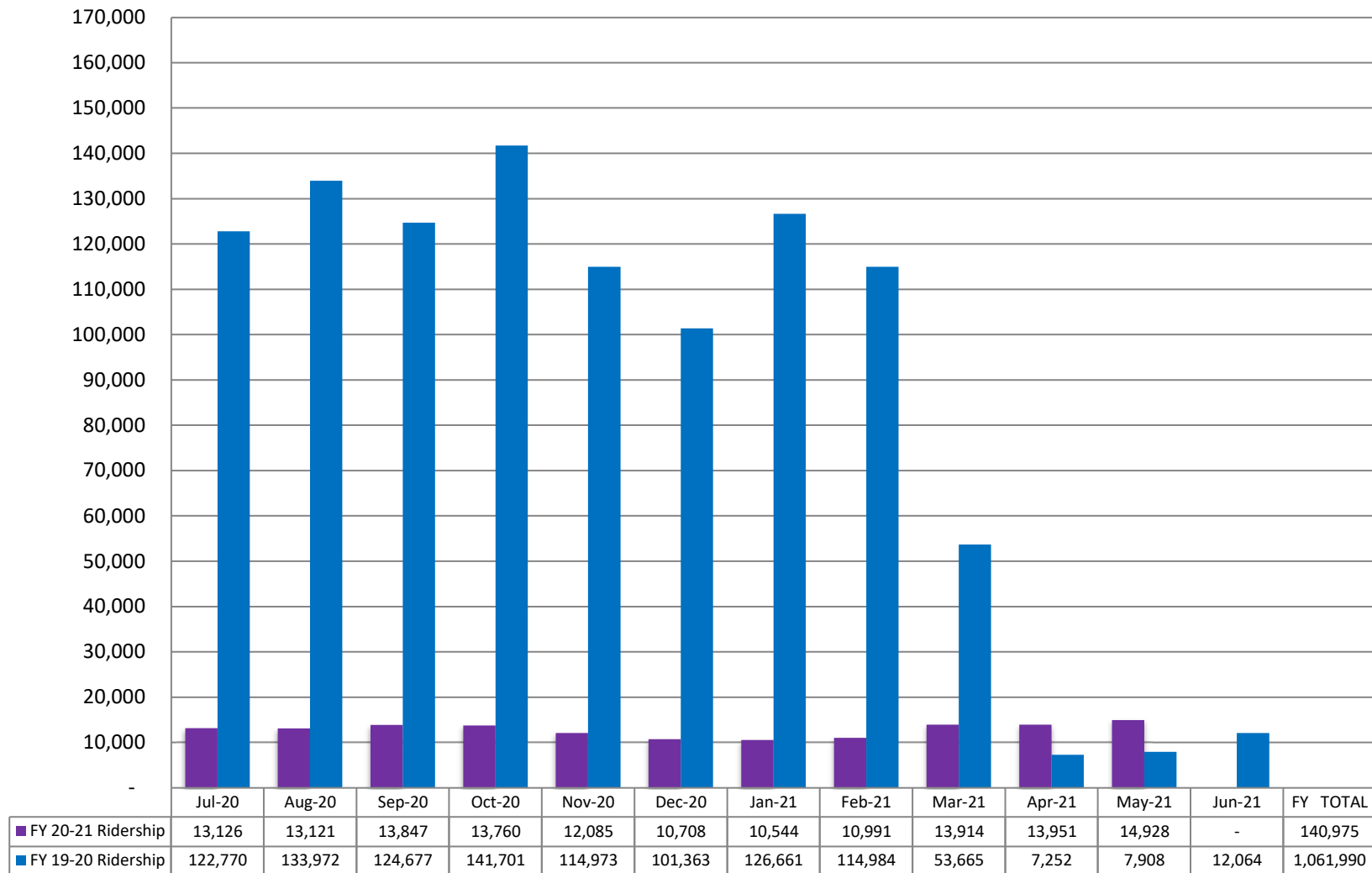
FY 20-21 % of Budgeted Fare Revenue Received to Date: 101.5%

Projected Annual Fare Revenue (includes Amtrak Thruway Service): \$ 1,304,580.00

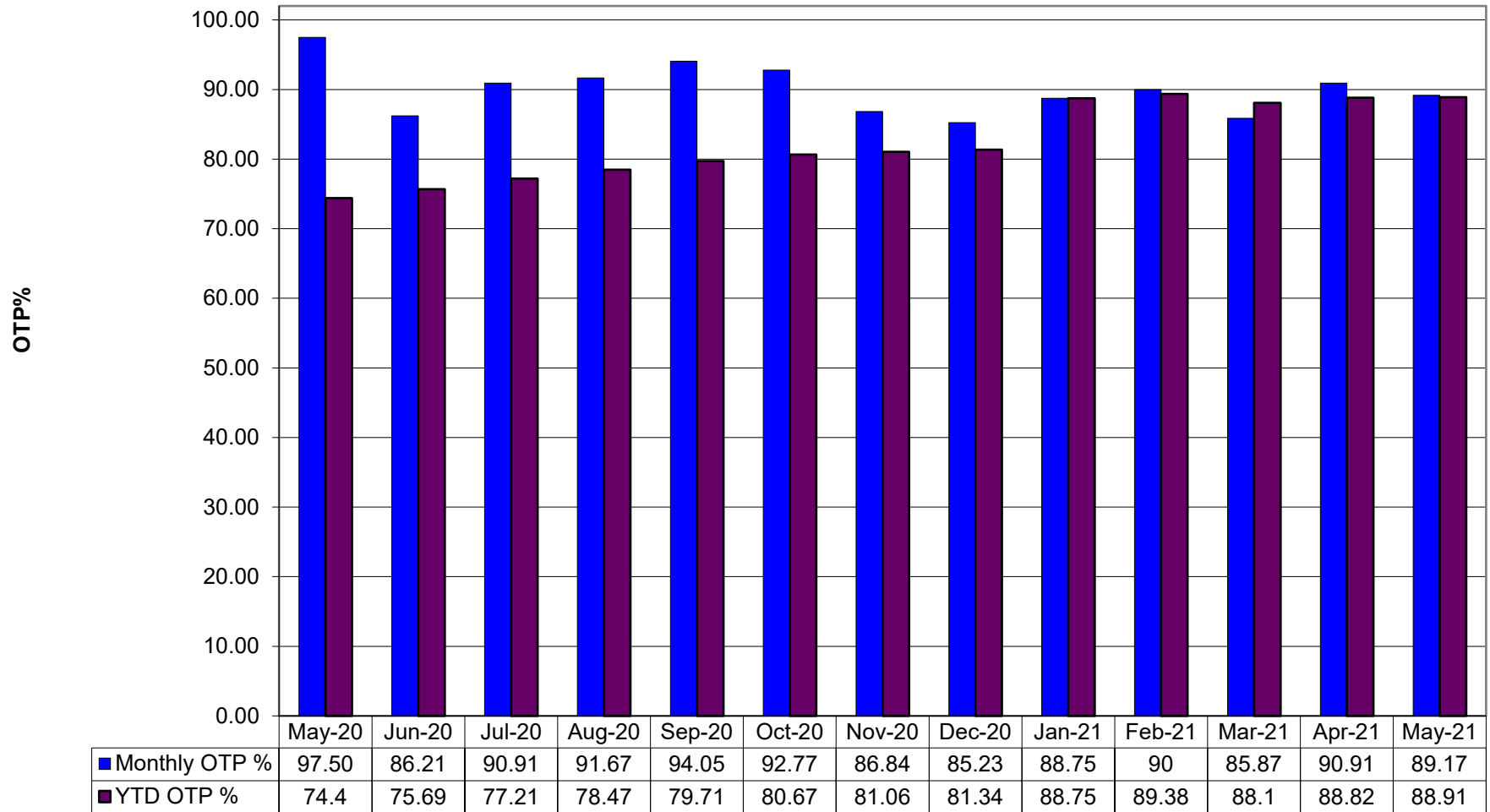
Ridership



Item 3.4



ACE ON TIME PERFORMANCE



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TO: San Joaquin Regional Rail Commission (SJRRRC)
FROM: TG&A Staff
SUBJECT: Monthly Progress Report for JUNE 2021
DATE: June 25, 2021

THE BIDEN ADMINISTRATION/EXECUTIVE BRANCH

May 28, 2021. President Joe Biden released his proposed [FY 2022 Budget of the US Government](#) budget which includes his two already-previewed proposals, i.e. the [American Jobs Plan](#) and the [American Families Plan](#). **See Addendum A.** – Highlights of the Administration’s Proposed FY 2022 Budget for US DOT – at end of report for a more detailed look at the FY 2022 Biden Budget.

BIDEN 2021 TRANSPORTATION-RELATED NOMINATIONS/CONFIRMATIONS

Since the May 2021 Report, following are the only changes in status (**RED TYPE**) to transportation-related nominees. A full 2021 listing of “Nominations” is available from TG&A upon request.

NOMINEE	US DOT ADMINISTRATOR / OTHER	STATUS
Nuria I. Fernandez Fernandez	Federal Transit Administrator, vice Peter M. Rogoff, resigned.	Nomination sent to the Senate on 4/12/2021. Received in the Senate and referred to the Committee on Banking, Housing, and Urban Affairs on 4/12/2021. 05/11/2021. Committee on Banking, Housing, and Urban Affairs held a hearing on 5/11/2021. Placed on Senate Executive Calendar on 5/19/2021. Confirmed by the Senate by Voice Vote on 6/10/2021.
Mohsin Raza Syed Syed	Assistant Secretary of Transportation, vice Adam J. Sullivan.	Nomination sent to the Senate on 4/12/2021. See Brief Bio . Received in the Senate and referred to the Committee on Commerce, Science, and Transportation on 4/12/2021. Committee information was received 6/7/2021. Referred to the Committee on Commerce, Science, and Transportation on 6/21/2021 as requested by Senator Cruz.
Victoria Marie Baecher Wassmer Wassmer	Chief Financial Officer, Department of Transportation, vice John E. Kramer.	Received in the Senate and referred to the Committee on Commerce, Science, and Transportation on 4/12/2021. Referred to the Committee on Commerce, Science, and Transportation on 6/21/2021 as requested by Senator Cruz.

APPROPRIATIONS/BUDGET

June 15, 2021. The House Committee on Appropriations [announced](#) the Committee’s expected schedule for marking up FY 2022 appropriations bills. Subcommittee and Full Committee markups for the 12 annual appropriations bills are scheduled to begin on Thursday, June 24 and conclude on Friday, July 16, 2021 (dates subject to change). House Majority Leader Steny Hoyer (D-MD) has intimated that he’d like to pass all 12 spending bills through the House before the August recess. The bills will include Community Project Funding initiatives, known as “earmarks.” Key transportation-related dates are as follows:

Subcommittee markup on Energy and Water	July 12
Subcommittee markup on Transportation	July 12
Full Committee markup on Energy and Water	July 16
Full Committee markup on Transportation	July 16

Meanwhile it is being reported that Senate FY 2022 markups may begin in July.

OTHER

Upcoming Congressional [Fiscal Policy Deadlines](#) include:

- | | |
|--|---------------------|
| - The expiration of the Paycheck Protection Program | June 30, 2021; |
| - Debt Ceiling | August 1, 2021; |
| - CARES Act (Increased Unemployment Compensation Benefits) | September 6, 2021; |
| - Government Appropriations (end of FY 2021) | September 30, 2021; |
| - Surface Transportation Authorization expires | September 30, 2021; |
| - Coronavirus Relief Fund for States/Localities | December 31, 2021 |

June 14, 2021. In the absence of a FY 2022 House Budget Resolution and in an effort to move the appropriations process forward, the House Committee on Budget adopted (216 to 206) [H. Res. 467](#), a “deeming resolution” ([and report](#)) that provides a single FY 2022 discretionary total/ceiling (1,506,027,000,000) to the House Appropriations Committee whom will in turn will decide how to divide that topline number among the various appropriations bills. The total is for both defense and domestic spending but a dollar amount is not specified or either category. Meanwhile, Senate Democrats are preparing to draft a FY 2022 Budget Resolution with up to \$6 trillion in reconciliation spending. The Senate Budget Resolution would likely skip a markup and go straight to the Senate floor by mid-July. The Senate measure would also likely enable the use of “reconciliation” to get around the 60-vote threshold allowing the bill to pass via a simple majority, provided Democrats are not satisfied with any Republican infrastructure/jobs/families proposals.

LATEST SURFACE TRANSPORTATION REAUTHORIZATION DEVELOPMENTS

SENATE

June 10-16, 2021. Senate Committee on Commerce, Science, and Transportation Chair Senator Maria Cantwell (D-WA) and Ranking Member Roger Wicker (R-MS) [introduced](#) the Surface Transportation Investment Act of 2021 which authorizes \$78 billion over five years to address key infrastructure and safety priorities, broken down as follows: \$36 billion for rail, \$27.8 billion for multimodal grant programs, and \$13 billion for safety programs. Not included in the final bill is the American Vision for Safer Transportation through Advancement of Revolutionary Technologies or AV START Act, proposed as an amendment by Sen. John Thune, (R-SD). The bill ([S 2016](#)) was ordered favorably reported by the Committee following a 25-3 vote on June 16.

The bill now advances to the full Senate for consideration. A two-page summary of the legislation is available [here](#), a section-by-section can be found [here](#), and the full text of the bill can be read [here](#). [Recall that the Senate Committee on Environment and Public Works unanimously approved a \$305 billion highway title last month.] The Senate Banking, Housing and Urban Affairs Committee will be tasked with drafting the transit title.

June 10-17, 2021. A bipartisan group of ten different senators (five from each party) have [offered a \\$973 billion package](#) (June 10) over five years (1.209 trillion over eight years) and which would not include any tax increases. The plan may include indexing the gas tax to inflation. The [Bipartisan Infrastructure Plan](#) led by Senators Rob Portman (R-OH), Kyrsten Sinema (D-AZ), and includes Senator Joe Manchin (D-WV) has gained momentum as consideration for a higher gas tax may be removed from the proposal. Hence, the proposal now enjoys the support of 11 Republicans and 10 Democrats. The draft bill proposes \$579 billion in new spending (below). The plan calls for repurposing unspent COVID relief funds which is an element of the proposal opposed by House Speaker Nancy Pelosi (D-CA).

See the proposal’s funding splits on the next page.

TRANSPORTATION	AMOUNT (BILLIONS)
ROADS, BRIDGES, MAJOR PROJECTS	\$110
PASSENGER & FREIGHT RAIL	\$66
PUBLIC TRANSIT	\$48.5
AIRPORTS	\$25
INFRASTRUCTURE FINANCING AUTHORITY	\$20
PORTS & WATERWAYS	\$16.3
ELECTRIC VEHICLES: INFRASTRUCTURE & BUSES/TRANSIT	\$15
SAFETY	\$11
RECONNECTING COMMUNITIES	\$1
TOTAL	\$312.8
OTHER INFRASTRUCTURE	AMOUNT (BILLIONS)
POWER INFRASTRUCTURE	\$73
BROADBAND INFRASTRUCTURE	\$65
WATER INFRASTRUCTURE	\$55
RESILIENCY	\$47.2
ORPHAN WELLS/ABANDONED MINES	\$16
REMEDIATION OF SUPERFUND SITES	\$5
WESTERN WATER STORAGE	\$5
TOTAL	\$266.2

June 10, 2021 - May 28, 2021. President Biden ended infrastructure negotiations with a group of six Senate Republicans (on June 8) led by Senator Shelley Moore Capito (R-WV), Ranking Member on the Senate Environment and Public Works Committee over disagreements on how to pay for the bill. The group had presented an updated [alternative \\$928 billion infrastructure plan](#) (a \$360 million increase over the former \$568 billion plan offered at the end of May) to the Biden Administration's latest \$1.7 trillion offer (reduced from the original \$2.3 trillion plan). The final Republican Senate offer spanned eight years to be consistent with the Administration's proposal. The plan's "pay-for" was through redirected/unspent COVID-19 aid. Capito's plan via the funding breakdown is illustrated via a Wall Street Journal chart (below).

\$928 billion outline, figures are in billions

Roads, bridges major projects \$506	Water \$72	Broadband \$65
	Airports \$56	Passenger and freight rail \$46
Public transit systems \$98	Ports and waterways \$22	Western water storage \$22
	Safety \$21	Infrastructure financing \$20

HOUSE

June 9, 2021. The House Committee on Transportation and Infrastructure held a 19-hour Full Committee Markup to consider the, "Amendment in the Nature of a Substitute (ANS) to [H.R. 1915](#), the "Water Quality Protection and Job Creation Act of 2021," and the "Amendment in the Nature of a Substitute (ANS) to [H.R. 3684](#), the INVEST in America Act" – as introduced on June 4, 2021 (details below). Both of the measures were approved and the measure will now go before the full House for a vote. The "[Investing in a New Vision for the Environment and Surface Transportation in America \(INVEST in America\) Act](#)" was introduced by House Committee on Transportation and Infrastructure Chairman Peter DeFazio (D-OR) et al. and would succeed the current FAST Act authorizing law. See DeFazio [statement](#) on the INVEST in America Act. Also see - Congressional Research Service Report, "[INVEST in America Act \(H.R. 3684\) Would Set Highway Spending 34% above Baseline and Bring Back Earmarks.](#)"

The INVEST in America Act, which passed out of committee 38-26 (with only two Republican votes), is a five-year, \$547 billion surface transportation reauthorization bill that directs federal investments in roads, bridges, transit and rail. Members had a number of amendments to the bill which can be found [here](#). The overall highway bill includes \$343 billion for roads, bridges and safety; \$109 billion for transit and \$95 billion for freight and passenger rail. House Majority Leader Steny H. Hoyer (D-MD) released a [statement](#) upon the successful markup of HR 3684, the INVEST in America Act which said, “I look forward to bringing the INVEST in America Act to the Floor this month (by the end of June and before 4th of July deadline) so we can build our economy back better, stronger, and with more opportunities for workers and their families to get ahead and Make It In America.” An updated version of the bill (June 18) can be found [here](#). The bill calls for transferring (Sec. 11002) \$148 billion to the Highway Trust Fund from the General Fund with splits of \$109 billion to the HTF/Highway Account and \$39 billion to the HTF/Transit Account which would theoretically fund the bill through its term.

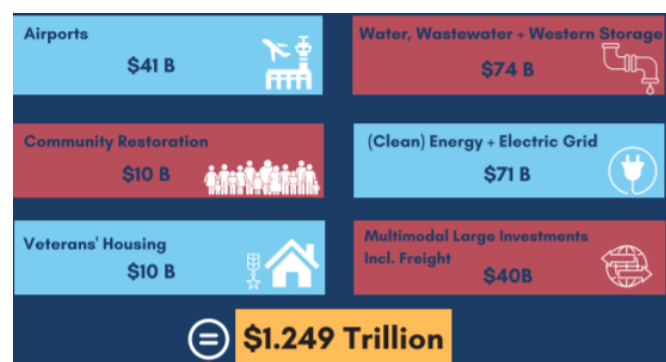
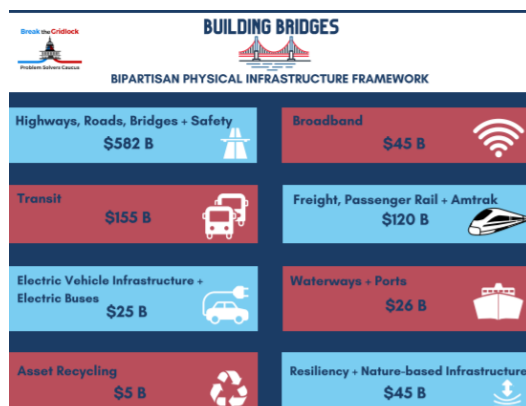
June 4-7, 2021. The House Committee on Transportation and Infrastructure [introduced](#) the “Investing in a New Vision for the Environment and Surface Transportation in America or [INVEST in America Act](#),” a five-year (FYs 2022 – 2026) \$547 billion surface transportation reauthorization bill. On June 7, the Committee released an amendment in the nature of a substitute (ANS) to the INVEST in America Act which included selected [Member Designated Projects](#) (pages 47 – 179). California had the most earmarked projects (218), followed by Illinois (115) and New York (86). Of the 2,383 projects submitted for vetting, the committee included 1,473 Member Designated Projects, from both Democrats and Republicans, at a total cost of \$5.661 billion. A further breakdown is below:

	TOTAL	Democrats	Republicans	Bipartisan
Members requesting	319	214	105	
Projects Requested	2,383	1,778	605	7
Projects Designated	1,473	1,067	403	3*
Amounts Designated	\$5,661,582,573	\$3,964,751,884	\$1,696,830,689	

**A total of 38 projects were “coordinated” or the total was split among multiple members. For 3 projects among these, both Democrats and Republicans were awarded funding for the same project.*

Following are other resources for the INVEST in America Act [Bill Text](#), [Section-by-Section Summary](#), [Fact Sheet](#), [Website](#), and [Member Designated Projects](#). The bill was considered during a markup on June 9 (see Committee markup reference above).

June 9, 2021. A 58-member bipartisan House Problem Solvers Caucus (29 Democrats and 29 Republicans) has also [offered a \\$1.25 trillion infrastructure package](#) over eight years. A Building Bridges Infrastructure Framework, (which emerged only hours after Biden closed talks with Senator Capito (R-WV)) of the proposal can be found [here](#) and [here](#) and is also noted below with funding breakdowns.



SELECTED CONGRESSIONAL HEARINGS/BUSINESS

June 24, 2021. The Senate Committee on Commerce, Science and Transportation convened a nomination hearing to consider the presidential nominations of the Hon. Jennifer L. Homendy to be Chair of the National Transportation Safety Board (NTSB); Ms. Karen J. Hedlund to be a Member of the Surface Transportation Board (STB); Dr. Robert C. Hampshire to be Assistant Secretary for Research and Technology, Department of Transportation (DOT); and Ms. Carol A. Petsonk to be Assistant Secretary for Aviation and International Affairs, DOT. [Committee Link and Testimony.](#)

June 16, 2021. The Senate Committee on Appropriations held a hearing to discuss and receive testimony on, “A Review of the President’s FY 2022 Funding Request and Budget Justification for the US Department of Transportation.” Witnesses included the Honorable Pete Buttigieg, Secretary of US DOT. [Committee Link and Testimony.](#)

June 16, 2021. The Senate Committee on Finance held a Full Committee hearing to discuss and receive testimony on the President’s FY 2022 Budget. Testimony of Janey Yellen, Secretary of the Treasury can be found [here](#). [Committee Link and Testimony.](#)

June 16, 2021. The Senate Committee on Commerce, Science and Transportation convened an Executive Session to consider several nominations (Carlos Alberto Monje, Jr., of LA, to be Under Secretary of Transportation for Policy) and measures, including:
[S. 2016](#), Surface Transportation Investment Act of 2021, (Maria Cantwell (D-WA) & Roger Wicker (R-MS)), which passed out of Committee by a vote of 25-3, i.e. the Surface Transportation Investment Act of 2021 ([S 2016](#)) was ordered to be favorably reported with an amendment in the nature of a substitute.
TG&A Summary Available Upon Request.

June 15, 2021. The Senate Committee on Banking, Housing and Urban Affairs held a hearing to discuss and receive testimony on, “21st Century Communities: Local Leaders on the Infrastructure Needs Facing America’s States, Cities, and Towns.” [Committee Link and Testimony.](#)

June 8, 2021. The Senate Committee on Banking, Housing and Urban Affairs, Subcommittee on Housing, Transportation, and Community Development held a hearing on, “Rural Transit: Opportunities and Challenges for Connecting Communities.” [Committee Link and Testimony.](#)

SELECTED CONGRESSIONAL “TRANSPORTATION-RELATED” BILLS – JUNE

SENATE BILLS			
S 2084	R. Scott (R-FL) A bill to terminate the order requiring persons to wear masks while on conveyances and at transportation hubs. Introduced 6/16/2021.	HR N/A Press Release	G. Peters (D-MI) “Smart Intersections Act of 2021.” Aims to reduce traffic congestion and fuel costs for drivers, while improving roadway safety and efficiency as well as emergency response rates. Introduced 6/14/2021.
S 2016 Press Release Summary Sec. by Sec. 2-Pager Press Release	M. Cantwell (D-WA) “Surface Transportation Investment Act of 2021.” Authorizes \$78 billion over five years to address infrastructure and safety priorities broken out as follows: \$36 billion for rail, \$27.8 billion for multimodal grant programs and \$13 billion for safety programs. Introduced 6/10/2021.	S 2015	J. Rosen (D-NV) Amends the FAST Act to requirement an update to the national travel and tourism infrastructure strategic plan. Introduced 6/10/2021.
S 2038	R. Menendez (D-NJ) Increase accessible transportation for individuals with disabilities. Introduced 6/10/2021	S 1985 Press Release	D. Fischer (R-NE) Establish a Rural Opportunities to Use Transportation for Economic Success Initiative. Introduced 6/9/2021.
S TBA Press Release	B. Casey (D-PA) “Support for Community Bridges Act.” Allocate more dedicated funds for bridge repair to states with more off-system bridges in poor condition. Introduced 6/8/2021.	S TBA Press Release	S. Brown (D-OH) “Bridge Investment Act” - included in the Surface Transportation Reauthorization Act of 2021. Provides \$3.265 b. to fund the HTF to establish a bridge investment pgm. to award grants to certain gov. entities for projects that improve the condition of bridges & the movement of people/freight over bridges and authorize an additional \$3.265 b. that can be provided in future appropriations to support the new bridge program. Introduced 5/26/2021.

S TBA Press Release	J. Shaheen (D-NH) "Toll Credit Market-place Act of 2021." Directs the US DOT to establish a marketplace for the sale and purchase of toll credits, which are accrued when states use toll revenues to invest in transportation projects that benefit the interstate system. Introduced 5/25/2021.		
HOUSE BILLS			
HR 4041	D. Crenshaw (R-TX) To terminate the order requiring persons to wear masks while on conveyances and at transportation hubs. Introduced 6/22/2021.	HR 3908 Press Release	C. Lamb (D-PA) "Support for Community Bridges Act." would set aside 2.5 percent of federal highway aid to better target funding to repair off-system structurally deficient bridges. Introduced 6/15/2021.
HR 3814 Press Release	L. Cheney (R-WY) "UNSHACKLE Act." Amends the National Environmental Policy Act of 1969 to impose time limits on the completion of certain required actions under the Act. Introduced 6/11/2021	HR 3777	A. Kim (D-NJ) "Resilient Highways Act." Ensures that Federal-aid highways, bridges, and tunnels are more resilient. Allow State Departments of Transportation to use up to 15 percent of funds apportioned under the National Highway Performance Program for projects to mitigate the risk of recurring damage from extreme weather, flooding, and other natural disasters on infrastructure within the National Highway System. Introduced 6/8/2021.
HR 3744	H. Johnson, Jr. (D-GA) Establish a program to provide grants to eligible recipients for eligible operating support costs of public transportation and associated capital improvements. Introduced 6/8/2021.	HR 3750	A. Brown (D-MD) Require the Secretary of Transportation to issue best practices for providers of public transportation. Introduced 6/8/2021.
HR 3684 H Rpt 117-70	P. DeFazio (D-OR) "Investing in a New Vision for the Environment and Surface Transportation in America Act" or the "INVEST in America Act." Introduced 6/4/2021. Reported (Amended) by the Committee on Transportation and Infrastructure on 6/22/2021.	HR 3698 Press Release	J. Cooper (D-TN) "Don't Block Our Communities Act." Establishes a 10-minute limit for blocking a crossing by a stopped freight train, creates a national blocked crossing database, and requires railroad companies to establish a public point of contact for all blocked crossing matters. The bill also gives the U.S. Secretary of Transportation the power to fine railroads not in compliance. Introduced 6/4/2021.
HR 3726	M. Newman (D-IL) To establish a Center of Excellence to advance rail research and development. Introduced 6/4/2021.	HR 3722	S. Maloney (D-NY) Establish the 21st Century American Infrastructure Bank. Introduced 6/4/2021.
HR 3720	S. Maloney (D-NY) Authorize appropriations for the national scenic byways program. Introduced 6/4/2021.	HR 3718	S. Maloney (D-NY) To direct States to obligate certain funding to repair, improve, rehabilitate, or replace bridges to improve the safety, efficiency, and reliability of the movement of people and freight over bridge crossings. Introduced 6/4/2021.
HR 3715	N. Malliotakis (R-NY) To include the credit of certain tolls as an eligible use of revenue. Introduced 6/4/2021.	HR 3698	J. Cooper (D-TN) To limit railroad carriers from blocking railway-highway crossings. Introduced 6/4/2021.
HR 3690	C. Bourdeaux (D-GA) To accommodate certain facilities within the right-of-way on any Federal-aid highway. Introduced 6/4/2021.	HR N/A	B. Schneider (D-IL) "Greener Transportation for Communities Act." To promote the construction of electric charging and hydrogen refueling infrastructure, an effort that will create infrastructure jobs while also fighting climate change. Introduced 6/1/2021.

FEDERAL REGISTER NOTICES OF FUNDING OPPORTUNITY (NOFOs) - GRANT AWARDS

See Addendum B. - Calendar Year NOFO/AWARDS SCORECARD – at end of report.

June 23, 2021. The Federal Highway Administration (FHWA) has issued a [Notice of Funding Opportunity](#) (NOFO) making available \$60 million for their "Advanced Transportation and Congestion Management Technologies Deployment Initiative." Grants are made available to develop model deployment sites for large scale installation and operation of advanced transportation technologies to improve safety, efficiency, system performance, and infrastructure return on investment. Eligible applicants are State or local governments, transit agencies, metropolitan planning organizations (MPO) representing a population of over 200,000. Additional information on the program can be found [here](#). **Applications are due by August 23, 2021.**

June 18, 2021. The Transportation Research Board (TRB) is [accepting entries](#) for its 15th annual “Communicating Concepts with John and Jane Q. Public Competition” to seek and share best practices and innovative approaches in communicating complex transportation information to the public. Competition entries can include, but are not limited to: multi-media communications campaigns, websites, graphics, illustrations, social media strategies, studies, publications, photos, videos, software, interactive exercises and presentations. The solicitation is looking for how the results are delivered in “kitchen-table” terms that John and Jane Q. Public can understand. Winning entries will be featured at the TRB 101st Annual Meeting (January 9-13, 2022). Entries are due by July 25, 2021, and winners will be notified in October.

June 11, 2021. The Federal Transit Administration (FTA) [announced](#) a total of \$250 million in federal funding allocations to twenty-two transit projects under the Capital Investment Grants (CIG) program (Small Starts). Funding was provided by the American Rescue Plan Act of 2021, which was signed into law by President Biden on March 11, 2021. The transit infrastructure projects are located in 13 states: Arizona, California, Florida, Indiana, Minnesota, New York, North Carolina, Oregon, Pennsylvania, Texas, Utah, Washington State and Wisconsin.

May 26, 2021. The Federal Highway Administration (FHWA) [announced](#) more than \$5.6 million in Accelerated Innovation Deployment (AID) Demonstration program grants to help seven states make the most of limited resources. The program allows states to bring projects to fruition in a more cost-effective way by using innovative practices. Alabama, Arizona, Michigan, New Hampshire, Rhode Island, South Dakota and Utah will receive funds in this round of awards.

May 26, 2021. The [National Center for Mobility Management](#) (NCMM) is making available Community Design Challenge 2021 grants of up to \$25,000 (from the Federal Transit Administration – four communities to be selected) to create innovative mobility solutions for community members who face transportation barriers in advancing their personal well-being (e.g. health care access, economic opportunity, healthy food, or community and peer support opportunities). The applicant organization must be a non-profit or a government agency that is able to receive, or be a subrecipient of, federal funding. NCMM is an FTA-funded technical assistance center. **The application deadline is July 12, 2021.** Please see the application package [here](#).

OTHER REPORTS/NOTICES/NEWS ARTICLES

June 15, 2021. The Federal Transit Administration (FTA) [launched](#) the Sustainable Transit for a Healthy Planet Challenge to encourage transit agencies to build on progress already made and to further reduce GHG emissions from public transportation to support President Biden’s GHG reduction goal. The challenge calls on transit agencies to develop climate action strategies with measurable goals to achieve GHG emission targets. All transit agencies nationwide, regardless of size or service area, are encouraged to develop climate action or sustainability plans that detail GHG reduction strategies, such as converting fleets to electric buses and making facilities more energy efficient. **The deadline for transit agencies to sign up for the challenge is July 30, 2021.**

June 14, 2021. The US Government Accountability Office (GAO) released a report entitled, “[TSA Could Better Monitor Its Efforts to Reduce Infectious Disease Spread at Checkpoints](#).” The CARES Act included a provision for GAO to conduct monitoring and oversight of the federal government's response to the COVID-19 pandemic. The report identifies 1) what steps TSA took to reduce the spread of COVID-19 at passenger screening checkpoints; and 2) how TSA is monitoring TSOs' implementation of amended safety and screening procedures, among other objectives.

June 11, 2021. The American Public Transportation Association (APTA) and the American Association of State Highway and Transportation Officials (AASHTO) released a new high-performance rail return on investment report, “Assessing the Business Case ROI for Intercity Passenger Rail Corridor Investment: Guide for Decision Makers”. The new report provides a consistent methodology to quantify the economic and social benefits of passenger rail corridor investments. The [Guide for Decision Makers](#), and associated [Methodology](#) and [ROI Tool Information and Instructions](#), are intended to provide both decision making support and to strengthen public and stakeholder understanding of the full merits of developing high speed and intercity passenger rail projects. It is intended to provide a more expansive view of public benefits and associated return on investment, grounded in economic, environmental, and social equity impacts that are relevant to specific stakeholders, particularly at different levels of government.

June 11, 2021. The US DOT released its [Spring Regulatory Agenda](#) identifying the actions the Department plans to take over the next year and beyond. Several highlights include:

- Establish and require rigorous testing standards for autonomous vehicles and establish a national incident database for crashes involving automated vehicles (NHTSA);
- Create a safe, predictable environment for autonomous vehicle evolution (NHTSA);
- Require a safe minimum train crew size (Federal Railroad Administration - FRA) See DeFazio [Statement](#);
- Set fuel economy standards for light-duty vehicles (NHTSA);
- Re-establish a Greenhouse Gas (GHG) Emissions Performance Measure for state and metropolitan planning (FHWA);
- Modernize certification of unmanned aerial vehicles (FAA).

June 11, 2021. The Federal Railroad Administration (FRA) issued a [Notice of Availability and Request for Comments](#) that three host railroads (Central Florida Rail Corridor (CFRC), North County Transit District (SDNX), and Trinity Railway Express (TRE)) recently submitted requests for amendments (RFA) to their FRA approved Positive Train Control Safety Plans (PTCSP). **FRA will consider comments received by June 21, 2021.**

June 10, 2021. The Centers for Disease Control and Prevention (CDC) [announced](#) that it will be amending its Face Mask Order to not require people to wear a mask in outdoor areas of [conveyances](#) (if such outdoor areas exist on the conveyance) or while outdoors at transportation hubs. Until CDC can amend the Order, the CDC announced it will exercise its enforcement discretion to not require wearing a mask in outdoor areas of transportation conveyances (if such outdoor areas exist on the conveyance) or while outdoors at transportation hubs. CDC continues to recommend wearing of masks in these areas by people who are not fully vaccinated.

June 8, 2021. The U.S. Treasury released an updated FAQ document ([Coronavirus State and Local Fiscal Recovery Funds FAQs](#)) that provide clarification on eligible expenses and reporting requirements for the Coronavirus State and Local Fiscal Recovery Fund (Recovery Fund). See US Dept. of Treasury [here](#) for Coronavirus State and Local Fiscal Recovery funds for Non-Entitlement Units of Local Government information.

June 4, 2021. The National Association of Counties (NACo) released a [4 minute: 50 second video](#) on the key provisions in the U.S. Treasury’s Interim Final Rule on the State and Local Recovery Fund and how those provisions impact county governments. Full access to NACO analysis can be found [here](#).

June 2, 2021. The Intelligent Transportation Society of America (ITS America) and the American Association of State Highway and Transportation Officials (AASHTO) today filed a [Notice of Appeal](#) and a [Petition for Review](#) of the Federal Communications Commission's (FCC) November 2020 order regarding unlicensed devices in the 5.9 GHz spectrum band. ITS America and AASHTO took this action to ensure Vehicle.

June 1, 2021. The National Academies Press released a [Report](#) entitled, "Innovative Practices for Transit Planning at Small to Mid-Sized Agencies (2021)."

May 28, 2021. The Federal Transit Administration (FTA) released their "[Annual Report on Funding Recommendations Fiscal Year 2022: Capital Investment Grants Program and Expedited Project Delivery Pilot Program.](#)" The [report](#) includes \$1.56 billion for 17 CIG projects with existing grant agreements, and \$461.1 million for eight new CIG projects estimated to be ready for grants in FY 2022. An additional \$427.2 million is recommended for other CIG and Expedited Project Delivery (EPD) Pilot Program projects that may become ready for funding during FY 2022. Individual project profiles can be found [here](#).

UPCOMING CONGRESSIONAL CALENDAR – JULY 2021

JULY						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

The Senate has [announced](#) a tentative Calendar with June 28 – July 9 (Independence Day - July 4) as being a State Work Period – these are days that the Senate will not be in session.

	House in Session Only
	Senate in Session Only
	House & Senate in Session
	Federal Holiday

UPCOMING DEADLINES/EVENTS

Note: Given the recommendations from the Centers for Disease Control and Prevention, many upcoming events have/are being cancelled or conducted "virtually" to prevent the spread of COVID-19.

June 17	Railway Age Rail Insights 2021 ;
June 21	TRB Webinar on how to deploy future Connected Automated Vehicles;
June 22	2021 Transit Asset Management Virtual Roundtable ;
July 9-12	2021 NACo ANNUAL CONFERENCE - Prince George's County, MD;
July 12-13	Midwest Association of Rail Shippers Summer Meeting , Lake Geneva, Wisconsin;
August 10-12	National Conference on Transportation Asset Management ;
August 15-19	AASHTO Management Institute (AMI) Bellevue WA, August 22-26 in Minneapolis, MN, September 19-23 in Houston, TX; October 10-14 in Annapolis, MD; and November 7-11 in West Palm Beach, FL;
August 5-14	AASHTO Leadership Institute (ALI) at the University of Kansas campus, Lawrence, KS;
October 4-7	AASHTO Executive Institute (AEI) in Washington D.C.

SCUTTLEBUTT/ICYMI

June 14, 2021. The American Association of State Highway and Transportation Officials co-signed with 68 other organizations a [letter](#) urging Senate Majority Leader Chuck Schumer to schedule “floor time” for the 2021 Surface Transportation Reauthorization Act or STRA before Congress adjourns for its annual “state work period” in August. [The Senate Committee on Environment and Public Works passed a five-year, \$303.5 billion surface transportation reauthorization bill on May 26 by a unanimous vote of 20-0.]

June 9, 2021. The [Commuter Rail Coalition](#) (CRC) added new members and elected a slate of nominees to serve as the 2021-2023 board. New Board Members were elected at CRC’s recent annual meeting. Jim Derwinski, CEO/Executive Director of Metra, is the Chair of the Commuter Rail Coalition.

June 3, 2021. Canadian National Railway – CN and Kansas City Southern executives spoke at Bernstein’s 37th Annual Strategic Decisions Conference; wherein, CN President and CEO JJ Ruest and KCS President and CEO Patrick Ottensmeyer described how the combination of the two Class I’s would create a fully end-to-end merger that would deliver “significant public interest benefits for customers, ports, employees, communities and the environment,” according to a press release. As reported by Progressive Railroading, “The proposed combination has received support from across the CN and KCS stakeholder network, with more than 1,400 letters filed with the STB to date,” according to the two companies.

Addendum A.

HIGHLIGHTS OF THE ADMINISTRATION'S PROPOSED FY 2022 BUDGET FOR US DOT

President Joe Biden released his proposed [FY 2022 Budget of the US Government](#) budget on May 28, 2021, which includes his two already-previewed proposals, i.e. the [American Jobs Plan \(AJP\)](#) and the [American Families Plan \(AFP\)](#). The \$6.011 trillion FY 2022 proposed budget proposes to rebuild the Nation's infrastructure (roads/bridges, airports, rail and public transportation et al.) and to fund education, research, public health and other social services. The budget proposes to reform the tax system by increasing corporate taxes (to 28 percent), increase the top marginal tax rate on high-income households (those making more than \$400,000 per year) and by eliminating lower taxes on capital gains (top rate would rise to 28 percent from 21 percent) and dividends to pay for the two plans, et al. other tax reforms. The Biden budget projects an overall budget deficit of \$1.837 trillion in FY 2022, down from a deficit of \$3.7 trillion in FY 2021, which included several COVID-19 emergency relief funding bills.

The Biden Budget also requests \$88.1 billion for [US DOT \(unveiled by Secretary Pete Buttigieg\)](#) (up by \$362 million from \$87.7 billion enacted in FY 2021) to build on the President's proposed \$621 billion for transportation and resilience projects as proposed in the [AJP](#).

In the absence of a FAST Act reauthorization agreement (the FAST Act expired on September 30, 2020), the US DOT budget proposal "generally" assumes flat level spending equal to the last year of the FAST Act. The Biden FY 2022 budget proposal does not include a formal legislative surface transportation reauthorization proposal, i.e. the [AJP](#) was rolled-out on March 31, 2021. Rather, when Congress begins reauthorization deliberations on surface transportation reauthorization legislation, the Administration intends to work with Congress to advocate their key reauthorization principles within the AJP.

HIGHLIGHTS OF THE ADMINISTRATION'S PROPOSED FY 2022 BUDGET FOR US DOT Vs. ENACTED FY 2021 APPROPRIATIONS					
(Does Not Include \$621 Billion in Transportation Funding Under the American Jobs Plan)					
	(Enacted) FY 2021	(Proposed) FY 2022	PROPOSED FY 2022 Vs. FINAL FY 2021 + / - "\$" Difference	PROPOSED FY 2022 Vs. FINAL FY 2021 + / - "%" Difference	
Office of the Secretary					
National Infrastructure Investments (RAISE Grants)	1,000,000,000	1,000,000,000	No Change	No Change	
Special Mention - Electric Vehicle Fleet	0.00	11,000,000 €	11,000,000	100.00%	
Transportation Demonstration Program	100,000,000.00	0.00	(100,000,000)	100.00%	
Essential Air Service	247,924,000	363,900,000	115,976,000	46.78%	
Small Community Air Service Development Pgm.	10,000,000	10,000,000.00	No Change	No Change	
Special Mention - Thriving Communities	0.00	110,000,000.00 ¥	110,000,000	100.00%	
Federal Aviation Administration					
Airport Improvement Program (Before set-asides)	3,350,000,000	3,350,000,000	No Change	No Change	
Grants-In-Aid For Airports (Supplemental)	400,000,000	0.00	(400,000,000)	-100.00%	
Infrastructure for Rebuilding America (INFRA)	1,000,000,000	1,000,000,000 ¶	No Change	No Change	
Federal Highway Administration					
Highway Obligation Limitation	46,365,092,000	46,365,092,000	No Change	No Change	
Highway Infrastructure Programs (Supplemental)	2,000,000,000	0.00	(2,000,000,000)	-100.00%	
Federal Motor Carrier Safety Administration					
Motor Carrier Safety Grants	389,800,000	387,800,000	(2,000,000)	-0.51%	
National Highway Traffic Safety Administration					
Highway Traffic Safety Grants	623,000,000	623,000,000	No Change	No Change	
Federal Railroad Administration					
Northeast Corridor	700,000,000	1,300,000,000	600,000,000	85.71%	
National Network Grants	1,300,000,000	1,400,000,000	100,000,000	7.69%	
Federal-State Partnership - State/Good Repair Grants	200,000,000	0.00	(200,000,000)	-100.00%	
Consolidated Rail Infrastructure/Safety Improvement Gnts.	375,000,000	375,000,000	No Change	No Change	
Restoration and Enhancement	4,720,000	0.00	(4,720,000)	-100.00%	
Magnetic Levitation Tech. Deployment Program	2,000,000	0.00	(2,000,000)	-100.00%	
Special Mention - PRIME Grants	0.00	625,000,000 §	625,000,000	-100.00%	
Federal Transit Administration					
Transit Obligation Limitation	10,150,348,462	10,150,348,462	No Change	No Change	
Capital Investment Grants	2,014,000,000	2,473,000,000 @	459,000,000	22.79%	
Transit Infrastructure Grants (Supplemental)	516,220,000	550,000,000.00	33,780,000	6.54%	
Maritime Administration					
Assistance to Small Shipyards	20,000,000	20,000,000.00	No Change	No Change	
Port Infrastructure Development Program	230,000,000	230,000,000.00	No Change	No Change	
Army Corps of Engineers Civil Works Program					
Operation and Maintenance	3,849,655,000	2,502,901,000 ±	(1,346,754,000)	-34.98%	
Investigations	153,000,000	105,837,000 Ø	(47,163,000)	-30.83%	
Construction	2,692,645,000	1,792,378,000 ¤	(900,267,000)	-33.43%	

€ For the purchase of electric passenger motor vehicles to support the Administration's goal of transitioning to a fully Zero Emission Vehicle federal fleet.
 ¥ To provide technical assistance and planning grants to improve equity and foster thriving communities through transportation infrastructure improvements.
 ¶ Aka Nationally Significant Freight and Highway Projects per 23 USD 117.
 § New Program (PRIME - Passenger Rail Improvement, Modernization, and Expansion). For projects that improve the state of good repair, operational performance, or growth of intercity rail passenger transportation.
 @ A listing of the proposed CIG and Expedited Project Delivery Pilot program grants can be found in the US DOT Budget Highlights.
 Ø For the Zero Emission Bus Grant program (\$250 m.), the Transit Modernization Sprint program (\$200 m.), the Climate Resilience and Adaptation program (\$50 m.), and the Integrated Smart Mobility program (\$50 m.).
 ± A total of \$4.295 billion when including \$1.557 billion from the Harbor Maintenance Trust Fund and \$253.3 million from the Mississippi River and Tributaries account.
 Ø A total of \$113 million when including \$7.1 million from the Mississippi River and Tributaries account.
 ¤ A total of \$1.889 billion when including \$63.7 million from the Harbor Maintenance Trust Fund and \$32.6 million from the Mississippi River and Tributaries account.

Addendum B. – Calendar Year NOFO/AWARDS SCORECARD. An Excel spreadsheet with “hot-links” is available from TG&A upon request.

SELECTED TRANSPORTATION NOTICE OF FUNDING OPPORTUNITIES (NOFOs) &/OR AWARDS (SCORECARD for CY 2021)										
6/23/2021		TYPE (NOFO / AWARD)	NOFO ISSUANCE DATE	NOFO URL	NOFO \$s MADE AVAILABLE	APPLICATION DEADLINE	NOFO \$ AWARDS	AWARDS URL	AWARDED - DATE	COMMENTS
US DOT										
	Inclusive Design Challenge (FY 2018 Funding)	NOFO/AWARD	4/21/2020	NOFO URL	5,000,000	10/30/2020	3,000,000	Award URL	1/6/2021	\$5 m. prize purse from FY 2018 "Highly Automated Vehicle Research & Dev. Pgm."
	Complete Trip - ITS4US Deployment Program	NOFO/AWARD	6/18/2020	NOFO URL	40,000,000	7/7/2020	38,350,871	Award URL	1/6/2021	
	FY 2021 INFRA Discretionary Grants VOID - TBA - See 2/17/2021 for Revision	NOFO	1/20/2021	NOFO URL	889,000,000	4/4/2021	TBD	TBD	TBD	
	FY 2021 INFRA Discretionary Grants	NOFO	2/17/2021	NOFO URL	1,039,000,000	3/19/2021	TBD	TBD	TBD	
	FY 2021 National Infrastructure Investments (BUILD) VOID - See 4/13 for Update	NOFO	1/21/2021	NOFO URL	1,000,000,000	4/20/2021	TBD	TBD	TBD	
	Dwight David Eisenhower Transportation Fellowship Program	NOFO	2/18/2021	NOFO URL	1,000,000	4/16/2021	TBD	TBD	TBD	
	Transportation Demonstration Program	NOFO	2/26/2021	NOFO URL	100,000,000	6/25/2021	TBD	TBD	TBD	
	FY 2021 National Infrastructure Investments (Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Program)	NOFO	4/13/2021	NOFO URL	1,000,000,000	7/12/2021	TBD	TBD	TBD	
	Aviation Manufacturing Jobs Protection (AMJP) program	NOFO	6/11/2021	NOFO Solicitation	3,000,000,000	7/13/2021	TBD	TBD	TBD	
US DHS/ FEMA										
	FY 2020 Fire Prevention and Safety (FP&S) Grant program	NOFO	1/14/2021	NOFO URL	35,500,000	2/26/2021	TBD	TBD	TBD	
	FY 2020 Staffing For Adequate Fire And Emergency Response (SAFER) grants	NOFO	1/27/2021	NOFO URL	355,000,000	3/12/2021	TBD	TBD	TBD	
	FY 2021 Port Security Grant Program	NOFO	2/26/2021	NOFO URL	100,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Intercity Passenger Rail - Amtrak	NOFO	2/26/2021	NOFO URL	10,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Nonprofit Security Grant Program	NOFO	2/26/2021	NOFO URL	180,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Intercity Bus Security Grant Program	NOFO	2/26/2021	NOFO URL	2,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Homeland Security Grant Program	NOFO	2/26/2021	NOFO URL	1,120,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Emergency Management Performance Grant Program (Regions 1-10)	NOFO	2/26/2021	NOFO URL	355,100,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Transit Security Grant Program	NOFO	2/26/2021	NOFO URL	88,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 State Fire Training Systems Grant Program	NOFO	6/16/2021	NOFO URL	1,000,000	7/27/2021	TBD	TBD	TBD	
	FY 2021 Homeland Security Preparedness Technical Assistance Program	NOFO	6/23/2021	NOFO URL	525,000	7/30/2021	TBD	TBD	TBD	Projected No. of awards is 3.
US DOJ										
	FY 2021 COPS Hiring Program (CHP) Program	NOFO	5/7/2021	NOFO URL	140,000,000	6/22/2021	TBD	TBD	TBD	Solicitation
	COPS Community Policing Development Funds	NOFO	6/3/2021	NOFO URL	22,000,000	7/22/2021	TBD	TBD	TBD	
DOE										
	Advanced Research Projects Agency – Energy	FOA	2/11/2021	FOA URL	100,000,000	TBD	TBD	TBD	TBD	Development of high-potential, high-impact energy technologies.
EPA										
	Water Infrastructure Finance and Innovation Act	NOFA	4/29/2021	NOFA URL	54,500,000	7/23/2021	TBD	TBD	TBD	
	State Infrastructure Finance Authority Water Infrastructure Finance & Innovation Act	NOFA	4/29/2021	NOFA URL	5,000,000	6/25/2021	TBD	TBD	TBD	
FAA										
	Airport Coronavirus Response Grant Program	Notice	12/31/2020	Notice URL	2,000,000,000	TBD	TBD	TBD	TBD	
	Aviation Workforce Development Grant Program - Aviation Maintenance	NOFO	1/20/2021	NOFO URL	5,000,000	3/22/2021	TBD	TBD	TBD	
	Aviation Workforce Development Grant Program - Aircraft Pilots	NOFO	1/20/2021	NOFO URL	5,000,000	3/22/2021	TBD	TBD	TBD	
	Small Community Air Service Development Program	NOFO	1/20/2021	NOFO URL	18,000,000	3/1/2021	TBD	TBD	TBD	Rev. closing date - original was 1/26/2021
	Environmental Mitigation Pilot Program	NOFO	5/10/2021	NOFO URL	15,000,000	7/9/2021	TBD	TBD	TBD	
FHWA										
	Highway Construction Workforce Partnership (HCWP) Grant Program	NOFO	1/5/2021	NOFO URL	4,000,000	2/22/2021	TBD	TBD	TBD	
	Commuter Authority Rail Safety Improvement (CARSI) Grants	NOFO/AWARD	8/26/2020	NOFO URL	50,000,000		40,255,750	Award URL	1/14/2021	
	Operation Lifesaver	AWARD			200,000		200,000	Award URL	5/13/2021	O.L. is a nonprofit public safety education org.
	Operation Lifesaver	AWARD					245,317	Award URL	5/25/2021	Competitive rail safety awareness grants
	Accelerated Innovation Deployment Demonstration Grants	NOFO/AWARD	7/16/2020	NOFO URL	5,000,000	See note.	5,619,191	Award URL	5/26/2021	Rolling solicitation.
	Advanced Transportation and Congestion Mgt. Technologies Deployment Initiative	NOFO	6/23/2021.	NOFO URL	60,000,000	8/23/2021	TBD	TBD	TBD	
FRA										
	FY 2021 Supplemental for the NEC Cooperative Agreement to Amtrak	NOFO	2/11/2021	NOFO URL	1,209,483,050	2/22/2021	TBD	TBD	TBD	Consolidated Approp. Act, 2021 (P.L. 116-260)
	FY 2021 Supp. for the National Network Cooperative Agreement to Amtrak	NOFO	2/11/2021	NOFO URL	1,380,241,050	2/22/2021	TBD	TBD	TBD	Consolidated Approp. Act, 2021 (P.L. 116-260)
	FY 2021 Supp.for the NEC Cooperative Agreement to Amtrak	NOFO	2/9/2021	NOFO URL	969,388,160	4/23/2021	TBD	TBD	TBD	American Rescue Plan Act, 2021
	FY 2021 Supp. for the National Network Cooperative Agreement to Amtrak	NOFO	2/9/2021	NOFO URL	728,611,840	4/23/2021	TBD	TBD	TBD	American Rescue Plan Act, 2021

**SELECTED TRANSPORTATION NOTICE OF FUNDING OPPORTUNITIES (NOFOs) &/OR AWARDS
(SCORECARD for CY 2021)**

6/23/2021

[illegible]

SAN JOAQUIN REGIONAL RAIL COMMISSION

Meeting of July 2, 2021

STAFF REPORT

Item 3.7

ACTION

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing and Directing the Chair and the Executive Director to:

- 1. Amend the Measure K Cooperative Agreement C-18-004 with San Joaquin Council of Governments (SJCOG) to Extend through Fiscal Year 2021/2022 and Decrease Capital Projects for Fiscal Year 2018/2019 by \$3,842 and Increase Capital Projects for Fiscal Year 2021/2022 by \$7,392,637**
- 2. Amend the Measure K Cooperative Agreement C-18-005 with SJCOG to Extend through Fiscal Year 2021/2022 and Decrease Operations for Fiscal Year 2018/2019 by \$2,380,516 and for Fiscal Year 2019/2020 by \$778,861 and Increase Operations for Fiscal Year 2021/2022 by \$2,392,686**

Background:

The San Joaquin Regional Rail Commission (Rail Commission) prepares Measure K Renewal Cooperative Agreements (Agreements) to be consistent with the Rail Commission's adopted Budget. The Agreements are funding mechanisms to allocate Measure K revenues to the Rail Commission work activities. Agreements are created for both Operations and Capital Projects, with each agreement identifying the work tasks of each major category, the overall project timeline, cost, and the Measure K funding share of each component. Agreements are jointly developed with SJRRC & SJCOG and are consistent with the Commission's adopted Budget and projections.

In the past, Agreements were created and approved on an annual basis; however, beginning in Fiscal Year (FY) 2017/2018, the Agreements were drafted to cover a three-year period from FY 2017/2018 through FY 2019/20. The Agreements were subsequently amended to extend through FY 2020/2021. Amendments to the Agreements are now needed to extend the agreements through FY 2021/2022, reflect actual operations costs in prior fiscal years, and be consistent with recently adopted FY 2021/2022 Work Program and Capital Budget. All Amendments have been approved by the SJCOG Board and do not constitute amendments to the SJRRC/ACE/SJJPB Budgets.

Below is an outline of the amendments recommended:

FY 2018/2019 Capital Projects:

- Reduces Capital Projects by \$3,842 for the Non-Revenue Vehicles project. The project was budgeted for \$150,000 and came in at \$146,158, resulting in cost savings.

FY 2021/2022 Capital Projects:

- Increases Cabral Station Track Extension by \$3,100,000. The project and funding were approved as part of the FY 2021/2022 Work Program and Capital Budget.
- Adds Locomotive Purchase project in the amount of \$2,920,532. The project and funding were approved as part of the FY 2021/2022 Work Program and Capital Budget.

- Increases Capital Projects by \$300,000 for Capital Spares, \$648,503 for Union Pacific Railroad Capital Access Fee, \$223,602 for SJCOG Consolidated Loan Payment, and \$200,000 for Positive Train Control. These projects and funding were approved as part of the FY 2021/2022 Work Program and Capital Budget.

FY 2018-19 Operations:

- Decreases Operations by \$2,380,516 to reflect the actual Measure K Operations expenditures in FY 2018/2019.

FY 2019-20 Operations:

- Decreases Operations by \$778,861 to reflect the actual Measure K Operations expenditures in FY 2019/2020.

FY 2021-22 Operations:

- Increases Operations by \$2,392,686, which is consistent with the funding amount approved as part of the FY 2021/2022 Work Program and Capital Budget.

Fiscal Impact:

Revenue and Expenses identified in the Measure K Renewal Cooperative Agreements are consistent with the approved Fiscal Year 2021/2022 SJRRC/ACE/SJJPA Work Program and Capital Budgets and projections.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing and Directing the Chair and the Executive Director to:

1. Amend the Measure K Cooperative Agreement C-18-004 with San Joaquin Council of Governments (SJCOG) to Extend through Fiscal Year 2021/2022 and Decrease Capital Projects for Fiscal Year 2018/2019 by \$3,842 and Increase Capital Projects for Fiscal Year 2021/2022 by \$7,392,637
2. Amend the Measure K Cooperative Agreement C-18-005 with SJCOG to Extend through Fiscal Year 2021/2022 and Decrease Operations for Fiscal Year 2018/2019 by \$2,380,516 and for Fiscal Year 2019/2020 by \$778,861 and Increase Operations for Fiscal Year 2021/2022 by \$2,392,686

RESOLUTION SJRRC-R-21/22-

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN REGIONAL RAIL COMMISSION AUTHORIZING AND DIRECTING THE CHAIR AND THE EXECUTIVE DIRECTOR TO:

1. AMEND THE MEASURE K COOPERATIVE AGREEMENT C-18-004 WITH SAN JOAQUIN COUNCIL OF GOVERNMENTS (SJCOG) TO EXTEND THROUGH FISCAL YEAR 2021/2022 AND INCREASE ~~INCREASE~~ **DECREASE** CAPITAL PROJECTS FOR FISCAL YEAR 2018/2019 BY \$3,842 AND INCREASE CAPITAL PROJECTS FOR FISCAL YEAR 2021/2022 BY \$7,392,637
2. AMEND THE MEASURE K COOPERATIVE AGREEMENT C-18-005 WITH SJCOG TO EXTEND THROUGH FISCAL YEAR 2021/2022 AND DECREASE OPERATIONS FOR FISCAL YEAR 2018/2019 BY \$2,380,516 AND FOR FISCAL YEAR 2019/2020 BY \$778,861 AND INCREASE OPERATIONS FOR FISCAL YEAR ~~2020/2021~~ **2021/2022** BY \$2,392,686

WHEREAS, the San Joaquin Regional Rail Commission is an eligible recipient of Measure K funds which are used for both Operations and Capital Projects; and

WHEREAS, amendments needed to extend the agreements through FY 2021/2022, reflect actual operations costs in prior fiscal years, and be consistent with recently adopted Fiscal Year 2021/2022 Work Program and Capital Budget; and

WHEREAS, all Amendments have been approved by the San Joaquin Council of Governments (SJCOG) Board and do not constitute amendments to the SJRRC/ACE/SJJPA Budgets; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Authorizes and Directs the Chair and the Executive Director to:

1. Amend the Measure K Cooperative Agreement C-18-004 with San Joaquin Council of Governments (SJCOG) to Extend through Fiscal Year 2021/2022 and ~~Increase~~ **Decrease** Capital Projects for Fiscal Year 2018/2019 by \$3,842 and Increase Capital Projects for Fiscal Year 2021/2022 by \$7,392,637
2. Amend the Measure K Cooperative Agreement C-18-005 with SJCOG to Extend through Fiscal Year 2021/2022 and Decrease Operations for Fiscal Year 2018/2019 by \$2,380,516 and for Fiscal Year 2019/2020 by \$778,861 and Increase Operations for Fiscal Year ~~2020/2021~~ **2021/2022** by \$2,392,686

PASSED AND ADOPTED, by the San Joaquin Regional Rail Commission this
2nd day of July 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

SAN JOAQUIN REGIONAL
RAIL COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION

Meeting of July 2, 2021

STAFF REPORT

Item 3.8

ACTION

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Fiscal Year 2020-21 Transportation Development Act (TDA) Claim and Authorizing Submission by the Executive Director to the San Joaquin Council of Governments for Local Transportation Funds (LTF) and State Transit Assistance Funds (STA) for a Total of \$13,159,865

Background:

The Transportation Development Act (TDA) provides two sources of major funding for transportation in California: The Local Transportation Fund (LTF) and the State Transit Assistance (STA) fund. As a direct claimant for both LTF and STA funding from the San Joaquin Council of Governments (SJCOG), Rail Commission staff have prepared a TDA claim for Fiscal Year 2020-21 funding and unclaimed funds from previous years for the following amounts:

Local Transportation Funds	\$8,107,321
State Transit Assistance Funds	\$5,052,544
Total Gross TDA Claim Amount	\$13,159,865
Less Previous Year Unexpended Carryover	\$6,685,304
Net 2020-21 SJRRC TDA Funds	\$6,474,561

The total amount for Operations is \$11,538,071 and \$1,621,794 for Capital.

Fiscal Impact:

This TDA claim is consistent with the Fiscal Year 2020/2021 Work Program & Budget.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Fiscal Year 2020-21 Transportation Development Act (TDA) Claim and Authorizing Submission by the Executive Director to the San Joaquin Council of Governments for Local Transportation Funds (LTF) and State Transit Assistance Funds (STA) for a Total of \$13,159,865.

RESOLUTION SJRRC-R-21/22-

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN
REGIONAL RAIL COMMISSION APPROVING THE FISCAL YEAR 2020-21
TRANSPORTATION DEVELOPMENT ACT (TDA) CLAIM AND AUTHORIZING
SUBMISSION BY THE EXECUTIVE DIRECTOR TO THE SAN JOAQUIN COUNCIL
OF GOVERNMENTS FOR LOCAL TRANSPORTATION FUNDS (LTF) AND STATE
TRANSIT ASSISTANCE FUNDS (STA) FOR A TOTAL OF \$13,159,865**

WHEREAS, the San Joaquin Regional Rail Commission is the owner operator of the Altamont Corridor Express (ACE) Service; and

WHEREAS, the State of California enacted the Transportation Development Act (TDA) in 1972 to provide funds for transportation needs each fiscal year; and

WHEREAS, the San Joaquin Regional Rail Commission is an eligible claimant of Transportation Development Act funds administered by the San Joaquin Council of Governments; and

WHEREAS, the San Joaquin Regional Rail Commission incorporates the Transportation Development Act funds into the approved FY2020-21 operating and capital budgets;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Approves the Fiscal Year 2020-21 Transportation Development Act (TDA) Claim and Authorizing Submission by the Executive Director to the San Joaquin Council of Governments for Local Transportation Funds (LTF) and State Transit Assistance Funds (STA) for a Total of \$13,159,865.

PASSED AND ADOPTED, by the Board of Commissioners this 2nd day of July 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

SAN JOAQUIN REGIONAL
RAIL COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION

Meeting of July 2, 2021

STAFF REPORT

Item 3.9

ACTION

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Herzog Technologies, Inc. for Hosted Back Office Services for Positive Control Technologies to Increase the Total Compensation by an Amount of \$261,600 with the Total Contract Amount Not-To-Exceed \$1,192,100

Background:

Positive Train Control (PTC) was mandated by Congress in the Rail Safety Improvement Act (RSIA) of 2008 for all railroads that carry passengers or hazardous materials. It is a set of highly advanced technologies designed to automatically stop a train before certain types of accidents occur. PTC must prevent train-to-train collisions, derailments caused by excessive speed, unauthorized incursions by trains onto sections of track where maintenance activities are taking place, and movement of a train through a track switch left in the wrong position.

To support the Altamont Corridor Express (ACE) PTC operation on Union Pacific Railroad (UPRR) and Caltrain territory, the Rail Commission procured PTC Hosted Back Office Services (PTC-BOS) in 2017 with Herzog Technologies, Inc. This Service provides for crew initialization, train consist information, reporting of positive train stop brake applications, software updates, security key updates, and creates an interface to the nationwide PTC Multiprotocol Label Switching (MPLS) network.

The contract was approved by the Board in 2017 and was for an amount not-to-exceed \$865,000 for the base term and had two, one-year options.

The Rail Commission has chosen to utilize the first option year for Fiscal Year 2021/2022.

Procurement Approach

The amendment was handled in accordance with SJRRC's Procurement Manual. The original agreement was awarded in February 2018. This amendment commencement date is July 3, 2021, with an end date of June 30, 2022. The amendment not-to-exceed amount is \$261,600 and includes monthly expenses for modem SIM cards, PTC-BOS Operations, and Maintenance.

Procurement and Contracts Staff reviewed and confirmed the price of the amendment to be fair and reasonable.

Fiscal Impact:

Expenses for this project are identified in the approved SJRRC/ACE/SJJPFA Fiscal Year 2021/2022 Budget in the Positive Train Control line and is funded by CARES Act.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Herzog Technologies, Inc. for Hosted Back Office Services for Positive Control Technologies to Increase the Total Compensation by an Amount of \$261,600 with the Total Contract Amount Not-To-Exceed \$1,192,100.

RESOLUTION SJRRC-R-21/22-

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN
REGIONAL RAIL COMMISSION APPROVING AMENDMENT 01 TO THE
AGREEMENT WITH HERZOG TECHNOLOGIES, INC. FOR HOSTED BACK OFFICE
SERVICES FOR POSITIVE CONTROL TECHNOLOGIES TO INCREASE THE TOTAL
COMPENSATION BY AN AMOUNT OF \$261,600 WITH THE TOTAL CONTRACT
AMOUNT NOT-TO-EXCEED \$1,192,100**

WHEREAS, Positive Train Control (PTC) was mandated by Congress in the Rail Safety Improvement Act (RSIA) of 2008 for all railroads that carry passengers or hazardous materials; and

WHEREAS, to support the Altamont Corridor Express (ACE) PTC operation, the Rail Commission procured PTC Hosted Back Office Services (PTC-BOS) in 2017 with Herzog Technologies, Inc.; and

WHEREAS, the contract was approved by the Board in 2017 and was for an amount not-to-exceed \$865,000 for the base term and had two, one-year options; and

WHEREAS, the Rail Commission has chosen to utilize the first option year for Fiscal Year 2021/2022; and

WHEREAS, expenses for this project are identified in the approved SJRRC/ACE/SJJPA Fiscal Year 2021/2022 Budget in the Positive Train Control line and is funded by CARES Act; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Approves Amendment 01 to the Agreement with Herzog Technologies, Inc. for Hosted Back Office Services for Positive Control Technologies to Increase the Total Compensation by an Amount of \$261,600 with the Total Contract Amount Not-To-Exceed \$1,192,100

PASSED AND ADOPTED, by the San Joaquin Regional Rail Commission this 2nd day of July 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

SAN JOAQUIN REGIONAL
RAIL COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION

Meeting of July 2, 2021

STAFF REPORT

Item 4

ACTION

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with WSP USA Inc. for Construction Management Services for the Stockton Rail Maintenance Facility Expansion Project for an Amount Not-To-Exceed \$1,699,698 and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects

Background

The Stockton Regional Rail Maintenance Facility (RMF) Expansion project will provide a cost-effective option for maintaining intercity rail equipment by expanding the existing, centrally located ACE maintenance facility in Stockton. Currently, the RMF has the capacity to store six (6) full trainsets without effecting operations. The Stockton RMF Expansion would allow for the repair, maintenance, and storage of new state-owned Siemens Venture cars for the San Joaquins, anticipated for delivery in 2022. Construction Management services are necessary to assist Rail Commission staff in the oversight of the construction contractor for the project.



Procurement Approach

In March 2021, Rail Commission staff solicited Request for Proposals (RFP) for Construction Management services. The RFP solicitation was requested from SJRRC's pre-qualified consultant list that was established in 2019 under RFQ 19-C668.

In response to the RFP, three (3) of the seven (7) firms solicited from SJRRC's pre-qualified project development services list responded by the due date of April 22, 2021.

The Procurement and Contracts Department reviewed the proposals and deemed all proposals received were responsive in meeting the RFP requirements.

The three (3) consulting firm responses were reviewed and scored by a review panel consisting of staff from the Rail Commission. Based on scores and ranking the review panel concluded that oral presentations were not required to select the most responsive firm the project. Staff deemed WSP USA, Inc. the most responsive and responsible proposer.

Contract Structure:

The estimated contract commencement date is July 3, 2021, with an end date of June 30, 2024. There are no option years. Procurement and Contracts Staff reviewed and confirmed the price of the agreement to be fair and reasonable.

Fiscal Impact:

Expenditures are identified in the SJRRC/ACE/SJIPA Fiscal Year 2021/2022 Capital Budget and are funded with State Transportation Improvement Program (STIP), Proposition 116, and State Rail Assistance (SRA) program funds.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with WSP USA Inc. for Construction Management Services for the Stockton Rail Maintenance Facility Expansion Project for an Amount Not-To-Exceed \$1,699,698 and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects.

RESOLUTION SJRRC-R-21/22-

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN REGIONAL RAIL COMMISSION APPROVING AN AGREEMENT WITH WSP USA INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE STOCKTON RAIL MAINTENANCE FACILITY EXPANSION PROJECT FOR AN AMOUNT NOT-TO-EXCEED \$1,699,698 AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL DOCUMENTS RELATED TO THE PROJECTS

WHEREAS, the Rail Commission secured funding from multiple sources including State Transportation Improvement Program (STIP), Proposition 116, and State Rail Assistance (SRA) funds for the Stockton Rail Maintenance Facility Expansion Project; and

WHEREAS, Construction Management services are necessary to assist Rail Commission staff in the oversight of the construction contractor for the project; and

WHEREAS, a Request for Qualifications (RFQ) was released on January 15, 2019 for On-Call Professional Consulting Services for the Capital Projects Program; and

WHEREAS, on May 3, 2019, the SJRRC Board established a Pre-Qualified On-Call Construction Management Services for the Capital Projects Program; and

WHEREAS, a Request for Proposals (RFP) was released to the Pre-Qualified List in March 2021 with proposals due on April 22, 2021; and

WHEREAS, three (3) proposals were received, and the written proposals were scored but Rail Commission staff who concluded that oral presentations were not required to select the most responsive firm the project; and

WHEREAS, based on the scores, staff deemed WSP USA, Inc. the most responsive and responsible proposer; and

WHEREAS, the Rail Commission came to an agreement on the terms and prices with WSP USA, Inc; and

WHEREAS, expenditures are identified in the SJRRC/ACE/SJJPA Fiscal Year 2021/2022 Capital Budget and are funded with State Transportation Improvement Program (STIP), Proposition 116, and State Rail Assistance (SRA) program funds; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Approves an Agreement with WSP USA Inc. for Construction Management Services for the Stockton Rail Maintenance Facility Expansion Project for an Amount Not-To-Exceed \$1,699,698 and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects

PASSED AND ADOPTED, by the Board of Commissioners this 2nd day of July 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

SAN JOAQUIN REGIONAL
RAIL COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION

Meeting of July 2, 2021

STAFF REPORT

Item 5

ACTION

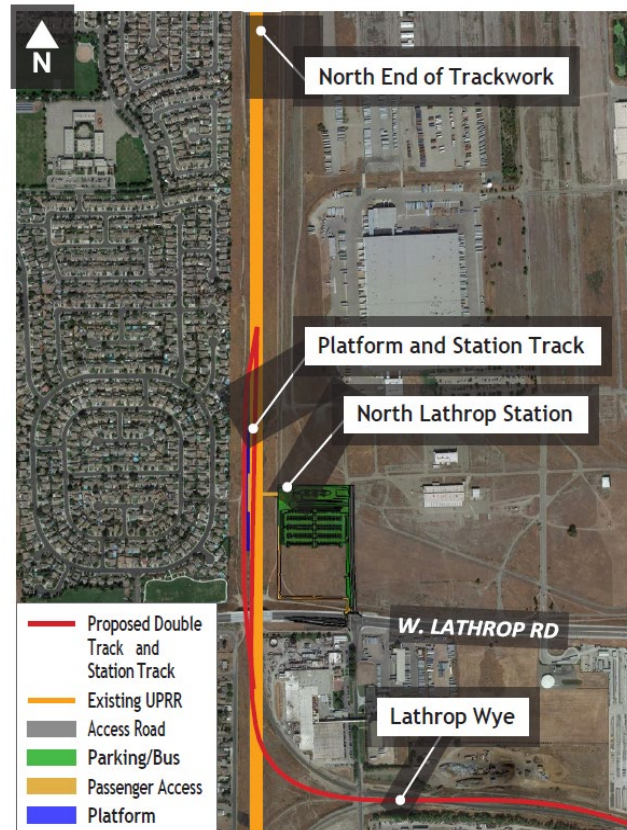
Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with AECOM Technical Services, Inc. for Project Development Consulting Services for North Lathrop Transfer Station at Sharpe Army Depot Project and Increase the Total Compensation by an Amount of \$322,900 for a New Contract Amount Not-To-Exceed \$3,345,936 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Background:

The North Lathrop Transfer Station is located in the City of Lathrop at the Sharpe Army Depot. The project is a key component of the Rail Commission's Valley Rail Expansion Program. The transfer station will enable transfers between three northbound Altamont Corridor Express (ACE) trains (Merced to Natomas) and three southbound trains (Stockton/Natomas to San Jose). As a result, all four future trains from the Merced Extension will be able to carry passengers going to the Tri-Valley and Silicon Valley. These passengers make up a significant portion of the extension's ridership.

The Project will consist of the following:

- Construction of a new ACE center loaded platform within the Union Pacific Railroad Fresno Subdivision
- Construction of a station facility within the Sharpe Army Depot, including a parking lot, a kiss-and-ride zone, a bus transfer center, bicycle and pedestrian access facilities, and an access road.
- Double tracking the Lathrop Wye to accommodate and enable more efficient movement of passengers and freight traffic.



Project Location Map

In March 2021, the Rail Commission approved making the North Lathrop Transfer Station the 2021 Federal Legislative Priority for the San Joaquin Council of Governments One Voice® program. Subsequently, on Tuesday April 13, 2021, the US Department of Transportation (USDOT) issued a Notice of Funding Opportunity (NOFO) for the

Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program. Approximately \$1 billion in funding is available and applications are due July 12, 2021.

AECOM Technical Services, Inc. (AECOM) is currently preparing the final design for the North Lathrop Station. Rail Commission staff requested that AECOM assist with the preparation of the RAISE grant, focusing on the preparation of the Benefit Cost Analysis. In addition, AECOM will prepare environmental documentation necessary under the National Environmental Policy Act (NEPA) for the project to receive federal funds if the RAISE grant is awarded.

In May 2021, the Board approved an amendment to an agreement with O'Dell Engineering to utilize their subconsultant VIA to develop Design Guidelines and Criteria for the Valley Rail Stations. Staff has also requested that AECOM coordinate with O'Dell Engineering in developing Design Guidelines and Criteria to support the station specific Design Teams working on the various new Valley Rail stations. These guidelines and criteria are being developed such that they can easily be used in the future to address renovations to SJRRC's existing stations. The Design Guidelines and Criteria are being developed with input and guidance from the SJRRC Station/Facilities Development Committee, with the goal of work being completed by January 2022. AECOM's specific task for the design guidelines include infrastructure elements such as:

- Pedestrian Overcrossing Design (utilizing work already included in scope of North Lathrop Station design)
- Pedestrian Tunnels and Ramps/Stair Access Structures
- Pier Protection Walls
- Slope Tie-Back Walls
- Platform Structural Design Elements
- Horizontal and Vertical Clearance Diagrams for Approval by UPRR

Procurement Approach

The amendment was handled in accordance with SJRRC's Procurement Manual. The original agreement was awarded in August 2020. This amendment commencement date is July 3, 2021, with an end date of June 30, 2024. The amendment not-to-exceed amount is \$322,900 and includes assistance with development and submission of the 2021 RAISE Grant, preparation, and submission of NEPA documentation, and providing the structural and railroad infrastructure component of the Station Design Guidelines and Criteria. Budget has been included in this amendment for the original Agreement in order to include management of these three new tasks.

Procurement and Contracts Staff reviewed and confirmed the price of the amendment to be fair and reasonable.

Fiscal Impact:

Expenses for this project are identified in the approved SJRRC/ACE/SJJPA Fiscal Year 2021/2022 Capital Budget and are funded by SB 132 grant funds.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with AECOM Technical Services, Inc. for Project Development Consulting Services for North Lathrop Transfer Station at Sharpe Army Depot Project and Increase the Total Compensation by an Amount of \$322,900 for a New Contract Amount Not-To-Exceed \$3,345,936 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project.

RESOLUTION SJRRC-R-21/22-

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN
REGIONAL RAIL COMMISSION APPROVING AMENDMENT 01 TO THE
AGREEMENT WITH AECOM TECHNICAL SERVICES, INC. FOR PROJECT
DEVELOPMENT CONSULTING SERVICES FOR NORTH LATHROP TRANSFER
STATION AT SHARPE ARMY DEPOT PROJECT AND INCREASE THE TOTAL
COMPENSATION BY AN AMOUNT OF \$322,900 FOR A NEW CONTRACT AMOUNT
NOT-TO-EXCEED \$3,345,936 AND AUTHORIZING THE EXECUTIVE DIRECTOR TO
EXECUTE ANY AND ALL DOCUMENTS RELATED TO THE PROJECT**

WHEREAS, the North Lathrop Transfer Station is located in the City of Lathrop at the Sharpe Army Depot and is a key component of the Rail Commission's Valley Rail Expansion Program which will enable transfers between three northbound and three southbound ACE trains; and

WHEREAS, AECOM Technical Services, Inc. (AECOM) is currently preparing the final design for the North Lathrop Station and Rail Commission staff requested that AECOM assist with the preparation of the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant, including environmental documentation under the National Environmental Policy Act (NEPA); and

WHEREAS, the amendment includes assistance with development and submission of the 2021 RAISE Grant, preparation, and submission of NEPA documentation, and providing the structural and railroad infrastructure component of the Station Design Guidelines and Criteria; and

WHEREAS, budget has been included in this amendment for the original Agreement in order to include management of these three new tasks; and

WHEREAS, expenses for this project are identified in the approved SJRRC/ACE/SJJPA Fiscal Year 2021/2022 Capital Budget and is funded by SB 132 grant funds; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Approves Amendment 01 to the Agreement with AECOM Technical Services, Inc. for Project Development Consulting Services for North Lathrop Transfer Station at Sharpe Army Depot Project and Increase the Total Compensation by an Amount of \$322,900 for a New Contract Amount Not-To-Exceed \$3,345,936 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

PASSED AND ADOPTED, by the San Joaquin Regional Rail Commission this
2nd day of July 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

SAN JOAQUIN REGIONAL
RAIL COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION

Meeting of July 2, 2021

STAFF REPORT

Item 6

ACTION

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with SENER Engineering and Systems, Inc. for Project Development Consulting Services for Stanislaus River Bridge Project and Increase the Total Compensation by an Amount of \$2,045,768 for a New Contract Amount Not-To-Exceed \$3,580,932 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Background:

In February 2020, the SJRRC Board approved an agreement with SENER Engineering and Systems, Inc. (SENER) to prepare the final design Project Specifications & Estimates (PS&E) for the Stanislaus River Bridge Project. This project is located in and near the City of Ripon in San Joaquin County and the community of Salida in Stanislaus County. The original contract did not include any track work associated with the bridge. It is now necessary to design track work to connect with the work being designed to the north by O'Dell Engineering and to the south by AECOM for the Modesto Station. This segment is required to be converted to double-track in the future by Union Pacific Railroad for the Valley Rail Program. Approximately 3.4 miles of track would connect across the new Stanislaus River Bridge between the northern end of the new bridge and near the State Route 99 / Pelandale Avenue Interchange. When combined with the new bridge this would provide a standalone project and allows the project to potentially compete for future federal funding opportunities.

Rail Commission staff requested that SENER prepare a scope and fee to prepare this design work. In addition, Rail Commission staff requested that SENER prepare a scope and fee to prepare National Environmental Policy Act (NEPA) documentation necessary for federal environmental approval for the bridge and trackwork. Preparing this NEPA documentation will allow the project to be prepared to move forward if federal funding becomes available for the project.



Procurement Approach

The amendment was handled in accordance with SJRRC's Procurement Manual. The original agreement was awarded in February 2020. This amendment commencement date is July 3, 2021, with an end date of June 30, 2024. The amendment not-to-exceed amount is \$2,045,768 and includes project management services, engineering and structural design, NEPA environmental clearance, geotechnical and field investigations, surveying, utility and railroad coordination, and other needed services.

Procurement and Contracts Staff reviewed and confirmed the price of the amendment to be fair and reasonable.

Fiscal Impact:

Expenses for this project are identified in the approved SJRRC/ACE/SJJPA Fiscal Year 2021/2022 Capital Budget and is funded by SB 132 grant funds.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with SENER Engineering and Systems, Inc. for Project Development Consulting Services for Stanislaus River Bridge Project and Increase the Total Compensation by an Amount of \$2,045,768 for a New Contract Amount Not-To-Exceed \$3,580,932 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project.

RESOLUTION SJRRC-R-21/22-

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN REGIONAL RAIL COMMISSION APPROVING AMENDMENT 01 TO THE AGREEMENT WITH SENER ENGINEERING AND SYSTEMS, INC. FOR PROJECT DEVELOPMENT CONSULTING SERVICES FOR STANISLAUS RIVER BRIDGE PROJECT AND INCREASE THE TOTAL COMPENSATION BY AN AMOUNT OF \$2,045,768 FOR A NEW CONTRACT AMOUNT NOT-TO-EXCEED \$3,580,932 AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL DOCUMENTS RELATED TO THE PROJECT

WHEREAS, the Rail Commission secured funding from State Bill (SB) 132 for the Stanislaus River Bridge Project as part of the Valley Rail Program; and

WHEREAS, in February 2020, the Rail Commission and SENER Engineering and Systems, Inc. entered into an agreement for the Stanislaus River Bridge Project; and

WHEREAS, Rail Commission staff requested that SENER Engineering and Systems, Inc. prepare an estimate to prepare design plans for track work needed and estimate to prepare National Environmental Policy Act (NEPA) documentation; and

WHEREAS, this contract amendment for the increased project limits related to the Stanislaus River Bridge Project requires a compensation increase of \$2,045,768 for a new amount not-to-exceed \$3,580,932; and

WHEREAS, expenses for this project are identified in the approved SJRRC/ACE/SJJPA Fiscal Year 2021/2022 Capital Budget and is funded by SB 132 grant funds; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission Hereby Approves Amendment 01 to the Agreement with SENER Engineering and Systems, Inc. for Project Development Consulting Services for Stanislaus River Bridge Project and Increase the Total Compensation by an Amount of \$2,045,768 for a New Contract Amount Not-To-Exceed \$3,580,932 and Authorizes the Executive Director to Execute Any and All Documents Related to the Project

PASSED AND ADOPTED, by the Board of Commissioners on this 2nd day of July 2021,
by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

SAN JOAQUIN REGIONAL RAIL
COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION

Meeting of July 2, 2021

STAFF REPORT

Item 7

ACTION

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency for ACE Advertising Services for an Amount Not-To-Exceed \$300,000 and Authorizing the Executive Director to Execute Any and All Documents Related to the Agreement

Background:

With California continuing positive steps toward pandemic recovery, the Rail Commission is in need of contractor assistance for the Customer Engagement and Marketing Department to perform activities related to advertising, graphic design, creative services, and assistance with its post-COVID-19 market re-entry and ridership recovery plan. With the significant impacts of COVID-19 on ridership, a Request for Proposals (RFP) was released to acquire the services of an expert creative marketing agency to help position the service for ridership recovery and assist in ongoing agency design and communication efforts. The primary area of focus for this contract are the following:

Advertising Services: The contractor will collaborate with staff to position ACE with creative messaging and efficiently target riders with appropriate media buys. The advertising strategy will focus on a mix of media with a digital first (social, pre-roll, programmatic, search etc.) mentality though traditional media (print, radio, tv, and out-of-home) will not be ruled out where appropriate. A preferred diversification of media channels allows tailored messages to be delivered based on the audience demographics. A key focus will be deploying advertising campaigns to introduce ACE to new ridership segments.

Graphic Design Services: The contract will assist staff with graphic design services. The contractor is expected to work creatively within the established ACE brand guidelines while also providing creative, eye catching designs. Projects include advertising, social content, onboard posters, station posters, Wi-Fi portal graphics, website and other collaborative help when necessary.

Creative Services: A near-term project will be to refresh the ACE photography and videography library. Capturing new onboard and exterior photos of the service will be helpful tools for advertising and other outreach efforts.

Though significant work is anticipated to be needed to support market re-entry and ridership recovery, the contractor will work on an as-needed basis.

Procurement Approach

On March 12, 2021, the Rail Commission released a Request for Proposals (RFP) via Planet Bids to solicit a consultant for ACE Advertising Services. By utilizing Planet Bids, one hundred nineteen (119) firms were notified of the opportunity. Thirty-two (32) firms showed interest and six (6) firms submitted a proposal.

On the due date of May 6, 2021, the Rail Commission received a proposal from the following firm(s):

- Celtis Ventures, Inc.
- GenZ Publishing, LLC
- Goodsides LLC
- Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency
- TRAFFIK, LLC
- We the Creative

The proposals received were reviewed for completeness and responsiveness by the Procurement and Contracts Department. All proposals received were deemed responsive and were evaluated by a panel consisting of the Rail Commission's Marketing Manager, Senior Marketing Coordinator, Administrative Coordinator, and the Tri-Valley-San Joaquin Valley Regional Rail Authority Executive Director.

Following the initial evaluation of the written proposals, the following two (2) firms were invited for interviews and presentations:

- Celtis Ventures, Inc.
- Jeffrey Scott Agency

The firms were evaluated on their presentations and responses to the evaluation panel's questions. After combining the scores from the written proposals and interviews, staff deemed Jeffrey Scott Advertising, Inc. as the most responsive and responsible proposer.

Contract Structure

The contract commencement date is July 3, 2021, with an end date of June 30, 2023, with two (2) option years that can be renewed at the sole discretion of the Rail Commission. The base contract amount of \$300,000 is for two (2) years and will be split evenly for a not-to-exceed amount for \$150,000 per year.

If any option years are utilized, price will be negotiated in advance and will be brought to the board for approval as part of the annual budget review and approval process.

Fiscal Impact:

Expenses for this project are identified in the approved SJRRC/ACE/SJJPA Fiscal Year 2021/2022 Budget in the Community Engagement and Marketing line and is funded by fares.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency for ACE Advertising Services for an Amount Not-To-Exceed \$300,000 and Authorizing the Executive Director to Execute Any and All Documents Related to the Agreement.

RESOLUTION SJRRC-R-21/22-

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN
REGIONAL RAIL COMMISSION APPROVING AN AGREEMENT WITH JEFFREY
SCOTT ADVERTISING, INC. DBA JEFFREY SCOTT AGENCY FOR ACE
ADVERTISING SERVICES FOR AN AMOUNT NOT-TO-EXCEED \$300,000 AND
AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL
DOCUMENTS RELATED TO THE AGREEMENT**

WHEREAS, the Rail Commission is in need of contractor assistance for the Customer Engagement and Marketing Department to perform activities related to advertising, graphic design, creative services, and assistance with its post-COVID-19 market re-entry and ridership recovery plan; and

WHEREAS, on March 12, 2021, the Rail Commission released a Request for Proposals (RFP) via Planet Bids to solicit a consultant for ACE Advertising Services; and

WHEREAS, six (6) proposals were received and the written proposals and interviews were scored by an evaluation panel; and

WHEREAS, based on the scores, Procurements and Compliance staff deemed Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency the most responsive and responsible proposer; and

WHEREAS, the Rail Commission came to an agreement on the terms and prices with Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency; and

WHEREAS, the base contract is for two (2) years with two (2) one-year options and if utilized, price will be negotiated in advance and will be brought to the board for approval as part of the annual budget review and approval process; and

WHEREAS, expenses for this project are identified in the approved SJRRC/ACE/SJJPA Fiscal Year 2021/2022 Budget in the Community Engagement and Marketing line and are funded by fares; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Approves an Agreement with Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency for ACE Advertising Services for an Amount Not-To-Exceed \$300,000 and Authorizing the Executive Director to Execute Any and All Documents Related to the Agreement

PASSED AND ADOPTED, by the San Joaquin Regional Rail Commission this
2nd day of July 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

SAN JOAQUIN REGIONAL
RAIL COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair